ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

1979

ACTS OF THE PARLIAMENT

OF SOUTH AUSTRALIA

1979

With Tables and Indexes

Pursuant to arrangements entered into by the Government of South Australia
the Tables and Indexes in this Volume are prepared by

THE LAW BOOK COMPANY LIMITED

MELBOURNE	- -	389 LONSDALE STREET
SYDNEY	- -	301 KENT STREET
BRISBANE	- -	22 TURBOT STREET

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

1980

TABLE OF CONTENTS

	PAGE
Alphabetical list of Acts, passed in the year 1979	IX
Acts passed in the year 1979	1
Table of Public General Acts	601
Table of Public Acts of Restricted Application	661
Table of Private Acts	673
Table of Acts repealed since April, 1937	677
Table of Acts affected by Amendment or Judicial Decision	681
Table of Regulations, Rules, By-laws, Proclamations, and Notices in force	751
Index to Acts passed in the year 1979	809

Alphabetical list of Acts passed in the Year 1979

	PAGE
Aboriginal Heritage Act, 1979	294
Administration of Acts Act Amendment Act, 1979	540
Alsatian Dogs Act Amendment Act, 1979	178
Appeal Costs Fund Act, 1979	199
Appropriation Act (No. 1), 1979	85
Appropriation Act (No. 2), 1979	568
Art Gallery Act Amendment Act, 1979	592
Book Purchasers Protection Act Repeal Act, 1979	130
Business Franchise (Petroleum Products) Act, 1979	542
Cattle Compensation Act Amendment Act, 1979	594
Children's Protection and Young Offenders Act, 1979	253
Commercial Motor Vehicles (Hours of Driving) Act Amendment Act, 1979	3
Community Welfare Act Amendment Act, 1979	244
Companies Act Amendment Act, 1979	393
Constitutional Powers (Coastal Waters) Act, 1979	587
Consumer Transactions Act Amendment Act, 1979	590
Dangerous Substances Act, 1979	305
Dog Control Act, 1979	316
Door to Door Sales Act Amendment Act, 1979	228
Education Act Amendment Act, 1979	164
Eight Mile Creek (Drainage Maintenance) Act Amendment Act, 1979	88
Evidence Act Amendment Act, 1979	90
Further Education Act Amendment Act, 1979	98
Gift Duty Act Amendment Act, 1979	573
Highways Act Amendment Act, 1979	211
Industrial Conciliation and Arbitration Act Amendment Act, 1979	94
Land and Business Agents Act Amendment Act, 1979	1
Land Tax Act Amendment Act, 1979	564
Legal Practitioners Act Amendment Act, 1979	8
Legal Services Commission Act Amendment Act, 1979	216
Libraries and Institutes Act Amendment Act, 1979	144
Local Government Act Amendment Act, 1979	356
Mental Health Act Amendment Act, 1979	146
Minors Contracts (Miscellaneous Provisions) Act, 1979	180
North Haven Trust Act, 1979	188
Pay-roll Tax Act Amendment Act, 1979	574
Police Offences Act Amendment Act, 1979	222
Police Pensions Act Amendment Act, 1979	128
Prevention of Pollution of Waters by Oil Act, Amendment Act, 1979	155

Alphabetical list of Acts passed in the Year 1979—*continued*

	PAGE
Public Purposes Loan Act Amendment Act, 1979	579
Pyap Irrigation Trust Act, Amendment Act, 1979	599
Railways Act Amendment Act, 1979	223
Real Property Act Amendment Act, 1979	361
Road Maintenance (Contribution) Act Amendment Act, 1979	173
Road Maintenance (Contribution) Act Amendment Act (No. 2), 1979	561
Road Traffic Act Amendment Act, 1979	236
Road Traffic Act Amendment Act (No. 2), 1979	292
Santos (Regulation of Shareholdings) Act, 1979	535
Securities Industry Act, 1979	9
Seeds Act, 1979	148
South Australian Film Corporation Act Amendment Act, 1979	95
South Australian Gas Company's Act Amendment Act, 1979	208
South Australian Health Commission Act Amendment Act, 1979	153
South Australian Heritage Act Amendment Act, 1979	97
South Australian Heritage Act Amendment Act (No. 2), 1979	186
South Australian Institute of Technology Act Amendment Act, 1979	5
South Australian Theatre Company Act Amendment Act, 1979	204
South Australian Timber Corporation Act, 1979	117
South Australian Waste Management Commission Act, 1979	340
Stamp Duties Act Amendment Act, 1979	584
Succession Duties Act Amendment Act, 1979	586
Superannuation Act Amendment Act, 1979	126
Supply Act (No. 1) 1979	2
Supply Act (No. 2), 1979	562
Supply Act (No. 3), 1979	563
Tertiary Education Authority Act, 1979	105
Trade Standards Act, 1979	368
Unauthorized Documents Act Amendment Act, 1979	197
Water Resources Act Amendment Act, 1979	183
Wheat Industry Stabilization Act Amendment Act, 1979	224
Wheat Industry Stabilization Act Amendment Act (No. 2), 1979	598
Workmen's Compensation Act Amendment Act, 1979	386

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 1 of 1979

An Act to amend the Land and Business Agents Act, 1973-1977.

[*Assented to 15th February,* 1979]

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 and Business Agents Act Amendment Act, 1979".

(2) The Land and Business Agents Act, 1973-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Land and Business Agents Act, 1973-1979".

Amendment of principal Act, s. 89— Abolition of instalment contracts.

2. Section 89 of the principal Act is amended by inserting after subsection (4) the following subsection:—

(5) This section—

(*a*) does not apply and shall be deemed never to have applied in respect of a contract for the sale of land by the South Australian Housing Trust;

and

(*b*) does not apply in respect of a contract for the sale of land by a prescribed body.

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 2 of 1979

An Act to apply, out of the General Revenue, the sum of Two Hundred and Twenty Million Dollars to the Public Service for the financial year ending on the thirtieth day of June, 1980.

[*Assented to 22nd February,* 1979]

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), 1979".

Issue and application of $220 000 000.

2. Out of the General Revenue of the State there shall be issued and applied, from time to time, for the public service of the State for the financial year ending on the thirtieth day of June, 1980, any moneys not exceeding in the aggregate two hundred and twenty million dollars.

Payments not to exceed last years Estimates except in certain respects.

3. (1) No payments for any establishment or service shall be made out of the moneys referred to in section 2 of this Act in excess of the rates voted for similar establishments or services on the Estimates for the financial year ended on the thirtieth day of June, 1979, but there may be paid out of those moneys increases of salaries or wages payable by the Government of the State pursuant to any return made under the Acts relating to the public service, or pursuant to any regulation, or any award, order, or determination of a Court or other body empowered to fix salaries or wages.

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

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 3 of 1979

An Act to amend the Commercial Motor Vehicles (Hours of Driving) Act, 1973.

[*Assented to 22nd February,* 1979]

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 "Commercial Motor Vehicles (Hours of Driving) Act Amendment Act, 1979".

(2) The Commercial Motor Vehicles (Hours of Driving) Act, 1973, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Commercial Motor Vehicles (Hours of Driving) Act, 1973-1979".

Amendment of principal Act, s. 3—Interpretation.

2. Section 3 of the principal Act is amended—

(*a*) by striking out from subsection (1) from the definition of "commercial motor vehicle" the word "weight" and inserting in lieu thereof the word "mass";

(*b*) by striking out from subsection (3) the word "weight" wherever it occurs and inserting in lieu thereof, in each case, the word "mass";

(*c*) by striking out from subsection (4) the word "weight" wherever it occurs and inserting in lieu thereof, in each case, the word "mass";

and

(*d*) by striking out from subsection (5) the word "weight" wherever it occurs and inserting in lieu thereof, in each case, the word "mass".

Amendment of principal Act, s. 5—Driver's duty to keep authorized log book.

3. Section 5 of the principal Act is amended by striking out from subsection (4) the passage "at least once in each week the duplicate copies of every page of the log book used by him up to that time" and inserting in lieu thereof the

passage ", at intervals not exceeding one month in any case, every page marked "duplicate" in the log book that he is required to have completed up to that time".

Amendment of principal Act, s. 7— Duties of owners of motor vehicles in relation to duplicate pages of log books.

4. Section 7 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "The owner of a commercial motor vehicle shall" the passage ", at intervals not exceeding one month in any case,";

(*b*) by striking out from subsection (1) the passage "in each authorized log book that has been or should have been completed by that person" and inserting in lieu thereof the passage "in the authorized log book that the driver is required to have completed up to that time";

(*c*) by inserting in subsection (1) after the passage "three months" the passage "after so obtaining any pages";

(*d*) by striking out from subsection (2) the passage ", for a period of not less than three months,";

and

(*e*) by striking out from subsection (2) the passage "that has been or should have been completed by him as the driver of the motor vehicle" and inserting in lieu thereof the passage "that he is required to complete as the driver of the motor vehicle, for a period of not less than three months after the time at which he is required to complete that page".

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 4 of 1979

An Act to amend the South Australian Institute of Technology Act, 1972.

[*Assented to 22nd February,* 1979]

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 Institute of Technology Act Amendment Act, 1979".

(2) The South Australian Institute of Technology Act, 1972, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Institute of Technology Act, 1972-1979".

Commencement.

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

Amendment of principal Act, s. 6—Continuance and status of Council.

3. Section 6 of the principal Act is amended—

(*a*) by inserting in paragraph (*b*) of subsection (1) after the word "hold" the passage ", deal with,";

(*b*) by striking out the word "and" between paragraphs (*c*) and (*d*);

and

(*c*) by inserting after paragraph (*d*) the following paragraph:—

and

(*e*) shall hold its property on behalf of the Crown.

Amendment of principal Act, s. 7—Constitution of Council.

4. Section 7 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "twenty-one" and inserting in lieu thereof the passage "twenty-two";

(*b*) by striking out from paragraph (*d*) of subsection (2) the word "two" and inserting in lieu thereof the word "three";

and

(*c*) by inserting after subsection (2) the following subsection:—

(3) A student of the Institute is not eligible to be elected as a member of the Council under paragraph (*d*) of subsection (2) of this section if he is also a member of the staff of the Institute.

Amendment of principal Act, s. 8—Terms and conditions of offices.

5. Section 8 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "a term of three years" and inserting in lieu thereof the passage "a term (not exceeding three years) determined in accordance with the statutes";

and

(*b*) by striking out from subsection (3) the passage "a term of two years" and inserting in lieu thereof the passage "a term (not exceeding two years) determined in accordance with the statutes".

Amendment of principal Act, s. 10—Conduct of Council's business.

6. Section 10 of the principal Act is amended by striking out from subsection (2) the word "eleven" and inserting in lieu thereof the word "twelve".

Amendment of principal Act, s. 15—Power to make Crown land available to the Institute.

7. Section 15 of the principal Act is amended by inserting after subsection (2) the following subsections:—

(2a) The Council may, notwithstanding the provisions of any other Act, grant a lease of any land that has been placed under its care, control and management in pursuance of subsection (1) of this section in all respects as if the Council were the owner of an estate of fee simple in the land.

(2b) A lease granted under subsection (2a) of this section shall terminate if the Governor resumes the land to which it relates in pursuance of subsection (1) of this section.

Amendment of principal Act, s. 19—By-laws.

8. Section 19 of the principal Act is amended by inserting after subsection (7) the following subsections:—

(8) In any proceedings for an offence against a by-law—

(*a*) an allegation in a complaint that a person named in the complaint was the owner of a vehicle referred to in the complaint on a specified day shall be deemed to be proved in the absence of proof to the contrary;

and

(*b*) where it is proved that the vehicle was parked in the Institute grounds in contravention of a by-law it shall be presumed in the absence of proof to the contrary that the vehicle was so parked by the owner of the vehicle.

(9) Where it is alleged that a person has committed an offence against a by-law relating to vehicular traffic or the parking of motor vehicles, the Council may cause to be served personally or by post upon that person a notice to the effect that he may expiate the offence by payment to the Council of an amount specified in the notice, being an amount fixed by by-law, within a period specified in the notice, and if the offence is so expiated no proceedings shall be commenced in any court in respect of the alleged offence.

9. The following section is enacted and inserted in the principal Act after section 21 thereof:— Enactment of s. 22 of principal Act.

22. The Treasurer shall pay to the Council in each financial year such amounts as may be necessary, in his opinion, for the purpose of enabling the Institute adequately to perform and discharge its functions and duties under this Act. Financial provision.

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 5 of 1979

An Act to amend the Legal Practitioners Act, 1936-1977.

[*Assented to 1st March,* 1979]

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 "Legal Practitioners Act Amendment Act, 1979".

(2) The Legal Practitioners Act, 1936-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Legal Practitioners Act, 1936-1979".

Commencement.

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

Amendment of principal Act, s. 69—Legal practitioners employed by Crown may practise and appear before any court.

3. Section 69 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "who is employed by the Crown and";

and

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

(*b*) the Commissioner for Corporate Affairs or a legal practitioner acting on the instructions of the Corporate Affairs Commission,.

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 6 of 1979

An Act to regulate and control trading in securities, the licensing of persons dealing in securities and the establishment and administration by stock exchanges of fidelity funds; to repeal the Sharebrokers Act, 1945-1975; and for other purposes.

[*Assented to 1st March,* 1979]

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

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Securities Industry Act, 1979".

Commencement.

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

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

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY
PART II—ADMINISTRATION
DIVISION I—GENERAL
DIVISION II—INVESTIGATIONS
PART III—STOCK EXCHANGES
PART IV—LICENCES
PART V—CONDUCT OF SECURITIES BUSINESS
PART VI—ACCOUNTS AND AUDIT
PART VII—REGISTERS OF INTERESTS IN SECURITIES
PART VIII—DEPOSITS WITH STOCK EXCHANGES
PART IX—FIDELITY FUNDS
PART X—TRADING IN SECURITIES
PART XI—MISCELLANEOUS

PART I
Interpretation.

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

"arbitrage transaction" means a purchase or sale of securities effected in the ordinary course of trading on a stock market together with an offsetting sale or purchase of those securities effected at the same time, or at as nearly the same time as practicable, in the ordinary course of trading on another stock market for the purpose of obtaining a profit from the difference between the prices of those securities in the two stock markets:

"banker's books" means—

(*a*) books of a banker;

(*b*) cheques, orders for the payment of money, bills of exchange and promissory notes in the possession or under the control of a banker;

and

(*c*) securities or documents of title to securities in the possession or under the control of a banker whether by way of pledge or otherwise:

"books" includes any account, deed, writing or document and any other record of information however compiled, recorded or stored, whether in written or printed form or on microfilm or by electronic process or otherwise:

"business rules" in relation to a body corporate that maintains or provides, or proposes to maintain or provide, a stock market, means rules, regulations or by-laws—

(*a*) governing the activities or conduct of the body corporate or of its members;

or

(*b*) governing the activities or conduct of other persons in relation to that stock market,

being rules, regulations or by-laws made by the body corporate or contained in the memorandum of association or the articles of association of the body corporate:

"Commission" means the Corporate Affairs Commission:

"Commissioner" means the person for the time being holding, or acting in the office of Commissioner for Corporate Affairs:

"committee", in relation to a stock exchange, being a body corporate, means the committee of management, board of directors or other governing authority of the stock exchange:

"corresponding law" means a law of another State or of a Territory of the Commonwealth, being a law in respect of which a declaration referred to in subsection (7) of this section is in force:

"Court" means the Supreme Court of South Australia:

"dealer" means—

(*a*) a person who carries on a business of dealing in securities;

or

(*b*) two or more persons who together carry on a business of dealing in securities,

whether or not that business is part of, or is carried on in conjunction with, any other business:

"dealer's licence" means a dealer's licence granted under Part IV of this Act:

"dealer's representative" means a person who is employed by, or acts for or by arrangement with, a dealer, other than an exempt dealer, in connection with a business of dealing in securities carried on by the dealer:

"dealer's representative's licence" means a dealer's representative's licence granted under Part IV of this Act:

"dealing", in relation to securities, means (whether as principal or agent) acquiring, disposing of, subscribing for or underwriting securities or making or offering to make or inducing or attempting to induce a person to make or to offer to make an agreement—

(*a*) for or with respect to acquiring, disposing of, subscribing for or underwriting securities;

or

(*b*) the purpose or purported purpose of which is to secure a profit or gain to a person who acquires, disposes of, subscribes for or underwrites the securities or to any of the parties to the agreement in relation to securities:

"director" includes any person occupying or acting in the position of director of a body corporate by whatever name called and whether validly appointed to occupy or duly authorized to act in that position or not, and includes any person in accordance with whose directions or instructions the directors of a body corporate are accustomed to act:

"exempt dealer" means—

(*a*) a corporation that is declared, pursuant to paragraph (*b*) of subsection (7) of section 38 of the Companies Act, 1962-1979, to be an authorized dealer in the short term money market;

(*b*) a body corporate that is incorporated within the Commonwealth and is a public authority or an instrumentality or agency of the Crown in right of any State or the Commonwealth;

(*c*) a person who carries on a business of dealing in securities by reason that he is an official receiver or trustee within the meaning of the *Bankruptcy Act* 1966 of the Commonwealth;

(*d*) a person who carries on a business of dealing in securities by reason that he is a receiver or a receiver and manager or other person appointed by a court to carry on that business;

(*e*) subject to subsection (2) of this section, a person who is a personal representative of a deceased dealer and carries on a business of dealing in securities by reason of his appointment as such a personal representative;

(*f*) a person who carries on a business of dealing in securities by reason of his powers under any Act relating to the protection of the mentally ill or the mentally handicapped;

and

(*g*) a body corporate that carries on, or holds itself out as carrying on, a business of dealing in debentures of that body corporate but does not carry on a business of dealing in any other securities:

"investment adviser" means a person who carries on a business of advising other persons, or in the course of a business carried on by him, issues or publishes analyses or reports concerning securities, but does not include—

(*a*) a bank within the meaning of section 5 of the *Banking Act* 1959 of the Commonwealth or a bank constituted under a law of a State;

(*b*) a body corporate authorized by a law of a State or Territory of the Commonwealth to take in its own name a grant of probate of the will of a deceased person or of letters of administration of the estate of a deceased person;

(*c*) a body corporate registered under the law of the Commonwealth relating to life insurance;

(*d*) a solicitor or accountant in public practice as such whose carrying on of that business is solely incidental to the practice of his profession;

or

(*e*) a person who is the proprietor or publisher of a newspaper or periodical that is generally available to the public otherwise than only on subscription who, only in such a newspaper or periodical of which he is the proprietor or publisher, advises other persons concerning securities or issues or publishes analyses or reports concerning securities, not being the proprietor or publisher of a newspaper or periodical whose principal or only object is to advise other persons concerning securities or to issue or publish analyses or reports concerning securities:

"investment adviser's licence" means an investment adviser's licence granted under Part IV of this Act:

"investment representative" means a person who is employed by, or acts for or by arrangement with, an investment adviser, other than an investment adviser who is the holder of a dealer's licence or is an exempt dealer, in connection with a business carried on by the investment adviser of advising other persons, or in the course of which analyses or reports are issued or published, concerning securities:

"investment representative's licence" means an investment representative's licence granted under Part IV of this Act:

"licence" means—

(*a*) a dealers licence;

(*b*) a dealer's representative's licence;

(*c*) an investment adviser's licence;

or

(*d*) an investment representative's licence:

"listing rules", in relation to a stock exchange, means rules governing or relating to—

(*a*) the admission to, or removal from, the list of the stock exchange of bodies corporate, governments, unincorporate bodies or other persons for the purposes of the quotation by the stock exchange of securities of bodies corporate, governments, unincorporate bodies or other persons and for other purposes;

or

(*b*) the activities or conduct of bodies corporate, governments, unincorporate bodies and other persons who are admitted to that list,

whether those rules—

(*c*) are made by the stock exchange or are contained in the memorandum of association, or the articles of association, of the stock exchange;

or

(*d*) are made by another person and adopted by the stock exchange:

"marketable parcel" in relation to the disposal or acquisition of securities by a member of a stock exchange means a marketable parcel of those securities within the meaning of the business rules or listing rules of that stock exchange:

"member" in relation to a stock exchange means a person who is—

(*a*) a member of the stock exchange who carries on a business of dealing in securities on his own account and not in partnership;

or

(*b*) a partner in a partnership that carries on a business of dealing in securities and is recognized by the stock exchange as a member firm:

"member firm", in relation to a stock exchange, means a partnership that carries on a business of dealing in securities and is recognized by the stock exchange as a member firm:

"odd lot", in relation to securities, means a number of securities other than a marketable parcel or a multiple of a marketable parcel of securities:

"officer", in relation to a body corporate, includes—

(*a*) any director, secretary or employee of the body corporate;

(*b*) a receiver and manager of any part of the undertaking of the body corporate appointed under a power contained in any instrument;

(*c*) any official manager or deputy official manager of the body corporate appointed under the provisions of Part IX of the Companies Act, 1962-1979;

(*d*) any liquidator of a body corporate appointed in a voluntary winding up;

and

(*e*) a person made responsible in any way for the management of the body corporate pursuant to a scheme of compromise or arrangement under Part VII of the Companies Act, 1962-1979,

but does not include—

(*f*) any receiver who is not also a manager;

(*g*) any receiver and manager appointed by the Court;

or

(*h*) any liquidator appointed by the Court or by the creditors:

"quarter day" means 31st March, 30th June, 30th September or 31st December:

"representative's licence" means a dealer's representative's licence or an investment representative's licence:

"securities" means—

(*a*) debentures, stocks or bonds granted, issued or proposed to be issued by a government;

(*b*) debentures, stocks, shares, bonds or notes issued or proposed to be issued by a body corporate or unincorporate;

(*c*) any right or option in respect of any such debentures, stocks, shares, bonds or notes;

or

(*d*) an interest as defined in section 76 of the Companies Act, 1962-1979:

"share" has the same meaning as in the Companies Act, 1962-1979:

"sole trader" means a member of a stock exchange who carries on a business of dealing in securities on his own account and not in partnership:

"stock exchange" means—

(*a*) The Stock Exchange of Adelaide Limited;

or

(*b*) any other body corporate that is approved by the Minister under section 28 of this Act:

"stock market" means a market, exchange or other place (whether or not in the State) at which, or a facility by means of which, securities are regularly offered for sale, purchase or exchange:

"trust account" means a trust account opened and maintained under section 59 of this Act:

"underwrite" includes sub-underwrite.

(2) A person who is a personal representative of a deceased dealer and carries on a business of dealing in securities by reason of his appointment as such a personal representative is an exempt dealer until the expiration of the period of six months after the date of the death of the dealer or until he is discharged or removed as such a personal representative or until the final distribution of the estate of the dealer, whichever first occurs.

(3) In determining for the purposes of this Act whether a person carries on a business, or holds himself out as carrying on a business, of dealing in securities, regard shall not be had to an act done on behalf of the person by the holder of a dealer's licence or by an exempt dealer.

(4) The provisions of subsection (2) section 12 of the Companies Act, 1962-1979, do not apply to or in respect of documents filed or lodged with the Commission under this Act.

(5) In this Act, a reference to a Commonwealth Act shall be construed as including a reference to that Act as amended from time to time and to an Act passed in substitution for that Act.

(6) A reference to a body corporate in relation to securities includes a reference to a government, unincorporate body or other person that issues or makes available those securities.

(7) The Governor may by order declare a law of another State or of a Territory of the Commonwealth to be a corresponding law for the purposes of this Act.

Interests in securities.

5. (1) Subject to this section, a person has an interest in securities if he has any legal or equitable interest in those securities.

(2) Where a person—

(*a*) has entered into a contract to purchase securities;

(*b*) has a right, otherwise than by reason of having an interest under a trust, to have securities transferred to himself or to his order, whether the right is exercisable presently or in the future and whether on the fulfilment of a condition or not;

(*c*) has a right to acquire securities, or an interest in securities, under an option, whether the right is exercisable presently or in the future and whether on the fulfilment of a condition or not;

or

(*d*) is entitled (otherwise than by reason of his having been appointed a proxy or representative to vote at a meeting of members of a body corporate or of a class of its members) to exercise or control the exercise of a right attached to securities, not being securities of which he is the registered holder,

that person shall be deemed to have an interest in those securities.

(3) Where—

(*a*) a take-over offer within the meaning of Part VIB of the Companies Act, 1962-1979, or an enactment of another State or of a Territory of the Commonwealth that corresponds to that Part has been accepted in respect of a share, whether or not the take-over offer is subject to a condition;

or

(*b*) an offer in respect of a share has been made in pursuance of an invitation within the meaning of that Part or such an enactment whether or not the offer is subject to a condition,

the person who made the take-over offer or issued the invitation, as the case may be, shall be deemed to have an interest in that share.

(4) Where the property subject to a trust consists of or includes securities and a person knows or ought reasonably to know—

(*a*) that he has an interest under the trust;

and

(*b*) that the property subject to the trust consists of or includes those securities,

he shall be deemed to have an interest in those securities.

(5) Where a body corporate has an interest in securities and—

(*a*) the body corporate is, or its directors are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of a person in relation to those securities;

or

(*b*) a person is, persons associated with a person are, or a person and persons associated with him are, in a position to cast, or control the casting of, not less than three-twentieths of the maximum number of votes that might be cast at a general meeting of the body corporate,

that person shall be deemed to have an interest in those securities.

(6) A person shall not be deemed not to have an interest in securities by reason only that he has the interest in the securities jointly with another person.

(7) It is immaterial for the purposes of determining whether a person has an interest in securities, that the interest cannot be related to particular debentures, stocks, shares, bonds or notes or interests as defined in section 76 of the Companies Act, 1962-1979.

(8) There shall be disregarded—

(*a*) an interest in securities if the interest is that of a person who holds the securities as bare trustee;

(*b*) an interest in securities of a person whose ordinary business includes the lending of money if he holds the interest only by way of security for the purposes of a transaction entered into in the ordinary course of business in connection with the lending of money;

(*c*) an interest of a person in securities, being an interest held by him by reason of his holding a prescribed office;

and

(*d*) a prescribed interest in securities, being an interest of such person, or of the persons included in such class of persons, as is prescribed.

(9) An interest in securities shall not be disregarded by reason only of—

(*a*) its remoteness;

or

(*b*) the manner in which it arose.

Associated persons.

6. (1) For the purposes of this Act, the following persons are associated with a person:—

(*a*) a person who carries on a business of dealing in securities in partnership with the person;

(*b*) subject to subsection (2) of this section, a person who is a partner of the person otherwise than by reason that he carries on a business of dealing in securities in partnership with the person;

(*c*) a trustee of a trust in relation to which the person benefits or is capable of benefiting otherwise than by reason of transactions entered into in the ordinary course of business in connection with the lending of money;

(*d*) a person who is a director of a body corporate that carries on a business of dealing in securities of which the person is also a director;

(*e*) subject to subsection (2) of this section, a person who is a director of a body corporate of which the person is a director, not being a body corporate that carries on a business of dealing in securities;

(*f*) a corporation that by virtue of subsection (5) of section 6 of the Companies Act, 1962-1979, is deemed to be related to the person;

(*g*) a person in accordance with whose directions, instructions or wishes the person is accustomed, or is under an obligation, whether formal or informal, to act, in relation to the securities;

(*h*) a person who is accustomed, or is under an obligation, whether formal or informal, to act, in accordance with the directions, instructions, or wishes of the person in relation to the securities;

(*i*) a body corporate that is, or the directors of which are, accustomed, or are under an obligation, whether formal or informal, to act, in accordance with the directions, instructions or wishes of the person in relation to the securities;

or

(*j*) a body corporate in accordance with the directions, instructions, or wishes of which or of the directors of which the person is accustomed, or is under an obligation, whether formal or informal, to act, in relation to the securities.

(2) Where, in proceedings under this Act, it is alleged that a person referred to in paragraph (*b*) or (*e*) of subsection (1) of this section was associated with another person at a particular time, that person shall be deemed not to have been so associated in relation to a matter to which the proceedings relate unless the person alleging the association proves that the firstmentioned person at that time knew or ought reasonably to have known the material particulars of that matter.

(3) For the purposes of this Act, where two or more persons constitute a dealer, a person is associated with the dealer if he is associated with any of those persons.

PART II

PART II

ADMINISTRATION

DIVISION I

DIVISION I—GENERAL

Performance of certain functions, etc., by authorized person.

7. (1) Except as otherwise expressly provided by this Act or any other Act, a power, authority, duty or function conferred or imposed by this Act or that other Act on the Commissioner or the Commission may be exercised or performed by a person authorized by the Commissioner or the Commission to exercise or perform that power, authority, duty or function.

(2) Without limiting the generality of subsection (1) of this section, a reference to the Commissioner or the Commission in sections 8, 9, 30, 70, 78, 79, 118, 124 or 132 of this Act includes a reference to any person who is or has been authorized by the Commissioner or the Commission to perform a relevant power, authority, duty or function conferred or imposed by this Act on the Commissioner or the Commission.

Inspection of books, etc., of licencees and others.

8. (1) For the purpose of ascertaining whether a person who is, or at any time has been, a dealer, an investment adviser, a dealer's representative or an investment representative is complying or has complied with the provisions of this Act that are or were applicable to him in that capacity and, where such a person is or was the holder of a licence, the conditions or restrictions (if any) subject to which the licence was granted, the Commissioner may inspect and make copies of or take extracts from any—

(*a*) books, required by this Act or, in the case of a person who is or was the holder of a licence, by the conditions and restrictions to which the licence is or has been subject, to be kept by that person;

and

(*b*) banker's books, and the books of a dealer insofar as they relate to the business carried on by the firstmentioned person in his capacity as a dealer, an investment adviser, a dealer's representative or an investment representative.

(2) A person shall not make an inspection under this section unless he has made a declaration in the prescribed form to the effect that he will not make, except for the purposes of this Act or in the course of criminal proceedings or proceedings under this Act or the Companies Act, 1962-1979, a record of, or divulge or communicate to another person, any information that he acquires by reason of the making of the inspection.

(3) A person who—

(*a*) makes an inspection under this section before he has made a declaration referred to in subsection (2) of this section;

or

(*b*) except for the purposes of this Act or in the course of criminal proceedings or proceedings under this Act or the Companies Act, 1962-1979, after making such a declaration makes a record of or divulges or communicates to another person any information that he has acquired by reason of the making of the inspection,

is guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(4) It is not an offence under subsection (3) of this section to divulge or communicate information to the holder of a prescribed office.

(5) In this section, "prescribed office" means an office held under the law of a State or Territory of the Commonwealth that is declared by the regulations to be a prescribed office for the purposes of this section.

Disclosure to Commission.

9. The Commission may require—

(*a*) a dealer;

(*b*) an authorized trustee corporation within the meaning of the Marketable Securities Act, 1971;

or

(*c*) a person whom the Commission has reasonable cause to believe has acquired or disposed of securities as trustee for, or for or on behalf of, another person,

to disclose to the Commission, in relation to any acquisition or disposal of securities, the name of the person from or to or through whom or on whose behalf the securities were acquired or disposed of and the nature of the instructions given to the person referred to in paragraph (*a*), (*b*) or (*c*) of this section in respect of the acquisition or disposal.

Production and inspection of books where offence suspected.

10. (1) If, on an application made by the Commission to the Court, there is shown to be reasonable cause to believe that a person has committed an offence in connection with dealing in securities and that evidence of the commission of an offence is to be found in any banker's books or in any books of or under the control of a dealer, investment adviser, dealer's representative or investment representative, whether or not those books or any of them relate to the business of a dealer, investment adviser, dealer's representative or investment representative, an order may be made—

(*a*) authorizing the Comissioner or a person nominated by the Commission and named in the order to inspect those books or any of them and make copies thereof or take extracts therefrom for the purpose of investigating and obtaining evidence of the offence;

or

(*b*) requiring a person who is specified in the order to produce to the Commissioner or a person so nominated and named in the order, at a place specified in the order, those books or such of them as are so specified in order to enable the Commissioner or that person to inspect them and make copies of them or take extracts from them for the purpose of investigating and obtaining evidence of the offence.

(2) An order under this section may not require books to be produced at a place other than the place of business of the person named in the order unless the Court is satisfied that the books are not required in the conduct of the business or that there are special reasons requiring the books to be produced at some other place.

(3) An appeal does not lie against an order or decision of the Court on or in relation to an application under this section.

Investigation of certain matters.

11. Where the Commission has reason to suspect that a person has committed an offence under a provision of this Act or has been guilty of fraud or of an offence against any other law with respect to dealing in securities, the Commission may make such investigation as the Commission thinks expedient for the due administration of this Act.

PART II
DIVISION 1

Power of Court to make certain orders.

12. (1) Where—

(*a*) on the application of the Commission, it appears to the Court that a person has committed an offence under this Act or any other Act or law relating to trading or dealing in securities or has contravened the conditions or restrictions of a licence or the business rules of a stock exchange or is about to do an act with respect to trading or dealing in securities that, if done, would be such an offence or contravention;

or

(*b*) on the application of a stock exchange, it appears to the Court that a person has contravened the business rules of the stock exchange,

the Court may, without prejudice to any orders it would be entitled to make otherwise than pursuant to this section, make one or more of the following orders, namely:—

(*c*) in the case of persistent or continuing breaches of this Act or any other Act or law relating to trading or dealing in securities or the conditions or restrictions of a licence—an order restraining a person from carrying on a business of dealing in securities, acting as an investment adviser or as a dealer's representative or investment representative, or from holding himself out as so carrying on business or so acting;

(*d*) an order restraining a person from acquiring, disposing of or otherwise dealing with any securities that are specified in the order;

(*e*) an order appointing a receiver of the property of a dealer or of property that is held by a dealer for or on behalf of another person, whether on trust or otherwise;

(*f*) an order declaring a contract relating to securities to be void or voidable;

(*g*) for the purpose of securing compliance with any other order under this section, an order directing a person to do or refrain from doing a specified act;

and

(*h*) any ancillary order deemed to be desirable in consequence of the making of an order under any of the preceding provisions of this subsection.

(2) The Court shall, before making an order under subsection (1) of this section, satisfy itself, so far as it can reasonably do so, that the order would not unfairly prejudice a person.

(3) The Court may, before making an order under subsection (1) of this section, direct that notice of the application be given to such persons as it thinks fit or direct that notice of the application be published in such manner as it thinks fit, or both.

(4) A person appointed by order of the Court under subsection (1) of this section as a receiver of the property of a dealer—

(*a*) may require the dealer to deliver to the receiver any property of which he has been appointed receiver or to give to the receiver all information concerning that property as may reasonably be required;

(*b*) may acquire and take possession of any property of which he has been appointed receiver;

(*c*) may deal with any property that he has acquired or of which he has taken possession in any manner in which the dealer might lawfully have dealt with the property;

and

(*d*) has such other powers in respect of the property as the Court specifies in the order.

(5) In subsections (1) and (4) of this section, "property" in relation to a dealer includes money, securities and documents of title to securities or other property entrusted to or received on behalf of any other person by the dealer or another person in the course of or in connection with a business of dealing in securities carried on by the dealer.

(6) A person shall not contravene or fail to comply with—

(*a*) an order under subsection (1) of this section that is applicable to him;

or

(*b*) a requirement of a receiver appointed by order of the Court under subsection (1) of this section.

Penalty: Two thousand dollars or imprisonment for one year or both.

(7) Subsection (6) of this section does not affect the powers of the Court in relation to the punishment of contempts of the Court.

(8) The Court may rescind, vary or discharge an order made by it under this section or suspend the operation of such an order.

Secrecy.

13. (1) Subject to this section, a person appointed or employed for the purposes of this Act, or authorized to discharge any function of the Commissioner or the Commission or any function on behalf of the Commissioner or the Commission shall not, except to the extent necessary to perform his official duties, or discharge such a function, either directly or indirectly, whether before or after he ceases to be so appointed, employed or authorized, make a record of, or divulge or communicate to any person, any information that is gained by or conveyed to him by reason of his being so appointed, employed or authorized, or make use of any such information, for any purpose other than the discharge of his official duties or the discharge of that function.

Penalty: Two thousand dollars or imprisonment for one year or both.

(2) Nothing in subsection (1) of this section precludes a person from producing a document to a court in the course of criminal proceedings or proceedings under this Act or the Companies Act, 1962-1979, or from divulging or communicating to a court in the course of such proceedings any matter or thing coming under his notice in the performance of his official duties or in discharging a function referred to in that subsection.

(3) Where the regulations prescribe for the purposes of this section an office held under the law of the State or of the Commonwealth or of another State or a Territory of the Commonwealth, it is not a contravention of subsection (1) of this section to divulge or communicate to the holder of that office information connected with the duties of the office.

PART II
DIVISION 1

Restriction on dealings by officers.

14. (1) Subject to subsection (2) of this section, a person who is or has been the Commissioner or is or has been a person appointed or employed for the purposes of this Act or is or has been authorized to discharge any function of the Commissioner or the Commission or any function on behalf of the Commissioner or the Commission and has, by reason that he is or was the Commissioner or is or was so appointed, employed or authorized, information that is not generally available but, if it were, would be likely materially to affect the price of any securities shall not deal in, or cause or procure any other person to deal in, those securities.

Penalty: Ten thousand dollars or imprisonment for five years.

(2) Where a person to whom subsection (1) of this section applies is in possession of information as mentioned in subsection (1) of this section and deals in any securities in contravention of that subsection, he is liable to compensate any other party to the transaction for any loss sustained by that party by reason of any difference between the price at which the securities were dealt in in that transaction and the price at which they would be likely to have been dealt in in such a transaction at the time the firstmentioned transaction took place if the information had been generally available.

(3) The provisions of subsections (3), (4), (5), (6) and (7) of section 114 of this Act, apply to and with respect to a liability to pay compensation under subsection (2) of this section as if a reference in those provisions to subsections (1) or (2) of section 114 of this Act were a reference to subsection (2) of this section.

Employees, etc., to report certain facts to Commissioner.

15. (1) A person appointed or employed for the purposes of this Act or authorized to discharge any function of the Commissioner or the Commission or any function on behalf of the Commissioner or the Commission, who, in the course of his official duties or the discharge of the function, is required to consider any matter relating to—

(*a*) securities in which he has an interest;

(*b*) securities of the same class as securities in which he has an interest;

or

(*c*) a person or body—

(i) with whom, or with which, he has been employed or associated;

or

(ii) of whom, or of which, he is or has been a client;

or

(iii) who was, or which was, a client of a person or body with whom, or with which, he was employed or associated,

shall forthwith so inform the Commissioner in writing.

(2) A person who contravenes subsection (1) of this section is guilty of an offence and is liable to a penalty not exceeding two thousand dollars or to imprisonment for a period not exceeding one year or both.

Interpretation.

16. In this Division, unless the contrary intention appears—

"inspector" means an inspector appointed under this Division:

"prescribed person" means a person suspected or believed by an inspector, on reasonable grounds, to be capable of giving information concerning any matter being, or to be, investigated by the inspector pursuant to this Division.

Appointment of inspectors.

17. (1) The Minister, where it appears to him to be in the public interest to do so, by instrument in writing—

(*a*) may appoint a person as an inspector to investigate any matters concerning dealing in securities and to report on the investigation in such manner as the Minister directs;

and

(*b*) may revoke any such appointment.

(2) The Minister shall, in an instrument appointing an inspector, specify—

(*a*) full particulars of the terms and conditions to which the appointment is subject;

and

(*b*) the matters into which an investigation is to be made.

(3) Where—

(*a*) under a law of another State or of a Territory of the Commonwealth corresponding to this Division, a person has been appointed to investigate matters concerning dealing in securities;

and

(*b*) the Minister is satisfied that in connection with that investigation it is expedient that an investigation be made into those matters in the State,

the Minister may, by instrument in writing appoint that person an inspector to investigate those matters in the State or, if the Minister is of the opinion that an investigation ought not to be made into all those matters, into such of those matters as he is satisfied ought to be investigated and specifies in the instrument.

(4) Where, under subsection (3) of this section, the Minister may appoint a person to investigate matters concerning dealing in securities in the State, he may by instrument in writing declare that that person shall have such of the powers of an inspector appointed under subsection (1) of this section in relation to the investigation subject to such terms and conditions as the Minister specifies in the instrument as if that person had been appointed an inspector under subsection (1) of this section and upon that declaration that person shall have those powers.

(5) Where two or more inspectors have been appointed, whether by the same instrument or by different instruments, to investigate matters concerning dealing in securities, each of those inspectors may exercise his powers or perform his functions under this Division independently of the other inspector or inspectors.

(6) The Minister may, at any time by notice in writing given to an inspector, vary particulars or matters specified in the instrument of appointment, being particulars or matters referred to in subsection (2) of this section.

(7) Nothing in this or any other Act prevents the appointment of the Commission as an inspector and where the Commission is so appointed, any reference in this Act that includes an inspector includes the Commission.

(8) Paragraph (*a*) of subsection (1) of section 20 of this Act, in its application to the Commission as an inspector, shall be deemed to be amended by omitting the words ", the power to administer oaths, and the power to examine on oath".

Powers of inspectors.

18. (1) An inspector may, by notice in the prescribed form given in the prescribed manner, require a prescribed person—

(*a*) to produce to the inspector such books relating to a matter to which his investigation relates as are in the custody or under the control of that person;

(*b*) to give to the inspector all reasonable assistance in connection with the investigation;

and

(*c*) to appear before the inspector for examination on oath,

and may administer an oath to that person.

(2) Where books are produced to an inspector under this section the inspector may take possession of the books for such period as he considers necessary for the purposes of his investigation, and during that period he shall permit a person who would be entitled to inspect any of those books if they were not in the possession of the inspector to inspect at all reasonable times such of those books as that person would be so entitled to inspect.

(3) A prescribed person shall not—

(*a*) refuse or fail to comply with a requirement of an inspector under subsection (1) of this section to the extent to which that person is able to comply with it;

(*b*) in purported compliance with such a requirement knowingly furnish information that is false or misleading in a material particular;

or

(*c*) when appearing before an inspector for examination in pursuance of such a requirement—

(i) make a statement that is false or misleading in a material particular;

or

(ii) refuse or fail to take an oath.

Penalty: One thousand dollars.

(4) A duly qualified legal practitioner acting for a prescribed person—

(*a*) may attend an examination of that person;

and

(*b*) may, to the extent that the inspector permits—

(i) address the inspector;

and

(ii) examine that person,

in relation to matters in respect of which the inspector has questioned him.

(5) A prescribed person is not excused from answering a question put to him by an inspector on the ground that the answer might tend to incriminate him but, where that person claims, before answering the question, that the answer might incriminate him, neither the question nor the answer is admissible in evidence against him in criminal proceedings other than proceedings under subsection (3) of this section or in relation to a charge of perjury in respect of the answer.

(6) A person who complies with a requirement of an inspector under subsection (1) of this section does not incur a liability to any person by reason only of that compliance.

(7) A person who is required to attend for examination under this section is entitled to such allowances and expenses as are prescribed.

(8) Where an inspector is satisfied that a prescribed person has failed without lawful excuse to comply with a requirement of the inspector to the extent to which the person is able to comply with it, the inspector may certify the failure by writing under his hand to the Court.

(9) Where an inspector gives a certificate under subsection (8) of this section, the Court may inquire into the case and, if it is satisfied that the prescribed person to whom the certificate relates has failed without lawful excuse to comply with a requirement of the inspector to the extent to which he is able to comply with it—

(*a*) may order the prescribed person to comply with that requirement within such period as is fixed by the Court;

or

(*b*) may punish the prescribed person in the same manner as if he had been guilty of contempt of the Court and if it sees fit, also make an order under paragraph (*a*) of this subsection.

Notes of examination.

19. (1) An inspector may cause notes of an examination made by him under this Division to be recorded in writing and to be read to or by the person examined, and may require that person to sign the notes and, subject to this section, notes signed by that person may be used in evidence in legal proceedings against him.

(2) A copy of the notes signed by a prescribed person shall be furnished by the inspector, without charge, to that person on request made by that person in writing.

(3) Notes made pursuant to this section that relate to a question the answer to which a prescribed person has claimed might tend to incriminate him may not be used as evidence in criminal proceedings other than proceedings under subsection (3) of section 18 of this Act or in relation to a charge of perjury in respect of the answer.

(4) Nothing in this section affects or limits the admissibility of other written evidence or of oral evidence.

(5) The Minister may give a copy of notes made pursuant to this section to a duly qualified legal practitioner who satisfies the Minister that he is acting for a person who is conducting, or is, in good faith, contemplating, legal proceedings in respect of any matters into which an investigation is made by an inspector under this Division.

(6) A duly qualified legal practitioner to whom a copy of notes is given under subsection (5) of this section shall not use the notes otherwise than in connection with the institution or preparation of, and in the course of, legal proceedings, and shall not publish or communicate for any other purpose the notes or any part of the contents of them to any other person.

Penalty: Two hundred dollars.

(7) Where a report is made under this Division, notes that are recorded pursuant to this section in relation to that report shall be furnished with the report.

Delegation of powers, etc., by inspector.

20. (1) An inspector may, by instrument in writing—

(*a*) delegate all or any of his powers or functions under this Division (except this power of delegation, the power to administer oaths, and the power to examine on oath);

and

(*b*) vary or revoke a delegation given by him.

(2) A power or function delegated by an inspector may be exercised or performed by the delegate in accordance with the instrument of delegation as in force from time to time.

(3) A delegate shall, at the request of a prescribed person, produce the instrument of delegation for inspection.

(4) A delegation under this section by an inspector of a power or function does not prevent the exercise of the power or the performance of the function by the inspector.

Report of inspector.

21. (1) Subject to subsection (2) of this section, the Minister shall, unless in his opinion there is good reason for not divulging the contents of the report, give a copy of a report made to him under this Division to each person to whom, in the opinion of the Minister, the report ought to be given by reason that it relates to the affairs of that person to a material extent.

(2) Subject to subsection (3) of this section, the Minister shall not give a copy of a report under this Division to a person if the Minister believes that legal proceedings that have been, or that in his opinion might be, instituted might be unduly prejudiced by giving the report to that person.

(3) The Court before which legal proceedings are brought against a person for or in respect of matters dealt with in a report under this Division may order that a copy of the report be given to that person.

(4) The Minister may, if he is of the opinion that it is in the public interest to do so, cause the whole or any part of a report under this Division to be printed and published.

(5) If from a report under this Division or from the notes of an examination under this Division, it appears to the Minister that an offence may have been committed by a person and that a prosecution ought to be instituted, the Minister shall cause a prosecution to be instituted and prosecuted.

(6) Where it appears to the Minister that a prosecution ought to be instituted, he may, by notice in writing given before or after the institution of a prosecution in accordance with subsection (5) of this section, require a person whom he suspects or believes on reasonable grounds to be capable of giving information concerning any matter to which the prosecution relates

(not being a person who is or, in the opinion of the Minister, is likely to be a defendant in the proceedings or is or has been a solicitor acting for such a person) to give all assistance in connection with the prosecution or proposed prosecution that he is reasonably able to give.

(7) Where a person to whom a notice has been given under subsection (6) of this section fails to comply with a requirement specified in the notice the Court may, on the application of the Minister, direct that person to comply with the requirement.

(8) If from a report under this Division, or from the notes of an examination under this Division, the Minister is of the opinion that proceedings ought in the public interest to be brought by a person for the recovery of damages in respect of fraud, misfeasance or other misconduct in connection with the matters to which the investigation relates or for the recovery of property of that person, the Minister may cause proceedings to be brought accordingly in the name of that person.

Minister's powers in respect of books.

22. An inspector may, when making a report to the Minister under this Division, give to the Minister books of which he has taken possession under section 18 of this Act and the Minister—

(*a*) may retain the books for such period as he considers to be necessary to enable a decision to be made as to whether or not legal proceedings ought to be instituted as a result of the investigation;

(*b*) may retain the books for such further period as he considers to be necessary to enable any such proceedings to be instituted and prosecuted;

(*c*) may permit other persons to inspect the books while they are in his possession;

(*d*) may permit the use of the books for the purposes of legal proceedings instituted as a result of the investigation;

and

(*e*) shall permit a person who would be entitled to inspect any one or more of the books if they were not in the possession of the Minister to inspect at all reasonable times such of the books as that person would be so entitled to inspect.

Privileged communications.

23. An inspector shall not require disclosure by a duly qualified legal practitioner of a privileged communication made to such a practitioner in that capacity except as regards the name and address of his client.

Expenses of investigation.

24. (1) Subject to this section, the expenses of and incidental to an investigation by an inspector appointed under section 17 of this Act (including the expenses incurred and payable by the Minister in any proceedings brought by him in the name of a person under subsection (8) of section 21 of this Act) shall be defrayed out of moneys provided by Parliament for the purpose.

(2) An application referred to in subsection (3) of this section may be made to a court by or on behalf of the Minister—

(*a*) in the course of proceedings in that court instituted by the Minister in the name of a person under subsection (8) of section 21 of this Act;

or

(*b*) upon, or within 28 days after, a conviction or judgment by a court in proceedings certified by the Minister, for the purposes of the application, to have been instituted as a result of an investigation by an inspector appointed under this Division,

and the court may make such order with respect to the application and its subject-matter as it thinks fit.

(3) The application that may be made under subsection (2) of this section is an application for one or more of the following orders, namely:—

(*a*) that a specified person pay the whole, or a specified part, of the expenses of and incidental to the investigation that led to the proceedings;

(*b*) where expenses have been paid under subsection (1) of this section, that a specified person pay the expenses or reimburse the Crown to the extent of the payment;

or

(*c*) that a specified person pay, or reimburse the Crown in respect of, the remuneration of any servant of the Crown concerned with the investigation.

(4) Where the Minister is of the opinion that the whole or any part of the expenses of or incidental to an investigation by an inspector appointed under section 17 of this Act (including the expenses incurred and payable by the Minister in any proceedings brought by him in the name of a person under subsection (8) of section 21 of this Act) should be paid by a person to whose affairs the investigation relates, the Minister may by order direct that person to pay a specified amount, being the whole or part of the expenses, within the time and in the manner specified.

(5) Where a person has failed to comply with an order of the Minister under subsection (4) of this section, proceedings may be taken in a court of competent jurisdiction to recover the amount in question as a debt due to the Crown.

Concealing, etc., of books relating to securities.

25. (1) A person who—

(*a*) conceals, destroys, mutilates or alters a book relating to a matter that is the subject of investigation by an inspector under this Division;

or

(*b*) sends, attempts to send or conspires with another person to send, such a book out of the State,

is guilty of an offence and liable to a penalty not exceeding five thousand dollars or to imprisonment for a period not exceeding two years.

(2) It is a defence to a prosecution under this section to prove that the the person charged did not act with intent to defeat the purposes of this Division or to delay or obstruct the carrying out of an investigation under this Division.

Power of Minister to make certain orders.

26. (1) Where an investigation is being made under this Division and it appears to the Minister that facts concerning securities to which the investigation relates cannot be ascertained because a prescribed person has failed or refused to comply with a requirement of an inspector, the Minister may, by order published in the *Gazette*, make one or more of the following orders, namely:—

(*a*) an order restraining a specified person from disposing of an interest in specified securities;

(*b*) an order restraining a specified person from acquiring an interest in specified securities;

(*c*) an order restraining the exercise of voting or other rights attached to specified securities;

(*d*) an order directing a person who is registered as the holder of securities in respect of which an order under this section is in force to give notice in writing of that order to any person whom he knows to be entitled to exercise a right to vote attached to those securities;

(*e*) an order directing a body corporate not to make payment, except in the course of winding up, of a sum due from the body corporate in respect of specified securities;

(*f*) an order directing a body corporate not to register the transfer or transmission of specified securities;

or

(*g*) an order directing a body corporate not to issue shares to a person who holds shares in the body corporate by reason of his holding shares in the body corporate or in pursuance of an offer made to such a person by reason of his holding shares in the body corporate.

(2) A copy of an order under subsection (1) of this section and of any order by which it is revoked or varied shall be served—

(*a*) where it relates to specified securities—

(i) on the body corporate by which the securities were issued or made available;

(ii) where the securities are rights or options, on the body corporate against which the right or option is, or would be, enforceable;

or

(iii) on the body corporate that will issue or make available the securities;

and

(*b*) where it relates to a body corporate, on the body corporate.

(3) Where an order made under subsection (1) of this section is in force, a person aggrieved by the order may apply to the Court for revocation of the order, and the Court may, if it is satisfied that it is reasonable to do so, revoke the order and any order by which it has been varied.

(4) A person shall not contravene or fail to comply with an order under subsection (1) of this section.

Penalty: One thousand dollars. Default penalty: Two hundred dollars.

(5) A prosecution under this section shall not be instituted without the consent in writing of the Minister.

PART III

PART III

STOCK EXCHANGES

Establishment, etc., of stock markets.

27. A person shall not establish, maintain or provide, or assist in establishing, maintaining or providing, or hold himself out as maintaining or providing, a stock market that is not the stock market of a stock exchange.

Penalty: Five thousand dollars.

Power of Minister to approve stock exchange.

28. (1) A body corporate that proposes to establish, maintain or provide a stock market may apply in the prescribed form and manner to the Minister for approval as a stock exchange.

(2) The Minister may, in writing, approve as a stock exchange a body corporate that makes an application under subsection (1) of this section if he is satisfied—

(*a*) that the business rules of the body corporate make satisfactory provision—

(i) for the exclusion from membership of persons who are not of good character and high business integrity;

(ii) for the expulsion, suspension or disciplining of members for conduct inconsistent with just and equitable principles in the transaction of business or for a contravention of or failure to comply with the business rules of the proposed stock exchange or the provisions of this Act;

(iii) with respect to the conditions under which securities may be listed for trading in the stock market of the proposed stock exchange;

(iv) with respect to the conditions governing dealings in securities by members;

(v) with respect to the class or classes of securities that may be dealt with by members;

and

(vi) generally for the carrying on of the business of the proposed stock exchange with due regard to the interests of the public;

(*b*) that the body corporate has made or adopted listing rules and, where the listing rules are adopted, has made provision to the effect that an amendment to the listing rules made by another person is of no effect until the body corporate adopts the amendment;

(*c*) that the listing rules made or adopted by the body corporate make satisfactory provision—

(i) with respect to conditions under which securities may be traded on the stock market of the proposed stock exchange;

and

(ii) generally for the protection of the interests of the public;

and

(*d*) that the interests of the public will be served by the granting of his approval.

Minister to be notified of amendments to rules.

29. (1) Where—

(*a*) an amendment is made by way of rescission, alteration or addition to the business rules of a stock exchange;

or

(*b*) an amendment, by way of rescission, alteration or addition to the listing rules is made or adopted by the stock exchange,

the stock exchange shall, forthwith after the making or adoption of the amendment, give written notice of the amendment to the Minister.

(2) A notice under subsection (1) of this section shall—

(*a*) set forth the text of the amendment;

(*b*) specify the date on which the amendment was made or adopted;

and

(*c*) contain an explanation of the purpose and effect of the amendment.

(3) If the notice required to be given by subsection (1) of this section is not given within twenty-one days after the amendment is made or adopted, the amendment ceases to have effect.

(4) The Minister may, within twenty-one days after the receipt by him of a notice under this section, give notice to the stock exchange that he disallows the whole or a specified part of the amendment to which the notice relates, and thereupon the amendment, to the extent of the disallowance, ceases to have effect.

Stock exchanges to provide assistance to Commissioner and Commission.

30. (1) A stock exchange shall provide such assistance to the Commissioner and the Commission as the Commissioner and the Commission reasonably require for the performance of their functions and duties.

(2) Where a stock exchange reprimands, fines, suspends, expels or otherwise takes disciplinary action against a member of the stock exchange, it shall forthwith give to the Commission in writing particulars of the name of the member, the reason for and nature of the action taken, the amount of the fine (if any) and the period of the suspension (if any).

(3) The Commissioner is entitled at all reasonable times to full and free access for any of the purposes of this Act to the trading floor of a stock market maintained or provided by a stock exchange and to all books kept by the stock exchange and may make copies of, or take extracts from, any such books.

(4) A person who refuses or fails without lawful excuse to allow the Commissioner access in accordance with subsection (3) of this section to the trading floor of a stock market maintained or provided by a stock exchange or to books kept by a stock exchange or otherwise hinders, obstructs or delays the Commissioner in the exercise of his powers under that subsection is guilty of an offence and is liable to a penalty not exceeding one thousand dollars or to imprisonment for a period not exceeding six months.

(5) In this section, "trading floor", in relation to a stock market maintained or provided by a stock exchange, means any place or facility maintained or provided by the stock exchange for the sale, purchase or exchange of securities by members of the stock exchange, or by members and other persons.

PART III

Court may order observance or enforcement of business rules of or listing rules of stock exchange.

31. Where any person who is under an obligation to observe, enforce or give effect to the business rules or listing rules of a stock exchange fails to observe, enforce or give effect to any of those business rules or listing rules, as the case may be, the Court may, on the application of the Commission or of a person aggrieved by the failure and after giving to the person against whom the order is sought an opportunity of being heard, make an order giving directions to the lastmentioned person concerning the observance or enforcement of, or the giving effect to, those business rules or listing rules.

PART IV

LICENCES

Dealer's licence.

32. (1) A person shall not carry on a business of dealing in securities (whether or not that business is part of, or is carried on in conjunction with, any other business) or hold himself out as carrying on such a business unless he is the holder of a dealer's licence.

Penalty: Two thousand dollars or imprisonment for one year, or both.

(2) Subsection (1) of this section does not apply to or in relation to an exempt dealer.

Dealer's representatives.

33. A person who is employed by, or acts for or by arrangement with, a dealer (not being an exempt dealer) shall not do an act on behalf of the dealer in relation to a business of dealing in securities carried on by the dealer (other than an act in the course of work of a kind ordinarily performed by accountants, clerks or cashiers) unless the firstmentioned person—

(*a*) is the holder of a dealer's licence;

or

(*b*) is the holder of a dealer's representative's licence and the dealer is named in that licence as a dealer on whose behalf the firstmentioned person may act.

Penalty: One thousand dollars or imprisonment for six months.

Investment advisers.

34. (1) A person shall not act as, or hold himself out to be, an investment adviser unless he is the holder of an investment adviser's licence.

Penalty: Two thousand dollars or imprisonment for one year, or both.

(2) Subsection (1) of this section does not apply to or in relation to the holder of a dealer's licence, or an exempt dealer.

Investment representatives.

35. A person who is employed by, or acts for or by arrangement with, an investment adviser (not being a holder of a dealers licence or an exempt dealer) in connection with a business carried on by the investment adviser of advising other persons or in the course of which the investment adviser issues or publishes analyses or reports concerning securities, shall not do an act on behalf of the investment adviser in connection with that business (other than an act in the course of work of a kind ordinarily performed by accountants, clerks or cashiers) unless the firstmentioned person—

(*a*) is the holder of a dealer's licence or an investment adviser's licence;

or

(*b*) is the holder of an investment representative's licence and the investment adviser is named in that licence as an investment adviser on whose behalf the firstmentioned person may act.

Penalty: One thousand dollars or imprisonment for six months.

Application for grant of licence.

36. (1) A person may apply to the Commission for a dealer's licence or an investment adviser's licence.

(2) A natural person may apply to the Commission for a dealer's representative's licence in which the holder of a dealer's licence is, or two or more such holders are, named as a dealer or as dealers on whose behalf the person may act.

(3) A natural person may apply to the Commission for an investment representative's licence in which the holder of an investment adviser's licence is, or two or more such holders are, named as an investment adviser or as investment advisers on whose behalf the person may act.

(4) An application for the grant of a licence shall be made in the prescribed form and manner and shall be accompanied by the prescribed fee.

(5) The Commission may require an applicant to supply the Commission with such further information as the Commission considers necessary in relation to the application.

Grant of dealer's licence or investment adviser's licence.

37. Subject to section 49 of this Act and the regulations, where an application is duly made for the grant of a dealer's licence or an investment adviser's licence and the Commission, after consideration of the character and financial position of the applicant and, if the applicant is a body corporate, the character of each of the directors of the body corporate and of the secretary of the body corporate and after consideration of the interests of the public, is of the opinion that the applicant is a fit and proper person to hold the licence to which the application relates, the Commission shall grant the application.

Grant of representative's licence.

38. (1) Subject to section 49 of this Act and the regulations, where an application is duly made for the grant of a dealer's representative's licence or an investment representative's licence and the Commission is of the opinion that the applicant is a fit and proper person to hold the licence to which the application relates and to act on behalf of the holder or holders of dealer's licences or investment adviser's licences, as the case may be, named in the application, the Commission shall grant the application.

(2) A dealer's representative's licence shall specify the person, being the holder of a dealer's licence, or two or more such persons, on whose behalf the holder of the dealer's representative's licence may act.

(3) An investment representative's licence shall specify the person, being the holder of an investment adviser's licence, or two or more such persons, on whose behalf the holder of the investment representative's licence may act.

Change of principals of representative.

39. (1) The holder of a representative's licence may make application to the Commission in the prescribed form and manner for a variation of the name or names of holders of dealer's licences or investment adviser's licences, as the case may be, on whose behalf he may act.

(2) Where an application is duly made under subsection (1) of this section, the Commission may, if of the opinion that the applicant is a fit and proper person to act on behalf of the holder or holders of dealer's licences or investment adviser's licences, as the case may be, named in the application, vary the licence by including a name in or deleting a name from, or both including a name in and deleting a name from, the name or names specified in the licence as holders of dealer's licences or investment advsier's licences, as the case may be, on whose behalf the applicant may act.

Conditions to which licence is subject.

40. (1) A licence is subject to—

(*a*) such conditions and restrictions as are prescribed;

and

(*b*) subject to section 49 of this Act, such conditions and restrictions as the Commissioner imposes when granting the licence or at any time during which the licence is in force.

(2) Without limiting the generality of subsection (1) of this section, conditions and restrictions referred to in paragraph (*b*) of that subsection—

(*a*) may include conditions and restrictions relating to the limitation of the liability that may be incurred by the holder of a dealer's licence in connection with a business of dealing in securities;

(*b*) may include conditions and restrictions relating to the incurring and disclosure of liabilities arising otherwise than in connection with a business of dealing in securities;

and

(*c*) may include a condition that the holder of a dealer's licence or an investment adviser's licence lodges with the Commission a bond approved by the Commission for such amount not exceeding twenty thousand dollars as is approved by the Commission.

(3) Subject to section 49 of this Act, the Commission may, at any time, revoke or vary conditions or restrictions imposed by the Commission under paragraph (*b*) of subsection (1) of this section.

(4) Where the Commission imposes, or varies or revokes, conditions or restrictions under this section in relation to a licence granted to a member of a stock exchange, the Commission shall inform the stock exchange and, if the member is a partner in a member firm, the member firm.

Register of licence holders.

41. (1) The Commission shall keep a Register of Licence Holders for the purposes of this Act.

(2) The Commission shall enter in the Register of Licence Holders—

(*a*) in relation to the holder of a dealer's licence or an investment adviser's licence—

(i) the name of the holder of the licence;

(ii) where the holder is a body corporate—the names of the directors and secretary of the body corporate;

(iii) the date on which the licence was granted;

(iv) the address of the principal place of business at which the holder of the licence carries on the business to which the licence relates and the addresses of other places (if any) at which that business is carried on;

and

(v) where such a business is carried on under a name or style other than the name of the holder of the licence—the name or style under which the business is carried on;

(*b*) in relation to the holder of a representative's licence—

(i) the name of the holder of the licence;

(ii) the date on which the licence was granted;

(iii) the name of, and the address of the principal place of business of, each dealer or investment adviser named in the licence as a person on whose behalf the holder of the licence may act;

and

(iv) where the business of any such dealer or investment adviser is carried on under a name or style other than the name of the dealer or investment adviser—the name or style under which the business is carried on;

and

(*c*) in relation to the holder of any licence—

(i) particulars of any suspension of the licence;

(ii) such other matters as are prescribed.

(3) Where a person ceases to be the holder of a licence, the Commission shall remove from the Register of Licence Holders the name of the person and any other particulars entered in the Register in relation to the person.

(4) A person may, on payment of the prescribed fee, inspect and make copies of or take extracts from the Register of Licence Holders.

Notification of change in particulars.

42. Where—

(*a*) the holder of a dealer's licence ceases to carry on the business to which the licence relates;

(*b*) the holder of an investment adviser's licence ceases to act as, or hold himself out to be, an investment adviser;

(*c*) the holder of a representative's licence ceases to be employed or act in connection with the business carried on by a dealer or an investment adviser named in the licence, as the case may be, and the licence has not been varied under section 39 of this Act;

or

(*d*) a change occurs in any matter particulars of which are required by paragraph (*a*) or (*b*) of subsection (2) of section 41 of this Act to be entered in the Register of Licence Holders in relation to the holder of a licence,

the holder of the licence shall, not later than twenty-one days after the occurrence of the event concerned, give to the Commission, in the prescribed form, particulars in writing of the event concerned.

Annual Fee.

43. The holder of a licence shall, in each year at the time when or during the period within which he is required to lodge a statement referred to in section 44 of this Act with the Commission, pay to the Commission the prescribed fee.

Annual statement to be lodged with Commission.

44. (1) The holder of a licence shall lodge with the Commission, in respect of each year or part of a year during which the licence is in force, a statement containing such information as is prescribed.

(2) The statement referred to in subsection (1) of this section shall be lodged by the holder of the licence—

(*a*) where the licence is a dealer's licence—during the period within which an auditor's report referred to in section 64 of this Act is required to be lodged with the Commission;

(*b*) where the licence is an investment adviser's licence—within the period of one month immediately before the anniversary of the date on which the licence was granted;

and

(*c*) where the licence is a representative's licence—on a prescribed date in each year or within a prescribed period after that date.

Commission may extend time for paying fee or lodging statement.

45. The Commission may, on the application of the holder of a licence, in its discretion, extend, or further extend, the time for paying a fee under section 43 of this Act or lodging a statement under section 44 of this Act.

Revocation and suspension of licences.

46. (1) Where—

(*a*) the holder of a licence, being a natural person—

(i) becomes bankrupt, applies to take the benefit of a law for the relief of bankrupt or insolvent debtors, compounds with his creditors or makes an assignment of his remuneration or any part of his property for their benefit;

(ii) is convicted of an offence involving fraud or dishonesty punishable by imprisonment for a period of or exceeding three months;

or

(iii) becomes of unsound mind;

(*b*) the holder of a licence, being a body corporate—

(i) is commenced to be wound up, is under official management or has ceased to carry on business;

(ii) is a body corporate in respect of the property of which a receiver and manager has been appointed whether by the Court or otherwise;

or

(iii) has entered into a compromise or scheme of arrangement with its creditors;

(*c*) the holder of a licence fails to comply with the provisions of section 43 or 44 of this Act;

or

(*d*) the holder of a licence requests the Commision to revoke the licence,

the Commission may revoke the licence.

(2) Where a director or secretary or a person concerned in the management of a body corporate that is the holder of a dealer's licence or an investment adviser's licence contravenes or fails to comply with this Act by reason that he does not hold a licence or a licence held by such a director, secretary or person is suspended, the Commission may revoke the licence held by the body corporate.

(3) If, in a case to which paragraph (*a*) or (*b*) of subsection (1) or subsection (2) of this section applies, the Commission considers it desirable to do so, the Commission may, instead of revoking a licence, suspend the licence for a specified period and may at any time remove such a suspension.

(4) Where a dealer's licence or an investment adviser's licence is revoked or suspended, the holder of a representative's licence in which a person who is or was the holder of the dealer's licence or investment adviser's licence is named as a person on whose behalf the holder of the representative's licence may act, shall not, where the firstmentioned licence is revoked, act on behalf of that person or, where the firstmentioned licence is suspended, shall not so act during the period of the suspension.

Penalty: One thousand dollars or imprisonment for six months.

Revocation and suspension of licences.

47. (1) Subject to section 49 of this Act, if—

(*a*) the holder of a licence contravenes or fails to comply with a condition or restriction applicable in respect of the licence (not being a condition or restriction referred to in section 43 or 44 of this Act);

or

(*b*) the Commissioner is satisfied that—

(i) the holder of the licence is not a fit and proper person to hold the licence;

or

(ii) where the holder of the licence is a body corporate, a director or secretary of the body corporate or a person concerned with the management of the body corporate is not a fit and proper person to be a director or secretary of, or a person concerned with the management of, a body corporate holding the licence,

the Commission may revoke the licence.

(2) If in a case to which paragraph (*a*) of subsection (1) of this section applies the Commission considers it desirable to do so, the Commission may, instead of revoking a licence, suspend the licence for a specified period and may at any time remove such a suspension.

(3) Where the Commission revokes a licence under subsection (1) of this section, it may make application to the Court for an order disqualifying the person who was the holder of the licence from holding a licence either permanently or during such period as the Court specifies in the order.

(4) Where an application is made under subsection (3) of this section, the Court may make such order as it thinks fit or refuse to make an order and, where it makes an order, may at any time revoke or vary the order.

Holder of licence to be deemed not to be holder while licence suspended.

48. The holder of a licence shall, for the purposes of sections 32, 33, 34 and 35 of this Act, be deemed not to be the holder of a licence during any period during which the licence is suspended.

Opportunity for hearing.

49. (1) The Commission shall not—

(*a*) refuse to grant a licence otherwise than under subsection (2) of this section;

(*b*) revoke or suspend a licence otherwise than under section 46 of this Act;

or

(*c*) impose conditions or restrictions in respect of a licence or vary conditions or restrictions applicable in respect of a licence,

unless the Commission has afforded the applicant or holder of the licence an opportunity to appear at a hearing before the Commission and make submissions and give evidence to the Commission in relation to the matter.

(2) The Commission shall not grant a licence to a person during a period during which that person is, by reason of subsection (3) of section 47 of this Act, disqualified from holding a licence.

PART V

PART V

CONDUCT OF SECURITIES BUSINESS

Certain representation prohibited.

50. (1) A person who is the holder of a licence shall not represent or imply, or knowingly permit to be represented or implied, in any manner to a person that the abilities or qualifications of the holder of the licence have in any respect been approved by the Commissioner or the Commission.

(2) The statement that a person is the holder of a licence is not a contravention of this section.

Issue of contract notes.

51. (1) A dealer (not being an exempt dealer) shall, in respect of a transaction of sale or purchase of securities (not being a transaction entered into in the ordinary course of business at a stock market of a stock exchange between members of that stock exchange), forthwith give to the person for whom the dealer entered into the transaction or, where the dealer entered into the transaction as principal, to the person with whom the dealer entered into the transaction a contract note that complies with subsection (2) of this section.

(2) A contract note given by a dealer under subsection (1) of this section shall include—

(*a*) the name or style under which the dealer carries on his business as a dealer and the address of the principal place at which he so carries on business;

(*b*) where the dealer is dealing as principal with a person who is not the holder of a dealer's licence, a statement that he is so acting;

(*c*) the name of the person to whom the dealer gives the contract note;

(*d*) the day on which the transaction took place and, if the transaction did not take place in the ordinary course of business at a stock market, a statement to that effect;

(*e*) the number, or amount and description, of the securities that are the subject of the contract;

(*f*) the price per unit of the securities;

(*g*) the amount of the consideration;

(*h*) a statement—

(i) specifying each stock exchange of which he is a member;

(ii) where he is a member of a stock exchange specifying the amount of the commission charged;

(iii) where he is not a member of a stock exchange specifying the amount and rate of commission charged;

and

(iv) where he is a member of a stock exchange and the rate of commission charged is not the rate fixed by the relevant stock exchange—specifying the rate of commission charged;

(*i*) the amounts of all stamp duties or other duties and taxes payable in connection with the contract;

and

(*j*) if an amount is to be added to or deducted from the settlement amount in respect of the right to a benefit purchased or sold together with the securities, the firstmentioned amount and the nature of the benefit.

(3) A dealer shall not include in a contract note given under subsection (1) of this section, as the name of the person with or for whom he has entered into the transaction, a name that he knows, or could reasonably be expected to know, is not the name by which that person is ordinarily known.

(4) A reference in this section to a dealer dealing, or entering into a transaction, as principal includes a reference to a person—

(*a*) dealing or entering into a transaction on behalf of a person associated with him;

(*b*) dealing in securities on behalf of a body corporate in which he has a controlling interest;

or

(*c*) where he carries on business as a dealer in partnership—dealing in securities on behalf of a body corporate in which his interest and the interests of his partners together constitute a controlling interest.

(5) For the purposes of this section, a transaction takes place in the ordinary course of business at a stock market if it takes place in prescribed circumstances or is a transaction that is a prescribed transaction for the purposes of this section.

(6) Notwithstanding the provisions of section 6 of this Act, a person is not associated with another person for the purposes of this section by reason only that he is—

(*a*) a partner of the other person otherwise than by reason that he carries on a business of dealing in securities in partnership with the other person;

(*b*) a director of a body corporate that carries on a business of dealing in securities of which the other person is also a director;

or

(*c*) a director of a body corporate of which the other person is a director, not being a body corporate that carries on a business of dealing in securities.

Certain persons to disclose certain interests in securities.

52. (1) Where a person who is a dealer (not being an exempt dealer), investment adviser, dealer's representative or investment representative sends circulars or other similar written communications in which he makes a recommendation, whether expressly or by implication, with respect to securities or a class of securities, the firstmentioned person shall cause to be included in each circular or other communication, in type not less legible than that used in the remainder of the circular or other communication, a concise statement of the nature of any interest in, or in the acquisition or disposal of, those securities or

securities included in that class that the firstmentioned person or a person associated with him has, or ought reasonably to know that he has, at the date on which the firstmentioned person last sends the circular or other communication.

(2) For the purposes of subsection (1) of this section—

(*a*) an interest of a person in the disposal of securities includes any financial benefit or advantage that will, or is likely to, accrue directly or indirectly to the person upon or arising out of the disposal of the securities;

(*b*) without limiting the generality of the foregoing, a person who has entered into an underwriting agreement in respect of securities shall be deemed to have an interest in the acquisition or disposal of those securities;

and

(*c*) notwithstanding the provisions of section 6 of this Act, a person is not associated with another person in relation to the sending of a circular or other communication or the making of a recommendation by reason only that he is—

(i) a partner of the other person otherwise than by reason that he carries on a business of dealing in securities in partnership with the other person;

(ii) a director of a body corporate that carries on a business of dealing in securities of which the other person is also a director;

or

(iii) a director of a body corporate of which the other person is a director, not being a body corporate that carries on a business of dealing in securities,

unless the person and the other person are acting jointly, or otherwise acting together or under or in accordance with an arrangement made between them, in relation to the sending of the circular or communication on the making of the recommendation.

(3) Where—

(*a*) a person has subscribed for or purchased securities for the purpose of offering all or any of them to the public for purchase;

and

(*b*) the person offers any of those securities for purchase,

the person shall not make a recommendation, whether orally or in writing and whether expressly or by implication, with respect to the securities offered for purchase unless he has informed each person to whom the recommendation is made that he acquired the securities for that purpose.

(4) Where—

(*a*) securities have been offered for subscription or purchase;

and

(*b*) a person has subscribed for or purchased or is or will or may be required to subscribe for or purchase any of those securities under an underwriting agreement by reason that some or all of the securities have not been subscribed for, or purchased,

the person shall not, during the period of ninety days after the close of the offer, make an offer to sell those securities (otherwise than in the ordinary course of trading on a stock market) or make a recommendation in respect of those securities unless the offer or recommendation contains or is accompanied by a statement to the effect that the offer or recommendation relates to securities that he has acquired, or is or will or may be required to acquire, under an underwriting agreement by reason that some or all of the securities have not been subscribed for or purchased.

(5) A person who is a dealer (other than an exempt dealer), investment adviser, dealer's representative or investment representative shall not send to a person a letter, circular or other similar written communication to which subsection (1), (3) or (4) of this section applies unless the letter, circular or other communication—

(*a*) if the firstmentioned person is a natural person who does not carry on business in partnership—is signed by that person;

(*b*) if the firstmentioned person is a natural person who carries on business in partnership—is signed by a partner in the partnership in the name of the partner or of the partner or of the partnership;

or

(*c*) if the firstmentioned person is a body corporate—is signed by a director, manager or secretary of the body corporate.

(6) Where a person who is a dealer (other than an exempt dealer), investment adviser, dealer's representative or investment representative sends to a person a letter, circular or other similar written communication to which subsection (1), (3) or (4) of this section applies, the firstmentioned person shall—

(*a*) if he is a member of a stock exchange—thereupon send a copy of the letter, circular or other communication to that stock exchange;

or

(*b*) if he is not a member of a stock exchange—thereupon give a copy of the letter, circular or other communication to the Commission.

(7) A stock exchange to which a copy of a letter, circular or other communication is sent under subsection (6) of this section shall preserve that copy for the period of seven years next after the day on which the stock exchange receives the copy.

(8) A copy of a letter, circular or other written communication sent by a person to a stock exchange or given to the Commission in accordance with subsection (6) of this section shall be a copy that is signed—

(*a*) if that person is a natural person who does not carry on business in partnership—by that person;

(*b*) if that person is a natural person who carries on business in partnership—by a partner in the partnership in his own name;

or

(*c*) if that person is a body corporate—by a director, manager or secretary of the body corporate.

(9) A reference in this section to an offer of securities shall be construed as including a reference to a statement, however expressed, that is not an offer but expressly or impliedly invites a person to whom it is made to offer or acquire securities.

(10) For the purposes of this section, a letter, circular or other similar written communication sent to a person shall—

(*a*) if it is signed by a person in partnership—be deemed to have been sent by each of the partners in the partnership;

or

(*b*) if it is signed by a director, manager or secretary of a body corporate—be deemed to have been sent by the body corporate.

Penalty: One thousand dollars or imprisonment for six months.

Dealings as principal.

53. (1) A dealer shall not, as principal, deal in any securities with a person who is not a dealer unless he first informs the person with whom he is dealing that he is acting in the transaction as principal and not as agent.

(2) A reference in this section to a dealer dealing, or entering into a transaction, as principal includes a reference to a person—

(*a*) dealing or entering into a transaction on behalf of a person associated with him;

(*b*) dealing in securities on behalf of a body corporate in which he has a controlling interest;

or

(*c*) where he carries on business as a dealer in partnership—dealing in the securities on behalf of a body corporate in which his interest and the interests of his partners together constitute a controlling interest.

(3) A dealer who as principal enters into a transaction of sale or purchase of securities with a person who is not a dealer shall state in the contract note that he is acting in the transaction as principal and not as agent.

(4) Subject to subsection (5) of this section and the regulations, a dealer who as principal (otherwise than by reason only that he is dealing or entering into a transaction on behalf of a person associated with him) enters into a transaction of sale or purchase of securities with a person who is not a dealer shall not charge that person brokerage, commission or any other fee in respect of the transaction.

(5) Subsection (4) of this section does not apply to a dealer who, as principal, enters into a transaction of sale or purchase of securities under an approved deed within the meaning of Division V of Part IV of the Companies Act, 1962-1979, with a person who is not a dealer and charges brokerage, commission or another fee in respect of the transaction in accordance with the provisions of the approved deed.

(6) Where a dealer fails to comply with subsection (1), (3) or (4) of this section in respect of a contract for the sale of securities by him the purchaser of the securities may, if he has not disposed of them, rescind the contract by a notice of rescission in writing given to the dealer not later than fourteen days after the receipt of the contract note and, where a dealer fails to comply with subsection (1), (3) or (4) of this section in respect of a contract for the purchase of securities by him, the vendor of the securities may, in like manner, rescind the contract.

Penalty: One thousand dollars or imprisonment for six months.

54. (1) Subject to this section and the regulations, a person shall not sell securities to a purchaser unless, at the time he sells them—

(*a*) he has or, where he is selling as agent, his principal has;

or

(*b*) he believes on reasonable grounds that he, or where he is selling as agent, his principal has,

a presently exercisable and unconditional right to vest the securities in the purchaser.

Penalty: For a first offence, one thousand dollars or imprisonment for six months; for a second or subsequent offence, five thousand dollars or imprisonment for two years, or both.

(2) For the purposes of subsection (1) of this section—

(*a*) a person who, at a particular time, has a presently exercisable and unconditional right to have securities vested in him or in accordance with his directions shall be deemed to have at that time a presently exercisable and unconditional right to vest the securities in another person;

and

(*b*) a right of a person to vest securities in another person shall not be deemed not to be unconditional by reason only of the fact that the securities are charged or pledged in favour of another person to secure the repayment of money.

(3) Subsection (1) of this section does not apply in relation to—

(*a*) a sale of securities by the holder of a dealer's licence who is a member of a stock exchange and specialises in transactions relating to odd lots of securities being a sale made by him as principal solely for the purpose of—

(i) accepting an offer to purchase an odd lot of securities;

or

(ii) disposing of a parcel of securities that is less than one marketable parcel of securities by means of the sale of one marketable parcel of those securities;

(*b*) a sale of securities as part of an arbitrage transaction;

(*c*) a sale of securities by a person who before the time of sale has entered into a contract to purchase those securities and who has a right to have those securities vested in him that is conditional only upon all or any of the following:—

(i) payment of the consideration in respect of the purchase;

(ii) the receipt by him of a proper instrument of transfer in respect of the securities;

(iii) the receipt by him of the documents that are, or are documents of title to, the securities;

or

(*d*) a sale of securities where—

(i) the person who sold the securities is not associated with the body corporate that issued or made available the securities;

(ii) arrangements are made before the time of the sale that will enable delivery of securities of the class sold to be made to the purchaser within three business days after the date of the transaction effecting the sale;

and

(iii) if the sale is effected on the stock market maintained or provided by a stock exchange—

(A) the price per unit in respect of the sale is not below the price at which the immediately preceding ordinary sale was effected;

and

(B) the price per unit is above the price at which the immediately preceding ordinary sale was effected unless the price at which the immediately preceding ordinary sale was effected was higher than the next preceding different price at which an ordinary sale had been effected,

and the stock exchange is immediately informed that the sale has been made short in accordance with this subparagraph.

(4) A person who requests a holder of a dealer's licence to effect a sale of securities to which subsection (1) of this section would apply but for paragraph (*b*) or (*d*) of subsection (3) of this section shall, at the time of making the request, inform the holder of the licence that the sale is a short sale.

(5) A person, who on a stock market that is maintained or provided by a stock exchange, effects, whether as principal or agent, a sale of securities to which subsection (1) of this section would apply but for paragraph (*b*) or (*d*) of subsection (3) of this section shall cause to be endorsed on any document evidencing the sale that is given to the person who, whether as principal or agent, purchases the securities a statement that the sale was a short sale.

PART VI

ACCOUNTS AND AUDIT

Interpretation.

55. In this Part, unless the contrary intention appears, a reference to a book, security, trust account or business of or in relation to a dealer who carries on business in partnership shall be read as a reference to such a book, security, trust account or business of or in relation to the partnership.

Application of Part.

56. This Part applies to and in relation to the holder of a dealer's licence and to the business of dealing in securities carried on by the holder of a dealer's licence, whether in the State or elsewhere.

Accounts to be kept by dealers.

57. (1) A dealer shall—

(*a*) keep such accounting records as correctly record and explain the transactions and financial position of the business of dealing in securities carried on by him;

(*b*) keep his accounting records in such a manner as will enable true and fair profit and loss accounts and balance sheets to be prepared from time to time;

and

(*c*) keep his accounting records in such a manner as will enable profit and loss accounts and balance sheets of the business of dealing in securities carried on by him to be conveniently and properly audited.

Penalty: One thousand dollars or imprisonment for six months.

(2) A dealer shall be deemed not to have complied with subsection (1) of this section in relation to records unless those records—

(*a*) are kept in writing in the English language or in such a manner as will enable them to be readily accessible and readily converted into writing in the English language;

(*b*) are kept in sufficient detail to show particulars of—

(i) all moneys received or paid by the dealer, including moneys paid to, or disbursed from, a trust account;

(ii) all purchases and sales of securities made by the dealer, the charges and credits arising from them, and the names of the buyer and seller, respectively, of each of those securities;

(iii) all income received from commissions, interest, and other sources, and all expenses, commissions, and interest paid, by the dealer;

(iv) all the assets and liabilities (including contingent liabilities) of the dealer;

(v) all securities that are the property of the dealer, showing by whom the securities, or the documents of title to the securities, are held and, where they are held by some other person, whether or not they are held as security against loans or advances;

(vi) all securities that are not the property of the dealer and for which the dealer or any nominee controlled by the dealer is accountable, showing by whom, and for whom, the securities or the documents of title to the securities are held and the extent to which they are either held for safe custody or deposited with a third party as security for loans or advances made to the dealer;

(vii) all purchases and sales of options made by the dealer and all fees (being option moneys) arising from them;

(viii) all arbitrage transactions entered into by the dealer;

and

(ix) all underwriting transactions entered into by the dealer;

(*c*) are kept in sufficient detail to show separately particulars of every transaction by the dealer;

(*d*) specify the day on which or the period during which each transaction by the dealer took place;

and

(*e*) contain copies of acknowledgments of the receipt of securities or of documents of title to securities received by the dealer from clients for sale or safe custody clearly showing the name or names in which the particular securities are registered.

(3) Without affecting the operation of subsection (2) of this section a dealer shall keep records in sufficient detail to show separately particulars of all transactions by the dealer with, or for the account of—

(*a*) clients of the dealer, excluding, where the dealer carries on business in partnership, the partners of the firm;

(*b*) the dealer himself, or, where the dealer carries on business in partnership, the partners of the firm;

(*c*) other dealers carrying on business in the State;

(*d*) dealers outside the State;

and

(*e*) employees of the dealer.

(4) An entry in the accounting and other records of a dealer required to be kept in accordance with this section, and any matter recorded by a stock exchange in relation to a member pursuant to subsection (3) of section 120 of this Act, shall be deemed to have been made by, or with the authority of, the dealer or member.

(5) Where a record required by this section to be kept is not kept in writing in the English language, the dealer shall, if required to convert the record into writing in the English language by a person who is entitled to examine the record, comply with the requirement within a reasonable time.

(6) Notwithstanding any other provision of this section, a dealer shall not be deemed to have failed to keep a record referred to in subsection (1) of this section by reason only that the record is kept as a part of, or in conjunction with, the records relating to any business other than dealing in securities that is carried on by him.

(7) If accounting or other records are kept by a dealer at a place outside the State, the dealer shall cause to be sent to and kept at a place in the State such particulars with respect to the business dealt with in those records as will enable to be prepared true and fair profit and loss accounts and balance-sheets.

Security documents in custody of dealer.

58. (1) Where a dealer receives for safe custody documents that are, or are documents of title to, securities, being documents that are the property of another person (in this subsection referred to as the "client") and for which the dealer or a nominee controlled by the dealer is accountable, the dealer shall forthwith—

(*a*) if the documents are not registered in the name of the client by the body corporate by which the securities were issued or made available and the client does not make a request as mentioned in paragraph (*b*) or (*c*) of this subsection—cause them to be so registered;

(*b*) if the client requests that the documents be registered by the body corporate by which the securities were issued or made available in the name of a nominee controlled by the dealer—cause them to be so registered;

or

(*c*) if the client requests that the documents be deposited in safe custody with the dealer's bankers—cause them to be so deposited.

(2) A dealer shall not deposit as security for a loan or advance made to the dealer documents that are, or are documents of title to, securities, being documents that are the property of another person (in this subsection referred to as the "client") and for which the dealer or a nominee controlled by the dealer is accountable, unless an amount is owed to the dealer by the client in connection with a transaction entered into on behalf of the client, and the dealer—

(*a*) gives a written notice to the client identifying the documents and stating that he intends to deposit them as security for a loan or advance made to the dealer;

and

(*b*) deposits the documents as security for a loan or advance made to the dealer that does not exceed the amount owed to the dealer on the day of the deposit by the client in connection with a transaction entered into on his behalf by the dealer.

(3) Where—

(*a*) a dealer has given a notice to a person as mentioned in subsection (2) of this section and has deposited the documents referred to in the notice as security for a loan or advance;

and

(*b*) the person has paid the amount owed by him to the dealer,

the dealer shall withdraw the documents from deposit forthwith after he receives the amount so owed to him.

(4) Where a dealer deposits as security for a loan or advance made to the dealer documents that are, or are documents of title to, securities, being documents that are the property of another person and for which the dealer or a

nominee controlled by the dealer is accountable, the dealer shall, at the expiration of three months after the day on which the documents are deposited, and at the expiration of each subsequent period of three months, if the documents are still maintained on deposit, send to the other person written notice to that effect.

Penalty: Five thousand dollars or imprisonment for two years.

Dealers' trust accounts.

59. (1) A dealer shall open and maintain with a bank or banks in the State an account or accounts designated as a trust account or as trust accounts.

(2) A dealer shall pay into such an account all moneys held by him in trust for a client not later than the next day on which the bank is open for business following the day on which they are received by the dealer.

(3) Notwithstanding subsection (1) of this section, where moneys that are required by this section to be paid into a trust account are received by a dealer in a place outside the State, the dealer may pay those moneys into a trust account maintained by the dealer in that place.

(4) For the purposes of subsection (2) of this section, all moneys received by a dealer from a client otherwise than in respect of brokerage and other proper charges or in payment or part payment for securities delivered to the dealer before the moneys are received shall be deemed to be held in trust for that client.

(5) Subsection (2) of this section does not apply to or in relation to a cheque, bank cheque, bank draft or money order made payable to or to the order of a specified person or bearer (not being a cheque, bank cheque, bank draft or money order in which the payee is the dealer, a partner of the dealer or the firm in which the dealer is a partner) received from or on behalf of a client with instructions, express or implied, that the cheque, bank cheque, bank draft or money order is to be delivered to the person to whom it is payable.

(6) A person who contravenes or fails to comply with a provision of this section that is applicable to him is guilty of an offence.

(7) A person who, with intent to defraud, contravenes or fails to comply with a provision of this section that is applicable to him is guilty of an offence and is liable to a penalty not exceeding five thousand dollars or to imprisonment for a period not exceeding two years, or both.

Purposes for which money may be withdrawn from a trust account.

60. (1) A dealer shall not withdraw moneys from a trust account except for the purpose of—

(*a*) making a payment to, or in accordance with the directions of, a person entitled to the moneys;

(*b*) making a payment to a stock exchange in accordance with the provisions of section 81 of this Act;

(*c*) defraying brokerage and other proper charges;

(*d*) paying to the dealer moneys to which he is entitled, being moneys that were paid into a trust account but were not required to be so paid;

or

(*e*) making a payment that is otherwise authorized by law.

Penalty: One thousand dollars or imprisonment for six months.

(2) Except as otherwise provided in this Part, moneys held in a trust account are not available for payment of the debts of a dealer or liable to be paid or taken in execution under the order or process of a court.

(3) Nothing in this Part takes away or affects a lawful claim or lien that a person has against or on any moneys held in a trust account or against or on any moneys received for the purchase of securities or from the sale of securities before those moneys are paid into a trust account.

(4) A dealer is not guilty of an offence against subsection (1) of this section by reason only that he withdraws from a trust account an amount that is the whole or any part of the amount of a cheque that has been paid into the account but that has not been paid, and has not been refused payment, by the banker on which it is drawn.

(5) Where a dealer withdraws from a trust account an amount that is the whole or any part of the amount of a cheque that has been paid into the account but that has not been paid by the banker on which it is drawn and the banker later refuses payment of the cheque, the dealer shall forthwith pay into the trust account by cash or bank cheque an amount equal to the firstmentioned amount.

(6) Where a dealer fails to comply with subsection (5) of this section—

(*a*) he is guilty of an offence against this Act and liable to a penalty not exceeding one thousand dollars or imprisonment for a period not exceeding six months;

and

(*b*) where the dealer is a member of a stock exchange the failure shall, for the purposes of Part IX of this Act be deemed to be a defalcation by the dealer.

Appointment of auditor by dealer.

61. (1) Within one month after a person becomes the holder of a dealer's licence he shall appoint a person or persons or a firm or firms or any combination thereof as auditor or auditors to audit his accounts.

(2) A person shall not—

(*a*) consent to be appointed as auditor of a dealer;

(*b*) act as auditor of a dealer;

or

(*c*) prepare a report required by this Act to be prepared by an auditor of a dealer,

if the person—

(*d*) is not a registered company auditor within the meaning of section 5 of the Companies Act, 1962-1979;

(*e*) is indebted in an amount exceeding two thousand dollars to the dealer;

or

(*f*) is a partner or employee of the dealer.

(3) A firm shall not—

(*a*) consent to be appointed as auditor of a dealer;

(*b*) act as auditor of a dealer;

or

(*c*) prepare a report required by this Act to be prepared by an auditor of a dealer,

unless—

(*d*) at least one member of the firm is ordinarily resident in a State or Territory of the Commonwealth;

(*e*) all the members of the firm ordinarily so resident are registered company auditors within the meaning of section 5 of the Companies Act, 1962-1979;

(*f*) no member of the firm is indebted in an amount exceeding two thousand dollars to the dealer;

and

(*g*) no member of the firm is a partner or employee of the dealer.

(4) The appointment of a firm as auditor of a dealer shall be taken to be the appointment of all persons who are members of the firm, whether resident in a State or Territory of the Commonwealth or not, at the date of the appointment.

(5) Where a firm has been appointed as auditor of a dealer and the members constituting the firm change by reason of the death, retirement or withdrawal of a member or by reason of the admission of a new member, the firm as newly constituted shall, if it is not disqualified from acting as auditor of the dealer by virtue of subsection (3) of this section, be deemed to be appointed under subsection (1) of this section as auditor of the dealer and that appointment shall be taken to be an appointment of all persons who are members of the firm as newly constituted.

(6) If, in contravention of this section, a firm consents to be appointed or acts as auditor of a dealer or prepares a report required by this Act to be prepared by an auditor of a dealer, each member of the firm is guilty of an offence.

(7) A person shall not—

(*a*) if he has been appointed auditor of a dealer—wilfully disqualify himself while the appointment continues from acting as auditor of the dealer;

or

(*b*) if he is a member of a firm that has been appointed auditor of a dealer—wilfully disqualify the firm while the appointment continues from acting as auditor of the dealer.

(8) An auditor of a dealer shall hold office until death, until removal or resignation from office in accordance with section 62 of this Act or until ceasing to be capable of acting as auditor by reason of subsection (2) or (3) of this section.

(9) Within fourteen days after a vacancy occurs in the office of an auditor of a dealer, if there is no surviving or continuing auditor of the dealer, the dealer shall appoint a person or persons or a firm or firms or any combination thereof to fill the vacancy.

(10) While a vacancy in the office of an auditor continues, the surviving or continuing auditor or auditors (if any) may act.

(11) A dealer shall not appoint a person or firm as auditor of the dealer unless that person or firm has, before the appointment, consented by notice in writing given to the dealer to act as auditor and has not withdrawn his or its consent by notice in writing given to the dealer.

(12) A report or notice made or given by a firm appointed as auditor of a dealer for the purposes of this Part shall be signed in the firm name and in his own name by a member of the firm who is a registered company auditor within the meaning of section 5 of the Companies Act, 1962-1979.

(13) Where a person or firm is appointed as an auditor under subsection (1) of this section (not being an appointment that is deemed to be made by virtue of subsection (5) of this section), the dealer shall within fourteen days after the appointment lodge with the Commission a notice in writing stating that he has made the appointment and specifying the name of the person or firm.

Removal and resignation of auditors.

62. (1) A dealer may if he has received the consent of the Commission remove an auditor of the dealer from office.

(2) An auditor of a dealer may, by notice in writing given to the dealer, resign as auditor of the dealer if—

(*a*) he has, by notice in writing given to the Commission, applied for consent to his resignation and, at or about the same time as he gave notice to the Commission, notified the dealer in writing of his application to the Commission;

and

(*b*) he has received the consent of the Commission.

(3) The Commission shall, as soon as practicable after receiving a notice from an auditor under subsection (2) of this section, notify the auditor and the dealer whether it consents to the resignation of the auditor.

(4) A statement made by an auditor in an application to the Commission, under subsection (2) of this section or in answer to an inquiry by the Commission relating to the reasons for the application—

(*a*) is not admissible in evidence in any civil or criminal proceedings against the auditor other than proceedings for an offence against section 119 of this Act;

and

(*b*) may not be made the ground of a prosecution (other than a prosecution for an offence against section 119 of this Act), action or suit against the auditor,

and a certificate of the Commission that the statement was made in the application or in answer to an inquiry by the Commission is conclusive evidence that the statement was so made.

(5) Subject to subsection (6) of this section and to any order of the Court under subsection (8) of this section, the resignation of an auditor takes effect—

(*a*) on the date (if any) specified for the purpose in the notice of resignation;

(*b*) on the date on which the Commission consents to the resignation;

or

(*c*) on the date (if any) fixed by the Commission for the purpose,

whichever last occurs.

(6) Where, on the retirement or withdrawal from a firm of a member, the firm will no longer be capable, by reason of the provisions of paragraph (*d*) of subsection (3) of section 61 of this Act, of acting as auditor of a dealer, the member so retiring or withdrawing shall, if not disqualified from acting as auditor of the dealer, be deemed to be the auditor of the dealer until he obtains the consent of the Commission to his retirement or withdrawal.

(7) Within fourteen days after the receipt of a notice of resignation from an auditor of a dealer or, where an auditor of a dealer is removed from office, within fourteen days after the removal, the dealer shall lodge a notice of the resignation or removal in accordance with the prescribed form with the Commission.

(8) A person aggrieved by the refusal of consent by the Commission to the removal or resignation of an auditor of a dealer may, within one month after the date of refusal, appeal to the Court from the refusal and thereupon the Court may confirm or reverse the refusal and may make such further order in the matter as to it seems proper.

Fees and expenses of auditors.

63. The reasonable fees and expenses of an auditor of a dealer are payable by the dealer.

Dealers' accounts.

64. (1) In this section—

"financial year", in relation to a dealer, means—

(*a*) where the dealer is not a body corporate—the year ending on the thirtieth day of June;

and

(*b*) where the dealer is a body corporate—the financial year of the body corporate within the meaning of the Companies Act, 1962-1979:

"prescribed day", in relation to a financial year of a dealer, means—

(*a*) where the dealer is not a body corporate—the day that is two months after the end of that financial year;

or

(*b*) where the dealer is a body corporate—the day that is three months after the end of that financial year,

or where, in either case, an extension of time is approved pursuant to subsection (3) of this section, the day on which the extended time expires.

(2) A dealer shall, in respect of each financial year, other than a financial year that ended before the date of commencement of this Act or ended on or after that date but before the date on which the dealer commenced to carry on business as a dealer, prepare a true and fair profit and loss account and balance-sheet on the basis of such accounting principles (if any) and containing such

information and matters as are prescribed and lodge them with the Commission before the prescribed day for that financial year, together with an auditor's report containing the prescribed information and matters.

(3) The Commission may approve an extension of the period of two months or, as the case may require, the period of three months, referred to in the definition of "prescribed day" in subsection (1) of this section where an application for the extension is made by the dealer and his auditor, and such an approval may be given subject to such conditions, if any, as the Commission thinks fit to impose.

(4) Where an approval under subsection (3) of this section in relation to a dealer is given subject to conditions, the dealer shall comply with those conditions.

Auditor to report to Commission in certain cases.

65. (1) Where an auditor, in the performance of his duties as auditor of a dealer, becomes aware of a prescribed matter he shall, within seven days after becoming aware of that matter, lodge with the Commission a written report on the matter and send a copy of the report to the dealer and to each stock exchange of which the dealer is a member.

(2) In this section, "prescribed matter" means a matter that, in the opinion of the auditor—

(*a*) has adversely affected, is adversely affecting or may adversely affect the ability of the dealer to meet his obligations as a dealer;

or

(*b*) constitutes or may constitute a breach of section 57, 58, 59 or 60 or Part VIII of this Act.

Certain matters to be reported to the Commission.

66. (1) Where, in relation to a dealer who is a member of a stock exchange, the stock exchange becomes aware of a prescribed matter, the stock exchange shall, as soon as practicable after becoming aware of the matter, lodge with the Commission a written report on the matter and send a copy of the report to the dealer.

(2) In this section, "prescribed matter", in relation to a dealer, means a matter that, in the opinion of the stock exchange concerned—

(*a*) has adversely affected, is adversely affecting or may adversely affect the ability of the dealer to meet his obligations as a dealer;

or

(*b*) constitutes or may constitute a breach of section 57, 58, 59 or 60 or Part VIII of this Act.

Defamation.

67. An auditor has qualified privilege in respect of any defamatory matter published by him in so far as the defamatory matter is so published in the course of, and relates to, the exercise or performance by the auditor of his functions or duties under this Act.

Right of stock exchange to impose obligations, etc., on members not affected by this Part.

68. Nothing in this Part prevents a stock exchange imposing on members of that stock exchange any obligations or requirements (not being obligations or requirements inconsistent with this Act) that the stock exchange thinks fit with respect to—

(*a*) the audit of accounts (including the audit of accounts by an auditor appointed by the stock exchange);

(*b*) the information to be furnished in reports from auditors;

or

(*c*) the keeping of books.

Power of Court to restrain dealings with dealer's bank accounts.

69. Where the Commission shows to the satisfaction of the Court—

(*a*) that there are reasonable grounds for believing that there is a deficiency in a trust account of a person who is or has been a dealer;

(*b*) that there has been undue delay, or unreasonable refusal, on the part of a person who is or has been a dealer, in paying, applying or accounting for trust moneys as required by this Act;

(*c*) that a person who is or has been a dealer has not paid moneys into a trust account as provided by section 59 of this Act;

or

(*d*) where a business of dealing in securities is carried on, was carried on or was last carried on, as the case may be, by a person otherwise than in partnership—

(i) that the dealer's licence of that person has been revoked or suspended;

(ii) that that person is incapable, by reason of physical or mental infirmity, of managing his affairs;

(iii) that that person has ceased to carry on a business of dealing in securities;

or

(iv) that the death has occurred of that person,

the Court may make an order restraining dealings in respect of all or any of the bank accounts of that person, subject to such terms and conditions as the Court may see fit to impose.

Duty of bank manager to make full disclosure.

70. Where an order made under section 69 of this Act is directed to a banker, the banker shall—

(*a*) disclose to the Commission every account kept at the bank in the name of the person to whom the order relates, and any acccount that the banker reasonably suspects is held or kept at the bank for the benefit of that person;

and

(*b*) permit the Commission to make a copy of, or to take an extract from, any account of the person to whom the order relates or any of the banker's books relating to that person.

Power of Court to make further orders and give directions.

71. Where an order is made under section 69 of this Act, the Court may, on the application of the Commission or of a person affected by the order, make further orders—

(*a*) dealing with such ancillary matters as the Court considers necessary or desirable;

(*b*) directing that all or any of the moneys in an account affected by an order so made be paid by the bank to the Commission or a person nominated by the Commission, on such terms and conditions as the Court thinks fit;

and

(*c*) discharging or varying the order.

Power of Court to make order relating to payment of moneys.

72. (1) An order made under section 71 of this Act may include directions to the person to whom the moneys are paid directing that that person—

(*a*) shall cause the moneys to be paid into a separate trust account;

(*b*) is authorized to prepare a scheme for distributing the moneys to persons who claim to be entitled thereto, during a period of six months after the Commission or that other person receives the moneys, and who satisfy the Commission or that other person that they are so entitled;

or

(*c*) where the moneys received are insufficient to pay all proved claims may, notwithstanding any rule of law to the contrary, apportion the moneys among the claimants in proportion to their proved claims and show in the scheme how the moneys are so apportioned.

(2) Where a person prepares a scheme for a distribution of moneys pursuant to subsection (1) of this section, he shall apply to the Court for approval of the scheme and for directions in respect of it.

(3) The Court may give such directions as to the moneys held in a separate trust account pursuant to subsection (1) of this section, as to the persons to whom and in what amounts the whole or any portion of those moneys shall be paid, and as to the payment of the balance of the moneys, if any, remaining in the account, as the Court thinks fit.

PART VII

PART VII

REGISTERS OF INTERESTS IN SECURITIES

Interpretation.

73. (1) In this Part—

"financial journalist" means a person who, not being the holder of a licence, in the course of his business or employment contributes advice, or prepares analyses or reports, concerning securities for publication in a newspaper or periodical.

(2) In this Part, a reference to securities is a reference to securities that are securities of a body corporate that is a public company under the law of a State or Territory of the Commonwealth or securities that are quoted or dealt in at a stock market in a State or Territory of the Commonwealth.

(3) A reference in this Part to the Register, in relation to a person to whom this Part applies, is a reference to the Register required to be maintained by him under subsection (1) of section 75 of this Act.

(4) If—

(*a*) there is in force a certificate in writing issued by or on behalf of a stock exchange certifying that a member of that stock exchange is recognized by the stock exchange as specialising in transactions relating to odd lots of securities;

and

(*b*) the member concerned enters into a transaction in relation to an odd lot of securities,

this Part does not apply in relation to any interest in securities acquired by him as a result of that transaction or in relation to any change in his interest in any securities effected by that transaction.

Application of Part.

74. This Part applies to and in relation to a person who is the holder of a licence or a financial journalist.

Register to be maintained.

75. (1) A person to whom this Part applies shall maintain a Register, in accordance with the prescribed form or in the prescribed manner, for the purpose of this Part and shall keep the Register at the place in the State of which he gives notice to the Commission under section 76 of this Act.

(2) Where—

(*a*) a person becomes a person to whom this Part applies;

and

(*b*) the person is aware when he becomes such a person that he has an interest in securities,

he shall, within seven days after the day on which he becomes such a person, if he has not already done so, cause to be entered, as prescribed, in the Register particulars of those securities and of the nature of his interest in those securities.

(3) Where a person to whom this Part applies becomes aware that he has an interest in securities he shall, within seven days after the day on which he becomes so aware, cause to be entered, as prescribed, in the Register particulars of those securities and of the nature of his interest in those securities.

(4) Where there is a change in the interest of a person to whom this Part applies in securities, he shall, within seven days after the day on which he becomes aware of the change, cause particulars of the change to be entered in the Register.

(5) For the purposes of this section, where a person to whom this section applies commences or ceases to have an interest in securities, there shall be deemed to be a change in the interest of that person in those securities.

(6) Where a person to whom this section applies is required by this section to enter in the Register particulars of any securities and of the nature of his interest in those securities, or particulars of a change in his interest in any securities, the particulars to be so entered shall include—

(*a*) the date on which he commenced or ceased to have the interest or on which the change occurred;

(*b*) the number of securities to which the interest relates or related;

(*c*) if the interest was acquired or disposed of or the change occurred for valuable consideration—the amount of the consideration and, if the consideration did not consist wholly of money, the nature of the part of the consideration that did not consist of money;

and

(*d*) if the securities are not registered in the name of the firstmentioned person—the name of the person who is registered as the holder of the securities or, if any other person is entitled to become registered as the holder of the securities, the name of that other person.

Penalty: One thousand dollars or imprisonment for six months.

Place where Register kept.

76. (1) An applicant for a licence shall, as part of his application for the grant of the licence, give notice in writing to the Commission of the place in the State at which he will keep the Register.

(2) A financial journalist shall, within fourteen days after he commences to maintain the Register, give notice in writing to the Commission stating—

(*a*) the place in the State at which he keeps the Register;

(*b*) the name and business address of his employer (if any);

and

(*c*) the newspapers and periodicals to which he contributes.

(3) Where there is a change in the place in the State at which the holder of a licence or a financial journalist keeps the Register, he shall immediately give notice in writing to the Commission of the new place at which the Register is kept.

Defences.

77. (1) It is a defence to a prosecution for failing to comply with section 75 or 76 of this Act if the defendant proves that his failure was due to his not being aware of a fact or occurrence the existence of which was necessary to constitute the offence and that—

(*a*) he was not so aware on the date of the complaint;

(*b*) he became so aware less than fourteen days before the date of the complaint;

or

(*c*) he became so aware not less than fourteen days before the date of the complaint and complied with the relevant section within fourteen days after becoming so aware.

(2) For the purposes of this Part, a person shall, in the absence of proof to the contrary, be presumed to have been aware at a particular time of a fact or occurrence relating to securities of which a servant or agent of the person, being a servant or agent having duties or acting in relation to his master's or principal's interest in the relevant securities, was aware at that time.

Power of Commission to require production of Register.

78. (1) The Commission may require a person to whom this Part applies to produce for inspection the Register required to be kept pursuant to section 75 of this Act and the Commission may make copies of or take extracts from the Register.

(2) A person who, when required to do so under subsection (1) of this section, fails to produce a Register for inspection or fails to allow a person to make a copy of or take extracts from the Register is guilty of an offence against this Act.

Power of Commission to require certain information to be supplied to the Commission.

79. (1) The Commission may, by notice in writing, require the proprietor or publisher of a newspaper or periodical to supply the Commission with—

(*a*) the name and address of the person who contributed any advice specified in the notice or prepared any analysis or report so specified;

or

(*b*) the names and addresses of all persons who, during a period specified in the notice, contributed any advice or prepared any analysis or report concerning securities,

being advice, or an analysis or a report, published in a newspaper owned or published by that proprietor or publisher.

(2) A proprietor or publisher of a newspaper or periodical who wilfully fails to comply with a notice under subsection (1) of this section is guilty of an offence.

Power of Commission to supply copy of Register.

80. The Commission may supply a copy of a Register or of an extract from a Register to any person who, in the opinion of the Commission, should in the public interest be informed of the matters disclosed in the Register or extract.

PART VIII

DEPOSITS WITH STOCK EXCHANGES

Deposits to be lodged by sole traders and member firms.

81. (1) Each sole trader and each member firm shall lodge and maintain a deposit as required by this Part with the stock exchange of which the sole trader is a member or by which the firm is recognized.

(2) A deposit referred to in subsection (1) of this section is payable out of moneys in a trust account kept by the sole trader or member firm.

(3) An amount paid from a trust account as, or as part of, a deposit lodged with a stock exchange under this Part continues to be money in that trust account notwithstanding that it is so lodged.

(4) Where a sole trader or member firm fails to comply with subsection (1) of this section, the sole trader or each partner in the member firm (as the case may be) is guilty of an offence and liable to a penalty not exceeding two thousand dollars or to imprisonment for a period not exceeding one year.

Deposit to be proportion of certain balances.

82. (1) The deposit required to be lodged and maintained by a sole trader or member firm under section 81 of this Act is an amount equal to two-thirds (or, where a lesser proportion is prescribed, that proportion) of the lowest balance in the trust account maintained by the sole trader or member firm during the period of three months ending on the quarter day last past.

(2) Where a sole trader or member firm maintains two or more trust accounts, the amount of the deposit required to be lodged by the sole trader or member firm under section 81 of this Act shall be determined as if a reference in subsection (1) of this section to the balance in the trust account at any time were a reference to the aggregate of the balances at that time in the trust accounts maintained by that sole trader or member firm.

(3) Nothing in this Part requires the lodging or maintaining of a deposit where, but for this subsection, the amount of the deposit would be less than three thousand dollars.

Deposits to be invested by stock exchange.

83. (1) Where a stock exchange receives a deposit from a sole trader or member firm under section 81 of this Act, the stock exchange holds the deposit upon trust for the sole trader or member firm and shall invest the deposit—

(*a*) on interest bearing term deposit in a bank within the meaning of the *Banking Act* 1959 of the Commonwealth or in a bank constituted by a law of the State;

(*b*) on interest bearing deposit with the Treasurer at a rate from time to time that is not less than the maximum rate of interest from time to time payable on amounts on interest bearing deposit in the Commonwealth Savings Bank;

or

(*c*) with any dealer in the short term money market, approved by the Reserve Bank of Australia as an authorized dealer, that has established lines of credit with that bank as a lender of last resort.

(2) An amount deposited with the Treasurer under subsection (1) of this section is repayable on demand.

(3) A stock exchange shall pay moneys received by way of interest in respect of amounts invested under subsection (1) of this section into the fidelity fund established by it pursuant to Part IX of this Act.

(4) The stock exchange shall on demand being made by a sole trader or member firm who has lodged a deposit with the stock exchange, pay to the sole trader or member firm an amount deposited with the stock exchange under section 81 of this Act.

(5) A sole trader or member firm shall pay an amount received from the stock exchange under subsection (4) of this section into a trust account maintained by the sole trader or member firm under section 59 of this Act.

(6) Where a sole trader or member firm fails to comply with subsection (5) of this section, the sole trader or each partner in the member firm (as the case may be) is guilty of an offence and is liable to a penalty not exceeding two thousand dollars or to imprisonment for a period not exceeding one year.

(7) The fidelity fund of a stock exchange shall guarantee the repayment by the stock exchange of the amount of a deposit received from a sole trader or member firm.

Accounts of deposits.

84. (1) A stock exchange shall establish and keep proper accounts of all deposits received by the stock exchange under this Part and shall, within one month after each quarter day, cause a balance-sheet to be made out as at that quarter day.

(2) A stock exchange shall appoint a registered company auditor within the meaning of section 5 of the Companies Act, 1962-1979, to audit its accounts relating to deposits.

(3) An auditor appointed by a stock exchange shall audit the accounts relating to deposits received by the stock exchange and each balance-sheet and shall cause a report on the accounts and balance-sheet to be laid before the committee of the stock exchange not later than one month after the balance-sheet is made out.

(4) A stock exchange shall give to the Commission a copy of each report laid before the committee of the stock exchange under this section and of the balance-sheet to which the report relates within fourteen days after the report was so laid before the committee.

Claims, etc., not affected by this Part.

85. Nothing done under this Part affects—

(*a*) a claim or lien that a sole trader or member firm has on or in relation to a deposit;

or

(*b*) the rights or remedies of a person other than a sole trader or member firm.

PART IX

FIDELITY FUNDS

Establishment of fidelity funds.

86. (1) A stock exchange shall establish and keep a fidelity fund, which shall be administered by the committee on behalf of the stock exchange.

(2) The assets of a fidelity fund of a stock exchange are the property of the stock exchange, but shall be kept separately from all other property and shall be held in trust for the purposes set out in this Part.

Moneys constituting fidelity fund

87. (1) The fidelity fund of a stock exchange shall consist of—

(*a*) an amount of not less than one hundred thousand dollars to be paid to the credit of the fund by the stock exchange on the establishment of the fund;

(*b*) moneys paid to the stock exchange by sole traders or member firms in accordance with the provisions of this Part;

(*c*) the interest on moneys invested by the stock exchange under Part VIII of this Act;

(*d*) the interest and profits from time to time accruing from the investment of the fidelity fund;

(*e*) moneys paid into the fidelity fund by the stock exchange;

(*f*) moneys recovered by or on behalf of the stock exchange in the exercise of a right of action conferred by this Part;

(*g*) moneys paid by an insurer pursuant to a contract of insurance or indemnity entered into by the stock exchange under section 107 of this Act;

and

(*h*) all other moneys lawfully paid into the fund.

(2) The Minister may exempt a stock exchange from compliance with paragraph (*a*) of subsection (1) of this section if he is satisfied that the stock exchange has entered into a contract in a form approved by the Minister with an insurer approved by the Minister under which the insurer undertakes to indemnify the fund in the event of a claim being made on the fund so that the total amount available to satisfy that claim will be not less than one hundred thousand dollars.

Fund to be kept in separate bank account.

88. The moneys in a fidelity fund shall, until they are invested or applied in accordance with this Part, be paid into a separate account in a bank in the State.

Payments out of fund.

89. Subject to this Part, there shall be paid out of the fidelity fund of a stock exchange in such order as the committee of the stock exchange deems proper—

(*a*) the amount of all claims including costs, allowed by the committee or established against the stock exchange under this Part;

(*b*) all legal and other expenses incurred in investigating or defending claims made under this Part or incurred in relation to the fund or in the exercise by the stock exchange or the committee of the rights, powers, and authorities vested in it by this Part in relation to the fund;

(*c*) all premiums payable in respect of contracts of insurance or indemnity entered into by the stock exchange under section 107 of this Act;

(*d*) the expenses incurred in the administration of the fund, including the salaries and wages of persons employed by the stock exchange or the committee in relation to the fund;

and

(*e*) all other moneys payable out of the fund in accordance with the provisions of this Act.

Accounts of fund.

90. (1) A stock exchange shall establish and keep proper accounts of its fidelity fund and shall, before the thirty-first day of August in each year, cause a balance-sheet in respect of those accounts to be made out as at the preceding thirtieth day of June.

(2) A stock exchange shall appoint a registered company auditor within the meaning of section 5 of the Companies Act, 1962-1979, to audit the accounts of the fidelity fund.

(3) The auditor appointed by a stock exchange shall audit the accounts of the fidelity fund and shall audit each balance-sheet and cause a report on the accounts and balance-sheet to be laid before the committee of the stock exchange not later than one month after the balance-sheet is made out.

(4) A stock exchange shall give to the Commission a copy of each report laid before the committee of the stock exchange under this section and of the balance-sheet to which the report relates within fourteen days after the report was so laid before the committee.

Management sub-committee.

91. (1) A majority of the members of a committee of a stock exchange may appoint a management sub-committee of not less than three and not more than five, persons, being members of the stock exchange, at least one of whom is also a member of the committee.

(2) The committee of a stock exchange may, by resolution, delegate to a sub-committee appointed by it under this section all or any of its powers, authorities, and discretions under a provision of this Part (other than this section, section 94, subsection (5), (6) or (7) of section 97 or section 99 of this Act).

(3) A power, authority or discretion delegated under subsection (2) of this section may be exercised by members forming a majority of the sub-committee as if that power, authority or discretion had been conferred by this Part on a majority of the members of the sub-committee.

(4) A delegation under this section may at any time be varied or revoked.

(5) The committee of a stock exchange may at any time remove a member of a sub-committee appointed by it under this section and may fill a vacancy arising in the membership of the sub-committee.

Contributions to fund.

92. (1) A person shall not be admitted to membership of a stock exchange or to a partnership in a member firm recognized by a stock exchange unless he has paid to the stock exchange, as a contribution to its fidelity fund, such amount, being not less than five hundred dollars, as is determined by the stock exchange.

(2) A person who is a member of a stock exchange shall, on or before the thirty-first day of March in each year, pay to the stock exchange as a contribution to its fidelity fund, such amount, being not less than one hundred dollars as is determined by the stock exchange.

Provisions where fund exceeds one million dollars.

93. (1) Where the amount in a fidelity fund of a stock exchange exceeds one million dollars or such lesser amount as is prescribed—

(*a*) a person—

(i) who is a member of the stock exchange;

(ii) who has made twenty or more annual contributions to the fund;

and

(iii) in respect of whom a payment from the fund has not been made or, if such a payment has been made, has been repaid to the fund,

is not, subject to this section, required to make further annual contributions to the fund;

(*b*) on the retirement from business of any such person the committee may, in its discretion, pay to him the total amount of the annual contributions made by him to the fund or such proportion of those contributions as is for the time being determined by the committee either generally or in relation to the particular person, either with or without simple interest at a rate not exceeding three per centum per annum;

and

(*c*) on the death of any such person without any payment having been made to him under paragraph (*b*) of this subsection, the committee may, in its discretion, make such a payment either to his personal representative or to his widow or to any dependant.

(2) A determination of the committee under paragraph (*b*) of subsection (1) of this section shall be in writing and may be in respect of any person or any class of persons.

(3) The stock exchange may, by notice in writing published in the *Gazette*—

(*a*) suspend the operation of paragraph (*b*) or (*c*) of subsection (1) of this section;

or

(*b*) revoke any such suspension,

but where the operation of one of those paragraphs is for the time being suspended the stock exchange shall not suspend the operation of the other.

(4) Where the amount in a fidelity fund is, by reason of payments made out of the fund, less than one million dollars or such lesser amount as is prescribed, the stock exchange may determine that a person who by reason of subsection (1) of this section is not required to make annual contributions to the fund shall again be required, to such extent as it thinks fit, to make annual contributions under section 92 of this Act.

(5) A person to whom a determination under subsection (4) of this section applies is liable to make contributions in accordance with the determination.

PART IX

Levy in addition to annual contributions.

94. (1) If at any time the amount of a fidelity fund is insufficient to pay all amounts that, at that time, are required to be paid under section 89 of this Act, the stock exchange may impose on each person who is liable to contribute to the fund a levy of such amount as it thinks fit for payment into the fund.

(2) The amount of such a levy shall be paid within the time and in the manner specified by the stock exchange either generally or in relation to a particular case.

(3) A person is not required to pay by way of levy under this section more than five thousand dollars in the aggregate or more than one thousand dollars in any period of twelve months.

Power of stock exchange to make advances to fund.

95. (1) A stock exchange may, from its general funds, give or advance, on such terms as the committee thinks fit, any sums of money to its fidelity fund.

(2) Moneys that are advanced under subsection (1) of this section may at any time be repaid from the fidelity fund to the general funds of the stock exchange.

Investment of fund.

96. Moneys in a fidelity fund that are not immediately required for its purposes may be invested by the stock exchange in any manner in which trustees are for the time being authorized by law to invest trust funds or on deposit with a corporation that is declared, pursuant to paragraph (*b*) of subsection (7) of section 38 of the Companies Act, 1962-1979, to be an authorized dealer in the short term money market.

Application of fund.

97. (1) Subject to this Part, a fidelity fund of a stock exchange shall be held and applied for the purpose of compensating persons who suffer pecuniary loss—

(*a*) by reason of a defalcation, or fraudulent misuse of securities or documents of title to securities or of other property, by a member of the stock exchange who is a sole trader and who is liable, or would, but for section 93 of this Act, be liable, to contribute to the fund or by an employee or servant of such a member in respect of money, securities, documents of title to securities or other property that, in the course of or in connection with that member's business of dealing in securities, was entrusted to, or received by the member or an employee or servant of the member (whether before or after the commencement of this Act)—

(i) for or on behalf of another person;

or

(ii) by reason that the member was a trustee of the money, securities, documents of title or other property;

or

(*b*) by reason of a defalcation, or fraudulent misuse of securities or documents of title to securities or of other property, by a partner in a member firm recognized by the stock exchange any of the partners in which are liable, or would, but for section 93 of this Act, be liable, to contribute to the fund, or by an employee or servant of such a firm, in respect of money, securities, documents of title to securities or other property that, in the

course of or in connection with the firm's business of dealing in securities, was entrusted to or received by a partner in the firm or an employee or servant of the firm (whether before or after the commencement of this Act)—

(i) for or on behalf of another person;

or

(ii) by reason that the firm, or a partner in the firm, was a trustee of the money, securities, documents of title or other property.

(2) Where a right to compensation does not arise under subsection (1) of this section, a fidelity fund may, subject to this Part, be applied for the purpose of paying to an official receiver, trustee or controlling trustee within the meaning of the *Bankruptcy Act* 1966 of the Commonwealth an amount not greater than the amount that he certifies is required to make up or reduce the total deficiency arising by reason of the available assets of a bankrupt, being a member of a stock exchange who is a sole trader or being a partner in a member firm recognized by a stock exchange, being insufficient to satisfy the debts proved in the bankruptcy by creditors of the bankrupt, arising from dealings in securities.

(3) Except as otherwise provided in the following provisions of this section, the total amount that may be paid under this Part—

(*a*) for the purpose of compensating pecuniary loss as referred to in subsection (1) of this section;

or

(*b*) for the purpose of paying amounts under subsection (2) of this section,

shall not exceed in respect of a member of a stock exchange who is a sole trader or in respect of a member firm recognized by a stock exchange the sum of two hundred and fifty thousand dollars.

(4) For the purposes of calculating the sum referred to in subsection (3) of this section an amount that is paid from a fidelity fund shall, to the extent to which that amount is repaid to the fund, be disregarded.

(5) If a stock exchange considers, having regard to the ascertained or contingent liabilities of the fidelity fund, that the assets of the fund so permit, the stock exchange may, by notice published in the *Gazette*, increase the total amount that may be applied from the fund pursuant to subsection (3) of this section, and from the date of the publication of the notice until the notice is revoked or varied the amount specified in the notice is the total amount that may be applied as provided by this section.

(6) A notice under subsection (5) of this section may be revoked or varied by the stock exchange by notice published in the *Gazette*, and a notice that is so varied has effect accordingly.

(7) If a stock exchange, having regard to the ascertained or contingent liabilities of the fidelity fund, considers that the assets of the fund so permit, the stock exchange may apply out of the fund such sums in excess of the amount limited by or under this section as the stock exchange, in its discretion, thinks fit in or towards the compensation of persons who have suffered pecuniary loss as referred to in subsection (1) of this section or making a payment under subsection (2) of this section.

(8) For the purposes of this section, a reference to a member of a stock exchange includes a reference to a person who was but has ceased to be such a member if a person, at the time he suffered pecuniary loss, had reasonable grounds for believing and did believe the firstmentioned person to be such a member.

Claims against the fund.

98. (1) Subject to this Part, a person who suffers pecuniary loss as referred to in subsection (1) of section 97 of this Act is entitled to claim compensation from the fidelity fund of the relevant stock exchange and to take proceedings in the Court as provided in this Part against the stock exchange to establish that claim.

(2) A person does not have a claim against a fidelity fund of a stock exchange in respect of—

(*a*) pecuniary loss suffered before the commencement of this Act;

or

(*b*) pecuniary loss in respect of money or other property suffered after the money or property had, in due course of the administration of a trust, ceased to be under the sole control of a member of the stock exchange or of a partner or partners in a member firm recognized by the stock exchange.

(3) Subject to this Part, the amount that a claimant is entitled to claim as compensation from a fidelity fund of a stock exchange is the amount of the actual pecuniary loss suffered by him (including the reasonable costs of, and disbursements incidental to, the making and proof of his claim) less the amount or value of all moneys or other benefits received or receivable by him from a source other than the fund in reduction of the loss.

(4) In addition to any compensation that is payable under this Part, interest is payable out of the fidelity fund on the amount of the compensation, less any amount attributable to costs and disbursements, at the rate of five per centum per annum calculated from and including the day on which the pecuniary loss was suffered until the day on which the claim is satisfied.

Rights of innocent partner in relation to fund.

99. (1) Where all persons who have submitted claims pursuant to section 98 of this Act have been fully compensated in accordance with the provisions of this Part for pecuniary loss as referred to in subsection (1) of section 97 of this Act suffered in relation to money or other property entrusted to or received by a partner in a member firm recognized by a stock exchange, any other partner in that firm who has made payment to a person in compensation for loss suffered by him in relation to that money or property shall be deemed to be subrogated to the extent of that payment to all the rights and remedies of that person against the fidelity fund if the committee, having regard to all the circumstances, determines that he was in no way a party to the loss and that he acted honestly and reasonably in the matter.

(2) If a partner in a member firm feels aggrieved by the determination of a committee under subsection (1) of this section, he may, within the time prescribed by rules of court appeal to the Court against the determination.

(3) The appellant shall on the day on which he commences proceedings in the Court by way of appeal, lodge a copy of the originating process with the stock exchange that made the determination appealed against.

(4) If the Court is of opinion having regard to all the circumstances that the appellant was not a party to the defalcation or fraudulent misuse of securities or documents of title to the securities or of other property from which the pecuniary loss arose and that he acted honestly and reasonably in the matter it may order that the appellant shall, to the extent of any payment made by him, be subrogated to the rights and remedies, in relation to the fidelity fund of the relevant stock exchange, of the person to whom he made such a payment.

Notice calling for claims against fund.

100. (1) A stock exchange may cause to be published in a daily newspaper circulating generally in the State (and if, in another State or Territory of the Commonwealth, that newspaper does not circulate generally, in a newspaper that does so circulate in that State or Territory), a notice in the prescribed form specifying a date, not being earlier than three months after the publication of the notice, on or before which claims for compensation from the fidelity fund, in relation to the person specified in the notice, may be made.

(2) A claim for compensation from a fidelity fund of a stock exchange in respect of a pecuniary loss shall be made in writing to the stock exchange—

(*a*) where a notice under subsection (1) of this section has been published, on or before the date specified in the notice;

or

(*b*) where no such notice has been published, within six months after the claimant became aware of the pecuniary loss,

and a claim that is not so made is barred unless the stock exchange otherwise determines.

Power of committee to settle claims.

101. (1) Subject to this Part, a committee may allow and settle a proper claim for compensation from a fidelity fund of a stock exchange at any time after the occurrence of the pecuniary loss in respect of which the claim arose.

(2) Subject to subsection (3) of this section, a person shall not commence proceedings under this Part against a stock exchange without leave of the committee unless—

(*a*) the committee has disallowed his claim;

and

(*b*) the claimant has exhausted all relevant rights of action and other legal remedies for the recovery of the money, securities, documents of title to securities or other property in respect of which the pecuniary loss occurred, being rights and remedies that are available against the member of the stock exchange in relation to whom the claim arose and all other persons who are liable in respect of the loss suffered by the claimant.

(3) A person who has been refused leave by the committee of a stock exchange under subsection (2) of this section may apply to the Court for leave to commence proceedings against the stock exchange and the Court may make such order in the matter as it thinks fit.

(4) A committee, after disallowing, whether wholly or partly, a claim for compensation from a fidelity fund of a stock exchange, shall serve notice of the disallowance in the prescribed form on the claimant or his solicitor.

(5) Proceedings against a stock exchange in respect of a claim that has been disallowed by a committee shall not be commenced after the expiration of three months after the service of the notice of disallowance referred to in subsection (4) of this section.

(6) In proceedings brought to establish a claim, evidence of an admission or confession by, or other evidence that would be admissible against, the person against whom a defalcation or fraudulent misuse of property is alleged is admissable to prove the defalcation or fraudulent misuse notwithstanding that the person is not the defendant in or a party to those proceedings, and all defences that would have been available to that person are available to the stock exchange.

(7) The committee or, where proceedings are brought to establish a claim, the Court, if satisfied that there was a defalcation or fraudulent misuse of property on which to found the claim, may allow the claim and act accordingly, notwithstanding that the person against whom the defalcation or fraudulent misuse of property is alleged has not been convicted or prosecuted or that the evidence on which the committee or Court, as the case may be, acts would not be sufficient to establish the guilt of that person on a criminal trial in respect of the defalcation or fraudulent misuse of property.

Form of order of Court establishing claim.

102. Where in proceedings brought to establish a claim the Court is satisfied that there was a defalcation or fraudulent misuse of property on which to found the claim and that otherwise the claimant has a valid claim the Court shall, by order—

(*a*) declare the fact and the date of the defalcation or fraudulent misuse of property and the amount of the claim;

and

(*b*) direct the committee to allow the claim as so declared and deal with it in accordance with the provisions of this Part.

Power of committee to require production of securities, etc.

103. The committee of a stock exchange may at any time require a person to produce and deliver any securities, documents or statements of evidence necessary to support a claim made or necessary for the purpose either of exercising its rights against a member of the stock exchange or a partner or the partners in a member firm recognized by the stock exchange or any other person or of enabling criminal proceedings to be taken against a person in respect of a defalcation or fraudulent misuse of property, and in default of delivery of any such securities, documents or statements of evidence by the firstmentioned person, the committee may disallow any claim by him under this Part.

Subrogation of stock exchange to rights, etc., of claimant on payment from fund.

104. On payment out of a fidelity fund of a stock exchange of any moneys in respect of a claim under this Part, the stock exchange shall be deemed to be subrogated to the extent of that payment to all the rights and remedies of the claimant in relation to the loss suffered by him from the defalcation or fraudulent misuse of property.

Payment of claims only from fund.

105. Money or other property belonging to a stock exchange, other than the fidelity fund, is not available for the payment of a claim under this Part, whether the claim is allowed by the committee or is made the subject of an order of the Court.

Provision where fund insufficient to meet claims or where claims exceed total amount payable.

106. (1) Where the amount in a fidelity fund of a stock exchange is insufficient to pay the whole of the amount of all claims against it that have been allowed or in respect of which orders of the Court have been made, the amount in the fund shall, subject to subsection (2) of this section, be apportioned between the claimants in such manner as the committee thinks equitable, and such claim so far as it then remains unpaid shall be deemed to be charged against future receipts of the fund and paid out of the fund when moneys are available therein.

(2) Where the aggregate of all claims that have been allowed or in respect of which orders of the Court have been made in relation to defalcations or fraudulent misuses of property by or in connection with a sole trader or partner in a member firm recognized by a stock exchange, exceeds the total amount that may, pursuant to section 97 of this Act, be paid under this Part in respect of that sole trader or member firm the total amount shall be apportioned between the claimants in such manner as the committee thinks equitable, and on payment out of the fund of that total amount in accordance with that apportionment all such claims and any orders relating thereto and all other claims against the fund that may thereafter arise or be made in respect of those defalcations or fraudulent misuses of property by or in connection with that sole trader or member firm are discharged.

(3) For the purposes of this section, the amount in a fidelity fund of a stock exchange shall be deemed to include the amount of any indemnity to which the stock exchange is entitled under a contract of insurance in respect of claims under this Part against the fund.

Power of stock exchange to enter into contracts of insurance or indemnity.

107. (1) A stock exchange may, in its discretion, enter into a contract with a person carrying on fidelity insurance business whereby the stock exchange will be insured or indemnified to the extent and in the manner provided by the contract against liability in respect of claims under this Part.

(2) Such a contract may be entered into in relation to members of the stock exchange generally, or in relation to particular members named therein, or in relation to members generally with the exclusion of particular members named therein.

(3) An action does not lie against a stock exchange or against a member or servant of a stock exchange or committee or against a member of a management sub-committee for damage alleged to have been suffered by a member of the stock exchange by reason of the publication in good faith of a statement that a contract entered into under this section does or does not apply with respect to him.

Application of insurance moneys.

108. A claimant against a fidelity fund of a stock exchange does not have a right of action against a person with whom a contract of insurance or indemnity is made under this Part in respect of such a contract or a right or claim with respect to any moneys paid by the insurer in accordance with such a contract.

PART X

PART X

TRADING IN SECURITIES

False trading and market rigging transactions.

109. (1) A person shall not create, or cause to be created, or do anything that is calculated to create, a false or misleading appearance of active trading in any securities on a stock market in the State, or a false or misleading appearance with respect to the market for, or the price of, any such securities.

(2) A person shall not, by means of purchases or sales of any securities that do not involve a change in the beneficial ownership of those securities, or by any fictitious transactions or devices, inflate, depress or cause fluctuations in the market price of any securities.

(3) Without affecting the generality of subsections (1) and (2) of this section, a person who—

(*a*) effects, takes part in, is concerned in or carries out, either directly or indirectly, any transaction of sale or purchase of any securities, being a transaction that does not involve any change in the beneficial ownership of the securities;

(*b*) makes or causes to be made an offer to sell any securities at a specified price where he has made or caused to be made or proposes to make or to cause to be made or knows that a person associated with him has made or caused to be made or proposes to make or to cause to be made, an offer to purchase the same number, or substantially the same number, of securities at a price that is substantially the same as the firstmentioned price;

or

(*c*) makes or causes to be made an offer to purchase any securities at a specified price where he has made or caused to be made or proposes to make or to cause to be made or knows that a person associated with him has made or caused to be made or proposes to make or to cause to be made, an offer to sell the same number, or substantially the same number, of securities at a price that is substantially the same as the firstmentioned price,

shall be deemed to have created a false or misleading appearance of active trading in securities on a stock market.

(4) It is a defence to a prosecution of a person for an offence under this section in respect of acts referred to in subsection (3) of this section done by him if the person proves that he did the acts for a purpose other than the purpose of creating a false or misleading appearance of active trading in securities on a stock market.

(5) A purchase or sale of securities does not involve a change in the beneficial ownership for the purposes of this section if a person who had an interest in the securities before the purchase or sale, or a person associated with the firstmentioned person in relation to those securities, has an interest in the securities after the purchase or sale.

False or misleading statements, etc.

110. A person shall not make a statement, or disseminate information, that is false or misleading in a material particular and is likely to induce the sale or purchase of securities by other persons or is likely to have the effect of raising or lowering the market price of securities if, when he makes the statement or disseminates the information—

(*a*) he does not care whether the statement or information is true or false;

or

(*b*) he knows or ought reasonably to have known that the statement or information is false or misleading in a material particular.

Fraudulently inducing persons to deal in securities.

111. A person shall not—

(*a*) by making or publishing any statement, promise or forecast that he knows to be misleading, false or deceptive;

(*b*) by any dishonest concealment of material facts;

or

(*c*) by the reckless making or publishing (dishonestly or otherwise) of any statement, promise or forecast that is misleading, false or deceptive,

induce or attempt to induce another person to deal in securities.

Prohibition of dealings in securities by insiders.

112. (1) A person who is, or at any time in the preceding six months has been, connected with a body corporate shall not deal in any securities of that body corporate if by reason of his so being, or having been, connected with that body corporate he is in possession of information that is not generally available but, if it were, would be likely materially to affect the price of those securities.

(2) A person who is, or at any time in the preceding six months has been, connected with a body corporate shall not deal in any securities of any body corporate if by reason of his so being, or having been, connected with the firstmentioned body corporate he is in possession of information that—

(*a*) is not generally available but, if it were, would be likely materially to affect the price of those securities;

and

(*b*) relates to any transaction (actual or expected) involving both those bodies corporate or involving one of them and securities of the other.

(3) Where a person is in possession of any such information as is mentioned in subsection (1) or (2) of this section that if generally available would be likely materially to affect the price of securities but is not precluded by either of those subsections from dealing in those securities, he shall not deal in those securities if—

(*a*) he has obtained the information, directly or indirectly from another person and knows that that other person is then himself precluded by subsection (1) or (2) of this section from dealing in those securities;

and

(*b*) when the information was so obtained, he was associated with that other person or had with him an arrangement for the communication of information of a kind to which those subsections apply with a view to dealing in securities by himself and that other person or either of them.

(4) A person shall not, at any time when he is precluded by subsection (1), (2) or (3) of this section from dealing in any securities, cause or procure any other person to deal in those securities.

(5) A person shall not, at any time when he is precluded by subsection (1), (2) or (3) of this section from dealing in any securities by reason of his being in possession of any information, communicate that information to any other person if—

(*a*) a stock exchange permits trading of those securities on the stock market maintained or provided by that stock exchange;

and

(*b*) he knows, or ought reasonably to know, that the other person will make use of the information for the purpose of dealing, or causing or procuring another person to deal, in those securities.

(6) Without prejudice to subsection (3) but subject to subsection (7) of this section, a body corporate shall not deal in any securities at a time when any officer of that body corporate is precluded by subsection (1), (2) or (3) of this section from dealing in those securities.

(7) A body corporate is not precluded by subsection (6) of this section from entering into a transaction at any time by reason only of information in the possession of a director or officer of that body corporate if—

(*a*) the decision to enter into the transaction was taken on its behalf by a person other than the director or officer;

(*b*) it had in operation at that time arrangements to ensure that the information was not communicated to that person and that no advice with respect to the transaction was given to him by a person in possession of the information;

and

(*c*) the information was not so communicated and such advice was not so given.

(8) For the purposes of this section, a person is connected with a body corporate if, being an individual—

(*a*) he is an officer of that body corporate or of a related body corporate;

(*b*) he is a substantial shareholder within the meaning of Division 3A of Part IV of the Companies Act, 1962-1979, in that body corporate or in a related body corporate;

or

(*c*) he occupies a position that may reasonably be expected to give him access to information of a kind to which subsections (1) and (2) of this section apply by virtue of—

(i) any professional or business relationship existing between himself (or his employer or a corporation of which he is an officer) and that body corporate or a related body corporate;

or

(ii) his being an officer of a substantial shareholder within the meaning of Division 3A of Part IV of the Companies Act, 1962-1979, in that body corporate or in a related body corporate.

(9) This section does not preclude the holder of a dealer's licence from dealing in securities, or units of securities, in a body corporate, being securities or units that are permitted by a stock exchange to be traded on the stock market maintained or provided by that stock exchange, if—

(*a*) the holder of the licence enters into the transaction concerned as agent for another person in pursuance of a specific instruction by that other person to effect that transaction;

(*b*) the holder of the licence has not given any advice to the other person in relation to dealing in securities, or units of securities, of that class in that body corporate;

and

(*c*) the other person is not associated with the holder of the licence.

(10) Where a prosecution is instituted against a person for an offence by reason that the person was in possession of certain information and entered into a transaction in contravention of this section, it is a defence if the person satisfies the Court that the other party to the transaction knew, or ought reasonably to have known, of the information before entering into the transaction.

(11) For the purposes of this section, the question whether bodies corporate are related to each other shall be determined in the same manner as the question whether corporations, within the meaning of the Companies Act, 1962-1979, are related to each other would be determined under that Act.

Penalties.

113. A person who contravenes section 109, 110, 111 or 112 of this Act is guilty of an indictable offence and is punishable, on conviction—

(*a*) in the case of a person not being a body corporate—by a fine not exceeding ten thousand dollars or imprisonment for a period not exceeding five years;

or

(*b*) in the case of a person being a body corporate—by a fine not exceeding fifty thousand dollars.

Compensation for loss, etc.

114. (1) Where—

(*a*) a person who is in possession of any such information as is mentioned in subsection (1) or (2) of section 112 of this Act in respect of any securities deals in those securities in contravention of subsection (1), (2) or (3) of section 112 of this Act, or causes or procures another person to deal in those securities in contravention of subsection (4) of section 112 of this Act;

or

(*b*) a person being a body corporate deals in securities in contravention of subsection (6) of section 112 of this Act at a time when an officer of the body corporate was in possession of any such information as is mentioned in subsection (1) or (2) of section 112 of this Act,

that person is liable—

(*c*) to compensate any other party to the transaction who was not in possession of that information for any loss sustained by that party by reason of any difference between the price at which the

securities were dealt in in that transaction and the price at which they would be likely to have been dealt in in such a transaction at the time the firstmentioned transaction took place if that information had been generally available;

and

(*d*) to account to the body corporate that issued or made available those securities for any profit accruing to the firstmentioned person from dealing in those securities.

(2) A person who contravenes section 109, 110 or 111 of this Act is liable to pay compensation to any other person who, in a transaction for the sale or purchase of securities, entered into with the firstmentioned person or with a person acting for or on behalf of the firstmentioned person, suffers loss by reason of the difference between the price at which the securities were dealt in in that transaction and the price at which they would be likely to have been dealt in in such a transaction at the time the firstmentioned transaction took place if the contravention had not occurred.

(3) The amount of compensation for which a person is liable under subsection (1) or (2) of this section or for which a person is liable to account under subsection (1) of this section is—

(*a*) the amount of the loss sustained by the person claiming the compensation or the amount of the profit referred to in paragraph (*d*) of subsection (1) of this section, as the case may be;

or

(*b*) the amount of that loss or profit less the total of the amounts (if any) that the firstmentioned person has been found by a court to be liable to pay to any other person under this Part or under paragraph (*a*) of subsection (3) of section 124 of the Companies Act, 1962-1979, by reason of the same act or transaction,

whichever is the lesser.

(4) For the purposes of subsection (3) of this section, the onus of proving that the liability of a person to pay an amount to another person arose from the same act or transaction from which another liability arose lies on the person liable to pay the amount.

(5) An action under this section for recovery of a loss or profit shall not be commenced after the expiration of two years after the date of completion of the transaction in which the loss or profit occurred.

(6) The Commission may, if the Commission considers it to be in the public interest to do so, bring an action in the name of and for the benefit of the body corporate or other person for recovery of a loss or profit referred to in subsection (1) or (2) of this section.

(7) Nothing in subsection (1) or (2) of this section affects any liability that a person may incur under any other law.

Dealer to give priority to clients' orders.

115. (1) A dealer shall not, except as permitted by subsection (2) of this section, enter into, as principal or on behalf of a person associated with him, a transaction of purchase or sale of securities of a body corporate that are permitted to be traded on the stock market maintained or provided by a stock exchange if a client of the dealer who is not associated with the dealer has

instructed the dealer to purchase or sell, respectively, securities of the body corporate of the same class and the dealer has not complied with the instruction.

Penalty: One thousand dollars or imprisonment for six months.

(2) Subsection (1) of this section does not apply in relation to the entering into of a transaction by a dealer as principal or on behalf of a person associated with him if—

(*a*) the instructions from the client of the dealer required the purchase or sale of securities on behalf of the client to be effected only on specified conditions relating to the price at which the securities were to be purchased or sold and the dealer has been unable to purchase or sell the securities by reason of those conditions;

or

(*b*) the transaction is entered into in prescribed circumstances.

Dealings by employees of holders of licences.

116. (1) A person who is a dealer or an investment adviser and an employee of that person shall not, as principals, jointly purchase or subscribe for, or agree to purchase or subscribe for, any securities.

(2) A person who is a partner in a partnership that carries on a business of dealing in securities or a business of advising other persons concerning securities and an employee of the partnership shall not, as principals, jointly purchase or subscribe for, or agree to purchase or subscribe for, any securities.

(3) A person who is a partner in a partnership that carries on a business in the course of which advice is given, or analyses or reports are issued or published, concerning securities and an employee of the partnership shall not, as principals, jointly purchase or subscribe for, or agree to purchase or subscribe for, any securities.

(4) A person who is a dealer or an investment adviser shall not give credit to a person who is employed by that person if—

(*a*) the credit is given for the purpose of enabling or assisting the second-mentioned person to purchase or subscribe for any securities;

or

(*b*) the person giving the credit knows or has reason to believe that the credit will be used for the purpose of purchasing or subscribing for securities.

(5) A person who is a partner in a partnership that carries on a business of dealing in securities shall not give credit to a person who is employed by the partnership if—

(*a*) the credit is given for the purpose of enabling or assisting the person to whom the credit is given to purchase or subscribe for any securities;

or

(*b*) the person giving the credit knows or has reason to believe that the credit will be used for the purpose of purchasing or subscribing for securities.

(6) A person who is a partner in a partnership that carries on a business in the course of which advice is given, or analyses or reports are issued or published, concerning securities shall not give credit to a person who is employed by the partnership if—

(*a*) the credit is given for the purpose of enabling or assisting the person to whom the credit is given to purchase or subscribe for any securities;

or

(*b*) the person giving the credit knows or has reason to believe that the credit will be used for the purpose of purchasing or subscribing for securities.

(7) A person who is an employee of a sole trader or member firm in connection with a business of dealing in securities carried on by the sole trader or member firm shall not, as principal, purchase or agree to purchase any securities or units of securities unless the sole trader or member firm acts as agent of the person in respect of the transaction.

Penalty: One thousand dollars or imprisonment for six months.

PART XI

MISCELLANEOUS

Restrictions on use of expression "stock-broker" or "share-broker".

117. A person who is not a member of a stock exchange shall not take or use, or by inference adopt, the name or title of stockbroker or sharebroker or take or use or have attached to or exhibited at any place a name, title or description implying or tending to the belief that he is a stockbroker or a sharebroker.

Appeal.

118. A person aggrieved by the refusal of the Commission to grant a licence or by the revocation of a licence under section 47 of this Act or by any other act or decision of the Commission may appeal to the Court which may confirm the refusal, revocation, act or decision or give such directions in the matter as seem proper or otherwise determine the matter but this subsection does not apply to an act or decision of the Commission—

(*a*) in respect of which a provision in the nature of an appeal or review is expressly provided in this Act;

or

(*b*) which is declared by this Act to be conclusive or final or is embodied in a document declared by this Act to be conclusive evidence of an act, matter or thing.

False or misleading statements.

119. (1) A person shall not, in, or in connection with, an application for a licence, make a statement that is false or misleading in a material particular knowing it to be false or misleading or wilfully omit to state any matter or thing without which the application is misleading in a material respect.

(2) A person shall not lodge with the Commission for the purposes of this Act a document that contains a statement that to his knowledge is false or misleading.

Penalty: One thousand dollars or imprisonment for six months.

Preservation and disposal of records, etc.

120. (1) A person who is required by a provision of this Act to maintain, make, or keep a register or any accounting or other record in relation to a business carried on by him shall preserve that register or record for the prescribed period, whether or not he ceases to carry on that business before the expiration of that period.

(2) The prescribed period for the purposes of subsection (1) of this section is—

(*a*) in relation to a register or a record other than an accounting record, the period of five years next after the day on which the last entry was made therein;

or

(*b*) in relation to an accounting record, the period of five years next after the last day of the accounting period to which the record relates.

(3) Subsections (1) and (2) of this section do not apply to or in relation to a contract note or copy of a contract note received or issued by a dealer who is a member of a stock exchange if the matters referred to in subsection (2) of section 51 of this Act in relation to the contract note are recorded—

(*a*) by the stock exchange ;

or

(*b*) subject to such conditions, if any, as the Commission may impose, by the dealer,

in a manner approved by the Commission and the record of those matters is retained for not less than five years.

(4) Subject to Part III of the Libraries and Institutes Act, 1939-1978, the Commission may, if of the opinion that it is no longer necessary or desirable to retain it, destroy or otherwise dispose of any document that is given to or lodged with the Commission under or for the purposes of this Act and that has been in the possession of the Commission for such period as is prescribed for the purposes of this subsection, either generally or in relation to a particular document or class of documents.

Concealing, etc., of books relating to securities.

121. (1) Where a person—

(*a*) conceals, destroys, mutilates or alters a book relating to the business carried on by a dealer or required under this Act to be kept by the holder of a licence or by a financial journalist within the meaning of Part VII of this Act;

or

(*b*) sends, attempts to send or conspires with another person to send such a book out of the State,

and as a result, a purpose of this Act is defeated or an examination, investigation or audit under this Act is prevented, delayed or obstructed, the firstmentioned person is guilty of an offence and liable to a penalty not exceeding two thousand dollars or to imprisonment for a period not exceeding one year.

(2) In a prosecution of a person for an offence under subsection (1) of this section, it is a defence if the person proves that he did not act with intent to defeat the purposes of this Act or to prevent, delay or obstruct the carrying out of an examination, investigation or audit under this Act.

Falsification of records.

122. Where matter that is used or intended to be used in connection with the keeping of a book required to be kept under this Act or a record referred to in section 120 of this Act is recorded or stored by means of a mechanical device, an electronic device or any other device in an illegible form, a person who wilfully—

(*a*) records, or stores by means of that device matter that he knows to be false or misleading in a material particular;

(*b*) destroys, removes or falsifies matter that is recorded or stored by means of that device;

or

(*c*) fails to record or store matter by means of that device with intent to falsify any entry made or intended to be compiled, wholly or in part, from that matter,

is guilty of an offence and is liable to a penalty not exceeding one thousand dollars or to imprisonment for a period not exceeding six months or both.

Precautions against falsification of records.

123. A person required by this Act to keep a book or record shall take reasonable precautions for guarding against falsification of the book or record and for facilitating discovery of any falsification.

Miscellaneous offences.

124. A person shall not—

(*a*) obstruct or hinder the Commissioner or the Commission in the exercise or performance of any of his or its powers, authorities, duties or functions under this Act;

or

(*b*) fail to produce to the Commissioner or the Commission any books that the Commissioner has, pursuant to any of the provisions of this Act, required that person to produce for inspection by the Commissioner or the Commission;

or

(*c*) fail to comply with a requirement of the Commission under section 9 of this Act.

General penalty.

125. (1) A person who contravenes or fails to comply with a provision of this Act is guilty of an offence.

(2) A person who is guilty of an offence under this Act for which a specific penalty is not prescribed by another provision of this Act is liable to a penalty not exceeding five hundred dollars.

Offences by bodies corporate.

126. Where a body corporate is guilty of an offence against this Act any officer of the body corporate who was knowingly a party to the commission of the offence is also guilty of that offence.

Proceedings by whom and when to be taken.

127. (1) Proceedings for an offence against a provision of this Act (other than section 51) may be taken by the Commission or, with the consent of the Minister, by any other person.

(2) Notwithstanding anything in any Act, proceedings for an offence against a provision of this Act, punishable summarily may be brought within three years after the time at which the offence is alleged to have been committed or, with the consent of the Minister, at any later time.

(3) An apparently genuine document purporting to be under the hand of the Minister and to be a consent to the bringing of proceedings for an offence against a provision of this Act shall in the absence of proof to the contrary, be accepted in any legal proceedings as proof of that consent.

PART XI

Indictable offences and summary offences.

128. (1) An offence against this Act punishable by imprisonment for a period exceeding two years is an indictable offence.

(2) An offence against this Act that is not an indictable offence shall be prosecuted summarily.

Certain persons to assist in prosecutions.

129. (1) Where a prosecution has been instituted or the Minister or the Commission is of the opinion that a prosecution in respect of an offence against this Act ought to be instituted against a person (in this section referred to as "the defendant") the Minister or the Commission—

(*a*) if the defendant is an individual, may require any person who is or was a partner, servant or agent of the defendant;

or

(*b*) if the defendant is a body corporate, may require any person who is or was an officer or a servant, or an agent, of the defendant,

to assist in the prosecution, and a person who is so required shall give all assistance in connection with the prosecution that that person is reasonably able to give.

(2) The Minister or the Commission shall not make such a requirement as is mentioned in subsection (1) of this section of a person who, in the opinion of the Minister or the Commission, is or is likely to be a defendant in the proceedings.

(3) If a person to whom paragraph (*a*) or (*b*) of subsection (1) of this section relates fails to give assistance as required by that subsection he is guilty of an offence and, without affecting any penalty to which he may be liable for the offence, the Court may, on the application of the Minister, order that person to comply with the requirement within such time, and in such manner, as the Court may order.

(4) In this section, "agent", in relation to the defendant includes a banker of the defendant and a person employed as an auditor by the defendant, whether that person is a servant or an officer of the defendant or not.

Reciprocity in relation to offences.

130. (1) If, in the State, a person does an act or omits to do an act and that person, if he had done that act or had omitted to do that act in another State or in a Territory of the Commonwealth, would have been guilty of an offence against the law of that State or Territory that corresponds to a provision of this Act, that person is guilty of an offence against that provision of this Act.

(2) Where an act or omission constitutes an offence both under this Act and under a law of another State or of a Territory of the Commonwealth that corresponds to a provision of this Act and the offender has been punished under that law, he is not liable to be punished in respect of the offence against this Act.

Default penalty.

131. (1) Where the expression "Default penalty" and figures specifying the amount of the default penalty appear in or at the foot of a section, or subsection of a section, of this Act, being a section or subsection a contravention of which is an offence or which provides that a person is in specified circumstances guilty of an offence, a person who has been convicted of that offence is

guilty of a further offence if the offence continues after he has been so convicted and is punishable, upon conviction for the further offence, by a penalty, not exceeding the amount of the default penalty specified, for each day during which the offence continues.

(2) Where an offence is committed by a person by reason of his failure to comply with a provision of this Act by or under which he is required to do anything within a particular period, that person commits the further offence referred to in subsection (1) of this section while the failure to do that thing continues notwithstanding that that period has expired.

Regulations.

132. (1) The Governor may make regulations for or with respect to—

(*a*) prescribing forms for the purposes of this Act;

(*b*) prescribing fees to be paid in respect of matters or things required for the purposes of this Act;

(*c*) the conditions and restrictions to which licences are to be subject;

(*d*) the publication of advertisements offering the services of dealers or investment advisers or offering securities for purchase or sale, and the form and content of those advertisements;

(*e*) the form and content of balance-sheets and profit and loss accounts required by this Act to be prepared by dealers;

(*f*) the furnishing to the Commissioner of information in addition to, or in variation of, the information contained in a prescribed form lodged with him;

(*g*) the manner in which, the persons by whom, and the directions in accordance with which the prescribed forms, or any of them, shall or may be signed, prepared or completed, and the regulation generally of the signing, preparation and completion of those forms or any of them;

(*h*) the times within which information required to be furnished to the Commission pursuant to this Act shall be so furnished;

and

(*i*) generally prescribing any matters or things authorized or required to be prescribed under this Act.

(2) The regulations may provide that, subject to any prescribed terms and conditions, the provisions of this Act or any of those provisions—

(*a*) do not have effect in relation to a specified person or to a person who is a member of a specified class of persons;

(*b*) have effect in relation to a specified person who is a member of a specified class of persons to such extent as is prescribed;

or

(*c*) do not have effect in relation to a specified transaction or class of transactions entered into by a specified person or class of persons.

(3) Except as otherwise expressly provided in this Act, the regulations may be of general or specially limited application or may differ according to differences in time, locality, place or circumstance.

(4) Regulations for the purposes of subsection (7) of section 18 of this Act may be made by reference to a scale of expenses for witnesses who attend before the Court.

Repeal of Share-brokers Act, 1945-1975.

133. The Sharebrokers Act, 1945-1975, is repealed.

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 7 of 1979

An Act for the further appropriation of the revenue of the State for the financial year ending on the thirtieth day of June, 1979, and for other purposes.

[*Assented to* 1*st March,* 1979]

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 "Appropriation Act (No. 1), 1979". Short title.

2. Out of the moneys paid to the State by the Commonwealth and any other General Revenue of the State, not otherwise by law specially appropriated, there may be further issued, in addition to all sums by any other Act authorized to be issued and applied for defraying the charges of the Government of the State for the financial year ending on the thirtieth day of June, 1979, any further sum or sums not exceeding in the aggregate twenty-four million eight hundred and sixty-one thousand dollars. Further issue.

3. All moneys issued under this Act, not exceeding the aggregate amount referred to in section 2 of this Act, shall be applied and appropriated for the purposes mentioned in the schedule. Appropriation of General Revenue issued under this Act.

4. The issue and payment by the Treasurer, from time to time, of any sums of money for the purposes hereinbefore mentioned, not exceeding in the aggregate the amount specified in section 2 of this Act, in such portions as the Governor directs by any orders in writing signed by him and countersigned by the Chief Secretary, is hereby authorized; and the Treasurer shall, in his accounts, be allowed credit for all sums paid by him in pursuance of such orders accordingly; and the receipts of the persons to whom such sums are so paid shall be to him a full discharge for the sums for which the receipts are given, and the amounts thereof shall be passed to his credit in account accordingly. Treasurer to pay the orders of Governor and discharge by receipt of party.

Power to issue money other than Revenue or money received from the Commonwealth.

5. If the moneys paid to the State by the Commonwealth and the General Revenue of the State are insufficient to make the payments authorized by section 3 of this Act, moneys may be issued to make good the deficiency out of loan funds or other public funds or out of moneys raised by way of bank overdraft.

Power to make payments.

6. The Treasurer may out of the money appropriated by this Act make any payment for which money has been included in the supplementary estimates of expenditure for the financial year ending on the thirtieth day of June, 1979, notwithstanding that the payment is in respect of a period prior to the first day of July, 1978.

Payments to be in addition to other payments.

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

SCHEDULE

Further Amounts proposed to be expended from General Revenue during the Financial Year, ending 30th June, 1979

Purposes of Appropriation	Estimated Expenditure
	$
Police	700 000
Correctional Services	250 000
Law	250 000
Treasurer, Miscellaneous	800 000
Education	7 250 000
Further Education	850 000
Libraries	170 000
Transport	200 000
Highways	300 000
Minister of Transport and Minister of Local Government, Miscellaneous	1 100 000
Community Welfare	300 000
Minister of Community Welfare, Miscellaneous	733 000
South Australian Health Commission	2 600 000
Community Development	2 780 000
Minister of Community Development, Miscellaneous	6 578 000
Total	24 861 000

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 8 of 1979

An Act to amend the Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1977.

[*Assented to 1st March,* 1979]

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 "Eight Mile Creek Settlement (Drainage Maintenance) Act Amendment Act, 1979".

(2) The Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1979".

Amendment of principal Act, s. 17— Regulations.

2. Section 17 of the principal Act is amended—

(*a*) by inserting before paragraph (*a*) of subsection (1) the following paragraph:—

(*aa*) to establish a board to advise the Minister on the administration of this Act, to provide for the election or appointment of members of the board, and to prescribe the powers, duties, functions and procedure of the board; ;

(*b*) by inserting in paragraph (*b*) of subsection (1) after the passage "the premises served by any drains or drainage works" the passage "are adequately fenced and";

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

(*ba*) to provide for the impounding of any stock unlawfully in or on any drains or drainage works, and for the fixing and recovery of impounding fees;

(*bb*) for regulating the manner and circumstances in which persons may construct any private drain or drainage works that may in any way affect the operation of the drains and drainage works of the Minister, and prohibiting persons other than authorized persons from constructing any such private drain or drainage works; ;

and

(*d*) by inserting after paragraph (*c*) of subsection (1) the following paragraphs:—

(*ca*) to provide for the removal of obstructions from drains or drainage works, and for the alteration, removal or demolition of any private drain or drainage works constructed by any person in contravention of the regulations;

(*cb*) to empower the Minister to cause such work to be done on any land in the area as may be necessary to ensure compliance with the regulations, and to provide for the recovery of the cost of any such work;

(*cc*) to provide for the granting by the Minister, conditionally or unconditionally, of exemptions from any provision of the regulations;

(*cd*) to provide for the fixing and recovery of fees in respect of any application made under the regulations; .

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

K. D. SEAMAN, Governor

ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 9 of 1979

An Act to amend the Evidence Act, 1929-1978.

[*Assented to 1st March,* 1979]

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 "Evidence Act Amendment Act, 1979".

(2) The Evidence Act, 1929-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Evidence Act, 1929-1979".

Amendment of principal Act, s. 4— Interpretation.

2. Section 4 of the principal Act is amended by striking out from the definitions of "electric telegraph" and "telegraph station" the passage "Postmaster General of the Commonwealth" wherever it occurs and inserting in lieu thereof, in each case, the passage "Australian Telecommunication Commission".

Repeal of s. 32 of principal Act.

3. Section 32 of the principal Act is repealed.

Amendment of principal Act, s. 37— Proof of orders in Council, etc.

4. Section 37 of the principal Act is amended—

(*a*) by striking out paragraph (*a*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*a*) a document purporting to be a copy of—

(i) the *Gazette* that contains the order-in-Council;

or

(ii) the page or pages of the *Gazette* that contains or contain the order-in-Council; ;

and

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

(3) A date—

(*a*) printed on a document purporting to be a copy of—

(i) the *Gazette* that contains an order-in-Council;

or

(ii) the page or pages of the *Gazette* that contains or contain an order-in-Council;

and

(*b*) apparently intended to indicate the date of publication of the *Gazette*,

shall be evidence that the order-in-Council was published on that date.

Enactment of s. 37c of principal Act.

5. The following section is enacted and inserted in the principal Act after section 37b thereof:—

Proof of Imperial orders-in-Council.

37c. (1) In this section—

"Imperial order-in-Council" means—

(*a*) any letters patent or Imperial order-in-Council;

or

(*b*) any admiralty map or chart issued by, or under the authority of, the Government of Great Britain, or the United Kingdom.

(2) Evidence of the making and contents of an Imperial order-in-Council may be given by production of a document purporting to be certified by the Secretary to the Attorney-General as a true copy of the Imperial order-in-Council.

(3) A statement in a document produced in evidence under subsection (2) of this section as to the date of publication of the Imperial order-in-Council shall be evidence that the Imperial order-in-Council was published on that date.

Amendment of principal Act, s. 45a—Admission of business records in evidence.

6. Section 45a of the principal Act is amended by inserting in paragraph (*a*) of subsection (2) after the passage "that the person by" the word "whom".

Amendment of principal Act, s. 45b—Admission of certain documents in evidence.

7. Section 45b of the principal Act is amended by inserting in paragraph (*a*) of subsection (3) after the passage "that the person by" the word "whom".

Amendment of principal Act, s. 59b—Admissibility of computer output.

8. Section 59b of the principal Act is amended by inserting in subsection (1) after the word "civil" the passage "or criminal".

Repeal of s. 61 of principal Act.

9. Section 61 of the principal Act is repealed.

Amendment of principal Act, s. 65—Reference by court to books, official certificates, etc.

10. Section 65 of the principal Act is amended by striking out from paragraph (*a*) the passage "Post and Telegraph Department" and inserting in lieu thereof the passage "Australian Postal Commission".

Enactment of s. 67ab of principal Act.

11. The following section is enacted and inserted in the principal Act after section 67a thereof:—

Taking of evidence in this State by foreign authorities.

67ab. (1) Subject to subsection (2) of this section, a foreign authority may—

(*a*) take evidence;

and

(*b*) administer an oath to any witness for the purpose of taking evidence,

in this State.

(2) Where—

(*a*) the foreign authority is not a court constituted of a person who holds judicial office under the laws of the place in which the court is established;

or

(*b*) the evidence to be taken by the foreign authority relates to criminal proceedings,

it shall not be lawful for the foreign authority to take evidence, or to administer an oath, in this State without the authority of the Attorney-General.

(3) In this section—

"foreign authority" means—

(*a*) a court established under the law of a place outside this State;

(*b*) any body or person authorized under the law of a place outside this State to take evidence;

or

(*c*) any person commissioned or otherwise authorized by any such court, body or person to act on its behalf in taking evidence in this State.

Repeal of s. 69 of principal Act and enactment of section in its place.

12. Section 69 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Power to suppress publication of evidence, etc.

69. (1) Where a court considers it desirable to exercise powers conferred by this section—

(*a*) in the interests of the administration of justice;

or

(*b*) in order to prevent undue prejudice or undue hardship to any person,

it may, by order—

(*c*) direct that any persons specified (by name or otherwise) by the court, or that all persons except those specified, absent themselves from the place in which the court is being held during the whole or any specified part of the proceedings before the court;

(*d*) forbid the publication of specified evidence, or of any account or report of specified evidence either absolutely, or subject to conditions determined by the court;

or

(*e*) forbid the publication of the name of—

(i) any party or witness;

or

(ii) any person alluded to in the course of proceedings before the court,

and of any other material tending to identify any such person.

(2) When a court makes an order under paragraph (*d*) or (*e*) of subsection (1) of this section, the court shall report the fact to the Attorney-General and shall embody in its report a statement of—

(*a*) the evidence or name (as the case may be) forbidden to be published;

and

(*b*) the circumstances in which the order was made.

(3) An order made under this section may be varied or revoked by the court by which the order was made (whether constituted of the same or a different judicial officer).

(4) An appeal shall lie against a decision of a court to make, or not to make, an order under this section.

(5) The appeal shall be heard and determined as expeditiously as reasonably practicable—

(*a*) by the court to which appeals against final judgments or orders of the court by which the decision was made lie;

or

(*b*) where there is no such court—by the Supreme Court constituted of a single judge.

Amendment of principal Act s. 71— Penalty for non-compliance with order.

13. Section 71 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "paragraph (*a*) of subsection (1) of section 69" and inserting in lieu thereof the passage "paragraph (*c*) of subsection (1) of section 69";

and

(*b*) by striking out from subsection (2) the passage "paragraph (*b*) or paragraph (*c*) of subsection (1) of section 69" and inserting in lieu thereof the passage "paragraph (*d*) or paragraph (*e*) of subsection (1) of section 69".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 10 of 1979

An Act to amend the Industrial Conciliation and Arbitration Act, 1972-1978.

[*Assented to 8th March,* 1979]

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 Conciliation and Arbitration Act Amendment Act, 1979".

(2) The Industrial Conciliation and Arbitration Act, 1972-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Industrial Conciliation and Arbitration Act, 1972-1979".

Commencement.

2. This Act shall be deemed to have come into operation on the second day of January, 1979.

Amendment of principal Act, s. 133—Certain matters not to be challenged except in certain cases.

3. Section 133 of the principal Act is amended by striking out from subsection (2) the word "sixth" and inserting in lieu thereof the word "ninth".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 11 of 1979

An Act to amend the South Australian Film Corporation Act, 1972-1978.

[*Assented to 8th March*, 1979]

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 Film Corporation Act Amendment Act, 1979".

(2) The South Australian Film Corporation Act, 1972-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Film Corporation Act, 1972-1979".

Amendment of principal Act, s. 10— Functions of the Corporation.

2. Section 10 of the principal Act is amended by inserting after paragraph *a*) the following paragraph:—

(*ab*) to promote and participate in any scheme for the financing of film production;.

Amendment of principal Act, s. 11— Powers of the Corporation.

3. Section 11 of the principal Act is amended by inserting after paragraph (*c*) the following paragraph:—

(*ca*) may, for the purpose of participating in any scheme for the financing of film production, advance moneys to any person, or persons, upon such security and such conditions as the Corporation thinks fit;.

Amendment of principal Act, s. 23— The funds of the Corporation.

4. Section 23 of the principal Act is amended by inserting after subsection (3) the following subsection:—

(4) Any funds of the Corporation that are not immediately required for the purposes referred to in subsection (3) of this section may be deposited by the Corporation with the Treasurer, or may be invested in such other manner as the Treasurer may approve.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 12 of 1979

Repealed by Act No. 89 of 198 Sec. 17.

An Act to amend the South Australian Heritage Act, 1978.

[*Assented to 8th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "South Australian Heritage Act Amendment Act, 1979".

(2) The South Australian Heritage Act, 1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Heritage Act, 1978-1979".

Commencement.

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

Amendment of principal Act, s. 4—Definitions.

3. Section 4 of the principal Act is amended by striking out from subsection (1) the definition of "Item" and inserting in lieu thereof the following definition:—

"Item" means—

(*a*) any land, building or structure;

or

(*b*) any shipwreck lying in the territorial waters of the State:.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

***

(*b*) any other period (if any) that is, by determination of the Minister to be regarded as forming the whole, or part, of the officer's effective service,

but does not include any period that is, by determination of the Minister, not to be regarded as a period of effective service for the purposes of this Act.

(3) The Minister may, by instrument in writing, determine in relation to any specified officers, or officers of any specified class, that a period referred to in the instrument is, or is not, to be regarded as a period of effective service for the purposes of this Act.

Repeal of s. 18 of principal Act.

4. Section 18 of the principal Act is repealed.

Amendment of principal Act, s. 19— Long service leave.

5. Section 19 of the principal Act is amended—

(*a*) by striking out subsections (2) and (3) and inserting in lieu thereof the following subsections:—

(2) Subject to this section, the long service leave to which an officer is entitled shall be as follows:—

(*a*) in respect of the first ten years of effective service—ninety days' leave on full pay;

(*b*) in respect of a subsequent year of effective service (not being a year of effective service to which paragraph (*c*) of this subsection applies)—nine days' leave on full pay;

and

(*c*) in respect of the sixteenth, or any subsequent, year of effective service—

(i) commencing on or after the first day of July, 1974, but before the first day of July, 1975—a number of days' leave calculated in accordance with subsection (3) of this section;

(ii) commencing on or after the first day of July, 1975—fifteen days' leave on full pay.

(3) Where an officer commenced his sixteenth, or a subsequent, year of effective service on or after the first day of July, 1974, but before the first day of July, 1975, the officer is entitled to long service leave in respect of that year of effective service ascertained in accordance with the following formula:—

$$E = \frac{9D}{365} + \frac{15\,(365 - D)}{365}$$

where—

E is the number of days' leave on full pay to which the officer is entitled (any fraction of less than one-half being disregarded, and any fraction of one-half or more being regarded as one whole day)

D is the number of days commencing on (and including) the day on which the relevant year of effective service commenced and concluding on (and including) the thirtieth day of June, 1975.;

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

(5) An officer may, if he so elects, take leave to which he is entitled under this section on half pay, and, in that event, he is entitled to twice the number of days' leave to which he would have been entitled if he had taken the leave on full pay.;

and

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

(8) Where a person ceases for any reason to be an officer of the teaching service before he has taken long service leave to which he is entitled under this section he shall be entitled, in lieu of that leave, to a sum ascertained in accordance with the following formula:—

$$P = SD + \left[S \times \frac{AM}{12}\right]$$

where—

P is the amount payable

S is an amount arrived at by dividing the annual salary of the officer immediately before the cessation of his service by 365

D is the number of days' long service leave on full pay to which the officer would have been entitled in respect of completed years of effective service if he had commenced his long service leave on the day on which he ceased to be an officer

A is the number of additional days' long service leave to which the officer would have been entitled if he had completed a further year of effective service

M is—

(*a*) where the period of the officer's effective service is not divisible exactly into complete years—the number (if any) of complete months constituting the remainder;

or

(*b*) in any other case—zero.

Repeal of s. 20 of principal Act and enactment of section in its place.

6. Section 20 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Pro rata long service leave.

20. (1) Where—

(*a*) a person who has completed not less than seven years' effective service as an officer;

or

(*b*) a person who is entitled to *pro rata* long service leave under subsection (2) of this section,

ceases to be an officer of the teaching service before he becomes entitled to long service leave under this Division, he shall be entitled to a sum, by way of *pro rata* long service leave, ascertained in accordance with the following formula:—

$$P = (9SD) + \left[9S \times \frac{M}{12}\right]$$

where—

P is the amount payable

S is an amount arrived at by dividing the annual salary of the officer immediately before the cessation of his service by 365

D is the number of complete years in the period of the officer's effective service

M is—

(*a*) where the period of the officer's effective service is not divisible exactly into complete years—the number (if any) of complete months constituting the remainder;

or

(*b*) in any other case—zero.

(2) Where an officer has completed not less than five years' effective service and—

(*a*) is retrenched or retired under Division II of this Part, or retires under Division IV of this Part;

(*b*) being a female—

(i) resigns on account of pregnancy or resigns and is pregnant at the time her resignation takes effect;

or

(ii) resigns while on accouchement leave;

(*c*) resigns for the purpose of undertaking the care of a child under the age of two years—

(i) of which the officer is a parent;

or

(ii) which the officer intends to adopt;

or

(*d*) resigns for reasons that are, in the opinion of the Minister, beyond the control of the officer,

and the effective service of the officer commenced before the first day of January, 1980, the officer is entitled to *pro rata* long service leave.

Amendment of principal Act, s. 21—Payment in respect of long service leave on death.

7. Section 21 of the principal Act is amended by striking out subsections (1) and (2) and inserting in lieu thereof the following subsections:—

(1) Where an officer dies, the Minister shall pay to the dependants or personal representative of the officer—

(*a*) the monetary equivalent of any long service leave to which the officer was entitled on the date of his death;

or

(*b*) if the officer was not then entitled to long service leave, the sum (if any) by way of *pro rata* long service leave to which the officer would have been entitled if he had resigned—

(i) on the date of his death;

and

(ii) (if, in the circumstances of the case, the reason for resignation is material to the question of determining entitlement to *pro rata* long service leave) for a reason giving rise to such an entitlement.

PART III

PART III

OTHER AMENDMENTS TO PRINCIPAL ACT

Amendment of principal Act, s. 5— Application of Act.

8. Section 5 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) the passage "any non-Government school" and inserting in lieu thereof the passage "any school (not being a college of further education)"

(*b*) by striking out the word "or" between paragraphs (*c*) and (*d*);

and

(*c*) by inserting after paragraph (*d*) the following paragraph:

or

(*e*) instruction or training provided by any theological college, seminary or religious body.

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

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

(*c*) the Tertiary Education Commission;.

Amendment of principal Act, S. 15— Appointments to the teaching service

10. Section 15 of the principal Act is amended by striking out from subsection (4) the passage "such period not exceeding two years" and inserting in lieu thereof the passage "such period of effective service (not exceeding two years' effective service)."

Amendment of principal Act, s. 26— Disciplinary action.

11. Section 26 of the principal Act is amended by striking out subparagraphs (i), (ii) and (iii) of paragraph (*a*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(i) reprimand the officer;

(ii) impose a fine on the officer not exceeding the amount of one week's salary of the officer;

(iii) reduce the classification of the officer;

or

(iv) suspend the officer from duty (without pay) for a period not exceeding one year.

Amendment of principal Act, s. 37— Term and renewal of licence.

12. Section 37 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) A licence may, if the Minister so determines, be granted in the first instance for a period of less than three years.

(3) If the holder of a licence fails to comply with this Part, or any regulation relating to this Part, the Minister may cancel, suspend or decline to renew the licence.

(4) The Minister shall not exercise his powers under subsection (3) of this section unless he has given notice in writing to the licensee of his intention to do so at least twenty-eight days before he does so.

(5) A licensee to whom a notice is given under subsection (4) of this section may, within twenty-eight days of the date of the notice, make representations to the Minister in relation to the proposed cancellation, suspension or non-renewal of the licence.

(6) The Minister shall, before he cancels, suspends or declines to renew a licence, consider any representations made in pursuance of subsection (5) of this section.

Repeal of s. 39 of principal Act and enactment of section in its place.

13. Section 39 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Variation and transfer of licences.

39. (1) The Minister may, on the application of a licensee, vary the terms of a licence.

(2) A licence may, with the approval of the Minister, be transferred.

Amendment of principal Act, s. 43— Regulations.

14. Section 43 of the principal Act is amended—

(*a*) by striking out paragraph (*d*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*d*) the courses of instruction to be provided under this Act and the awards to be conferred upon those who successfully complete any such courses of instruction ; ;

(*b*) by striking out paragraph (*i*) of subsection (2) and inserting in lieu thereof the following paragraphs:—

(*i*) prohibiting trespass upon the grounds of any college of further education;

(*ia*) regulating, restricting or prohibiting the driving, parking or ranking of vehicles on the grounds of any college of further education;

(*ib*) providing evidentiary presumptions in relation to offences against regulations made under paragraph (*ia*) of this subsection and providing for the expiation of such offences;

(*c*) by striking out from paragraph (*l*) of subsection (2) the word "specified";

and

(*d*) by striking out subparagraph (iv) of paragraph (*m*) of subsection (2) and inserting in lieu thereof the following subparagraph:—

(iv) empowering the Director-General to fix the maximum fees to be paid or received by a licensed person, or licensed persons of a particular class, in respect of a prescribed course of instruction and to fix the times or intervals at which, and the instalments in which, fees for the prescribed course of instruction are to be paid;.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 14 of 1979

An Act to promote, develop and co-ordinate post-secondary education in South Australia; to establish the Tertiary Education Authority of South Australia; to repeal the South Australian Board of Advanced Education Act, 1972; to amend the Colleges of Advanced Education Act, 1972-1978, the Roseworthy Agricultural College Act, 1973, and the South Australian Institute of Technology Act, 1972-1979; and for other purposes.

[*Assented to 8th March*, 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Tertiary Education Authority Act, 1979".

Commencement.

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

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

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY
PART II—ADMINISTRATION
PART III—POWERS AND FUNCTIONS OF THE AUTHORITY
PART IV—MISCELLANEOUS
SCHEDULES

Repeal and amendment of certain Acts.

4. (1) The Act mentioned in the first schedule to this Act is repealed.

(2) The Acts mentioned in the second schedule to this Act are amended as shown in that schedule, and, as so amended, may be cited as shown in that schedule.

Definitions.

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

"academic award" means a degree, diploma, certificate or other award:

"accreditation", in relation to a course means final approval of the course after the course has been subjected to the accreditation process:

"the accreditation process", in relation to a course, means the evaluation of the academic standard of the course and its appropriateness in view of the academic award to which it is intended to lead:

"the Authority" means the Tertiary Education Authority of South Australia:

"course" means a course involving at least one year's, or the equivalent of one year's, full-time study and consisting of a series of subjects or units leading, or intended to lead, to an academic award:

"non-formal post-secondary education" means post-secondary education that is not intended to lead to an academic award and includes recurrent education:

"post-secondary education" means education of persons (not being persons undertaking a course of primary or secondary education) who are beyond the age of compulsory school attendance:

"post-secondary institution" means—

(*a*) a university;

(*b*) a college of advanced education;

(*c*) the Department of Further Education;

or

(*d*) any institution declared by proclamation to be a post-secondary institution:

"prescribed post-secondary institution" means—

(*a*) a post-secondary institution the name of which appears in the third schedule to this Act;

or

(*b*) a post-secondary institution (not being a university) declared by proclamation to be a prescribed post-secondary institution:

"provisional approval" in relation to a proposed course means a provisional approval given after the Authority has satisfied itself—

(*a*) that the course should be provided in the interests of the community;

and

(*b*) that the post-secondary institution proposing to provide the course is the appropriate post-secondary institution to provide the course:

"recurrent education" means education designed to provide an opportunity for members of the public to expand their knowledge, intellectual faculties or manual skills at any time of life:

"the repealed Act" means the South Australian Board of Advanced Education Act, 1972, repealed by this Act:

"the Tertiary Education Commission" means the Commission constituted under the Tertiary Education Commission Act, 1977, of the Commonwealth or any other authority constituted under the law of the Commonwealth to take over the functions of that Commission.

(2) The Governor may, by proclamation—

(*a*) declare any institution to be a post-secondary institution for the purposes of this Act;

or

(*b*) declare any post-secondary institution (not being a university) to be a prescribed post-secondary institution,

and may, by subsequent proclamation, vary or revoke any such proclamation.

(3) A proclamation shall not be made under paragraph (*a*) of subsection (2) of this section without the concurrence of the institution to which the proclamation relates.

PART II

ADMINISTRATION

Establishment of the Authority.

6. (1) There shall be an authority entitled the "Tertiary Education Authority of South Australia".

(2) The Authority—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall be capable of suing and being sued;

(*c*) shall be capable of acquiring, holding and disposing of real or personal property;

(*d*) shall be capable of acquiring or incurring any other rights or liabilities;

and

(*e*) shall hold its property for and on behalf of the Crown.

(3) Where an apparently genuine document purports to bear the common seal of the Authority, it shall be presumed, in the absence of evidence to the contrary, that the common seal of the Authority was duly affixed to that document.

Constitution of the Authority.

7. (1) The Authority shall consist of five members, appointed by the Governor, of whom—

(*a*) either one or two shall be full-time members;

and

(*b*) the remainder shall be part-time members.

(2) A full-time member of the Authority shall be appointed by the Governor to be Chairman of the Authority and, if there are two full-time members, the other shall be appointed by the Governor to be Deputy Chairman of the Authority, but if not, a part-time member shall be appointed by the Governor to be Deputy Chairman of the Authority.

(3) The Chairman shall be the principal executive officer of the Authority.

(4) The Governor may appoint a suitable person to be an acting member of the Authority.

(5) An acting member may act as a member of the Authority in the absence of a full-time or part-time member.

Conditions of office relating to full-time members.

8. (1) A full-time member of the Authority shall be appointed for a term of office, not exceeding five years, specified in the instrument of his appointment, and shall, subject to this Act, be eligible for re-appointment at the expiration of a term of office.

(2) A person who has attained the age of sixty-five years shall not be eligible for appointment or re-appointment as a full-time member of the Authority.

(3) A full-time member of the Authority shall not, without the approval of the Minister, engage in remunerated employment outside the duties of his office.

(4) A full-time member of the Authority shall be entitled to such salary, allowances and expenses as may be determined by the Governor.

(5) The other conditions of office relating to a full-time member of the Authority shall be determined by the Minister.

Part-time members.

9. (1) A part-time member of the Authority shall be appointed for a term of office, not exceeding three years, specified in the instrument of his appointment, and shall, subject to this Act, be eligible for re-appointment at the expiration of a term of office.

(2) A person who has attained the age of seventy years shall not be eligible for appointment or re-appointment as a part-time member of the Authority.

(3) A part-time member of the Authority shall be entitled to such allowances and expenses as may be determined by the Governor.

Casual vacancies.

10. (1) The Governor may remove a member of the Authority from office for—

(*a*) mental or physical incapacity;

(*b*) misconduct;

or

(*c*) neglect of duty.

(2) The office of a member of the Authority shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice addressed to the Minister;

or

(*d*) he is removed from office by the Governor pursuant to subsection (1) of this section.

Quorum, etc.

11. (1) Three members of the Authority (of whom one must be the Chairman or the Deputy Chairman) shall constitute a quorum of the Authority.

(2) The Chairman, or in the absence of the Chairman, the Deputy Chairman shall preside at a meeting of the Authority.

(3) A decision carried by a majority of the votes cast by the members present at a meeting of the Authority shall be a decision of the Authority.

(4) Each member present at a meeting of the Authority shall be entitled to one vote on any matter arising for decision at that meeting and, in the event of an equality of votes, the member presiding at the meeting shall have a second or casting vote.

(5) The Authority shall cause accurate minutes to be kept of its proceedings.

(6) Subject to this Act, the proceedings of the Authority shall be conducted in such manner as the Authority may determine.

Delegation.

12. (1) The Authority may, in any appropriate case, by instrument in writing, delegate any of its powers or functions—

(*a*) to any member of the Authority;

(*b*) to a committee established by the Authority;

or

(*c*) in so far as the power or function relates to a post-secondary institution—to that post-secondary institution.

(2) A delegation under this section shall be revocable at will and shall not prevent the Authority from acting in any matter itself.

Saving provision.

13. (1) An act or proceeding of the Authority shall not be invalid by reason only of a vacancy or vacancies in its membership, and notwithstanding the subsequent discovery of a defect in the appointment of a member or purported member, any such act or proceeding shall be as valid and effectual as if that member or purported member had been duly appointed.

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

PART III

PART III

POWERS AND FUNCTIONS OF THE AUTHORITY

The functions of the Authority.

14. The functions of the Authority are—

(*a*) to make investigations and reports, either of its own motion or at the request of the Minister, in relation to the planning, organization, co-ordination or administration of post-secondary education in this State;

(*b*) to give advice to—

(i) post-secondary institutions in this State;

and

(ii) where appropriate, the Tertiary Education Commission, with a view to rationalizing the use of resources available for the purposes of post-secondary education in this State;

(*c*) to make recommendations to any post-secondary institution and, where appropriate, to the Tertiary Education Commission relating to the courses that should or should not be provided at that institution;

(*d*) to grant provisional approval and accreditation in respect of courses, and to approve academic awards in relation to accredited courses;

(*e*) to make recommendations to the Minister and, where appropriate, to the Tertiary Education Commission relating to the establishment, amalgamation or closure of post-secondary institutions or parts thereof;

(*f*) to give advice to the Minister and the Tertiary Education Commission in relation to—

(i) the extent of financial support (whether in respect of capital or recurrent expenditure) needed by the post-secondary institutions, or any of those institutions, in this State;

(ii) the apportionment of moneys between the prescribed post-secondary institutions and the conditions on which moneys should be made available to the prescribed post-secondary institutions;

and

(iii) any application by a post-secondary institution for re-allocation of moneys provided for a particular purpose;

(*g*) to encourage co-operation between post-secondary institutions, and between post-secondary institutions and other organizations, in relation to the provision of courses, the use of staff, facilities and equipment, and any other relevant matter;

(*h*) to make recommendations to post-secondary institutions and the Minister relating to the provision of non-formal post-secondary education in this State;

(*i*) to undertake or commission research into matters relevant to the performance of its functions under this Act;

and

(*j*) to carry out any other functions and duties assigned to the Authority by or under this Act.

Collaboration by Authority with other bodies.

15. The Authority—

(*a*) shall, in relation to the making of any recommendation, or the performance of any other function of the Authority under this Act, consult with any post-secondary institutions that are affected and shall inform those institutions of any action that the Authority intends to take in the matter;

and

(*b*) may consult with such other authorities and bodies as it thinks necessary or expedient to assist it in carrying out its functions under this Act.

Duty of post-secondary institutions to furnish information.

16. A post-secondary institution shall—

(*a*) inform the Authority of any representation that it proposes to make to the Tertiary Education Commission relating to—

(i) the financing of the post-secondary institution;

(ii) the introduction of new courses by the post-secondary institution, the continuance or discontinuance of existing courses, or any significant change in the nature, duration or content of any existing course;

or

(iii) any other significant matter relating to the administration of the post-secondary institution;

and

(*b*) furnish the Authority with such other information as the Authority may reasonably require for the purpose of carrying out its functions under this Act.

The Accreditation Standing Committee.

17. (1) There shall be a standing committee of the Authority entitled the "Accreditation Standing Committee".

(2) The standing committee shall consist of the following members—

(*a*) a Chairman (who shall be the Chairman or the Deputy Chairman of the Authority);

and

(*b*) eight other persons appointed by the Minister, on the nomination of the Authority, of whom—

(i) at least two must be employees of Colleges of Advanced Education;

and

(ii) at least two must be officers of the Department of Further Education.

(3) Each member of the standing committee shall be appointed by the Minister for a term (not exceeding three years), and subject to conditions, specified in the instrument of his appointment.

(4) The Minister may appoint a suitable person to be an acting member of the standing committee and such a person may, in the absence of a member of the standing committee, act as a member of the standing committee.

(5) The standing committee may establish such sub-committees as it thinks fit.

Functions of standing committee.

18. (1) The functions of the standing committee are—

(*a*) to make an evaluation of the academic standard of courses with a view to accreditation of those courses;

and

(*b*) to make recommendations to the Authority in relation to the accreditation of those courses.

(2) The standing committee shall make an evaluation of the academic standard of any course submitted to the Authority by—

(*a*) the Minister;

(*b*) any post-secondary institution;

or

(*c*) any institution or body approved by the Authority for the purposes of this subsection,

with a view to accreditation.

Restrictions on providing courses and conferring academic awards.

19. (1) A prescribed post-secondary institution shall not provide any course unless the course has been provisionally approved by the Authority.

(2) A prescribed post-secondary institution shall not confer an academic award (not being an honorary academic award) on any person unless—

(*a*) the person upon whom the academic award is to be conferred has completed an accredited course;

and

(*b*) the award has been approved by the Authority as being appropriate to that course.

(3) For the purposes of this section—

(*a*) any course or academic award that was approved or accredited under the repealed Act shall be deemed to have been provisionally approved or accredited by the Authority upon the commencement of this Act;

and

(*b*) any course or academic award that was approved before the commencement of this Act by the South Australian Technician Certificate Board or the Director-General of Further Education shall be deemed to have been provisionally approved and accredited or approved (as the case may require) by the Authority upon the commencement of this Act, and that presumptive provisional approval, approval or accreditation shall be effective for the purposes of this Act.

(4) This section shall not apply to—

(*a*) the instruction or training provided for apprentices in accordance with the provisions of the Apprentices Act, 1950-1978, or related instruction or training prior or subsequent to apprenticeship;

or

(*b*) any award conferred on a person upon completing, or otherwise in respect of, any such instruction or training.

Duration of accreditation.

20. The accreditation of a course shall be effective for a period determined by the Authority.

PART IV

MISCELLANEOUS

Committees.

21. (1) The Authority may appoint such committees as it thinks fit to investigate, and advise it upon, any aspect of post-secondary education in this State.

(2) A committee appointed under this section shall consist of such members as the Authority thinks fit.

(3) The terms and conditions on which a member of a committee appointed under this section holds office shall be as determined by the Authority.

(4) A member of a committee appointed under this section shall be entitled to receive such allowances and expenses as may be determined by the Authority and approved by the Minister.

Employees and superannuation.

22. (1) The Authority may, with the approval of the Minister, appoint such employees as may be necessary for the due administration of this Act.

(2) The terms and conditions upon which any such person is employed shall be determined by the Authority with the approval of the Minister.

(3) An employee of the Authority shall not, as such, be subject to the Public Service Act, 1967-1978.

(4) The full-time members, and any employee of the Authority, may subject to the Superannuation Act, 1974-1978, and any arrangements made between the South Australian Superannuation Board and the Authority, become contributors to the South Australian Superannuation Fund.

(5) The Governor may, at the request of the Authority, and subject to the provisions of the Public Service Act, 1967-1978, appoint persons to offices or positions related to the administration of this Act.

(6) Any person appointed under subsection (5) of this section shall hold office subject to the provisions of the Public Service Act, 1967-1978.

Authority may make use of services of certain officers.

23. The Authority may, with the approval of the Minister, make use of the services of—

(*a*) any officer of the Public Service of the State;

(*b*) any officer of the teaching service constituted under the Education Act, 1972-1979;

or

(*c*) any member of the teaching service constituted under the Further Education Act, 1975-1979.

Audit.

24. (1) The Authority shall cause proper accounts to be kept of its financial affairs.

(2) The Auditor-General may at any time, and shall at least one in each calendar year, audit the accounts of the Authority.

(3) For the purposes of the audit, the Auditor-General shall have in relation to the accounts, officers and employees of the Authority the same powers as are vested in him by the Audit Act, 1921-1975, in relation to public accounts and accounting officers.

PART IV

Report of Authority.

25. (1) The Authority shall as soon as practicable, and not later than the thirtieth day of June in each year, submit to the Minister a report upon the administration of this Act during the calendar year ending on the preceeding thirty-first day of December.

(2) The report shall include the audited accounts of the Authority.

(3) The Minister shall, as soon as practicable after his receipt of a report under subsection (1) of this section, cause copies of the report to be laid before each House of Parliament.

Financial provision.

26. The moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for those purposes.

Regulations.

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

(2) Without limiting the generality of subsection (1) of this section those regulations may—

(*a*) regulate the convening, and the procedure, of meetings of the Authority or of committees under this Act;

and

(*b*) prescribe and provide for the payment of fees for any services provided by the Authority under this Act.

THE FIRST SCHEDULE

The following Act is repealed:

the South Australian Board of Advanced Education Act, 1972

THE SECOND SCHEDULE

Amendment of certain Acts:

A. The Colleges of Advanced Education Act, 1972-1978, is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) of section 7 the passage "recognized and approved by the South Australian Board of Advanced Education upon those who have completed courses of advanced education accredited by the Board";

(*b*) by striking out paragraph (*a*) of subsection (1) of section 15 and inserting in lieu thereof the following paragraph:—

(*a*) the Tertiary Education Authority of South Australia;;

(*c*) by striking out subsections (5) and (6) of section 23;

(*d*) by striking out subsection (2) of section 26;

and

(*e*) by inserting after section 29 the following section:—

Powers conferred by this Act subordinated to Tertiary Education Authority Act.

30. The powers conferred on a College by this Act are subject to the provisions of the Tertiary Education Authority Act, 1979.

and as so amended may be cited as the "Colleges of Advanced Education Act, 1972-1979".

B. The Roseworthy Agricultural College Act, 1973, is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) of section 7 the passage "recognized and approved by the South Australian Board of Advanced Education upon those who have completed courses of advanced education accredited by the Board";

(*b*) by striking out paragraph (*a*) of subsection (1) of section 15 and inserting in lieu thereof the following paragraph:—

(*a*) the Tertiary Education Authority of South Australia;;

(*c*) by striking out from subsection (2) of section 21 the passage "the South Australian Board of Advanced Education" and inserting in lieu thereof the passage "the Tertiary Education Authority of South Australia";

(*d*) by striking out from subsection (2) of section 22 the passage "the South Australian Board of Advanced Education" and inserting in lieu thereof the passage "the Tertiary Education Authority of South Australia";

(*e*) by striking out subsections (5) and (6) of section 23;

(*f*) by striking out from subsection (2) of section 26 the passage "the South Australian Board of Advanced Education" and inserting in lieu thereof the passage "the Tertiary Education Authority of South Australia";

(*g*) by striking out subsection (3) of section 26;

and

(*h*) by inserting after section 29 the following section:—

Powers conferred by this Act subordinated to Tertiary Education Authority Act.

30. The powers conferred on the College by this Act are subject to the provisions of the Tertiary Education Authority Act, 1979.

and as so amended may be cited as the "Roseworthy Agricultural College Act, 1973-1979".

C. The South Australian Institute of Technology Act, 1972-1979, is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) of section 13 the passage "recognized and approved by the South Australian Board of Advanced Education upon those who have completed courses of advanced education accredited by the Board";

and

(*b*) by inserting after section 22 the following section:—

Powers conferred by this Act subordinated to Tertiary Education Authority Act.

23. The powers conferred on the Institute by this Act are subject to the provisions of the Tertiary Education Authority Act, 1979.

and as so amended may be cited as the "South Australian Institute of Technology Act, 1972-1979".

THE THIRD SCHEDULE

The following are prescribed post-secondary institutions:

Adelaide College of the Arts and Education
Hartley College of Advanced Education
Roseworthy Agricultural College
Salisbury College of Advanced Education
South Australian Institute of Technology
Sturt College of Advanced Education
Department of Further Education

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 15 of 1979

An Act to provide for the establishment of a Corporation with power to trade in timber and timber products and to engage in joint ventures involving trade in timber and timber products; and for other purposes.

[*Assented to 8th March*, 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "South Australian Timber Corporation Act, 1979".

Commencement.

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

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY
PART II—ESTABLISHMENT OF THE CORPORATION
PART III—POWERS AND FUNCTIONS OF THE CORPORATION
PART IV—STAFF
PART V—FINANCIAL PROVISIONS
PART VI—MISCELLANEOUS

Interpretation.

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

"appointed member" means a member of the Corporation appointed by the Governor:

"the Corporation" means the South Australian Timber Corporation:

"the Director" means the person for the time being holding or acting in the office of Director of the Woods and Forests Department:

"timber products" means—

(*a*) wood pulp, wood chips, or any other products obtained wholly or partially from the processing of timber;

(*b*) commodities made from wood;

or

(*c*) any prescribed products or commodities:

"related commodities" includes any products or commodities that may conveniently be traded in association with timber or timber products.

PART II

PART II

ESTABLISHMENT OF THE CORPORATION

Establishment of Corporation.

5. (1) There shall be a corporation entitled the "South Australian Timber Corporation".

(2) The Corporation—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall be capable of suing and being sued;

(*c*) shall be capable of acquiring, holding, dealing with and disposing of any interest in real and personal property;

(*d*) shall be capable of acquiring or incurring any other rights or liabilities;

and

(*e*) shall hold all its property for and on behalf of the Crown.

(3) The Corporation shall be subject to the control and direction of the Minister.

Constitution of Corporation.

6. (1) The Corporation shall consist of three members of whom—

(*a*) one shall be the Director;

and

(*b*) two shall be persons appointed by the Governor.

(2) One member of the Corporation shall be appointed by the Governor to be chairman of the Corporation.

Terms and conditions of office.

7. (1) An appointed member of the Corporation shall be appointed for such term of office, not exceeding four years, and upon such conditions as the Governor may determine and, upon the expiration of his term of office, shall be eligible for re-appointment.

(2) The Governor may appoint a person to be the deputy of an appointed member of the Corporation and that person, while acting in the absence of that member, shall be deemed to be a member of the Corporation.

(3) The Governor may remove an appointed member of the Corporation from office for—

(*a*) any breach of, or non-compliance with, the conditions of his appointment;

(*b*) mental or physical incapacity;

(*c*) neglect of duty;

or

(*d*) dishonourable conduct.

(4) The office of an appointed member of the Corporation shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice directed to the Minister;

or

(*d*) he is removed from office by the Governor pursuant to subsection (3) of this section.

(5) Upon the office of an appointed member of the Corporation becoming vacant, a person shall be appointed in accordance with this Act to the vacant office.

Allowances and expenses.

8. The members of the Corporation shall be entitled to receive such allowances and expenses as may be determined by the Governor.

Quorum, etc.

9. (1) Two members of the Corporation shall constitute a quorum of the Corporation.

(2) No business shall be transacted at a meeting of the Corporation unless a quorum is present.

(3) The chairman of the Corporation shall preside at a meeting of the Corporation at which he is present and, in the absence of the chairman from a meeting, the members of the Corporation present shall decide who is to preside at that meeting.

(4) A decision in which any two members of the Corporation present at a meeting concur shall be a decision of the Corporation.

(5) The Corporation shall cause accurate minutes to be kept of the business conducted at meetings of the Corporation.

(6) Subject to this Act, the business of the Corporation shall be conducted in a manner determined by the Corporation.

Validity of acts of the Corporation.

10. An act or proceeding of the Corporation shall not be invalid by reason only of a vacancy in its membership and, notwithstanding the subsequent discovery of a defect in the appointment of a member, an act or proceeding of the Corporation shall be as valid and effectual as if the member had been duly appointed.

Disclosure of interest.

11. (1) A member of the Corporation who is directly or indirectly interested in a contract, or proposed contract, made by, or in the contemplation of, the Corporation—

(*a*) shall as soon as he becomes aware of the contract, or proposed contract, disclose the nature of his interest to the Corporation;

and

(*b*) shall not take part in any deliberations or decision of the Corporation with respect to that contract.

Penalty: Five hundred dollars.

(2) Subsection (1) of this section does not apply in respect of an interest that exists only by virtue of the fact that a member is an employee of the Corporation.

(3) Any disclosure made under this section shall be recorded in the minutes of the Corporation.

(4) Where a member makes a disclosure of interest in respect of a contract or proposed contract in accordance with this section or his interest in a contract or proposed contract is not such as need be disclosed under this section—

(*a*) the contract is not liable to be avoided by the Corporation on any ground arising from the fiduciary relationship between the member and the Corporation;

and

(*b*) the member is not liable to account to the Corporation for profits derived from the contract.

Due execution of documents by the Corporation.

12. (1) A document is duly executed by the Corporation if it is sealed with the common seal of the Corporation and signed by two members of the Corporation.

(2) An apparently genuine document purporting to have been executed by the Corporation in accordance with subsection (1) of this section shall be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed by the Corporation.

PART III

PART III

POWERS AND FUNCTIONS OF THE CORPORATION

Powers and functions of the Corporation.

13. (1) The functions of the Corporation are—

(*a*) to trade in wood chips, wood pulp, logs, seedlings and seeds;

(*b*) to participate outside the State in joint ventures involving trade in timber, timber products or related commodities;

(*c*) to participate in the State in joint ventures involving trade in timber or timber products;

(*d*) to hold shares in bodies corporate trading in timber, timber products or related commodities otherwise than in the State;

(*e*) to hold shares in bodies corporate trading in timber or timber products in the State;

(*f*) to establish undertakings, or acquire undertakings or interests in undertakings, carried on otherwise than in the State involving trade in timber, timber products or related commodities;

and

(*g*) otherwise to promote trade in timber, timber products and related commodities.

(2) The Corporation shall carry out its functions under this Act in a manner consistent with the aims and objectives of the Woods and Forests Department.

(3) For the purposes of carrying out its functions the Corporation may—

(*a*) import, export, buy, sell or otherwise deal with timber, timber products or related commodities;

(*b*) process timber, or manufacture or process timber products or related commodities, with a view to sale;

(*c*) acquire any interest in land, premises, plant or equipment;

(*d*) purchase or otherwise acquire shares or other interests in bodies corporate trading, or proposing to trade, in timber, timber products or related commodities;

(*e*) enter into contracts and agreements;

(*f*) acquire any licence, authorization or concession either in this State or elsewhere;

(*g*) provide consultancy services either in this State or elsewhere in relation to the production, processing, manufacture or sale of timber, timber products or related products;

and

(*h*) exercise any other power necessary or incidental to the carrying out of its functions.

Delegation by the Corporation.

14. (1) The Corporation may delegate to any member, or employee of the Corporation any of its powers or functions under this Act.

(2) Any delegation by the Corporation shall be revocable at will and shall not derogate from the power of the Corporation to act itself in any matter.

PART IV

STAFF

Employees.

15. (1) The Corporation may, with the approval of the Minister, appoint such employees as are required for the administration of this Act.

(2) The terms and conditions of employment of any employee appointed in pursuance of subsection (1) of this section shall be determined by the Corporation with the approval of the Public Service Board.

(3) The provisions of the Public Service Act, 1967-1978, shall not apply to or in relation to any employee of the Corporation.

Superannuation.

16. The Corporation may enter into arrangements with the South Australian Superannuation Board with respect to superannuation of any employee or class of employees of the Corporation.

Corporation may make use of services of certain officers.

17. (1) The Corporation may, with the approval of a Minister controlling a department of the Public Service of the State, upon terms mutually arranged, make use of the services of an officer of that department for any purpose related to the performance of the functions of the Corporation under this Act.

(2) The Corporation may, with the approval of an agency or instrumentality of the Crown, upon terms mutually arranged, make use of the services of an officer or employee of the agency or instrumentality.

PART V

PART V

FINANCIAL PROVISIONS

Annual estimates.

18. (1) The Corporation shall in respect of each financial year prepare estimates of its income and expenditure for that financial year.

(2) The Corporation may during any financial year prepare supplementary estimates for that financial year.

(3) The Corporation shall not expend any moneys otherwise than in accordance with estimates of expenditure approved by the Minister.

(4) The income of the Corporation may be used to meet any capital or recurrent expenses that the Corporation may incur in the course of its operations.

(5) The profits of the Corporation shall, subject to subsection (4) of this section, be paid into the General Revenue of the State or dealt with in a manner approved by the Treasurer.

Borrowing by Corporation.

19. (1) The Corporation may, for the purposes of this Act, borrow money from the Treasurer, or with the consent of the Treasurer, from any other person.

(2) Any liability incurred with the consent of the Treasurer under subsection (1) of this section is hereby guaranteed by the Treasurer.

(3) Any liability incurred by the Treasurer under a guarantee arising by virtue of subsection (2) of this section shall be satisfied out of the General Revenue of the State which is, to the necessary extent, appropriated accordingly.

Banking accounts.

20. (1) The Corporation may establish accounts at any bank for the purpose of performing its functions under this Act.

(2) An account established under this section shall be operated by cheque signed and countersigned by such persons as the Corporation may appoint for that purpose.

Investment by Corporation.

21. The Corporation may invest any of its moneys that are not immediately required for the purposes of this Act in such manner as may be approved by the Treasurer.

Accounts and audit.

22. (1) The Corporation shall cause proper accounts to be kept of its financial affairs and shall in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The accounts and statement of accounts of the Corporation shall in respect of each financial year be audited by auditors appointed annually by the Corporation.

(3) The Auditor-General may at any time audit the accounts of the Corporation and shall have and may exercise in respect of the accounts and employees of the Corporation the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in respect of public accounts and accounting officers.

PART VI

MISCELLANEOUS

Annual report.

23. (1) The Corporation shall, as soon as practicable after the end of each financial year, submit to the Minister, a report upon the conduct of the business of the Corporation during that financial year, together with the audited statement of accounts of the Corporation for that financial year.

(2) The Minister shall cause the report and audited statement of accounts of the Corporation to be laid before each House of Parliament as soon as practicable after his receipt thereof.

Summary proceedings.

24. Proceedings in respect of offences against this Act shall be disposed of summarily.

Regulations.

25. The Governor may make such regulations as are contemplated by this Act, or as are necessary or expedient for the purposes of this Act.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 16 of 1979

An Act to amend the Superannuation Act, 1974-1978.

[*Assented to 8th March*, 1979]

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

Short titles.

1. (1) This Act may be cited as the "Superannuation Act Amendment Act, 1979".

(2) The Superannuation Act, 1974-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Superannuation Act, 1974-1979".

Amendment of principal Act, s. 98—Adjustment of pensions.

2. Section 98 of the principal Act is amended—

(*a*) by striking out from subsection (6) the passage "subsection (7) of";

and

(*b*) by inserting after subsection (8) the following subsections:—

(9) Where, in the opinion of the Board, a pensioner would be prejudicially affected by an increase in his pension under subsection (6) of this section, the Board may determine—

(*a*) that the pensioner receive no increase in pension under that subsection;

or

(*b*) that the pensioner receive a lesser increase in pension than that provided by that subsection,

and the determination shall have effect in accordance with its terms.

(10) The Board may revoke a determination under subsection (9) of this section and, in that event, the amount of the pension to which the determination related shall, as from the date of the revocation, be the same as if no determination had been made.

(11) Where a determination is made under subsection (9) of this section in relation to a pension, the effect of the determination shall, for the purposes of calculating any other pension (with the exception of any benefit payable under section 81 of this Act), be disregarded.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 17 of 1979

An Act to amend the Police Pensions Act, 1971-1978.

[*Assented to 8th March*, 1979]

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

Short titles.

1. (1) This Act may be cited as the "Police Pensions Act Amendment Act, 1979".

(2) The Police Pensions Act, 1971-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Police Pensions Act, 1971-1979".

Amendment of principal Act, s. 34— Adjustment to pensions.

2. Section 34 of the principal Act is amended—

(*a*) by striking out from subsection (6) the passage "subsections (7) and (8) of";

and

(*b*) by inserting after subsection (7) the following subsections:—

(8) Where, in the opinion of the Minister, a person to whom a pension or spouse's pension is payable would be prejudicially affected by an increase in the pension or spouse's pension under subsection (6) of this section, the Minister may determine—

(*a*) that there be no increase in the pension or spouse's pension under that subsection;

or

(*b*) that there be a lesser increase in the pension or spouse's pension than as provided by that subsection,

and the determination shall have effect in accordance with its terms.

(9) The Minister may revoke a determination under subsection (8) of this section and, in that event, the amount of the pension or spouse's pension to which the determination related shall, as from the date of the revocation, be the same as if no determination had been made.

(10) Where a determination is made under subsection (8) of this section in relation to a pension or spouse's pension, the effect of the determination shall, for the purposes of calculating any spouse's pension or other benefit under this Act (with the exception of a benefit payable under section 47 of this Act), be disregarded.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 18 of 1979

An Act to repeal the Book Purchasers Protection Act, 1963-1972.

[*Assented to* 15*th March,* 1979]

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 "Book Purchasers Protection Act Repeal Act, 1979".

Commencement.

2. This Act shall come into operation on the day on which the Door to Door Sales Act Amendment Act, 1979, comes into operation.

Repeal.

3. The Book Purchasers Protection Act, 1963-1972, is repealed.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 19 of 1979

An Act to provide for the registration of chiropractors and the regulation of the practice of chiropractic; to repeal the Chiropractic Act, 1949; to amend the Physiotherapists Act, 1945-1973; and for other purposes.

[*Assented to* 15*th March,* 1979]

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 "Chiropractors Act, 1979". Short title.

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

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

PART I—PRELIMINARY
PART II—THE BOARD
PART III—REGISTRATION
PART IV—REGULATION OF PRACTICE
PART V—APPEALS
PART VI—MISCELLANEOUS
THE SCHEDULE

4. (1) The Chiropractic Act, 1949, is repealed. Repeal of Chiropractic Act; and amendment of Physiotherapists Act.

(2) The Physiotherapists Act, 1945-1973, is amended as shown in the schedule to this Act and, as amended, may be cited as the "Physiotherapists Act, 1945-1979".

PART I

Interpretation.

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

"the Board" means the Chiropractors Board of South Australia established under Part II of this Act:

"chiropractic" includes osteopathy:

"the first Board" means the Board as for the time being constituted during the period of two years from the commencement of this Act and "subsequent Board" has a corresponding meaning:

"registered chiropractor" means a person who is registered under this Act as a chiropractor:

"the Registrar" means the Registrar of the Board appointed under Part II of this Act.

PART II

PART II

THE BOARD

Establishment and incorporation of the Board.

6. (1) There shall be a board entitled the "Chiropractors Board of South Australia".

(2) The Board—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall in its corporate name be capable of suing and of being sued;

(*c*) shall be capable of holding, acquiring, dealing with and disposing of real and personal property;

(*d*) shall be capable of acquiring or incurring any other rights or liabilities;

and

(*e*) shall have the powers, rights, duties and functions conferred, imposed or prescribed by or under this Act.

(3) A document is duly executed by the Board if it is sealed with the common seal of the Board and signed by the chairman of the Board.

(4) An apparently genuine document purporting to have been executed in accordance with subsection (3) of this section shall be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed.

Constitution of the Board.

7. (1) The Board shall consist of six members appointed by the Governor, of whom—

(*a*) in the case of the first Board, four are persons engaged in the practice of chiropractic as a means of livelihood;

or

(*b*) in the case of any subsequent Board, four are registered chiropractors elected in accordance with the regulations by registered chiropractors.

(2) If a person is required to be elected to fill a vacancy in the membership of the Board and no person is elected in accordance with the regulations to fill that vacancy, the Governor may appoint a person nominated by the Minister to fill that vacancy, and a person so appointed shall, for all purposes, be deemed to have been duly elected for appointment, and appointed to be, a member of the Board.

(3) A member of the Board shall be appointed by the Governor to be the Chairman of the Board.

Term and conditions of office.

8. (1) Subject to this Act, a member of the Board shall be appointed—

(*a*) in the case of the first Board, for a term of office expiring on the expiration of the period of two years from the commencement of this Act;

or

(*b*) in the case of any subsequent Board, for a term of office of three years,

and upon such conditions as the Governor determines, and, upon the expiration of his term of office shall be eligible for re-appointment.

(2) The Governor may appoint an appropriate person to be a deputy of a member of the Board and that person, while acting in the absence of that member, shall be deemed to be a member of the Board and shall have all the powers, rights and duties of that member.

(3) The Governor may remove a member of the Board from office for—

(*a*) any breach of, or non-compliance with, the conditions of his appointment;

(*b*) mental of physical incapacity;

(*c*) neglect of duty;

or

(*d*) dishonourable conduct.

(4) The office of a member of the Board shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice addressed to the Minister;

or

(*d*) he is removed from office by the Governor pursuant to subsection (3) of this section.

(5) Upon the office of a member of the Board becoming vacant, a person shall be appointed in accordance with this Act, to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he was appointed, the person appointed in his place shall be appointed only for the balance of the term of his predecessor.

Remuneration and expenses.

9. (1) The members of the Board shall be entitled to receive such remuneration and expenses as may be determined by the Governor.

(2) Any amount to which a member of the Board is entitled under this section shall be paid out of the funds of the Board.

Quorum, etc.

10. (1) Four members of the Board shall constitute a quorum of the Board and no business shall be transacted at a meeting of the Board unless a quorum is present.

(2) The chairman of the Board shall preside at a meeting of the Board at which he is present, and in the absence of the chairman from a meeting of the Board, the members of the Board present shall decide who is to preside at that meeting.

(3) A decision carried by the votes of a majority of the members of the Board present at a meeting shall be a decision of the Board.

(4) Each member of the Board shall be entitled to one vote on a matter arising for determination by the Board and the person presiding at the meeting of the Board shall, in the event of an equality of votes, have a second or casting vote.

(5) Subject to this Act, the business of the Board shall be conducted in a manner determined by the Board.

Validity of acts of the Board and immunity of its members.

11. (1) An act or proceeding of the Board shall not be invalid by reason only of a vacancy in its membership and, notwithstanding the subsequent discovery of a defect in the election or appointment of a member, an act or proceeding of the Board shall be as valid and effectual as if the member had been duly nominated or appointed.

(2) No personal liability shall attach to a member of the Board for an act or omission by him, or by the Board, in good faith and in the exercise or purported exercise of his or its powers or functions, or in the discharge, or purported discharge, of his or its duties under this Act.

Registrar and officers of the Board.

12. (1) The Board shall appoint a person approved by the Minister to be Registrar of the Board and may appoint a person to be an officer or servant of the Board.

(2) The Registrar and any other officer or servant of the Board shall be appointed upon such conditions (including remuneration) as the Minister may approve.

Office of the Board.

13. The Board may, with the approval of the Minister, establish an office and for that purpose may acquire any interest in real and personal property.

Borrowing by Board.

14. (1) The Board may borrow money from the Treasurer or with the consent of the Treasurer, from any other person for the purpose of performing its functions under this Act.

(2) The Treasurer may guarantee any liability incurred with his consent under subsection (1) of this section.

(3) Any liability incurred by the Treasurer under a guarantee given under subsection (2) of this section shall be satisfied out of the General Revenue of the State which is hereby, to the necessary extent, appropriated accordingly.

(4) Any sum paid by the Treasurer under subsection (3) of this section shall, when moneys are properly available for the purpose, be repaid by the Board to the Treasurer and, when so repaid, shall form part of the General Revenue of the State.

Banking accounts.

15. (1) The Board may establish accounts at any bank approved by the Treasurer for the purpose of performing its functions under this Act.

(2) An account established under this section shall be operated by cheque signed and countersigned by such persons as the Board may appoint for that purpose.

Investment by Board.

16. The Board may invest any of its moneys that are not immediately required for the purposes of this Act in such manner as may be approved by the Treasurer.

Accounts and audit.

17. (1) The Board shall cause proper accounts to be kept of its financial affairs and shall in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The accounts and statement of accounts of the Board shall in respect of each financial year be audited by auditors appointed annually by the Board.

(3) The Auditor-General may at any time audit the accounts of the Board and shall have and may exercise, in respect of the moneys and accounts of the Board and the persons dealing therewith, the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in respect of public accounts and accounting officers.

PART III

PART III

REGISTRATION

Application for registration.

18. (1) A person may apply to the Board to be registered under this Act as a chiropractor.

(2) An application for registration under this Act must be made in writing and in the prescribed manner and form and must contain the prescribed information and be accompanied by such papers and documents as are prescribed.

(3) An applicant for registration must, if the Board so requires—

(*a*) furnish the Board with such further information, papers or documents as it specifies;

and

(*b*) verify by statutory declaration any information furnished for the purposes of the application.

(4) An applicant for registration must at the time that he makes the application pay the prescribed application fee to the Board.

Qualifications for registration.

19. (1) Subject to this Act, a person is qualified to be registered as a chiropractor, if—

(*a*) he is of or above the age of eighteen years;

(*b*) he is a fit and proper person to be so registered;

and

(*c*) he—

(i) has undertaken a prescribed course of training and has received a degree, diploma, certificate or other academic award for the successful completion of the course;

(ii) has, at an examination arranged by the Board and approved by the Minister, satisfied the Board that he is competent to practise chiropractic in the State;

or

(iii) applies for registration before the expiration of the period of three months from the commencement of this Act, having, from on or before the first day of January, 1978, until the date of his application—

A. practised chiropractic within the State;

B. had his principal place of residence within the State;

and

C. derived his income principally from the practice of chiropractic.

(2) In subsection (1) of this section, a reference to a prescribed course of training includes a reference to a prescribed combination of courses of training or a prescribed course of training which comprises a prescribed combination of subjects.

Grant of registration.

20. Where due application is made for registration under this Act and the Board is satisfied that the applicant is qualified to be so registered, the Board shall, upon payment of the prescribed registration fee, register the applicant.

Renewal of registration.

21. (1) Registration under this Act shall, subject to this Act, remain in force until the thirty-first day of December next ensuing after the grant of registration and may from time to time be renewed for successive periods of one year expiring on the thirty-first day of December.

(2) An application for renewal of registration under this Act must be made to the Board in writing and in the prescribed form.

(3) The application must be delivered to the Registrar not earlier than the first day of October and not later than the last day of November preceding the expiry of registration under this Act, but the Board may, if it thinks fit, determine an application notwithstanding that it is delivered out of time.

(4) Where due application is made for renewal of registration under this Act, the Board shall, upon payment of the prescribed renewal fee, renew the registration of the applicant.

Register.

22. (1) The Registrar shall keep a register of chiropractors.

(2) The register shall in respect of each registered chiropractor contain—

(*a*) his full name and address;

(*b*) the date on which he is registered;

(*c*) particulars of the qualification by virtue of which he is registered;

and

(*d*) such other particulars (if any), as the Board may think fit or as are prescribed.

(3) The Registrar shall, upon payment of the prescribed fee, enter upon the register any new or additional qualifications that have been acquired by a registered chiropractor and that are of a prescribed kind.

(4) The Registrar shall cause to be removed from the register the name of every registered chiropractor who dies or ceases for any reason to be registered under this Act.

(5) The Registrar shall correct any entry in the register that to his knowledge is not or has ceased to be correct.

(6) The Registrar shall, upon request and payment of the prescribed fee by any person, make the register available for the inspection of that person.

Certificates of registration.

23. The Registrar shall, upon request and payment of the prescribed fee by any person, issue to that person a certificate under his hand and in the prescribed form setting out any registration under this Act.

PART IV

PART IV

REGULATION OF PRACTICE

Practice by unregistered persons.

24. (1) After the expiration of the period of three months from the commencement of this Act, a person shall not, for fee or reward, manipulate the joints of the human spinal column or its immediate articulations for therapeutic purposes unless—

(*a*) he is a registered chiropractor;

(*b*) he is a legally qualified medical practitioner or a physiotherapist registered under the Physiotherapists Act, 1945-1973;

(*c*) he does so in connection with a course of training referred to in section 19 of this Act or approved by the Board;

(*d*) he does so in connection with an examination arranged by the Board pursuant to section 19 of this Act;

or

(*e*) he is exempted by regulation.

Penalty: Five hundred dollars.

(2) A person shall not cause, suffer or permit his agent or a person employed by him to do any act in contravention of subsection (1) of this section.

Penalty: Five hundred dollars.

(3) For the purposes of subsection (1) of this section a person manipulates the joints referred to in that subsection for fee or reward if he receives a fee or reward for the manipulation or for any service performed, or advice given, in connection with the manipulation.

Use of certain titles prohibited.

25. (1) After the expiration of the period of three months from the commencement of this Act, a person shall not—

(*a*) use or display, either alone or in conjunction with any other words or letters, the title or description "chiropractor", "osteopath", "spinal therapist" or "manipulative therapist";

or

(*b*) do anything, or cause, suffer or permit anything to be done, that is likely to cause a person reasonably to believe that he is a registered chiropractor,

unless he is a registered chiropractor.

Penalty: Five hundred dollars.

(2) Notwithstanding the provisions of subsection (1) of this section, a physiotherapist registered under the Physiotherapists Act, 1945-1973, may use or display the title or description "manipulative therapist".

(3) After the expiration of the period of three months from the commencement of this Act, a registered chiropractor shall not use in his practice as a chiropractor a title or description other than "chiropractor" or "osteopath".

Penalty: Five hundred dollars.

Certain conduct of persons registered under Act cause for disciplinary action.

26. If a person registered under this Act—

(*a*) has obtained his registration improperly;

(*b*) has been convicted, or is guilty, of any offence against this Act, or any offence involving dishonesty;

or

(*c*) has practised chiropractic, or conducted himself, unprofessionally,

there shall be proper cause for disciplinary action to be taken against that person under this Act.

Investigations by the Board.

27. The Board may, of its own motion, or upon the complaint of any person, cause the conduct of any person registered under this Act to be investigated.

Inspectors.

28. (1) The Board may appoint any person approved by the Minister to be an inspector for the purposes of this Act.

(2) For the purpose of determining whether any person registered under this Act is contravening or has contravened any provision of this Act or is unfit to practise chiropractic, an inspector may at any reasonable time enter any premises which are used by that person in connection with that practice and make such inquiries therein as he thinks fit.

Inquiries by Board.

29. (1) The Board may, of its own motion or upon the complaint of any person, inquire into the conduct of any person registered under this Act for the purpose of determining whether there is proper cause for disciplinary action to be taken against that person.

(2) If after conducting an inquiry under subsection (1) of this section the Board is satisfied that proper cause exists for disciplinary action, the Board may do one or more of the following:—

(*a*) reprimand the person in relation to whom the inquiry was held;

(*b*) impose a fine not exceeding five hundred dollars on that person;

(*c*) suspend the registration of that person, either absolutely or conditionally, for a period not exceeding three years;

or

(*d*) cancel the registration of that person.

Procedure in relation to inquiries.

30. (1) The Board shall give to the person registered under this Act in relation to whom an inquiry is to be held, and to any person upon whose complaint an inquiry is to be held, not less than fourteen days' notice of the time and place at which it intends to conduct the inquiry.

(2) A person to whom notice has been given pursuant to subsection (1) of this section may be represented by counsel at the inquiry and shall be afforded a reasonable opportunity to call or give evidence, to examine or cross-examine witnesses and to make submissions to the Board.

(3) If a person to whom notice has been given pursuant to subsection (1) of this section does not attend at the time and place fixed by the notice the Board may hold the inquiry in his absence.

(4) The procedure at an inquiry shall be determined by the Board.

PART IV

Powers of Board.

31. (1) For the purposes of an inquiry under this Part, the Board may—

(*a*) by summons signed on behalf of the Board by a member of the Board, require the attendance before the Board of any person whom the Board thinks fit to call before it;

(*b*) by summons signed on behalf of the Board by a member of the Board, require the production of any books, papers or documents;

(*c*) inspect any books, papers or documents produced before it, and retain them for such reasonable period as it thinks fit, and make copies of any of them or of any of their contents;

(*d*) require any person to make an oath or affirmation that he will truly answer all questions put to him by the Board relevant to any matter being inquired into by the Board, which oath or affirmation may be administered by any member of the Board;

or

(*e*) require any person appearing before the Board (whether he has been summoned to appear or not) to answer any relevant questions put to him by any member of the Board or by any other person appearing before the Board.

(2) Subject to subsection (3) of this section, if any person—

(*a*) who has been served with a summons to attend before the Board neglects or fails to attend in obedience to the summons;

(*b*) who has been served with a summons to produce any books, papers or documents, neglects or fails to comply with the summons;

(*c*) misbehaves himself before the Board, wilfully insults the Board or any member thereof, or interrupts the proceedings of the Board;

or

(*d*) refuses to be sworn or to affirm, or to answer any relevant question, when required to do so by the Board,

he shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(3) A person shall not be obliged to answer a question put to him by the Board if the answer to that question would tend to incriminate him or to produce any books, papers or documents if their contents would tend to incriminate him.

(4) In the course of an inquiry, the Board may—

(*a*) receive in evidence any transcript of evidence in proceedings before a court and draw any conclusions of fact therefrom that it considers proper;

or

(*b*) adopt, as in its discretion it considers proper, any findings, decision or judgement of a court that may be relevant to the proceedings.

Costs.

32. (1) The Board may, upon the determination of an inquiry under this Part, make such orders as to costs as the Board thinks just and reasonable.

(2) Where the Board makes an order for the payment of any amount against a person registered under this Act and the amount is not paid within the time fixed by the Board, the Board may suspend the registration of that person until the amount is paid, or for such period as the Board thinks fit.

(3) Where the Board has ordered the payment of any amount, that amount shall be recoverable summarily.

PART V

PART V

APPEALS

Appeal.

33. (1) A right of appeal to the Supreme Court shall lie against any decision or order of the Board made in the exercise or purported exercise of any of its powers or functions under this Act.

(2) The appeal must be instituted within one month of the making of the decision or order appealed against.

(3) The Supreme Court may, on the hearing of the appeal, do one or more of the following, according to the nature of the case—

(*a*) affirm, vary or quash the decision or order appealed against, or substitute, or make in addition, any decision or order that should have been made in the first instance;

(*b*) remit the subject matter of the appeal to the Board for further hearing or consideration or for re-hearing;

(*c*) make any further or other order as to costs or any other mattter that the case requires.

(4) The Board shall, if so required by any person affected by a decision or order made by it, state in writing the reasons for its decision or order.

(5) If the reasons of the Board are not given in writing at the time of making a decision or order and the appellant then requested the Board to state its reasons in writing, the time for instituting the appeal shall run from the time when the appellant receives the written statement of those reasons.

Operation of order may be suspended.

34. (1) Where an order has been made by the Board, and the Board or the Supreme Court is satisfied that an appeal against the order has been instituted, or is intended, it may suspend the operation of the order until the determination of the appeal.

(2) Where the Board has suspended the operation of an order under subsection (1) of this section, the Board may terminate the suspension, and where the Supreme Court has done so, the Supreme Court may terminate the suspension.

PART VI

PART VI

MISCELLANEOUS

Evidentiary provisions.

35. (1) In any legal proceedings a certificate under the hand of the Registrar that any person is or is not, or was or was not, registered under this Act on the date of, or referred to in, the certificate, or as to any matter contained in a register, shall, in the absence of proof to the contrary, be accepted as proof of the matter so certified.

(2) A document purporting to be a certificate under subsection (1) of this section shall, in the absence of proof to the contrary, be accepted as such in any legal proceedings.

Service of documents and notices.

36. A notice to be given under this Act may be served by post.

Summary proceedings.

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

Regulations.

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

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) provide for, prescribe and regulate the conduct and supervision of examinations, the standard of examinations and the remuneration of examiners;

(*b*) prescribe and regulate the standard of premises and equipment to be used in the practice of chiropractic;

(*c*) regulate advertising by chiropractors in relation to the practice of chiropractic;

(*d*) regulate the conduct of chiropractors in connection with the practice of chiropractic;

(*e*) without limiting the conduct that may be treated by the Board as being unprofessional, declare any conduct to be unprofessional;

(*f*) prescribe penalties not exceeding two hundred dollars for contravention of any regulation.

THE SCHEDULE

Amendment of the Physiotherapists Act, 1945-1973

The Physiotherapists Act, 1945-1973, is amended—

(*a*) by inserting after subsection (1) of section 6 the following subsection:—

(1a) A chiropractor registered under the Chiropractors Act, 1979, shall not be required to be registered or licensed under this Act.;

(*b*) by striking out from subsection (5) of section 6 the passage "Subsections (2) and (3)" and inserting in lieu thereof the passage "Subsections (1a), (2) and (3)";

and

(*c*) by striking out section 8a.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 20 of 1979

An Act to amend the Libraries and Institutes Act, 1939-1978

[*Assented to* 15*th March,* 1979]

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 "Libraries and Institutes Act Amendment Act, 1979".

(2) The Libraries and Institutes Act, 1939-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Libraries and Institutes Act, 1939-1979".

Commencement.

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

Repeal of s. 7 of principal Act and enactment of section in its place.

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

Constitution of the board.

7. The board shall consist of eight members appointed by the Governor.

Amendment of principal Act, s. 18— Officers.

4. Section 18 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) The Governor may appoint such officers as are necessary for the administration of this Part.

Repeal of ss. 19 and 19a of principal Act.

5. Sections 19 and 19a of the principal Act are repealed.

Amendment of principal Act, s. 24— Power to make services of officers available to other libraries.

6. Section 24 of the principal Act is amended by striking out from subsection (1) the passage "in the Libraries Department" and inserting in lieu thereof the passage "in pursuance of this Part".

7. Section 27 of the principal Act is amended by striking out the passage "of the Libraries Department" and inserting in lieu thereof the passage "employed under this Part". Amendment of principal Act, s. 27— Training of librarians.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 21 of 1979

An Act to amend the Mental Health Act, 1976-1977.

[*Assented to 15th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Mental Health Act Amendment Act, 1979".

(2) The Mental Health Act, 1976-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Mental Health Act, 1976-1979".

Amendment of principal Act, s. 4—Repeal and transitional provision.

2. Section 4 of the principal Act is amended by striking out from subsection (1) the passage "The Mental Health Act, 1939-1974" and inserting in lieu thereof the passage "The Mental Health Act, 1935-1974".

Amendment of schedule of principal Act.

3. The schedule to the principal Act is amended—

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

(*a*) by striking out the long title and inserting in lieu thereof the following title—

An Act to make provision for criminal mental defectives;

(*ab*) by striking out from section 1 the passage "This Act may be cited as the 'Mental Health Act, 1935-1974' " and inserting in lieu thereof the passage "This Act may be cited as the 'Mental Health (Supplementary Provisions) Act, 1935-1979' ";

(*ac*) by striking out sections 2, 2a, 3 and 4 thereof;

(*ad*) by striking out Parts II, IV, V, VI, VII, VIIA, VIII and IX;;

and

(*b*) by striking out paragraphs (*e*) to (*gg*) inclusive.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 22 of 1979

An Act to regulate the sale of seeds; to repeal the Agricultural Seeds Act, 1938-1975; and for other purposes.

[*Assented to 15th March,* 1979]

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 "Seeds Act, 1979".

Commencement.

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

Repeal of the Agricultural Seeds Act.

3. The Agricultural Seeds Act, 1938-1975, is repealed.

Interpretation.

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

"authorized officer" means a person whom the Minister has, by instrument in writing, authorized to exercise the powers of an authorized officer under this Act:

"noxious organism" means any organism of a species declared by regulation to be a species of noxious organism:

"noxious seeds" means—

(*a*) the seeds of any pest plant as defined in the Pest Plants Act, 1975;

or

(*b*) any seeds of a species declared by regulation to be a species of noxious seeds:

"parcel" includes bag, case, packet, package or other container:

"purchaser" of seeds includes a person to whom seeds are offered for sale:

"seeds" means any seeds of a species declared by regulation to be a species of seeds to which this Act applies:

"to sell" includes to offer or expose for sale.

Prohibition of sale of noxious seeds, etc.

5. A person who sells—

(*a*) any noxious seeds;

(*b*) any seeds with which noxious seeds are admixed (whether intentionally, negligently or otherwise);

or

(*c*) any seeds infected or contaminated by any noxious organism,

shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Order for destruction of seeds.

6. (1) Where an authorized officer is satisfied that any seeds—

(*a*) are noxious seeds, or contain an admixture of noxious seeds;

or

(*b*) are infected or contaminated by a noxious organism,

he may by instrument in writing order—

(*c*) that the seeds be treated or cleaned in a manner specified in the order;

or

(*d*) that the seeds be destroyed in a manner specified in the order.

(2) A person to whom an order is addressed may appeal to the Minister against the order.

(3) An appeal shall be instituted by instrument in writing setting out, in detail, the grounds of the appeal.

(4) The Minister may, after consideration of an appeal under this section—

(*a*) vary or revoke the order;

or

(*b*) dismiss the appeal.

(5) If—

(*a*) a person to whom an order has been addressed under paragraph (*c*) of subsection (1) of this section—

(i) fails to comply with the order within the time allowed by the order;

or

(ii) sells or disposes of the seeds to which the order relates before the seeds have been treated or cleaned in accordance with the order;

or

(*b*) a person to whom an order has been addressed under paragraph (*d*) of subsection (1) of this section fails to comply forthwith with the order,

he shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars.

(6) The time allowed for compliance with an order under this section shall, by force of this subsection, be extended by the period between the institution and determination of an appeal against the order.

Statement to be furnished in relation to sale of seeds.

7. (1) A person who sells seeds in the course of a business shall furnish the purchaser, in accordance with this section, with a statement in the prescribed form containing the information required by this section.

(2) Where the seeds are contained in a parcel, the statement must be imprinted on, or attached to, the parcel, and, in any other case, it must be given to the purchaser before delivery of the seeds to him in pursuance of sale.

(3) The statement must contain the following information:

(*a*) the species of plant from which the seeds have been obtained;

(*b*) the proportion (expressed as a percentage) of the seeds that might reasonably be expected to germinate;

(*c*) where the seeds are contained in a parcel, the mass of the contents of the parcel;

(*d*) the proportion by mass (expressed as a percentage) of extraneous matter admixed with the seeds;

(*e*) any treatment to which the seeds have been subjected;

and

(*f*) any other prescribed information.

(4) The proportion referred to in paragraph (*b*) of subsection (3) of this section must be arrived at by carrying out a test, in accordance with the regulations, designed to ascertain that proportion.

(5) Subject to subsection (6) of this section, a person who sells seeds in the course of a business and who—

(*a*) fails to furnish a statement as required by this section;

or

(*b*) furnishes a statement relating to seeds (whether required by this section or otherwise) that is false or misleading in a material particular,

shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

(6) This section does not apply in relation to—

(*a*) the sale of a quantity of seeds of less than the prescribed mass;

(*b*) the sale of seeds marked in accordance with the regulations with a statement showing that the seeds are not to be used for the germination or propagation of plants;

or

(*c*) the sale of seeds that have been mixed for the purpose of sale where—

(i) statements conforming with this Act in relation to the seeds from which the mixture is made are available for perusal by the purchaser;

and

(ii) the purchaser is provided with a statement of the minimum proportion (expressed as a percentage) of the seeds comprising the mixture that might reasonably be expected to germinate.

Defences.

8. It shall be a defence to a charge of an offence against this Act involving the sale of seeds for the defendant to prove—

(*a*) that the circumstances of the sale were such that the defendant could not reasonably have expected that the seeds would be used for the germination or propagation of plants;

(*b*) that the seeds were sold on the understanding that they would be treated or cleaned by the purchaser;

(*c*) that—

(i) the seeds were seeds of wheat, barley, oats, cereal rye, field peas or of a prescribed species;

(ii) the seeds were not publicly advertised for sale;

(iii) the seeds were sold in the course of a business of primary production and the production of seeds for sale forms only a subsidiary part of that business;

and

(iv) the sale—

(A) was concluded between parties who carry on the business of primary production at places situated within 30 kilometres of each other;

or

(B) was approved by the Minister or an authorized officer.

or

(*d*) that the seeds were supplied to the defendant in a sealed parcel bearing a statement in apparent conformity with this Act.

Powers of authorized officer.

9. (1) An authorized officer may—

(*a*) enter any place in which seeds are kept for sale;

and

(*b*) on tender of the ordinary market price take a sample of seeds for analysis.

(2) Where an authorized officer takes a sample of seeds for analysis, he shall—

(*a*) thoroughly mix the sample and divide it into three approximately equal parts;

(*b*) place each part in a separate package and seal or fasten each package;

(*c*) write on each package the address of the premises at which the sample is taken, and the time of taking the sample;

(*d*) deliver a package containing one part of the sample to the person in charge, or apparently in charge, of the premises at which the sample is taken;

and

(*e*) retain a package containing one part of the sample for future comparison.

(3) A person is not to be regarded as having sold seeds taken by way of sample under this section by reason only of the fact that he accepts the ordinary market price of these seeds.

(4) A person who hinders an authorized officer in the exercise of powers conferred by this section shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Certificate of analysis of seeds.

10. In any proceedings for an offence against this Act, an apparently genuine document purporting to be under the hand of a person who holds prescribed qualifications and to relate to the analysis of seeds shall be accepted, in the absence of proof to the contrary, as proof of any statement contained therein—

(*a*) tending to identify the seeds subjected to analysis;

or

(*b*) as to the nature and results of the analysis.

Proceedings.

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

Regulations.

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

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) provide for the analysis of seeds;

(*b*) prescribe, and provide for the recovery of, fees in respect of the analysis of seeds;

(*c*) provide for the use of codes and marks in the labelling of seeds;

and

(*d*) prescribe penalties (not exceeding two hundred dollars) for breach of, or non-compliance with, any regulation.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 23 of 1979

An Act to amend the South Australian Health Commission Act, 1975-1978.

[*Assented to 15th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "South Australian Health Commission Act Amendment Act, 1979".

(2) The South Australian Health Commission Act, 1975-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Health Commission Act, 1975-1979".

Commencement.

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

Amendment of principal Act, s. 60—Jurisdiction of Industrial Commission.

3. Section 60 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsections:—

(2) For the purpose of any proceedings or any industrial agreement under the Industrial Conciliation and Arbitration Act, 1972-1979, the Commission shall be regarded as the employer of all officers or employees of incorporated hospitals or incorporated health centres.

(3) An award or order made against the Commission pursuant to the Industrial Conciliation and Arbitration Act, 1972-1979, or an industrial agreement made by the Commission pursuant to that Act, is binding upon an incorporated hospital or incorporated health centre that would, at common law, be regarded as the employer of the officers or employees to which the award, order or agreement relates.

(4) An incorporated hospital or an incorporated health centre is not entitled—

(*a*) to institute proceedings before the Industrial Court of South Australia or the Industrial Commission of South Australia;

(*b*) to enter into any industrial agreement;

or

(*c*) to be represented in any proceedings before the Industrial Court or the Industrial Commission,

without the consent of the South Australian Health Commission.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 24 of 1979

An Act to amend the Prevention of Pollution of Waters by Oil Act, 1961-1975.

[*Assented to 15th March,* 1979]

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 "Prevention of Pollution of Waters by Oil Act Amendment Act, 1979".

(2) The Prevention of Pollution of Waters by Oil Act, 1961-1975, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Prevention of Pollution of Waters by Oil Act, 1961-1979".

Commencement.

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

Amendment of long title of principal Act.

3. The long title to the principal Act is amended by inserting after the passage "Pollution of the Sea by Oil, 1954," the passage "and to provide for the prevention of pollution of certain inland waters by oil,".

Amendment of principal Act, s. 3—Interpretation.

4. Section 3 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the definition of "agent" the following definition:—

"apparatus" includes a pipeline, a structure on land, any receptacle used for the storage of oil and any apparatus used in the exploration for, or recovery of, oil:;

(*b*) by striking out from subsection (1) from the definition of "mile" the passage "six thousand and eighty feet" and inserting in lieu thereof the passage "1 852 metres";

(*c*) by striking out from subsection (1) from paragraph (*a*) of the definition of "the jurisdiction" the passage "creeks, rivers" and inserting in lieu thereof the word "estuaries";

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

(*b*) the rivers, creeks, watercourses, lakes and other inland waters of the State;;

(*e*) by striking out from subsection (1) from paragraph (*c*) of the definition of "the jurisdiction" the passage "one marine league" and inserting in lieu thereof the passage "three miles";

and

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

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

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

Discharge of oil into waters.

5. (1) Where there is a discharge of oil or of any mixture containing oil into any waters of the jurisdiction, the following persons shall be jointly and severally liable for the discharge:—

(*a*) if the discharge is from a ship—the owner, the agent and the master of the ship;

(*b*) if the discharge is from a vehicle—the person who has undertaken to transport the oil or the mixture containing oil by means thereof;

or

(*c*) if the discharge is from any apparatus—the person who has the control of the use of that apparatus.

(2) Where there is a discharge of oil or of any mixture containing oil into any waters of the jurisdiction, the following persons shall, subject to the provisions of this Act, be guilty of an offence—

(*a*) if the discharge is from a ship—the owner, the agent and the master of the ship;

(*b*) if the discharge is from a vehicle—the person who has undertaken to transport the oil or the mixture containing oil by means thereof;

or

(*c*) if the discharge is from any apparatus—the person who has the control of the use of that apparatus.

Penalty: Fifty thousand dollars.

Repeal of s. 6 of principal Act.

6. Section 6 of the principal Act is repealed.

Repeal of s. 7 of principal Act and enactment of sections in its place.

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

Removal and prevention of oil pollution.

7. Where there has been, or the Minister is of the opinion that there is likely to be, a discharge of oil or of any mixture containing oil from a ship, vehicle or any apparatus into any waters of the jurisdiction, the Minister—

(*a*) may take such action or cause such things to be done as he thinks fit for the removal of any substance from the waters or land affected by the discharge, or for the prevention of the discharge;

and

(*b*) subject to this Act, may recover as a debt in a court of competent jurisdiction the amount of the costs and expenses reasonably incurred by him in exercising his powers under this section from any person or persons liable under section 5 of this Act for the discharge, or who would have been so liable had the discharge occurred.

Minister may require certain action to be taken.

7a. (1) Without derogating from the provisions of section 7 of this Act, where there has been, or the Minister is of the opinion that there is likely to be, a discharge of oil or of any mixture containing oil from a ship, vehicle or any apparatus into any waters of the jurisdiction, the Minister may, by notice in writing addressed to and served upon any person or persons liable under section 5 of this Act for the discharge, or who would be so liable if the discharge occurred, from time to time direct—

(*a*) that any operation or activity involving the use of the ship, vehicle or apparatus be terminated;

(*b*) that the ship, vehicle or apparatus be removed in a specified manner to a specified place;

(*c*) that the ship, vehicle or apparatus may not be removed except with the approval of the Minister and in accordance with his directions;

(*d*) that all or a specified part of the oil contained in the ship, vehicle or apparatus be removed in a specified manner to a specified place;

(*e*) that the oil from the ship, vehicle or apparatus may not be removed except with the approval of the Minister and in accordance with his directions;

(*f*) that all or a specified part of the oil in the ship, vehicle or apparatus be retained there;

(*g*) that no oil, or no further oil, or no oil in excess of a specified amount, be received into the ship, vehicle or apparatus;

(*h*) that any restrictions specified in the notice be complied with in the reception, removal or transfer of oil into, from, or within the ship, vehicle or apparatus;

(*i*) that any equipment or machinery ancillary to the ship, vehicle or apparatus be operated or put into operating condition;

(*j*) that specified repair or reconstruction work be carried out on the ship, vehicle or apparatus;

or

(*k*) that such other specified action be taken in relation to the ship, vehicle or apparatus, or any oil or cargo, as the Minister thinks fit.

(2) Where a notice is served upon a person under subsection (1) of this section, and the notice is not complied with, that person shall be guilty of an offence.

Penalty: Fifty thousand dollars.

(3) The Minister may at any time revoke a notice given by him under subsection (1) of this section.

(4) If a direction contained in a notice given by the Minister under subsection (1) of this section is not complied with in accordance with the requirements of the notice, the Minister may cause the direction to be complied with and, for that purpose, any person authorized by the Minister in that behalf, using only such force as is necessary, may enter and take possession of such places and do or cause to be done such things as full and proper compliance with the direction may require.

(5) Subject to this Act, the Minister may recover the amount of the costs and expenses reasonably incurred by him in exercising his powers under subsection (4) of this section from any person or persons to whom notice was given under subsection (1) of this section, as a debt in a court of competent jurisdiction.

(6) In this section "cargo" of a ship includes ballast and ship's stores and fuel.

Service of notices.

7b. (1) A notice under section 7a of this Act may be served—

(*a*) upon the owner of a ship by serving it personally or, if the owner is a company, by serving it upon a director, secretary or other officer of the company, or by serving it upon the agent or master of the ship in accordance with this section;

(*b*) upon the agent of a ship by serving it personally or, if the agent is a company, by serving it upon a director, secretary or other officer of the company;

(*c*) upon the master of a ship by serving it personally or, if for any reason (including the absence of the master from the ship) it is not reasonably practicable to serve the notice personally, by handing it to any person on board the ship who appears to be an officer of the ship;

or

(*d*) where it is not reasonably practicable to serve the owner or the master of a ship by those means—

(i) by transmitting the contents of the notice to the master of the ship;

or

(ii) by affixing the notice to the ship in such a manner that the notice would be reasonably conspicuous to persons on board the ship.

(2) A statement in writing, purporting to be made and signed by a person employed as a communications officer whose duties include the transmission of messages to ships at sea, that he caused the contents of a notice given under section 7a of this Act to be transmitted to a ship at sea, shall be deemed, in the absence of proof to the contrary, to be proof of service of the notice on the master of the ship.

(3) A statement in writing, purporting to be made and signed by such a communications officer, that he received a clear acknowledgment of the receipt of the contents of a notice from some person purporting to be on board the ship shall be deemed, in the absence of proof to the contrary, to be proof that acknowledgment was so given.

(4) A notice under section 7a of this Act may be served upon the person who has undertaken to transport oil or a mixture containing oil by means of the vehicle—

(*a*) by serving it personally or, if that person is a company, by serving it upon a director, secretary or other officer of the company;

(*b*) by handing it to any person who appears to be the driver, or person in charge, of the vehicle;

or

(*c*) where it is not reasonably practicable to effect service by either of those means, by affixing the notice to the vehicle in a conspicuous place.

(5) A notice under section 7a of this Act may be served upon the person who has the control of the use of any apparatus—

(*a*) by serving it personally or, if that person is a company, by serving it upon a director, secretary or other officer of the company;

(*b*) by handing it to any person who appears to be in charge of the apparatus;

or

(*c*) where it is not reasonably practicable to effect service by either of those means, by affixing it to the apparatus in a conspicuous place.

Defences.

7c. In any proceedings it shall be a defence to a charge of an offence against this Act if the defendant proves that the alleged offence—

(*a*) resulted from the need to save life;

(*b*) resulted from an act of war, civil war, hostilities, insurrection, or a natural phenomenon of an exceptional, inevitable and irresistible nature;

(*c*) resulted from the carrying out, or an attempt to carry out, a direction of the Minister;

or

(*d*) was wholly caused by the negligent, unlawful or malicious act or omission of some other person, not being the servant or agent of the defendant.

Limitation of liability to Minister for costs and expenses.

7d. (1) A person shall not be liable to pay any costs or expenses incurred by the Minister in the exercise of his powers under section 7 or 7a of this Act where the act or omission giving rise to the exercise by the Minister of his powers—

(*a*) resulted from the need to save life;

(*b*) resulted from an act of war, civil war, hostilities, insurrection, or a natural phenomenon of an exceptional, inevitable and irresistible nature;

(*c*) was wholly caused by the malicious act or omission of some other person, not being the servant or agent of that first-mentioned person;

or

(*d*) was wholly caused by the negligence or failure of any government or other authority in carrying out its functions.

(2) A person shall not be liable to pay any costs or expenses incurred by the Minister in the exercise of his powers under section 7 or 7a of this Act in respect of preventing a discharge of oil or of a mixture containing oil that the Minister believed was likely to occur, if that person proves—

(*a*) that there was no reasonable likelihood of such a discharge occurring;

(*b*) that the directions given by the Minister were unreasonable;

or

(*c*) that the manner in which the Minister exercised those powers was unreasonable.

(3) Where a person is liable to pay any amount to the Minister pursuant to section 7 or 7a of this Act by virtue of any discharge of oil from a ship carrying oil in bulk as cargo, that was wholly caused by the negligence of some other person, the maximum amount for which he shall be liable is—

(*a*) an amount calculated by multiplying the amount of one hundred and twenty dollars by the adjusted net tonnage of the ship;

or

(*b*) the amount of twelve million six hundred thousand dollars,

whichever is the lesser amount.

(4) Where there has been a discharge of oil from two or more ships carrying oil in bulk as cargo that was wholly caused by the negligence of some person other than the person or persons liable to pay the costs or expenses incurred by the Minister in relation to that discharge, and it is not reasonably practicable to establish the amount of oil that has been discharged from a particular ship, then, for the purposes of this Act, all the oil that has been discharged from those ships shall be deemed to have been discharged from each of those ships, but the Minister is not, by virtue of this subsection, entitled to recover amounts that in the aggregate exceed the total amount recoverable had the oil been discharged from one ship only.

(5) In this section—

"adjusted net tonnage", in relation to a ship, means the net tonnage of the ship including the tonnage of its engine-room, calculated in accordance with the rules from time to time adopted by the Commonwealth for the purpose of determining the tonnage of ships, on the basis of—

(*a*) the measurements of the ship obtained in accordance with those rules;

or

(*b*) where it is not reasonably practicable so to obtain the measurements—the measurements of the ship as specified in any register, or in any other document that relates to the ship.

Detention of ship or vehicle.

7e. (1) Any amount recoverable by the Minister pursuant to section 7 or 7a of this Act in respect of a ship or vehicle shall be a charge upon that ship or vehicle.

(2) The Minister may cause any ship or vehicle referred to in subsection (1) of this section to be detained until the amount recoverable by the Minister is paid, or security for payment of that amount is given to the satisfaction of the Minister.

(3) Where a ship or vehicle that is being detained pursuant to this section is moved from any place without the consent of the Minister, the master of the ship, or the person in charge of the vehicle, as the case may be, shall be guilty of an offence.

Penalty: Ten thousand dollars.

Amendment of principal Act, s. 10—Reporting and investigation of discharging oil.

8. Section 10 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "and shall be liable upon conviction to a fine not exceeding ten thousand dollars" and inserting in lieu thereof at the foot of that subsection the passage "Penalty: Ten thousand dollars.";

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

(1a) If any discharge of oil, or of any mixture containing oil, occurs from any vehicle or apparatus—

(*a*) into any waters of the jurisdiction;

or

(*b*) onto any land in circumstances where there is a reasonable likelihood that the oil will escape into any waters of the jurisdiction,

the person or persons liable for that discharge, or who would be liable for that discharge if it occurred, pursuant to section 5 of this Act, shall forthwith inform the Minister of all details of the occurrence.

Penalty: Ten thousand dollars.;

(*c*) by striking out from subsection (2) the passage "the harbour master of any port, or any officer or employee of the Minister having charge of any district," and inserting in lieu thereof the passage "the harbormaster of any port";

(*d*) by inserting in subsection (3) after the passage "enter and inspect any" the passage "vehicle or";

(*e*) by striking out from subsection (3) the passage "in respect of such place" and inserting in lieu thereof the passage "in respect of such vehicle or place, and any other records relevant to the investigation,";

and

(*f*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) A person, in addition to exercising any of the powers conferred upon him under subsections (2) and (3) of this section, for the purposes of any investigation—

(*a*) may take samples of any substance;

(*b*) may require a person to certify the taking of a sample;

and

(*c*) may test any equipment or apparatus.

Amendment of principal Act, s. 11— Oil reception facilities.

9. Section 11 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "with the Crown" and inserting in lieu thereof the passage "or authority";

(*b*) by striking out from subsection (1) the passage "by the Crown" and inserting in lieu thereof the word "authority";

and

(*c*) by striking out from subsection (3) the passage "all ships" and inserting in lieu thereof the passage "any ship".

Amendment of principal Act, s. 12— Restrictions on transfer of oil at night.

10. Section 12 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "the harbour master" and inserting in lieu thereof the passage "the harbormaster";

and

(*b*) by striking out from subsection (2) the passage "the harbour master" and inserting in lieu thereof the passage "the harbormaster".

Amendment of principal Act, s. 15— Dispensations and exemptions.

11. Section 15 of the principal Act is amended by inserting in subsection (2) after the passage "any ship or class of ship" the passage ", any vehicle or class of vehicle, or any apparatus or class of apparatus".

Amendment of principal Act, s. 16— Evidence.

12. Section 16 of the principal Act is amended—

(*a*) by striking out from paragraph (*c*) the passage "the owner, agent or master of a ship pursuant to" and inserting in lieu thereof the passage "a person pursuant to subsection (1) or (1a) of";

(*b*) by striking out from subparagraph (iii) of paragraph (*d*) the passage "the owner, agent or master of a ship pursuant to" and inserting in lieu thereof the passage "a person pursuant to subsection (1) or (1a) of";

and

(*c*) by striking out paragraph (*e*) and inserting in lieu thereof the following paragraph:—

(*e*) an allegation in a complaint that a specified person is, or was on a specified day—

(i) the owner, agent or master of a specified ship;

(ii) the person who had undertaken to transport oil, or any mixture containing oil, by means of a specified vehicle;

or

(iii) the person who had the control of the use of any specified apparatus,

shall be accepted by the court as evidence of the truth of the allegation unless the contrary is proved.

Amendment of principal Act, s. 17— Proceedings for offences.

13. Section 17 of the principal Act is amended by striking out from subsection (1) the passage "for the recovery of a penalty".

Amendment of principal Act, s. 18— Evidence of administrative acts.

14. Section 18 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) the passage "by the appropriate authority" and inserting in lieu thereof the passage "or authorized by the Minister";

(*b*) by striking out from subparagraph (iii) of paragraph (*a*) the word "it" and inserting in lieu thereof the word "him";

and

(*c*) by inserting in paragraph (*a*) after subparagraph (iii) the following subparagraphs:—

(iv) to do certain things on behalf of the Minister under section 7a of this Act;

or

(v) to detain any ship or vehicle under section 7e of this Act;

or.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 25 of 1979

An Act to amend the Education Act, 1972-1976.

[*Assented to 15th March,* 1979]

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

PART I

PART I

PRELIMINARY

Short titles.

1. (1) This Act may be cited as the "Education Act Amendment Act, 1979".

(2) The Education Act, 1972-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Education Act, 1972-1979".

Commencement.

2. (1) This Act (with the exception of Part III) shall be deemed to have come into operation on the first day of January, 1978.

(2) Part III of this Act shall come into operation on a day to be fixed by proclamation.

Arrangement.

3. This Act is arranged as follows:

PART I—PRELIMINARY

PART II—AMENDMENTS RELATING TO LONG SERVICE LEAVE

PART III—OTHER AMENDMENTS TO PRINCIPAL ACT

PART II

AMENDMENTS RELATING TO LONG SERVICE LEAVE

Amendment of principal Act, s. 5—Interpretation.

4. Section 5 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsections:—

(2) A reference in this Act to the effective service of an officer is a reference to—

(*a*) the period (if any) of the officer's continuous full-time service in the teaching service;

and

(*b*) any other period (if any) that is, by determination of the Minister, to be regarded as forming the whole, or part, of the officer's effective service,

but does not include any period that is, by determination of the Minister, not to be regarded as a period of effective service for the purposes of this Act.

(3) The Minister may, by instrument in writing, determine in relation to any specified officers, or officers of any specified class, that a period referred to in the instrument is, or is not, to be regarded as a period of effective service for the purposes of this Act.

Repeal of s. 18 of principal Act.

5. Section 18 of the principal Act is repealed.

Amendment of principal Act, s. 19—Long service leave.

6. Section 19 of the principal Act is amended—

(*a*) by striking out subsections (2) and (3) and inserting in lieu thereof the following subsections:—

(2) Subject to this section, the long service leave to which an officer is entitled shall be as follows:—

(*a*) in respect of the first ten years of effective service—ninety days' leave on full pay;

(*b*) in respect of a subsequent year of effective service (not being a year of effective service to which paragraph (*c*) of this subsection applies)—nine days' leave on full pay;

and

(*c*) in respect of the sixteenth, or any subsequent, year of effective service—

(i) commencing on or after the first day of July, 1974, but before the first day of July, 1975—a number of days' leave calculated in accordance with subsection (3) of this section;

(ii) commencing on or after the first day of July, 1975—fifteen days' leave on full pay.

(3) Where an officer commenced his sixteenth, or a subsequent, year of effective service on or after the first day of July, 1974, but before the first day of July, 1975, the officer is entitled to long service leave in respect of that year of effective service ascertained in accordance with the following formula:—

$$E = \frac{9D}{365} + \frac{15\ (365 - D)}{365}$$

where—

E is the number of days' leave on full pay to which the officer is entitled (any fraction of less than one-half being disregarded, and any fraction of one-half or more being regarded as one whole day).

D is the number of days commencing on (and including) the day on which the relevant year of effective service commenced and concluding on (and including) the thirtieth day of June, 1975.;

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

(5) An officer may, if he so elects, take leave to which he is entitled under this section on half pay, and, in that event, he is entitled to twice the number of days' leave to which he would have been entitled if he had taken the leave on full pay.;

and

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

(8) Where a person ceases for any reason to be an officer of the teaching service before he has taken long service leave to which he is entitled under this section, he shall be entitled, in lieu of that leave, to a sum ascertained in accordance with the following formula:—

$$P = SD + \left[S \times \frac{AM}{12}\right]$$

where—

P is the amount payable

S is an amount arrived at by dividing the annual salary of the officer immediately before the cessation of his service by 365

D is the number of days' long service leave on full pay to which the officer would have been entitled in respect of completed years of effective service if he had commenced his long service leave on the day on which he ceased to be an officer

A is the number of additional days' long service leave to which the officer would have been entitled if he had completed a further year of effective service

M is—

(*a*) where the period of the officer's effective service is not divisible exactly into complete years—the number (if any) of complete months constituting the remainder;

or

(*b*) in any other case—zero.

Repeal of s. 20 of principal Act and enactment of section in its place.

7. Section 20 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Pro Rata long service leave.

20. (1) Where—

(*a*) a person who has completed not less than seven years' effective service as an officer;

or

(*b*) a person who is entitled to *pro rata* long service leave under subsection (2) of this section,

ceases to be an officer of the teaching service before he becomes entitled to long service leave under this Division, he shall be entitled to a sum, by way of *pro rata* long service leave, ascertained in accordance with the following formula:—

$$P = (9SD) + \left[9S \times \frac{M}{12}\right]$$

where—

P is the amount payable

S is an amount arrived at by dividing the annual salary of the officer immediately before the cessation of his service by 365

D is the number of complete years in the period of the officer's effective service

M is—

(*a*) where the period of the officer's effective service is not divisible exactly into complete years—the number (if any) of complete months constituting the remainder;

or

(*b*) in any other case—zero.

(2) Where an officer has completed not less than five years' effective service and—

(*a*) is retrenched or retired under Division II of this Part, or retires under Division IV of this Part;

(*b*) being a female—

(i) resigns on account of pregnancy or resigns and is pregnant at the time her resignation takes effect;

or

(ii) resigns while on accouchement leave;

(*c*) resigns for the purpose of undertaking the care of a child under the age of two years—

(i) of which the officer is a parent;

or

(ii) which the officer intends to adopt;

or

(*d*) resigns for reasons that are, in the opinion of the Minister, beyond the control of the officer,

and the effective service of the officer commenced before the first day of January, 1980, the officer is entitled to *pro rata* long service leave.

Amendment of principal Act, s. 21—Payment in respect of long service leave on death.

8. Section 21 of the principal Act is amended by striking out subsections (1) and (2) and inserting in lieu thereof the following subsection:—

(1) Where an officer dies, the Minister shall pay to the dependants or personal representative of the officer—

(*a*) the monetary equivalent of any long service leave to which the officer was entitled on the date of his death;

or

(*b*) if the officer was not then entitled to long service leave, the sum (if any) by way of *pro rata* long service leave to which the officer would have been entitled if he had resigned—

(i) on the date of his death;

and

(ii) (if, in the circumstances of the case, the reason for resignation is material to the question of determining entitlement to *pro rata* long service leave) for a reason giving rise to such an entitlement.

PART III

OTHER AMENDMENTS TO PRINCIPAL ACT

Amendment of principal Act, s. 5—Interpretation.

9. Section 5 of the principal Act is amended—

(*a*) by inserting before the definition of "child of compulsory school age" the following definition:—

"approved non-Government school" means a non-Government school approved by the Minister in accordance with the regulations:

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

"Government school" means a school established under this Act, or the repealed Act, for the purpose of providing courses of instruction in pre-school, primary or secondary education:;

and

(*c*) by inserting after the definition of "parent" the following definition:—

"pre-school education" means the provision of courses of training and instruction to children who have not yet attained the age of five years:.

Amendment of principal Act, s. 9—General powers of the Minister.

10. Section 9 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) The Minister shall establish and maintain such Government schools as may be necessary—

(*a*) for the provision of primary and secondary education for children whose parents desire that they should receive education at Government schools;

and

(*b*) for the provision of pre-school education (to such an extent as the Minister considers practicable and desirable) for children whose parents desire that they should receive pre-school education at Government schools.

Amendment of principal Act, s. 10—Advisory Committees.

11. Section 10 of the principal Act is amended by striking out from subsection (1) the passage "proper primary and secondary education" and inserting in lieu thereof the passage "proper pre-school, primary or secondary education".

Amendment of principal Act, s. 15—Appointment, etc., to the teaching service.

12. Section 15 of the principal Act is amended—

(*a*) by striking out from subsection (4) the passage "such period not exceeding two years" and inserting in lieu thereof the passage "such period of effective service (not exceeding two years' effective service)";

and

(*b*) by striking out from subsection (5) the passage "(other than an officer appointed on probation)" and inserting in lieu thereof the passage "(other than an officer on probation)".

Amendment of principal Act, s. 26—Disciplinary action.

13. Section 26 of the principal Act is amended by striking out subparagraphs (i), (ii) and (iii) of paragraph (*a*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(i) reprimand the officer;

(ii) impose a fine upon the officer not exceeding the amount of one week's salary of the officer;

(iii) reduce the classification of the officer;

or

(iv) suspend the officer from duty (without pay) for a period not exceeding one year.

Amendment of principal Act, s. 39—Commencement and duration of an award.

14. Section 39 of the principal Act is amended by striking out subsections (2), (3) and (4) and inserting in lieu thereof the following subsections:—

(2) An award shall come into force or shall be deemed to have come into force (as the case may require) on a date fixed by the award as its date of commencement.

(3) The date of commencement of an award shall be a date not earlier than the date on which the proceedings in which the award is made were commenced unless the Board considers that there are special reasons for fixing an earlier date.

(4) An award shall remain in force (subject to any variations made by the Board) until the date fixed by the award for its expiration, or if no such date is fixed, until rescinded by the Board.

Amendment of principal Act, s. 55—Constitution of Teachers Registration Board.

15. Section 55 of the principal Act is amended by striking out from paragraph (*d*) of subsection (2) the passage "the Association of Independent Schools in South Australia" and inserting in lieu thereof the passage "the South Australian Independent Schools Board of Headmasters and Headmistresses Incorporated".

Amendment of principal Act, s. 63—Unregistered persons not to hold certain appointments.

16. Section 63 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "non-Government school" and inserting in lieu thereof the passage "approved non-Government school";

and

(*b*) by striking out from subparagraph (ii) of paragraph (*a*) of subsection (1) the passage "primary or secondary education" and inserting in lieu thereof the passage "pre-school, primary or secondary education".

Amendment of principal Act, s. 72—Records to be kept in non-Government schools.

17. Section 72 of the principal Act is amended by striking out from subsections (1), (2) and (3) the passage "a non-Government school" wherever it occurs and inserting in lieu thereof, in each case, the passage "an approved non-Government school".

Amendment of principal Act, s. 73— Inspection of non-Government schools.

18. Section 73 of the principal Act is amended—

(*a*) by striking out from subsections (1) and (2) the passage "any non-Government School" wherever it occurs and inserting in lieu thereof, in each case, the passage "any approved non-Government school";

and

(*b*) by inserting after subsection (2) the following subsections:—

(3) Any person authorized in writing by the Minister to carry out an inspection under this subsection may, at any reasonable time, enter and inspect any non-Government school for the purpose of determining whether approval should be granted in respect of the school in pursuance of this Act, or an approval previously granted in respect of the school should be revoked.

(4) A person who prevents an authorized person from carrying out an inspection under subsection (3) of this section, or hinders any such inspection, shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Amendment of s. 74 of principal Act— Schools and school districts.

19. Section 74 of the principal Act is amended—

(*a*) by inserting before subsection (1) the following subsection:—

(1) In this Part—

"school" means a Government school or an approved non-Government school.;

and

(*b*) by redesignating the former subsections (1) and (2) as subsections (2) and (3).

Amendment of principal Act, s. 81— Evidentiary provision.

20. Section 81 of the principal Act is amended by striking out from subsection (1) the passage "government or non-Government".

Amendment of principal Act, s. 82— Determination of courses of instruction.

21. Section 82 of the principal Act is amended by striking out subsections (2), (3) and (4) and inserting in lieu thereof the following subsections:—

(2) For the purpose of assisting the Director-General to determine the curriculum in accordance with which instruction is to be provided, the Minister may appoint—

(*a*) an Advisory Curriculum Board;

and

(*b*) such advisory committees as the Minister may determine on the recommendation of the Director-General.

(3) The Advisory Curriculum Board, and any committee appointed under this section, shall consist of—

(*a*) such officers of the Department and of the teaching service;

and

(*b*) such representatives of approved non-Government schools and other organizations,

as may be determined by the Minister on the recommendation of the Director-General.

(4) A member of the Advisory Curriculum Board, or a committee appointed under this section, shall hold office upon such terms and conditions as may be determined by the Minister.

Amendment of principal Act, s. 85—Borrowing powers of councils.

22. Section 85 of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsections:—

(3) A guarantee shall not be given under this section unless—

(*a*) the Schools Loans Advisory Committee constituted under this Part has recommended that the guarantee be given;

(*b*) the conditions of any administrative instruction issued by the Director-General under subsection (3a) of this section have been complied with;

(*c*) the Treasurer is satisfied that the terms and conditions of the loan or proposed loan are reasonable;

and

(*d*) the council seeking the guarantee has given such undertakings, or entered into such agreements, as the Treasurer may require.

(3a) The Director-General may from time to time issue administrative instructions relating to the borrowing of money by councils.

(3b) The Director-General may vary or revoke any administrative instruction given under this section.

Amendment of principal Act, s. 107—Regulations.

23. Section 107 of the principal Act is amended by inserting after paragraph (*s*) of subsection (2) the following paragraph:

(*sa*) regulating the granting, or withdrawal, of approval in respect of non-Government schools;

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 26 of 1979

An Act to amend the Road Maintenance (Contribution) Act, 1963-1975.

[*Assented to 15th March,* 1979]

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 Maintenance (Contribution) Act Amendment Act, 1979".

(2) The Road Maintenance (Contribution) Act, 1963-1975, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Road Maintenance (Contribution) Act, 1963-1979".

Amendment of principal Act, s. 3—Definitions.

2. Section 3 of the principal Act is amended by inserting after the definition of "commercial goods vehicle" the following definition:—

"director", in relation to a body corporate, includes each person occupying the position of director of the body corporate (by whatever name called) and includes—

(*a*) any person in accordance with whose directions or instructions the directors of the body corporate are accustomed to act;

(*b*) any person who has the control or management of the business of the body corporate:.

Amendment of principal Act, s. 10—Offences.

3. Section 10 of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) Where a body corporate is guilty, or has been convicted, of an offence against this Act, each director of the body corporate shall also be guilty of an offence against this Act and liable to a penalty not exceeding five hundred dollars unless he proves that he could not, by the exercise of reasonable diligence, have prevented the commission of the offence by the body corporate.

Amendment of principal Act, s. 12— Recovery of charges.

4. Section 12 of the principal Act is amended by inserting after the passage "paid to the Commissioner by way of charge under this Act" the passage "(whether the amount is payable by the convicted person, or by a body corporate of which he is, or was, a director)".

Enactment of s. 12a of principal Act.

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

Reciprocal enforcement of orders.

12a. (1) Where by order of a reciprocating court a pecuniary sum is payable by a body corporate in respect of proceedings under a corresponding law and the clerk of the Adelaide Magistrates' Court receives a request in writing from the clerk or other corresponding officer of that reciprocating court for the enforcement of the order accompanied by—

(*a*) a certified copy of the order;

(*b*) a certificate purporting to be signed by the clerk or corresponding officer making the request certifying the amount outstanding under the order;

(*c*) a certificate purporting to be signed by an officer employed in the administration of this Act or of a corresponding law certifying that—

(i) a person or persons named in the certificate is or are in this State, or normally resident in this State;

and

(ii) that person was a director, or those persons were directors, of the body corporate against which the order was made when the liability to which the order relates was incurred, or the offence to which the order relates was committed,

he shall register the order in the Adelaide Magistrates' Court by filing in the Court a certified copy of the order and shall note the date of registration on the copy.

(2) Upon the registration of an order under subsection (1) of this section—

(*a*) the order shall for the purpose of this section be deemed to be an order of the Adelaide Magistrates' Court requiring payment by the director or directors mentioned in subsection (1) of this section of the amount stated in the certificate referred to in that subsection as being outstanding;

(*b*) the clerk shall give notice in writing by post to the director or directors by whom payment is required of the registration of the order and of his intention to issue a warrant of commitment at the expiration of fourteen days after the date of registration of the order.

(3) Upon the expiration of fourteen days from the registration of the order—

(*a*) the clerk shall unless the amount stated in the certificate is paid issue a warrant of commitment against the director or each of the directors of the body corporate committing

him or each of them to gaol in default of payment of that amount for a period of one day in respect of each twenty dollars or part thereof then remaining unpaid (but not in any case for a period exceeding one year);

and

(*b*) the warrant so issued shall be deemed to be a warrant of commitment issued under the Justices Act, 1921-1977, and the provisions of that Act shall with all necessary adaptations apply and extend to the enforcement of that warrant.

(4) Where an order has been registered in pursuance of this section, a director of the body corporate may apply to a magistrate in chambers for an order—

(*a*) forbidding the issue of a warrant of commitment against the director;

or

(*b*) setting aside a warrant of commitment issued against the director.

(5) Where, upon an application under subsection (4) of this section, the magistrate is satisfied that—

(*a*) grounds for the issue of a warrant of commitment against the director under this section do not exist;

or

(*b*) the director exercised reasonable diligence to ensure that the body corporate would meet its obligations under the corresponding law,

the magistrate shall make an order forbidding the issue of a warrant of commitment, or setting aside a warrant of commitment, against the director.

(6) Where an order is made in pursuance of subsection (5) of this section, a director on whose application the order was made shall be discharged from liability under the registered order.

(7) Where after the request for the enforcement of the order has been made but before the warrant has been executed the clerk receives a notification from the clerk or other corresponding officer of the reciprocating court of payment by or on behalf of the body corporate or by a director of the body corporate of an amount in satisfaction in whole or in part of the amount outstanding he shall—

(*a*) note the particulars of the payment on the certified copy of the order filed in the court;

and

(*b*) arrange for the return of the warrant issued under subsection (3) of this section and—

(i) withdraw it if the amount has been paid in full;

or

(ii) if part of the amount remains outstanding, amend the amount stated in the warrant to show the amount still outstanding (and thereafter

the warrant may be enforced in respect of the altered amount).

(8) Where pursuant to this section more than one person is obliged to pay a pecuniary sum the obligation imposed under this section shall be deemed to have been discharged if the obligation is performed or expiated by any one of those persons.

(9) Where a director or former director of a body corporate discharges a liability under a registered order he is entitled to contribution from the other persons who were directors of the body corporate when the liability to which the order relates was incurred, or the offence to which the order relates was committed.

(10) Any moneys paid to or received by the clerk of the Adelaide Magistrates' Court in satisfaction in whole or in part of an order registered under this section shall be remitted forthwith to the clerk or other corresponding officer of the reciprocating court by which the order was made.

(11) A sum of money paid to or received by a clerk of a Court in this State from a reciprocating court in satisfaction in whole or in part of an order enforced by the reciprocating court shall be paid to or received by and applied by the clerk of the Court as if the sum had been paid to him by the body corporate by which the sum was payable in satisfaction in whole or in part of the order.

(12) The clerk of a court of summary jurisdiction shall, at the request of an officer employed in the administration of this Act, issue any request, certificate or other document that may be necessary under the law of another State or Territory of the Commonwealth for enforcement of an order, made under this Act against a body corporate, against directors of the body corporate in that State or Territory.

(13) In this section—

"corresponding law" means—

(*a*) the Road Maintenance (Contribution) Act, 1958, as amended from time to time or as re-enacted and amended from time to time, of New South Wales;

(*b*) Part II of the Commercial Goods Vehicles Act, 1958, as amended from time to time or as re-enacted and amended from time to time, of Victoria;

(*c*) the Roads (Contribution to Maintenance) Act of 1957, as amended from time to time or as re-enacted and amended from time to time of Queensland;

or

(*d*) the Road Maintenance (Contribution) Act, 1965, as amended from time to time or as re-enacted and amended from time to time of Western Australia:

"pecuniary sum" includes a fine and costs:

"reciprocating court" means a court that has jurisdiction to make an order for the payment of a pecuniary sum in pursuance of a corresponding law.

(14) This section does not apply where the order of the reciprocating court relates to—

(*a*) an offence committed before the commencement of the Road Maintenance (Contribution) Act Amendment Act, 1979;

or

(*b*) a liability incurred before the commencement of the Road Maintenance (Contribution) Act Amendment Act, 1979.

Amendment of principal Act, s. 13— Evidentiary provision.

6. Section 13 of the principal Act is amended—

(*a*) by striking out the passage "prosecution or proceedings for an offence against this Act in respect of any vehicle" and inserting in lieu thereof the passage "prosecution for an offence against this Act, or any other proceedings instituted in pursuance of this Act";

(*b*) by inserting after the word "stating" in paragraph (*a*) the passage "in respect of a vehicle";

(*c*) by striking out from subparagraph (ii) of paragraph (*a*) the passage "the records described therein" and inserting in lieu thereof the passage "records referred to therein and received by the Commissioner on a specified date or on specified dates,";

(*d*) by inserting in subparagraph (iii) of paragraph (*a*) after the passage "stated therein to have been made" the passage "on a specified date or on specified dates";

(*e*) by striking out from paragraph (*b*) the passage "the vehicle" first occurring and inserting in lieu thereof the passage "a vehicle";

(*f*) by striking out from paragraphs (*c*) and (*ca*) the passage "the motor vehicle or trailer" wherever it occurs and inserting in lieu thereof, in each case, the passage "a motor vehicle or trailer";

(*g*) by striking out from paragraph (*ca*) the passage "such motor vehicle or trailer" and inserting in lieu thereof the passage "a motor vehicle or trailer";

and

(*h*) by striking out from subparagraphs (i) and (ii) of paragraph (*e*) the passage "the vehicle" wherever it occurs and inserting in lieu thereof, in each case, the passage "a vehicle".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 27 of 1979

An Act to amend the Alsatian Dogs Act, 1934-1965.

[*Assented to 15th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Alsatian Dogs Act Amendment Act, 1979".

(2) The Alsatian Dogs Act, 1934-1965, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Alsatian Dogs Act, 1934-1979".

Amendment of principal Act, s. 3—Prohibition of keeping Alsatian dogs in certain parts of State.

2. Section 3 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "twenty dollars" and insert in lieu thereof the passage "two hundred dollars";

(*b*) by striking out from paragraph (*a*) of subsection (4) the passage "or the Garden Suburb";

(*c*) by inserting in paragraph (*b*) of subsection (4) after the passage "district council district" the passage "or any part thereof";

(*d*) by inserting in paragraph (*c*) of subsection (4) after the passage "district council district", twice occurring, in each case, the passage "or any part thereof";

and

(*e*) by inserting after subsection (4) the following subsections:—

(5) This Act shall not apply in relation to any Alsatian dog owned by, or being used for the purposes of, the Crown.

(6) This Act shall not apply in relation to any Alsatian dog while the dog is in the possession, or under the control, of a person within any part of the State to which this Act applies pursuant to, and in accordance with the conditions of, a permit granted under this section.

(7) The Minister, or any person appointed by the Minister, may grant a permit to any person who is travelling with an Alsatian dog authorizing that person, subject to such conditions as may be specified in the permit, to have the dog in his possession or under his control while he is travelling through the part of the State to which this Act applies.

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

3. Section 6 of the principal Act is amended by inserting in subsection (1) after the passage "or district", twice occurring, in each case, the passage "or part thereof".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 28 of 1979

An Act to make provision in relation to contracts entered into by minors; and for related purposes.

[*Assented to 15th March,* 1979]

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 "Minors Contracts (Miscellaneous Provisions) Act, 1979".

Commencement.

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

Interpretation.

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

"minor", in relation to a contract, includes a person who was, at the time of entering into the contract, a minor.

Contract that is unenforceable by reason of minority remains unenforceable unless ratified in writing.

4. Where a person has entered into a contract that is, by reason of his minority at the time of entering into the contract, unenforceable against him, the contract shall remain unenforceable against him unless it is ratified by him, in writing, on or after the day on which he attains his majority.

Guarantees.

5. (1) When a person (other than a minor) guarantees the performance by a minor of his obligations under a contract, the guarantee shall be enforceable against the guarantor to the same extent as if the minor had, before entering into the contract to which the guarantee relates, attained his majority.

(2) This section does not operate to render a guarantee enforceable if it would, apart from this section, be unenforceable otherwise than by reason of the minority of the person whose obligations are guaranteed.

Approval of minor's contract by court.

6. (1) A contract with a minor shall have effect as if the minor had, before entering into the contract, attained his majority if, before the contract was entered into by the minor, its terms were approved by a counrt.

(2) An application for the approval of a court in respect of the terms of a proposed contract may be made by—

(*a*) the minor, or his parent or guardian;

or

(*b*) any other party to the proposed contract.

(3) In this section—

"court" means—

(*a*) the Supreme Court;

or

(*b*) a local court of full jurisdiction.

Restitution of property to minor.

7. (1) Where—

(*a*) a person has avoided a contract on the ground of his minority;

and

(*b*) before the avoidance of the contract, property passed thereunder to some other contracting party,

a court may, on an application made by or on behalf of the minor, order restitution of that property.

(2) An order under this section—

(*a*) may be made on such terms and conditions as the court considers just;

and

(*b*) may be made notwithstanding that the minor has received some benefit under the contract, or that any other party to the contract has partly performed his obligations under the contract.

(3) In this section—

"court" means—

(*a*) the Supreme Court;

(*b*) where the value of the property in respect of which restitution is sought does not exceed the jurisdictional limit of a local court of full jurisdiction—a local court of full jurisdiction;

or

(*c*) where the value of the property in respect of which restitution is sought does not exceed the jurisdictional limit of a local court of limited jurisdiction—a local court of limited jurisdiction.

Appointment of agent to act on behalf of minor.

8. (1) A court may—

(*a*) on the application of a minor;

or

(*b*) on the application of a parent of guardian of a minor,

appoint a person to transact any specified business, or business of a specified class, or to execute any documents, on behalf of the minor.

(2) Where a person appointed to transact business on behalf of a minor under this section incurs any liabilities in the course of so doing those liabilities are enforceable against the minor.

(3) In this section—

"court" means—

(*a*) the Supreme Court;

or

(*b*) a local court of full jurisdiction.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 29 of 1979

An Act to amend the Water Resources Act, 1976.

[*Assented to 15th March,* 1979]

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 "Water Resources Act Amendment Act, 1979".

(2) The Water Resources Act, 1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Water Resources Act, 1976-1979".

Commencement.

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

Amendment of principal Act, s. 5—Interpretation.

3. Section 5 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the definition of "Proclaimed Watercourse" the following definition:—

"public authority" means—

(*a*) the Crown;

(*b*) any council, or any body corporate that is by virtue of any Act deemed to be, or vested with the powers of, a council, within the meaning of the Local Government Act, 1934-1978;

or

(*c*) any prescribed body corporate established by or under any Act:;

(*b*) by striking out from subsection (1) the definition of "surface waters";

and

(*c*) by striking out from subsection (1) the definitions of "watercourse" and "waters" and inserting in lieu thereof the following definitions:—

"watercourse" means—

(*a*) any river, stream or creek whether or not artificially improved or altered;

(*b*) any artificial channel that wholly or partially diverts a river, stream or creek from its natural course;

(*c*) any artificial channel that is vested in or under the control of a public authority;

(*d*) any lake, lagoon, swamp, marsh or spring whether or not artificially improved or altered;

or

(*e*) any reservoir or artificial lake or lagoon that is vested in or under the control of a public authority,

and in which water flows or is contained whether permanently, intermittently or occasionally,

together with the bed and banks thereof:

"waters" means—

(*a*) the water flowing or contained in any watercourse;

(*b*) any underground waters;

or

(*c*) such estuarine waters, waste waters or other waters as are for the time being declared by proclamation to be waters for the purposes of this Act:.

Amendment of principal Act, s. 29— Grant of licences.

4. Section 29 of the principal Act is amended by inserting in subsection (1) after the passage "the Minister may," the passage "of his own motion or".

Amendment of principal Act, s. 32— Suspension, etc., of licences.

5. Section 32 of the principal Act is amended by inserting after the passage "any term or condition of that licence" the passage "or any other licence under section 29 of this Act previously held by that holder during the period of twelve months immediately preceding the grant of that licence".

Amendment of principal Act, s. 43— Grant of licences to withdraw or use water from wells.

6. Section 43 of the principal Act is amended by inserting in subsection (1) after the passage "the Minister may," the passage "of his own motion or".

Amendment of principal Act, s. 45— Suspension, etc., of licences.

7. Section 45 of the principal Act is amended by inserting after the passage "any term or condition of that licence" the passage "or any other licence under that section previously held by that licence holder during the period of twelve months immediately preceding the grant of that licence".

8. Section 65 of the principal Act is amended by inserting after subsection (5) the following subsection:— Amendment of principal Act, s. 65— Proceedings before the Tribunal.

(6) Without limiting the generality of subsection (5) of this section, the Tribunal may, in any proceedings, receive in evidence any transcript of evidence in any other proceedings before the Tribunal and draw any conclusions of fact therefrom that it considers proper.

9. Section 79 of the principal Act is amended by inserting after paragraph (*b*) of subsection (2) the following paragraph:— Amendment of principal Act, s. 79— Regulations.

(*ba*) provide for and prescribe charges for diverting, withdrawing or taking a quantity of water exceeding that specified in the terms or conditions of a licence, and provide for the recovery of those charges;.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 30 of 1979

An Act to amend the South Australian Heritage Act, 1978.

[*Assented to 15th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "South Australian Heritage Act Amendment Act (No. 2), 1979".

(2) The South Australian Heritage Act, 1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Heritage Act, 1978-1979".

Enactment of ss. 19a and 19b of principal Act.

2. The following sections are enacted and inserted in the principal Act after section 19 thereof:—

Power of Corporation to borrow.

19a. (1) The Corporation may, with the consent of the Treasurer, borrow money from any person for the purpose of performing its functions under this Act.

(2) Any liability incurred with the consent of the Treasurer under subsection (1) of this section is hereby guaranteed by the Treasurer.

(3) Any liability incurred by the Treasurer under a guarantee arising by virtue of subsection (2) of this section shall be satisfied out of the General Revenue of the State which is hereby, to the necessary extent, appropriated accordingly.

Accounts and audit.

19b. (1) The Corporation shall cause proper accounts to be kept of its financial affairs.

(2) The Auditor-General may at any time, and shall at least once in each year, audit the accounts of the Corporation, and shall have and may exercise in respect of the moneys and accounts of the Corporation and the persons dealing therewith the powers that are vested in the Auditor-General by the Audit Act, 1925-1975, in respect of public accounts and accounting officers.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 31 of 1979

An Act to establish the North Haven Trust; to prescribe its powers and functions; to amend the North Haven Development Act, 1972; and for other purposes.

[*Assented to 15th March,* 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "North Haven Trust Act, 1979".

Commencement.

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

Arrangement.

3. This Act is arranged as follows:—

PART I—PRELIMINARY
PART II—ESTABLISHMENT OF TRUST
PART III—POWERS, FUNCTIONS AND RESPONSIBILITIES OF THE TRUST
PART IV—FINANCIAL PROVISIONS
PART V—MISCELLANEOUS.

Interpretation.

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

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

"the Indenture" means the Indenture referred to in the North Haven Development Act, 1972-1979:

"member" means a member of the Trust:

"the prescribed area" means—

(*a*) the area generally delineated in the first schedule to this Act, and more particularly described in the second schedule to this Act;

and

(*b*) any contiguous land that was, immediately before the commencement of this Act, vested in the Minister of Marine and is declared by regulation to constitute part of the prescribed area;

"the Trust" means the North Haven Trust established under this Act.

Amendment of North Haven Development Act, 1972.

5. (1) The North Haven Development Act, 1972, is amended as shown in the third schedule to this Act.

(2) The North Haven Development Act, 1972, as amended by this Act, may be cited as the "North Haven Development Act, 1972-1979".

PART II

ESTABLISHMENT OF TRUST

Establishment of Trust.

6. (1) There shall be a trust entitled the "North Haven Trust".

(2) The Trust shall be subject to the control and direction of the Minister.

(3) The Trust—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall be capable of suing and being sued;

and

(*c*) shall have the powers, duties, functions and authorities conferred, imposed or prescribed by or under this Act.

(4) An apparently genuine document purporting to bear the common seal of the Trust shall in any legal proceedings, in the absence of proof to the contrary, be deemed to have been duly executed by the Trust.

Terms and conditions of office.

7. (1) The Trust shall consist of five members appointed by the Governor of whom—

(*a*) three shall be appointed on the nomination of the Minister;

and

(*b*) two shall be appointed on the nomination of the Council.

(2) A member of the Trust shall be appointed for such term of office, not exceeding three years, and upon such conditions, as the Governor may determine and, upon the expiration of his term of office, shall be eligible for re-appointment.

(3) The Governor may appoint a person to be the deputy of a member of the Trust and that person may, in the absence of the member of whom he has been appointed a deputy, act as a member of the Trust.

(4) The Governor may remove a member of the Trust from office for—

(*a*) any breach of, or non-compliance with, the conditions of his appointment;

(*b*) mental or physical incapacity;

(*c*) neglect of duty;

or

(*d*) dishonourable conduct.

(5) The office of a member of the Trust shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice to the Minister;

or

(*d*) he is removed from office by the Governor pursuant to subsection (4) of this section.

(6) Upon the office of a member of the Trust becoming vacant, a person shall be appointed in accordance with this Act to the vacant office.

Remuneration of members.

8. The members of the Trust shall be entitled to receive such fees and allowances as may be determined by the Governor.

The Chairman.

9. (1) The Governor may from time to time appoint one of the members of the Trust to be the Chairman of the Trust.

(2) The Chairman shall, subject to this Act, hold office as such for a term not exceeding three years, specified in the instrument of his appointment, and shall, at the expiration of that term, be eligible for re-appointment.

(3) If at any time the Chairman ceases to be a member of the Trust he shall cease to be Chairman of the Trust.

Quorum, etc.

10. (1) Three members of the Trust shall constitute a quorum of the Trust.

(2) The Chairman of the Trust shall preside at a meeting of the Trust at which he is present and, in the absence of the Chairman from a meeting, the members present shall decide who is to preside at the meeting.

(3) A decision carried by a majority of the votes of the members of the Trust present at a meeting shall be a decision of the Trust.

(4) Each member of the Trust shall be entitled to one vote on a matter arising for determination by the Trust and the person presiding at the meeting of the Trust shall, in the event of an equality of votes, have a second or casting vote.

(5) The Trust shall cause accurate minutes to be kept of the business conducted at meetings of the Trust.

(6) Subject to this Act, the business of the Trust shall be conducted in a manner determined by the Trust.

Validity of acts of the Trust.

11. An act or proceeding of the Trust shall not be invalid by reason only of a vacancy in its membership and, notwithstanding the subsequent discovery of a defect in the appointment of a member, an act or proceeding of the Trust shall be as valid and effectual as if the member had been duly appointed.

Disclosure of interest.

12. (1) A member of the Trust who is in any way directly or indirectly interested in a contract, or proposed contract, made by, or in the contemplation of, the Trust—

(*a*) shall as soon as he becomes aware of the contract or proposed contract, disclose the nature of his interest to the Trust;

and

(*b*) shall not take part in any deliberations or decision of the Trust with respect to that contract.

Penalty: Five hundred dollars.

(2) Subsection (1) of this section does not apply in respect of an interest that exists only by virtue of the fact that a member is an employee of the Trust.

(3) Any disclosure made under this section shall be recorded in the minutes of the Trust.

(4) Where a member makes a disclosure of interest in respect of a contract or proposed contract in accordance with this section or his interest in a contract or proposed contract is not such as need be disclosed under this section—

(*a*) the contract is not liable to be avoided by the Trust on any ground arising from the fiduciary relationship between the member and the Trust;

and

(*b*) the member is not liable to account to the Trust for profits derived from the contract.

PART III

POWERS, FUNCTIONS AND RESPONSIBILITIES OF THE TRUST

Vesting of prescribed area in the Trust.

13. (1) The prescribed area shall vest in the Trust for an estate in fee simple freed and discharged from any trust or other interest.

(2) Subsection (1) of this section does not derogate from any of the duties or obligations of the Trust under the Indenture.

PART III

(3) For the purpose of giving effect to subsection (1) of this section—

(*a*) any certificate of title issued before the commencement of this Act in respect of any part of the prescribed area is cancelled and the Registrar-General shall make any necessary consequential entries or notations in the Register Book;

and

(*b*) upon application by the Trust to the Minister of Lands, and upon production of such plans and other documents as that Minister may require, the Governor shall issue a grant of the land comprised in the prescribed area, in fee simple, to the Trust.

(4) A grant of land made in pursuance of subsection (3) (*b*) of this section shall have effect as from the commencement of this Act.

(5) The prescribed area shall form part of the Hundred of Port Adelaide and the area of the Corporation of the City of Port Adelaide.

Functions of the Trust.

14. (1) The functions of the Trust are—

(*a*) to undertake or promote residential, recreational, commercial, marine and associated industrial development within the prescribed area;

and

(*b*) to provide services and manage facilities within the prescribed area for the benefit of the public or any section of the public.

(2) For the purpose of carrying out its functions, the Trust may—

(*a*) acquire, hold, deal with, and dispose of real and personal property;

(*b*) grant licences conferring rights to occupy or use any part of the prescribed area;

(*c*) develop and provide services, or arrange for the provision of services, within the prescribed area;

(*d*) enter into contracts or arrangements with any person or body of persons;

and

(*e*) make and recover charges in respect of services provided by the Trust.

Employees of the Trust.

15. (1) The Trust may, with the approval of the Minister, engage such employees as it thinks necessary for the purposes of this Act.

(2) An employee of the Trust shall be employed upon terms and conditions approved by the Minister.

(3) An employee of the Trust shall not, as such, be subject to the provisions of the Public Service Act, 1967-1978.

Trust may make use of services of public servants.

16. The Trust may, with the approval of the Minister administering any department of the Public Service of the State, make use of the services of officers of that department.

PART IV

FINANCIAL PROVISIONS

Power to borrow.

17. (1) The Trust may borrow money from the Treasurer or, with the consent of the Treasurer, from any other person.

(2) The Treasurer may upon such terms and conditions as he thinks fit guarantee the repayment on any moneys (together with interest thereon) borrowed by the Trust under this section.

(3) Any moneys required to be paid in satisfaction of a guarantee given pursuant to subsection (2) of this section shall be paid out of the General Revenue of the State which is hereby to the necessary extent appropriated accordingly.

Funds of the Trust.

18. (1) All moneys received by the Trust shall be paid into a fund and applied by the Trust for the performance of its functions.

(2) Such of the moneys of the Trust as are not immediately required by the Trust may be lodged on deposit with the Treasurer or invested in any other manner approved by the Treasurer.

(3) The Trust may establish such banking accounts as it thinks fit.

Budget.

19. (1) As soon as practicable after the commencement of this Act the Trust shall present to the Minister a budget showing its estimates of receipts and payments over the balance of the financial year within which the budget is presented and thereafter the Trust shall before the commencement of each succeeding financial year present to the Minister a budget showing its estimates of its receipts and payments for that succeeding financial year.

(2) The Trust may at any time present to the Minister a budget containing supplementary estimates of receipts and payments.

(3) The Minister may approve, with or without amendment, any budget or supplementary budget presented to him pursuant to subsection (1) or (2) of this section.

(4) The Trust shall not, without the consent of the Minister, make any expenditure that is not authorized by an approved budget.

(5) In this section—

"approved budget" means a budget that has been approved by the Minister.

Accounts.

20. (1) The Trust shall cause proper accounts to be kept of its financial affairs.

(2) The Auditor-General may at any time, and shall at least once in each year, audit the accounts of the Trust, and shall have and may exercise in respect of the moneys and accounts of the Trust and the persons dealing therewith the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in respect of public accounts and accounting officers.

PART V

PART V

MISCELLANEOUS

Applications of Harbors Act to the prescribed area.

21. (1) Subject to subsection (2) of this section, Part III of the Harbors Act, 1936-1978, does not apply in respect of the prescribed area.

(2) Any provision of Part III of the Harbors Act, 1936-1978, that is declared by regulation to apply to the prescribed area shall, with such modifications (if any) as may be prescribed in the regulation, apply in relation to the prescribed area as if it were a harbor.

Exemption from rates and taxes.

22. The Trust shall be exempt from—

(*a*) land tax payable under the Land Tax Act, 1936-1977;

(*b*) rates payable under the Local Government Act, 1934-1978;

(*c*) pay-roll tax payable under the Pay-roll Tax Act, 1971-1978;

(*d*) rates payable under the Waterworks Act, 1932-1978, or the Sewerage Act, 1929-1977;

and

(*e*) any other prescribed rate, tax, charge, levy or impost.

Annual report.

23. (1) The Trust shall, as soon as practicable after the end of each financial year, submit to the Minister, a report upon the conduct of the affairs of the Trust during that financial year, together with the audited statement of accounts of the Trust for that financial year.

(2) The Minister shall cause the report and audited statement of accounts of the Trust to be laid before each House of Parliament as soon as practicable after his receipt thereof.

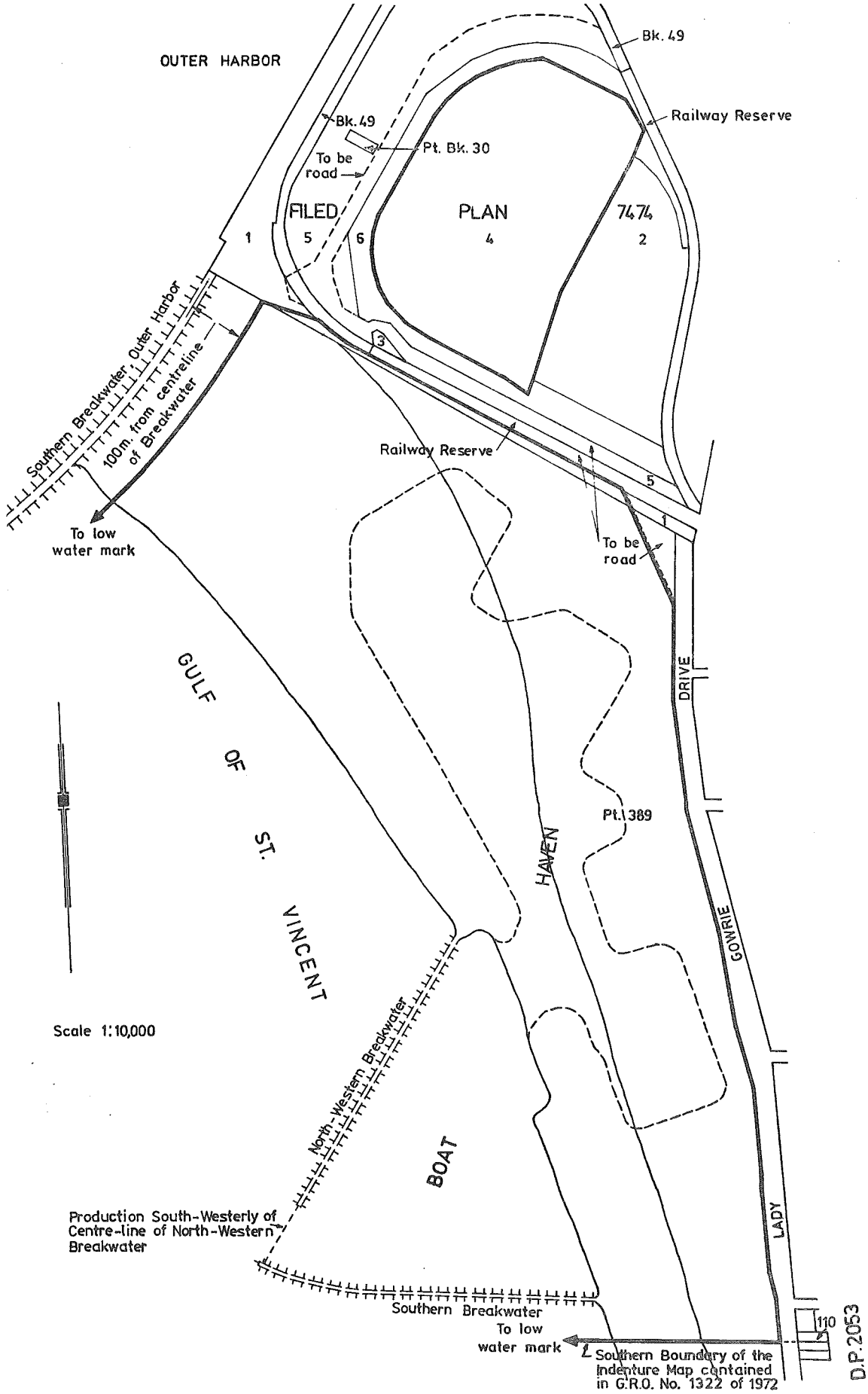
Summary proceedings.

24. Proceedings in respect of offences against this Act shall be disposed of summarily.

Regulations.

25. The Governor may make such regulations as are contemplated by this Act, or as are necessary or expedient for the purposes of this Act.

THE FIRST SCHEDULE



THE SECOND SCHEDULE

The prescribed area is comprised of—

(*a*) those portions of the State bounded as follows:—

Commencing at a point on the western boundary of Lady Gowrie Drive, being its intersection with the production westerly of the southern boundary of allotment 110 of Deposited Plan No. 2053; thence northerly along said western boundary of Lady Gowrie Drive (the eastern boundary of part section 389, hundred of Port Adelaide) to a point distant 122·27 metres southerly from the north-eastern corner of said part section 389, hundred of Port Adelaide; north-north-westerly at a western angle of 154° 55′ through part section 389 aforesaid and portion of allotment 1 of Filed Plan No. 7474, hundred of Port Adelaide to the south-western boundary of Railway Reserve (the proclamation of which was published in the *Government Gazette* of the 5th day of March, 1908 at page 406 and amended by proclamation published in the *Government Gazette* of the 1st day of April, 1926 at page 926); north-westerly along said south-western boundary of Railway Reserve; again north-westerly along south-western boundaries of block 49, hundred of Port Adelaide for a distance of 77·10 metres; westerly through portion of said allotment 1 of Filed Plan No. 7474 to a point on its south-western boundary distant 100·0 metres south-easterly from the intersection of said south-western boundary of allotment 1 of Filed Plan No. 7474 with the centre-line of the Southern Breakwater, Outer Harbor; generally south-westerly along a line 100·0 metres distant south-easterly from and parallel to the said centre-line of the Southern Breakwater, Outer Harbor to its intersection with Low Water Mark, Gulf of St. Vincent; generally south-easterly, south-westerly, easterly and southerly along said Low Water Mark, Gulf of St. Vincent to its intersection with a southern boundary of the Indenture Map contained in General Registry Office Plan No. 1332 of 1972; thence easterly along latter boundary to the point of commencement; and including all the land within the boat haven bounded on its seaward extremity by the production south-westerly of the centre line of the north-western breakwater to its intersection with the centre-line of the southern breakwater.

(*b*) Allotment 4 of Filed Plan No. 7474, hundred of Port Adelaide.

THE THIRD SCHEDULE

The North Haven Development Act, 1972, is amended as follows:—

a) by inserting in subsection (1) of section 3 after the definition of "the Society" the following definition:—

"the Trust" means the North Haven Trust.;

(*b*) by inserting after section 27 the following section:—

Interpretation of clause 16 (1)-(4) of the Indenture after commencement of North Haven Trust Act, 1979.

28. As from the commencement of the North Haven Trust Act, 1979, references to the Minister in subclauses (1), (2), (3) and (4) of clause 16 of the Indenture shall be read and construed as references to the Trust.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 32 of 1979

An Act to amend the Unauthorized Documents Act, 1916.

[*Assented to 15th March,* 1979]

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 "Unauthorized Documents Act Amendment Act, 1979".

(2) The Unauthorized Documents Act, 1916, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Unauthorized Documents Act, 1916-1979".

Enactment of s. 3a of principal Act.

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

State Badge and other emblems of the State.

3a. (1) Any person who, without the permission of the Minister—

(*a*) prints, publishes or manufactures;

or

(*b*) causes to be printed, published or manufactured,

any document, material or object incorporating, depicting or in the form of, a prescribed emblem—

(*c*) for any commercial purpose;

and

(*d*) in such a manner as to suggest that the document, material or object has official significance,

shall be guilty of an offence.

(2) In this section—

"prescribed emblem" means an emblem declared by regulation to be—

(*a*) a State Badge;

or

(*b*) an official emblem of the State,

and includes any other emblem that is so similar to an emblem so declared that it could readily be mistaken for such an emblem.

(3) The Governor may, by regulation, declare any emblem described, depicted or referred to in the regulation to be—

(*a*) a State Badge;

or

(*b*) an official emblem of the State.

(4) This section shall not prevent or derogate from the continued use of the Royal Arms in accordance with any law or any established custom or usage.

Amendment of principal Act, s. 8— Penalty.

3. Section 8 of the principal Act is amended by striking out the passage "fifty pounds" and inserting in lieu thereof the passage "five hundred dollars".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 33 of 1979

An Act to establish a fund from which the costs of certain litigation may be defrayed; and for other purposes.

[*Assented to 15th March,* 1979]

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 "Appeal Costs Fund Act, 1979".

Commencement.

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

Interpretation.

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

"appeal" means—

(*a*) an appeal to an appellate court;

(*b*) a motion for a new trial;

or

(*c*) any other proceedings before an appellate court in the nature of an appeal (including any such proceedings founded upon a prerogative writ):

"appellate action" means—

(*a*) an appeal from the decision of a court or tribunal;

or

(*b*) a case stated, or a question of law reserved, by a court or tribunal for the opinion or determination of an appellate court:

"appellate court" means—

(*a*) the High Court of Australia;

(*b*) the Supreme Court of South Australia;

(*c*) the Industrial Court of South Australia;

or

(*d*) a local court of full jurisdiction:

"costs" of a party to proceedings includes—

(*a*) costs of any other party to the proceedings that that party has been ordered to pay;

and

(*b*) the costs of an application for an indemnity certificate:

"court" means—

(*a*) the Supreme Court of South Australia;

(*b*) the Industrial Court, or the Industrial Commission, of South Australia;

(*c*) a local court;

(*d*) a district criminal court;

(*e*) a court of summary jurisdiction;

or

(*f*) the Children's Court of South Australia:

"court fees" means any fees payable to a court in respect of the initiation of proceedings, the taking of any step in proceedings, the filing of any document, the issue of process, or any other prescribed matter:

"indemnity certificate" means a certificate granted in pursuance of this Act.

"tribunal" means any body, by which judicial or administrative powers are exercisable, constituted by Act of the Parliament of the State.

Establishment of fund.

4. (1) For the purposes of this Act, there shall be a fund entitled the "Appeal Costs Fund".

(2) The fund shall consist of—

(*a*) money paid into the fund in pursuance of this Act;

and

(*b*) income and accretions realized from investment of the fund under this section.

(3) The fund shall be vested in the Crown and administered by the Attorney-General.

(4) The Attorney-General may invest moneys standing to the credit of the fund in any manner approved by the Treasurer.

(5) If in the opinion of the Attorney-General the amount of the fund at any time exceeds the amount reasonably required for the purposes of this Act, he may with the concurrence of the Treasurer, apply the excess for any of the following purposes:—

(*a*) providing legal assistance;

(*b*) funding research with a view to reform of the law;

or

(*c*) any other purpose approved by the Attorney-General with the concurrence of the Treasurer.

Accounts and audit.

5. (1) The Attorney-General shall cause proper accounts to be kept in relation to the fund.

(2) The Auditor-General may at any time, and shall at least once in each financial year, audit the accounts of the fund.

(3) For the purposes of the audit, the Auditor-General shall have, and may exercise, in relation to the accounts of the fund, and the officers concerned in the administration of the fund, the same powers as are vested by the Audit Act, 1921-1975, in the Auditor-General in relation to public accounts and accounting officers.

Payment of moneys into fund.

6. (1) The Treasurer shall pay into the fund, at times determined by the Attorney-General, an amount equal to—

(*a*) the prescribed percentage of the revenue derived during a period specified by the Attorney-General from payment or partial payment of court fees;

and

(*b*) the prescribed percentage of the revenue derived during a period specified by the Attorney-General from payment or partial payment of fines.

(2) The Attorney-General may, by notice published in the *Gazette*, exempt any revenue derived from court fees or fines of a class specified in the notice, from the operation of subsection (1) of this section.

Costs.

7. (1) Where an appeal upon a question of law succeeds, a certificate may be granted to any party to the appeal certifying that his taxed costs (including costs relating to any previous appellate action before an inferior appellate court) are, to an extent specified in the certificate, payable from the fund.

(2) Where—

(*a*) a case is stated by a court or tribunal for the opinion of an appellate court;

or

(*b*) a question of law is reserved by a court or tribunal for the determination of an appellate court,

then, upon the determination of the proceedings, a certificate may be granted to any party to the proceedings certifying that his taxed costs are, to an extent specified in the certificate, payable from the fund.

(3) A certificate may be granted under subsection (1) or subsection (2) of this section—

(*a*) by the appellate court by which the appeal or other proceedings were determined;

or

(*b*) by the Supreme Court.

(4) The total amount that may be certified as payable from the fund in respect of an appellate action and all previous appellate actions arising from the same proceedings shall not exceed five thousand dollars.

(5) For the purposes of this section, two or more appellate actions that are consolidated, shall for the purposes of this section be deemed to constitute a single appellate action.

(6) Where an indemnity certificate is granted under this section upon determination of an appellate action, and an appeal is commenced, or leave to appeal is sought, against the decision of the appellate court, the indemnity certificate shall by force of this section be cancelled but it shall revive—

(*a*) if the appeal, or the application for leave to appeal, is withdrawn or lapses;

or

(*b*) if the application for leave to appeal is refused.

Grant of indemnity certificate by court of first instance.

8. (1) Where—

(*a*) any civil or criminal proceedings commenced before a court are rendered abortive by the death, retirement or illness of the judge before whom they were commenced;

(*b*) a court before which criminal proceedings have been commenced discontinues the hearing of those proceedings by reason of a default on the part of the counsel or solicitor for the Crown and costs are not awarded against the Crown;

(*c*) a court before which civil or criminal proceedings have been commenced discontinues the hearing of those proceedings for a reason that is not attributable to the act or default of any party to the proceedings, or of the counsel or solicitor of any party to the proceedings;

or

(*d*) a court refuses to sanction the compromise of an action brought on behalf of an infant plaintiff, and on trial of the action the amount recovered by the plaintiff does not exceed the amount that the defendant had offered to pay under the compromise,

the court before which the proceedings were commenced may certify that the taxed costs of any party to the proceedings are, to an extent specified in the certificate, payable from the fund.

(2) A certificate shall not be granted in respect of the proceedings referred to in paragraph (*a*), (*b*) or (*c*) of subsection (1) of this section unless there is a subsequent trial of the proceedings.

(3) The total amount that may be certified as payable from the fund in respect of any proceedings under this section shall not exceed five thousand dollars.

Grant or refusal of indemnity certificate to be at discretion of court.

9. The grant or refusal of an indemnity certificate lies in the discretion of the court to which the application is made, and no appeal lies from the grant or refusal of an indemnity certificate.

Indemnity certificate not to be issued in certain cases.

10. (1) No indemnity certificate shall be granted under this Act in respect of—

(*a*) proceedings commenced before the commencement of this Act;

or

(*b*) any appellate action arising from any such proceedings.

(2) No indemnity certificate shall be granted in favour of the Crown.

Payment from the fund.

11. (1) The Attorney-General shall on or before the thirtieth day of June, and the thirty-first day of December, in every year pay from the fund any amounts certified as payable from the fund by indemnity certificates lodged with him not less than six weeks beforehand.

(2) Where the amount in the fund is not sufficient to cover the total amount for which the certificates mentioned in subsection (1) of this section have been granted, the amount of the fund shall be divided between the various claimants in proportion to the amounts of their respective claims.

Regulations.

12. The Governor may make such regulations as are contemplated by this Act, or as are necessary or expedient for the purposes of this Act.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 34 of 1979

An Act to amend the South Australian Theatre Company Act, 1972.

[*Assented to 15th March,* 1979]

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 Theatre Company Act Amendment Act, 1979".

(2) The South Australian Theatre Company Act, 1972, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "State Theatre Company of South Australia Act, 1972-1979".

Commencement.

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

Amendment of principal Act, s. 3—Division of Act.

3. Section 3 of the principal Act is amended by striking out the item:

PART IV—THE COMPANY OF PLAYERS

Amendment of principal Act, s. 4—Interpretation.

4. Section 4 of the principal Act is amended—

(*a*) by striking out the definition of "the Company" and inserting in lieu thereof the following definition:—

"the Company" means the State Theatre Company of South Australia: ;

and

(*b*) by striking out the definition of "the company of players".

Amendment of principal Act, s. 5—The Company.

5. Section 5 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) There shall be a body entitled the "State Theatre Company of South Australia".

Amendment of principal Act, s. 6— The Board of Governors.

6. Section 6 of the principal Act is amended—

(*a*) by striking out paragraphs (*b*) and (*c*) of subsection (2) and inserting in lieu thereof the following paragraphs:—

(*b*) of whom two shall be subscribers elected, in accordance with this Act, by the subscribers;

and

(*c*) of whom one shall be an employee of the Company elected, in accordance with this Act, by the employees of the Company.;

(*b*) by striking out subsections (4) and (5).

and

(*c*) by striking out subsections (7), (8) and (9) and inserting in lieu thereof the following subsections:—

(7) A governor elected by subscribers shall, subject to this Act, hold office as such until the conclusion of the next election (not being a by-election) of governors by the subscribers.

(8) Where a casual vacancy occurs in the office of a governor elected by the subscribers and there is not to be an election under subsection (9) of this section within six months of the occurrence of the vacancy, a governor shall be elected by the subscribers, at a by-election, to fill the vacancy.

(9) Where a period determined by the Board of not less than two years and not more than two years and six months has elapsed since the last election (not being a by-election) of governors by the subscribers, an election of governors by the subscribers shall be held.

(10) A governor elected by the employees of the Company shall, subject to this Act, hold office as such until the next election of a governor by the employees.

(11) Where—

(*a*) a casual vacancy occurs in the office of the governor elected by the employees of the Company;

or

(*b*) a period determined by the Board of not less than twelve months and not more than eighteen months has elapsed since the last election of a governor by the employees of the Company,

an election of a governor by the employees of the Company shall be held.

(12) An appointed governor shall, subject to this Act, be eligible for re-appointment and an elected governor shall, subject to this Act, be eligible for re-election.

Amendment of principal Act, s. 9—Casual vacancies.

7. Section 9 of the principal Act is amended—

(*a*) by inserting after paragraph (*e*) the following paragraph:—

(*ea*) being a governor elected by subscribers, he ceases to be a subscriber; ;

and

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

(*f*) being a governor elected by the employees of the Company, he ceases to be an employee of the Company; .

Repeal of s. 16 of principal Act and enactment of section in its place.

8. Section 16 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Declaration of interest.

16. (1) A governor who has any direct or indirect financial interest in a contract, or proposed contract, made by, or in contemplation of, the Company—

(*a*) shall, as soon as he becomes aware of the contract or proposed contract, disclose the nature of his interest to the secretary of the Board;

and

(*b*) shall not take part in any deliberations or decision of the Board with respect to that contract.

Penalty: Five hundred dollars.

(2) Subsection (1) of this section does not apply in respect of a financial interest that exists only by virtue of the fact—

(*a*) that the governor is an employee of the Company;

(*b*) that the governor is a subscriber;

or

(*c*) that the governor has contracted or may contract with the Company to attend Company performances.

(3) Where a governor discloses a financial interest in a contract or proposed contract in accordance with this section, or his financial interest in a contract or proposed contract is not such as need be disclosed under this section—

(*a*) the contract is not liable to be avoided by the Company on any ground arising from the fiduciary relationship between the governor and the Company;

and

(*b*) the governor is not liable to account to the Company for profits derived from the contract.

Amendment of principal Act, s. 18— Objects, powers, etc., of Company.

9. Section 18 of the principal Act is amended by inserting after paragraph (*e*) of subsection (1) the following paragraph:—

(*ea*) establish and maintain a collection of objects of public interest relating to the past and present practice of the performing arts in this State and, for that purpose, purchase, hire, accept by way of gift or loan, or otherwise acquire any such objects;.

Repeal of Part IV of principal Act.

10. Part IV of the principal Act is repealed.

Amendment of principal Act, s. 34— Regulations.

11. Section 34 of the principal Act is amended by striking out paragraphs (*b*) and (*c*) of subsection (2) and inserting in lieu thereof the following paragraphs:—

(*b*) prescribe the manner in which persons become, and cease to be, subscribers to the Company, provide for the payment of subscriptions by the subscribers, and make any other provision in relation to the rights and obligations of the subscribers;

(*c*) provide for the holding of elections and by-elections for the purposes of this Act; .

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 35 of 1979

An Act to amend the South Australian Gas Company's Act, 1861-1975.

[*Assented to 15th March,* 1979]

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, 1979".

(2) The South Australian Gas Company's Act, 1861-1975, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Gas Company's Act, 1861-1979".

Enactment of s. 5a of principal Act.

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

Limitation of the size of shareholdings that may be held by individual shareholders or groups of associated shareholders.

5a. (1) No shareholder, and no group of associated shareholders, of the Company is entitled to hold more than five per centum, or such greater percentage as may be prescribed, of the shares of the Company.

(2) For the purposes of this section—

(*a*) where one or more shareholders are associates of any other shareholder for the purposes of the Companies Act, 1962-1974, those shareholders and the shareholder of whom they are associates constitute a group of associated shareholders;

(*b*) where two or more shareholders are for the purposes of the Companies Act, 1962-1974, associates of a person who is not a shareholder, those shareholders constitute a group of associated shareholders;

and

(*c*) where two or more shareholders are, in the opinion of the directors, likely to act in concert with a view to taking control of the Company, or otherwise against the public interest, those shareholders constitute a group of associated shareholders.

(3) A resolution of the directors of the Company declaring that two or more shareholders constitute a group of associated shareholders shall—

(*a*) be accepted at any meeting of the shareholders of the Company as conclusive proof that those shareholders constitute a group of associated shareholders;

and

(*b*) be accepted in any legal proceedings, in the absence of proof to the contrary, as proof that those shareholders constitute a group of associated shareholders.

(4) Notwithstanding any other provision of this Act or any other Act, but subject to subsection (5) of this section, at a meeting of shareholders of the Company a shareholder shall be entitled to cast votes upon any question arising for decision by the shareholders according to the following scale:—

(*a*) if he holds less than 50 shares, he shall not have any vote;

(*b*) if he holds 50 or more shares but less than 200 shares, he shall have one vote;

(*c*) if he holds 200 or more shares but less than 500 shares, he shall have two votes;

(*d*) if he holds 500 or more shares but less than 1 000 shares, he shall have three votes;

(*e*) if he holds 1 000 or more shares but less than 2 000 shares, he shall have four votes;

and

(*f*) if he holds 2 000 or more shares he shall have five votes.

(5) A group of associated shareholders shall be regarded as a single shareholder for the purposes of subsection (4) of this section.

(6) The directors or the secretary of the Company may, before a transfer of shares in the Company is registered, require the transferee to make a statutory declaration to the effect that, if the transfer were registered, neither he nor any group of associated shareholders of which he is, or would become, a member, would hold more shares of the Company than the maximum number permissible under this section.

(7) If a transferee of shares in the Company fails to comply with a requirement under subsection (6) of this section, the Company may refuse to register the transfer.

(8) The directors or the secretary of the Company may, by notice in writing served personally or by post upon any shareholder, require him to furnish information specified in the notice (and to verify the information by statutory declaration) for the purpose of enabling the directors to determine whether the shareholder is a member of a group of associated shareholders and, if so, the membership of the group.

(9) If a shareholder fails to furnish within the time allowed in a notice under subsection (8) of this section the information required by the notice, verified as required in the notice, the shareholder shall not be entitled to exercise any voting rights attached to his shares while he remains in default.

(10) Where a shareholder, or a group of associated shareholders, holds more shares than the maximum number permissible under this section, the Minister may, by notice in writing served personally or by post upon that shareholder, or any member of the group, require him to sell or dispose of such number of his shares as may be specified in the notice.

(11) If a shareholder fails to comply with a requirement under subsection (10) of this section within the time allowed in the notice (which must be a period of no less than six months from the date of the notice) the shares of that shareholder shall, by force of this subsection, be forfeited to the Crown.

(12) Any shares forfeited under subsection (11) of this section shall be sold by the Registrar of Companies.

(13) Any moneys realized from the sale of forfeited shares under subsection (12) of this section shall, after deduction of the reasonable costs of the forfeiture and sale, be paid to the shareholder from whom the shares were forfeited.

(14) The Governor may, by regulation, fix a percentage for the purposes of subsection (1) of this section.

Amendment of S.A. Gas Company Act.

3. (1) Section 18 of the South Australian Gas Company's Act, 1861, is repealed.

(2) Section 4 of the South Australian Gas Company Amendment Act, 1874, is repealed.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 36 of 1979

An Act to amend the Highways Act, 1926-1975.

[*Assented to 15th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Highways Act Amendment Act, 1979".

(2) The Highways Act, 1926-1975, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Highways Act, 1926-1979".

Enactment of s. 12a of principal Act.

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

Delegation of powers, etc., by Commissioner.

12a. (1) The Commissioner may, by instrument in writing, delegate any of his powers or functions under this Act to any officer of the Department.

(2) A delegation under subsection (1) of this section—

(*a*) is revocable at will;

and

(*b*) shall not prevent the Commissioner from acting personally in any matter.

(3) Where at any time before the commencement of the Highways Act Amendment Act, 1979, the Commissioner conferred, or purported to confer, upon any other person an authority to act on the Commissioner's behalf, that authority shall be deemed to have been lawfully conferred.

Repeal of s. 13 of principal Act and enactment of section in its place.

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

Deputy Commissioner.

13. (1) There shall be a Deputy Commissioner of Highways.

(2) The Deputy Commissioner shall be appointed under, and shall hold office subject to, the Public Service Act, 1967-1978.

(3) The Deputy Commissioner may, in addition to his other duties of office, act on behalf of the Commissioner at any time when the Commissioner is absent, or is unable to perform the duties of his office, and, for that purpose, the Deputy Commissioner may exercise any of the powers, discharge any of the duties, or perform any of the functions, vested in or imposed upon the Commissioner under this Act.

Amendment of principal Act, s. 20—General powers of the Commissioner.

4. Section 20 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (1) the passage "subject to subsection (3) of this section, with the consent of the Governor" and inserting in lieu thereof the passage "subject to the approval of the Minister";

and

(*b*) by striking out from subsection (3) the passage "consent of the Governor" and inserting in lieu thereof the passage "approval of the Minister".

Enactment of s. 26e of principal Act.

5. The following section is enacted and inserted in the principal Act after section 26d thereof:—

Removal of vehicles causing obstruction or danger.

26e. (1) If a vehicle is left unattended on the road known as the South-Eastern Freeway—

(*a*) for a period of twenty-four hours or more;

or

(*b*) in a position that is likely to obstruct traffic or is likely to cause injury or damage to any person or property on the road,

any officer authorized by the Commissioner may remove that vehicle to a convenient place, and for that purpose may enter the vehicle and drive it or arrange for it to be lifted, towed or driven.

(2) As soon as practicable after removal of the vehicle, the Commissioner shall give written notice of the removal, and of the place to which the vehicle was removed, to the owner of the vehicle.

(3) A notice under subsection (2) of this section shall be given—

(*a*) by serving the notice personally or by post on the owner of the vehicle;

or

(*b*) if the identity or whereabouts of the owner has not, after reasonable inquiry, been ascertained—by publication of the notice in two daily newspapers circulating generally in the State.

(4) If the owner of the vehicle does not, within one month after the notice is given, pay all expenses in connection with the removal, custody, and maintenance of the vehicle, and of serving or advertising the notice, and take possession of the vehicle, the Commissioner may sell the vehicle and apply the proceeds as follows:—

(*a*) firstly, in payment of the costs of and incidental to the sale;

(*b*) secondly, in payment of the costs of and incidental to—

(i) the removal, custody, and maintenance of the vehicle; and

(ii) the service or advertisement of the notice under this section;

(*c*) thirdly, in payment of the balance to the owner.

(5) If, after reasonable inquiry, the owner cannot be found, the balance shall be paid into the Highways Fund.

(6) Where the Commissioner is of the opinion that, due to the age or state of disrepair of the vehicle, it is not practicable to sell the vehicle, the Commissioner may dispose of it in any manner that he thinks fit.

(7) The owner of the vehicle shall be liable to the Commissioner for any expenses incurred by the Commissioner in the removal, custody, maintenance, sale or attempted sale, or otherwise in the disposal, of the vehicle under this section and the Commissioner may recover so much of those expenses as have not been satisfied by any proceeds from the sale of the vehicle as a debt due to him.

Amendment of principal Act, s. 27ab—Effect of proclamation under s. 27aa.

6. Section 27ab of the principal Act is amended by inserting in subsection (1) after the passage "any fiction of law" the passage "(other than any easement specified in the proclamation)".

Enactment of ss. 27ad, 27ae and 27af of principal Act.

7. The following sections are enacted and inserted in the principal Act after section 27ac thereof:—

Consolidation of certificates of title to be issued.

27ad. Where the Commissioner proposes to transfer an interest in land comprising a road closed pursuant to this Act to a registered proprietor of contiguous land, then, subject to any direction of the Minister, the following provisions shall apply:—

(*a*) the Commissioner shall give a certificate to the Registrar-General that the land is to be vested in the registered proprietor, and if the land is to be subject to any easement, the certificate shall describe the easement;

(*b*) in lieu of a certificate of title being issued for the land comprised in the closed road, the Registrar-General may, upon the production of such surveys, duplicate certificates of title and other documents as he may require, issue a certificate of title comprising the contiguous land and the land comprised in the closed road and make such consequential alterations in the register book as may be necessary or expedient;

(*c*) every certificate of title so issued shall be expressed to be subject, and the land therein described shall be subject, to such encumbrances, liens, interests, easements, and trusts as were shown by the certificate of title for the contiguous land immediately prior to its consolidation and by the certificate given by the Commissioner;

(*d*) those easements that are appurtenant to the contiguous land shall be appurtenant to the land comprised in the certificate of title and the certificate of title shall be appropriately endorsed by the Registrar-General.

Consolidation of existing titles to closed roads.

27ae. (1) The registered proprietor of land comprising a road closed pursuant to this Act who is also the registered proprietor of any land contiguous to the closed road may apply to the Registrar-General for the issue of a certificate of title comprising the contiguous land and the land in the closed road, and the Registrar-General may, upon production of such surveys, duplicate certificates of title and other documents as he may require, issue such a certificate and make such consequential alterations in the register book as may be necessary or expedient.

(2) Where a certificate of title is issued under subsection (1) of this section—

(*a*) the certificate of title so issued shall be expressed to be subject, and the land therein described shall be subject, to such encumbrances, liens, interests, easements, and trusts as were shown by the certificate of title for the contiguous land immediately prior to its consolidation and by the certificate given by the Commissioner;

and

(*b*) those easements that are appurtenant to the contiguous land shall be appurtenant to the land comprised in the certificate of title and the certificate of title shall be appropriately endorsed by the Registrar-General.

Merger of land comprising consolidated titles.

27af. If any consolidation of title is effected pursuant to this Act, the land comprised in the closed road shall, for the purpose of the public records of the State, be deemed to be merged with and have the same identity as the contiguous land with which it is consolidated.

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

8. (1) Section 32 of the principal Act is amended by striking out paragraph (*l*) of subsection (1) and inserting in lieu thereof the following paragraph:—

(*l*) in—

(i) allocating, at regular intervals, for the purposes of road safety services provided otherwise than by the Police Department, an amount equal to one-sixth of the fees received by the Registrar of Motor Vehicles during those intervals for the issue of driver's licences in respect of which the full licence fee has been paid;

and

(ii) paying to the Treasurer from the moneys so allocated, such amounts as the Treasurer certifies have been lawfully expended in, or in connection with, the provision of those road safety services;.

(2) Section 32 of the principal Act is amended by striking out paragraphs (*m*), (*n*) and (*o*) of subsection (1) and inserting in lieu thereof the following paragraphs:—

(*m*) in—

(i) allocating, at regular intervals, for the purposes of road safety services provided by the Police Department, an amount equal to six per centum of the fees received by the Registrar of Motor Vehicles during those intervals by way of motor vehicle registration fees;

and

(ii) paying to the Treasurer from the moneys so allocated, such amounts as the Treasurer certifies have been lawfully expended on, or in connection with, the provision of those road safety services;

(*n*) in defraying the cost of the provision or operation of any ferry service or sea transport service operated under this Act and works ancillary thereto;

(*o*) in defraying the cost of installing, maintaining, altering, operating or removing any traffic control devices that the Commissioner is authorized or required by the Road Traffic Act, 1961-1976, to install, maintain, alter, operate or remove;

and

(*p*) in defraying the administrative cost of any function carried out by the Commissioner, otherwise than under this Act, with the approval of the Minister.

(3) Subsection (1) of this section shall be deemed to have come into operation on the first day of July, 1976.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 37 of 1979

An Act to amend the Legal Services Commission Act, 1977.

[*Assented to 15th March,* 1979]

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 "Legal Services Commission Act Amendment Act, 1979".

(2) The Legal Services Commission Act, 1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Legal Services Commission Act, 1977-1979".

Commencement.

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

Amendment of principal Act, s. 5—Interpretation.

3. Section 5 of the principal Act is amended by inserting after the definition of "the amended Act" the following definition:—

"the appointed day" means a day fixed by the Attorney-General, by notice published in the *Gazette*, as the appointed day for the purposes of this Act:.

Amendment of principal Act, s. 6—Constitution of Legal Services Commission.

4. Section 6 of the principal Act is amended—

(*a*) by striking out paragraph (*f*) of subsection (4) and the word "and" immediately preceding that paragraph and inserting in lieu thereof the following paragraphs:—

(*f*) one shall be an employee of the Commission appointed by the Governor on the nomination of the employees of the Commission;

and

(*g*) one shall be the Director.;

and

(*b*) by inserting after subsection (4) the following subsection:—

(5) The Governor may, on the nomination of the Attorney-General for the Commonwealth, appoint a person or persons to be a deputy or deputies of the member appointed on the nomination of the Attorney-General for the Commonwealth and a deputy of that member (or where there is more than one deputy of that member, one of those deputies) may act as a member of the Commission in the absence of that member.

5. Section 7 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:— Amendment of principal Act, s. 7— Terms and conditions of office.

(1) Subject to this Act, an appointed member of the Commission shall hold office for a term of three years, and at the expiration of his term of office shall be eligible for re-appointment.

6. Section 10 of the principal Act is amended— Amendment of principal Act, s. 10— Functions of the Commission.

(*a*) by inserting after the word "States" in paragraph (*h*) of subsection (1) the passage "and Territories";

and

(*b*) by inserting after paragraph (*h*) of subsection (1) the following paragraphs:—

(*ha*) co-operate with the Legal Aid Commission of the Commonwealth and provide it with such statistical and other information as it may reasonably require;

(*hb*) where it is practicable and appropriate to do so, make use of the services of interpreters, marriage guidance counsellors and social workers for the benefit of assisted persons;.

7. Section 11 of the principal Act is amended— Amendment of principal Act, s. 11— Principles upon which Commission operates.

(*a*) by striking out from paragraph (*c*) the passage "take into account" and inserting in lieu thereof the passage "have regard to";

and

(*b*) by striking out subparagraph (iv) of paragraph (*d*) and inserting in lieu thereof the following subparagraph:—

(iv) the desirability of enabling legal practitioners employed by the Commission to utilize and develop their expertise and maintain their professional standards by conducting litigation and doing other kinds of professional legal work.

8. Section 15 of the principal Act is amended— Amendment of principal Act, s. 15— Employment of legal practitioners by the Commission.

(*a*) by striking out from subsection (3) the passage "subsection (4) of";

and

(*b*) by inserting after subsection (4) the following subsections:—

(5) Where, in accordance with the terms of an agreement or arrangement between the State and the Commonwealth, a Commonwealth employee accepts before the appointed day an offer of employment with the Commission, that Commonwealth employee shall, on the appointed day, become an employee of the Commission.

(6) Where a Commonwealth employee becomes an employee of the Commission pursuant to subsection (5) of this section he shall, to the extent provided for under an agreement or arrangement between the State and the Commonwealth, retain his existing and accruing rights and for the purpose of determining those rights his service as a Commonwealth employee shall, to the extent and in the manner provided for under that agreement or arrangement, be taken into account as if it were service with the Commission.

(7) In this section—

"Commonwealth employee" means a person who—

(*a*) is employed on a permanent basis in the Australian Public Service constituted under the provisions of the *Public Service Act* 1922-1975 of the Parliament of the Commonwealth;

and

(*b*) performs duties in the Australian Legal Aid Office in a position located in the State.

(8) The Commission—

(*a*) shall, where it is practicable to do so, make reciprocal arrangements with other bodies providing legal assistance;

and

(*b*) may make reciprocal arrangements with other bodies,

for the purpose of facilitating the transfer of staff between the Commission and those bodies.

Amendment of principal Act, s. 17— Application for legal assistance.

9. Section 17 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "An application" and inserting in lieu thereof the passage "Subject to subsection (2) of this section, an application";

and

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) An application for legal assistance may be made without formality or verification—

(*a*) where the application is of a class exempted by the Commission from the provisions of subsection (1) of this section;

or

(*b*) where the Director considers the matter to which the application relates to be of a minor nature and waives compliance with subsection (1) of this section.

10. Section 19 of the principal Act is amended— Amendment of principal Act, s. 19—

(*a*) by striking out subsection (2) and inserting in lieu thereof the following subsection:— Payment of legal costs to practitioners providing legal assistance who are not employees of the Commission.

(2) The Director shall determine, in accordance with principles laid down by the Commission after consultation with the Law Society, the legal costs appropriate to professional legal work performed by legal practitioners assigned to provide legal assistance for assisted persons.;

and

(*b*) by inserting after subsection (6) the following subsection:—

(7) The Commission may, instead of remunerating legal practitioners in accordance with the foregoing provisions of this section—

(*a*) remunerate them by way of lump sum payments fixed in relation to the various categories of professional legal work;

or

(*b*) remunerate them upon any other basis determined by the Commission after consultation with the Law Society.

11. Section 23 of the principal Act is amended by inserting after the passage "as legal costs" in paragraph (*c*) of subsection (1) the passage ", or on account of legal costs,". Amendment of principal Act, s. 23— The Legal Services Fund.

12. Section 24 of the principal Act is amended by inserting after the passage "any moneys" in subsection (3) the passage "required to satisfy any liability of the Treasurer". Amendment of principal Act, s. 24— Power to borrow with approval of Treasurer.

13. Section 26 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 26 of principal Act and enactment of section in its place.

26. (1) The provisions of Divisions I and II of Part IV of the Legal Practitioners Act, 1936-1977, and of the rules and regulations under those Divisions, shall, with such modifications as may be prescribed, apply to the Commission as if it were a legal practitioner. Manner in which Commission is to deal with trust moneys.

(2) The provisions referred to in subsection (1) of this section do not apply to moneys paid to the Commission in pursuance of this Act on account of legal costs.

14. Section 27 of the principal Act is amended by striking out from subsection (2) the passage ", if made with the concurrence of the Commission,". Amendment of principal Act, s. 27— Agreements between State and Commonwealth.

Amendment of principal Act, s. 28—
Remission of fees.

15. Section 28 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "the Commission, or";

and

(*b*) by inserting after subsection (4) the following subsection:—

(5) In this section—

"assisted person" means a person for whom legal assistance is provided or arranged—

(*a*) by the Commission;

or

(*b*) by any prescribed agency.

Repeal of s. 29 of principal Act and enactment of section in its place.

16. Section 29 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Rights of audience, etc.

29. (1) Subject to any other Act, a legal practitioner employed by the Commission shall be entitled to appear on behalf of an assisted person before any court or tribunal.

(2) A legal practitioner employed by the Commission, and authorized by the Commission to act as a solicitor for assisted persons—

(*a*) may act as solicitor for assisted persons in relation to the institution and conduct of proceedings in any court or tribunal;

and

(*b*) has the same rights, powers and privileges as a legal practitioner in private practice as a principal has in relation to his clients.

Enactment of s. 31a of principal Act.

17. The following section is enacted and inserted in the principal Act after section 31 thereof:—

Secrecy.

31a. (1) This section applies—

(*a*) to every person who is or has been—

(i) a member of the Commission;

(ii) an employee of the Commission;

or

(iii) a member of any committee estalished by the Commission;

or

(*b*) a person who has been engaged in duties relating to the audit of the accounts of the Commission.

(2) A person to whom this Act applies shall not, either directly or indirectly, except for the purposes of this Act—

(*a*) make a record of, or divulge or communicate to any person, any information concerning the affairs of another person

acquired by him by reason of his office or employment under or for the purposes of this Act or in the performance of a function under this Act;

or

(*b*) produce to any person a document relating to the affairs of another person furnished for the purposes of this Act.

Penalty: One thousand dollars or imprisonment for six months.

(3) Where a court or tribunal considers that it is necessary in the interests of justice that information be divulged or communicated, or a document produced, to the court or tribunal, it may exempt any person to whom this section applies from the provisions of subsection (2) of this section to such extent as is necessary to enable that person to divulge or communicate that information or to produce that document to the court or tribunal.

(4) This section does not affect any law or any rule of practice or procedure relating to the discovery of documents in a proceeding in respect of which legal assistance is provided to a person under this Act.

Amendment of principal Act, s. 34— Regulations.

18. Section 34 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) Without limiting the generality of subsection (1) of this section, those regulations may prescribe the manner in which nominations are to be made in pursuance of this Act by the employees of the Commission.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 38 of 1979

An Act to amend the Police Offences Act, 1953-1978.

[*Assented to 15th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Police Offences Act Amendment Act, 1979".

(2) The Police Offences Act, 1953-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Police Offences Act, 1953-1979".

Commencement.

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

Repeal of s. 64 of principal Act.

3. Section 64 of the principal Act is repealed.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 39 of 1979

An Act to amend the Railways Act, 1936-1976.

[*Assented to* 15*th March,* 1979]

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 "Railways Act Amendment Act, 1979".

(2) The Railways Act, 1936-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Railways Act, 1936-1979".

Amendment of principal Act, s. 84—Disposal of surplus land.

2. Section 84 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "consent of the Governor" and inserting in lieu thereof the passage "approval of the Minister";

(*b*) by striking out from subsection (3) the passage "consent of the Governor" and inserting in lieu thereof the passage "approval of the Minister";

and

(*c*) by striking out from subsection (6) the word "Governor" twice occurring and inserting in lieu thereof, in each case, the word "Minister".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 40 of 1979

An Act to amend the Wheat Industry Stabilization Act, 1974-1975.

[*Assented to 15th March,* 1979]

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 "Wheat Industry Stabilization Act Amendment Act, 1979".

(2) The Wheat Industry Stabilization Act, 1974-1975, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Wheat Industry Stabilization Act, 1974-1979".

Commencement.

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

Amendment of principal Act, s. 5—Interpretation.

3. Section 5 of the principal Act is amended—

(*a*) by striking out the definition of "licensed receiver" and inserting in lieu thereof the following definition:—

"licensed receiver" means a State corporation licensed by the Board to receive wheat on behalf of the Board:;

and

(*b*) by inserting after the definition of "season" the following definition:—

"State corporation" means any of the following bodies corporate:—

(*a*) the Grain Elevators Board of New South Wales constituted under the Grain Elevators Act, 1954, as amended, of New South Wales;

(*b*) the Grain Elevators Board incorporated by the Grain Elevators Act 1934, as amended, of Victoria and constituted under the Grain Elevators Act 1958, as amended, of that State;

(*c*) the State Wheat Board constituted under The Wheat Pool Act of 1920, as amended, of Queensland;

(*d*) South Australian Co-operative Bulk Handling Limited incorporated and registered under the Companies Act, 1962, as amended, of South Australia;

(*e*) Co-operative Bulk Handling Limited incorporated and deemed to be registered under the Companies (Co-operative) Act, 1943, as amended, of Western Australia;

(*f*) the Tasmanian Grain Elevators Board constituted under the Grain Reserve Act 1950, as amended, of Tasmania.

Amendment of principal Act, s. 9— Licensed receivers.

4. Section 9 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "person, firm, company or authority of the State" and inserting in lieu thereof the passage "State corporation";

and

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

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

(3) A licensed receiver may enter into agreements with the Board for the purposes of section 40 of the Commonwealth Act.

(4) A licence held by a State corporation immediately before the coming into operation of the Wheat Industry Stabilization Act Amendment Act, 1979, shall continue in force and shall not be cancelled or suspended without the consent of the State corporation.

Amendment of principal Act, s. 13— Prices to be paid for wheat.

5. Section 13 of the principal Act is amended—

(*a*) by striking out paragraph (*b*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*b*) deducting from the amount so ascertained an amount determined by the Board having regard to the extent to which freight charges per tonne in respect of the export of wheat of that season from the State of Western Australia to places outside Australia are lower than freight charges per tonne in respect of the export of wheat of that season from other places in Australia to places outside Australia;;

(*b*) by striking out paragraph (*c*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*c*) ascertaining the share in the remaining amount of each person entitled to payment under this section by apportioning that remaining amount amongst the persons who delivered wheat of that season to the Board in Australia (whether in pursuance of this Act or otherwise) on the basis of the quantity of wheat so delivered by each such person, with proper allowance, where appropriate, in respect of each such person in relation to the wheat so delivered by him, for—

(i) the quality of that wheat;

(ii) where that wheat is not wheat delivered in Victoria or Western Australia and is wheat of a prescribed category—the characteristics of the variety or varieties of wheat included in that category and the place at which that wheat was delivered to the Board;

(iii) charges by the Board in respect of the cost to the Board of remuneration payable under section 40 of the Commonwealth Act to the licensed receiver to whom that wheat was delivered;

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

(v) where that wheat was delivered to the Board in corn sacks—the corn sacks in which that wheat was so delivered and any additional costs incurred by the Board in the handling and storage of that wheat;

and

(vi) other necessary adjustments;;

and

(*c*) by inserting after subsection (2) the following subsections:—

(2a) In subparagraph (ii) of paragraph (*c*) of subsection (2) of this section, "prescribed category", in relation to wheat means—

(*a*) where the wheat is delivered in a Territory within the meaning of the Commonwealth Act—a category of wheat determined by the Board;

or

(*b*) in any other case—a category of wheat determined by the appropriate Minister of the State in which the wheat is delivered,

being a category determined by reference to the variety or varieties of the wheat, whether or not it is also determined by reference to another criterion or other criteria.

(2b) In the case of wheat delivered in South Australia, the Minister shall determine categories pursuant to subsection (2a) of this section on the recommendation of the South Australian Advisory Committee on Wheat Quality.

(2c) The provisions of this section as amended by the Wheat Industry Stabilization Act Amendment Act, 1979, apply in relation to the wheat of the season that commenced on the first day of October, 1978, and the wheat of every season thereafter.

Repeal of s. 29 of principal Act and enactment of section in its place.

6. Section 29 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Regulations.

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

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) require growers to furnish returns relating to the varieties of wheat that they have sown or propose to sow or propose to deliver in a particular season and the areas of land sown or to be sown with each variety;

(*b*) require persons delivering wheat to licensed receivers to declare the variety of that wheat and to permit samples to be taken;

and

(*c*) prescribe penalties not exceeding two hundred dollars or imprisonment for six months for breach of any regulation.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 41 of 1979

An Act to amend the Door to Door Sales Act, 1971.

[*Assented to 15th March,* 1979]

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 "Door to Door Sales Act Amendment Act, 1979".

(2) The Door to Door Sales Act, 1971, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Door to Door Sales Act, 1971-1979".

Commencement.

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

Repeal of s. 4 of principal Act.

3. Section 4 of the principal Act is repealed.

Amendment of principal Act, s. 5—Interpretation.

4. Section 5 of the principal Act is amended—

(*a*) by striking out from subsection (1) the definitions of "dealer" and "goods" and inserting in lieu thereof the following definitions:—

"book" means any book, engraving, lithograph, picture or any other like matter whether illustrated or not:

"cooling-off period" in relation to a contract or agreement to which this Act applies means—

(*a*) in relation to a contract or agreement for the sale of books, the period of fourteen days commencing on the day on which the contract or agreement is entered into;

or

(*b*) in relation to a contract or agreement that is not for the sale of books, the period of eight days commencing on the day on which the contract or agreement is entered into:

"dealer" in relation to a contract or agreement for the sale of goods or the supply of services means a person (not being the vendor or the purchaser) who—

(*a*) carries on negotiations with a view to the formation of a contract or agreement for the sale of the goods or the supply of the services;

and

(*b*) either—

(i) does not act as agent for a party to the contract or agreement;

or

(ii) is in the course of the negotiations constituted an agent of the purchaser:

"goods" includes—

(*a*) rights in respect of goods or services (including rights relating to the burial, cremation or disposal of the remains of any person);

and

(*c*) any rights or interests of a prescribed kind,

but does not include goods of a class excluded by regulation from the provisions of this Act:

"the prescribed amount" in relation to a contract or agreement to which this Act applies means—

(*a*) where an amount has been prescribed in relation to goods and services generally, that amount;

or

(*b*) where different amounts have been prescribed in relation to different classes of goods or services, the amount appropriate to the goods or services the subject of the contract or agreement:;

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

"sale"—

(*a*) in relation to tangible goods, includes the hiring out of the goods;

and

(*b*) in relation to goods consisting of rights or interests, includes the granting, conferring or assignment of the rights or interests,

and the verb "to sell" has a corresponding meaning:

"services" does not include any services of a class excluded by regulation from the provisions of this Act:;

(*c*) by inserting in subsection (1) after the definition of "vendor" the following definition:—

"void" means void *ab initio.*;

and

(*d*) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) The Governor may, by proclamation, exempt any persons, or persons of a specified class, from the provisions of this Act to such extent as may be specified in the proclamation, and the operation of this Act shall be modified accordingly.

(3) The Governor may, by subsequent proclamation, vary or revoke a proclamation under this section.

Amendment of principal Act, s. 6— Application of Act.

5. Section 6 of the principal Act is amended—

(*a*) by inserting in subsection (1) before the passage "where the total consideration" the passage "(whether or not the law of this State is the proper law of the contract or agreement and whether or not the contract or agreement is made in this State)";

(*b*) by striking out from subsection (1) the passage "twenty dollars or such other higher amount as is prescribed" and inserting in lieu thereof the passage "the prescribed amount";

(*c*) by striking out from subsection (1) the passage "at the place", firstly occurring, and inserting in lieu thereof the passage "at any place within this State";

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

(*a*) to any contract of employment;;

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

(*d*) to any contract or agreement where the vendor or dealer at the unsolicited request of the purchaser attends at the place where the purchaser resides or is employed by his employer for the purpose of carrying on negotiations leading to the making of the contract or agreement;

(*d* 1) to any contract or agreement where the vendor is not engaged in the business of selling goods or supplying services under contracts or agreements the negotiations leading to the making of which are carried on with the purchaser in person wholly or partly at the place where the purchaser resides or is employed by his employer;;

and

(*f*) by striking out subsection (4) and inserting in lieu thereof the following subsections:—

(4) For the purposes of paragraph (*d*) of subsection (1) of this section, in determining whether the request of the purchaser is unsolicited no regard shall be had to the fact that the vendor or dealer or any other person had, by way of

advertisement addressed to the public at large solicited his request.

(4a) In any proceedings, whether criminal or civil, the burden of proving that the contract or agreement is a contract or agreement to which this Act does not apply by virtue of any of paragraphs (*a*) to (*i*) of subsection (1) of this section or by virtue of a proclamation made under subsection (2) of this section, shall lie on the person making that assertion.

Repeal of ss. 7 and 8 of principal Act and enactment of sections in their place.

6. Sections 7 and 8 of the principal Act are repealed and the following sections are enacted and inserted in their place:—

Formal requirements in relation to contracts and agreements.

7. (1) A contract or agreement to which this Act applies—

(*a*) must be in the form of a written document that sets out in full the terms of the contract or agreement;

(*b*) must be signed by the vendor and the purchaser;

(*c*) must not contain any provision to the effect that—

(i) the contract or agreement may be enforced by the vendor against the purchaser in any place other than this State;

or

(ii) the law of any place other than this State is the proper law of the contract or agreement, or the law to be applied in relation to any matter affecting or arising out of the contract or agreement;

(*d*) must have printed immediately above the place provided for the signature of the purchaser in capital letters in bold black type of dimensions not less than the dimensions of the type face known as eighteen point Times the words "This contract is subject to a cooling-off period" and in bold black type of dimensions not less than the dimensions of the type face known as ten point Times—

(i) where the contract or agreement is for the sale of books—a statement in the form of the first schedule to this Act;

or

(ii) where the contract or agreement is not for the sale of books—a statement in the form of the second schedule to this Act.

(2) A person who invites a prospective purchaser to sign a contract or agreement to which this Act applies—

(*a*) shall ensure that the contract or agreement has been first signed by the vendor;

and

(*b*) shall, forthwith after the contract or agreement has been signed by the purchaser, complete the statement in the form of the first or second schedule to this Act, as the case may be, in the manner indicated in the schedule and give the purchaser a duplicate copy of the contract or agreement.

(3) Where any provision of this section is not complied with—

(*a*) the vendor under the contract or agreement;

(*b*) any dealer involved in negotiations with the purchaser; and

(*c*) any person negotiating with the purchaser in relation to the contract or agreement on behalf of the vendor or a dealer,

shall each be guilty of an offence and each liable to a penalty not exceeding five hundred dollars.

Vendor, etc., not to accept payment during cooling-off period.

8. Any vendor or dealer who accepts or receives from the purchaser under a contract or agreement to which this Act applies or under a contract or agreement collateral or ancillary thereto any deposit or other consideration whether monetary or otherwise paid or given during the cooling-off period shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Rescission or non-confirmation of contract or agreement.

8a. (1) A contract or agreement to which this Act applies that is for the sale of books shall not be enforceable unless or until the purchaser notifies the vendor by notice in writing signed by the purchaser and given to the vendor before the expiration of the cooling-off period but not less than five days after the commencement of the cooling-off period that he confirms the contract or agreement and where such a notice is not given the contract or agreement shall be void.

(2) Neither a vendor nor a dealer shall—

(*a*) furnish to the purchaser any document or form suitable for giving notification under subsection (1) of this section unless it is in the form prescribed;

or

(*b*) obtain or attempt to obtain notification under that subsection or authority from the purchaser to act on behalf of the purchaser in giving such a notification.

Penalty: Five hundred dollars.

(3) A contract or agreement to which this Act applies that is not for the sale of books may be rescinded by the purchaser by giving the vendor notice in writing in the form, or to the effect, of the notice set out in the second schedule to this Act before the expiration of the cooling-off period and where such notice is given the contract or agreement shall be void.

(4) A contract or agreement in relation to which any non-compliance with section 7 of this Act occurs may be rescinded by the purchaser by giving the vendor notice in writing to that effect within a reasonable time after he, in fact, becomes aware of the non-compliance and where such a notice is given the contract or agreement shall be void.

Guarantees, indemnities, securities also void.

8b. Where, in pursuance of this Act, any contract or agreement becomes void by virtue of non-confirmation or rescission—

(*a*) any contract of guarantee or indemnity relating to the contract or agreement;

or

(*b*) any security given in relation to the contract or agreement,

shall be void.

Recovery of consideration and return of goods.

8c. (1) Where a vendor or dealer accepts or receives any deposit or other consideration whether monetary or otherwise from the purchaser under a contract or agreement that, in pursuance of this Act, becomes void by virtue of non-confirmation or rescission or under a contract or agreement that is collateral or ancillary to any such contract or agreement, the purchaser may, subject to this section, recover from the vendor or dealer, as the case may be, as a debt due to the purchaser—

(*a*) the amount of the deposit or other monetary consideration;

or

(*b*) where the consideration is not monetary, an amount equal to the value of that consideration.

(2) Where goods have been delivered to a purchaser under a contract or agreement that, in pursuance of this Act, becomes void by virtue of non-confirmation or rescission (being rescission under subsection (3) of section 8a of this Act), the purchaser shall—

(*a*) upon demand by the vendor or dealer made within twenty-eight days after the goods were delivered to the purchaser, make the goods available for return to the vendor at the place at which they were delivered to the purchaser;

and

(*b*) take reasonable care of the goods until the expiration of that period, or, where such a demand has been made, until the return of the goods.

(3) Where a vendor or dealer does not exercise the right to demand the return of goods under subsection (2) of this section, the goods shall become the property of the purchaser free of any right, title, interest, lien or charge.

(4) Where a vendor or dealer demands the return of the goods in accordance with subsection (2) of this section, the vendor or dealer shall be deemed to have the same remedies at law and in equity against the purchaser in relation to the goods as he would have had, had there been no contract or agreement and had the purchaser been a voluntary bailee of the goods.

(5) Where goods have been delivered to a purchaser under a contract or agreement that, in pursuance of this Act, becomes void by virtue of rescission under subsection (4) of section 8a of this Act, any amount recoverable under subsection (1) of this section shall, unless the purchaser has made the goods available for return to the vendor or dealer in their original condition, be reduced by an amount equal to the value of the use or benefit, if any, derived by the purchaser from the goods.

(6) Where any service has been supplied to a purchaser under a contract or agreement that, in pursuance of this Act, becomes void by virtue of rescission any amount recoverable by the purchaser under subsection (1) of this section shall be reduced by an amount equal to the value, if any, of the service so supplied.

Amendment of principal Act, s. 9— Certain information to be disclosed.

7. Section 9 of the principal Act is amended by striking out from subsection (1) the passage "Two hundred dollars" and inserting in lieu thereof the passage "Five hundred dollars".

Enactment of s. 9a of principal Act.

8. The following section is enacted and inserted in Part II of the principal Act after section 9 thereof:—

Use of coercion to induce purchaser to enter into contract or agreement.

9a. Where a person uses, or causes or permits another person to use, physical force, undue harassment or coercion in the course of, or in order to induce a person to enter into, negotiations leading to, or which may lead to, the making of a contract or agreement to which this Act applies, that firstmentioned person shall be guilty of an offence and liable to a penalty not exceeding one thousand dollars.

Amendment of principal Act, s. 11— Demands or assertions based on unenforceable contracts or agreements.

9. Section 11 of the principal Act is amended by striking out subsection (2).

Enactment of ss. 11a and 11b of principal Act.

10. The following sections are enacted and inserted in the principal Act after section 11 thereof:—

Certain persons deriving financial benefit from door to door sales vicariously liable for offences.

11a. Where the vendor under a contract or agreement for the sale of goods or the supply of services commits an offence against this Act in relation to that contract or agreement, any person who has derived or would, if the contract or agreement were carried out, expect to derive direct or indirect financial benefit therefrom shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Defence.

11b. In proceedings for an offence against this Act it shall be a defence for the defendant to prove—

(*a*) that he had reasonable grounds for believing and did in fact believe—

(i) that the negotiations leading to the making of the contract or agreement the subject of the proceedings were not carried on with the purchaser in person wholly or partly at the place where the purchaser resides or is employed by his employer;

or

(ii) that the contract or agreement the subject of the proceedings was a contract or agreement of a kind referred to in any of paragraphs (*a*) to (*i*) of subsection (1) of section 6 of this Act;

or

(*b*) that he could not reasonably be expected to have known that the negotiations leading to the making of the contract or agreement the subject of the proceedings were carried on with the purchaser in person wholly or partly at the place where the purchaser resides or is employed by his employer.

Enactment of ss. 14a and 14b of principal Act.

11. The following sections are enacted and inserted in the principal Act after section 14 thereof:—

Evidentiary.

14a. (1) In proceedings in respect of an offence against this Act, where it appears to the court from perusal of a document, that the document has been prepared, sent or published by or on behalf of a person whose name appears thereon, the document may be admitted as evidence in those proceedings and shall, in the absence of proof to the contrary, be accepted as proof that the document was prepared, sent or published by or on behalf of that person.

(2) In proceedings in respect of an offence against this Act, an allegation in the complaint that the defendant is a body corporate incorporated under the law of another State or a Territory of the Commonwealth shall, in the absence of proof to the contrary, be accepted as proof of the matter alleged.

Service of notices.

14b. Any notice authorized by this Act to be given by the purchaser to the vendor under a contract or agreement to which this Act applies shall be deemed to have been given to the vendor if it is delivered personally or posted by pre-paid letter to any address indicated in any document setting out any of the terms of the contract or agreement as being an address of the vendor.

Amendment of principal Act, s. 15— Procedure for offences.

12. Section 15 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) Proceedings in respect of an offence against this Act may be commenced at any time within twelve months of the day on which the offence is alleged to have been committed.

Repeal of schedule of principal Act and enactment of schedules in its place.

13. The schedule to the principal Act is repealed and the following schedules are enacted and inserted in its place:—

FIRST SCHEDULE

STATEMENT

To .....
(Here the vendor or dealer must insert the name and address of the purchaser)

TAKE NOTICE:

1. This contract or agreement is unenforceable against you unless or until you notify the vendor by notice in writing signed by you that you confirm the contract or agreement.

2. If you wish to confirm the contract or agreement, the notice must be given to the vendor not less than five nor more than fourteen days after the date of the contract or agreement.

SECOND SCHEDULE

STATEMENT

To .....
(Here the vendor or dealer must insert the name and address of the purchaser)

TAKE NOTICE:

1. You are entitled to bring this contract or agreement to an end by giving the vendor notice in writing in, or to the effect of, the following form:—

To .....
(Here the vendor or dealer must insert the name and address of the vendor)

TAKE NOTICE that I hereby rescind the contract or agreement dated the.....day of....., 19...,
(Here the vendor or dealer must insert the date of the contract or agreement)
being .....
(Here the vendor or dealer must insert a concise description of the contract or agreement)
Dated the.....day of.....,19..
Signed.....
(Purchaser)

2. If you wish to bring the contract or agreement to an end, the notice must be delivered personally or posted by pre-paid letter to the vendor at the address indicated above within eight days after the date of the contract or agreement.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 42 of 1979

An Act to amend the Road Traffic Act, 1961-1976.

[*Assented to 15th March,* 1979]

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, 1979".

(2) The Road Traffic Act, 1961-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Road Traffic Act, 1961-1979".

Commencement.

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

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

Amendment of principal Act, s. 19—Cost of traffic control devices.

3. Section 19 of the principal Act is amended—

(*a*) by striking out subsections (1), (2), (3) and (4) and inserting in lieu thereof the following subsection:—

(1) The cost of installing, maintaining, altering, operating, or removing any traffic control device shall be borne by the authority in which the care, control or management of the road to which the device relates, is vested.;

and

(*b*) by striking out from subsection (5) the passage "subsection (2)" and inserting in lieu thereof the passage "subsection (1)".

Amendment of principal Act, s. 35—Inspectors.

4. Section 35 of the principal Act is amended by inserting in subsection (2) after the passage "Local Government Act, 1934-1959," the passage "or established, maintained or operated under the Highways Act, 1926-1975,".

Amendment of principal Act, s. 43—Failure to stop and report in case of accident.

5. Section 43 of the principal Act is amended by striking out subsection (5) and inserting in lieu thereof the following subsection:—

(5) Notwithstanding the provisions of subsection (3) of this section, the driver of a vehicle concerned in an accident is not required to report the accident to a member of the police force or at a police station where—

(*a*) the only damage or injury resulting therefrom is damage or injury to property;

and

(*b*) a fair estimate of the cost of making good that damage or injury is not more than the prescribed amount,

unless a person having reasonable grounds for requesting information pursuant to paragraph (*c*) of that subsection is not present at the scene of the accident or the driver does not afford such a person a reasonable opportunity to request such information.

Amendment of principal Act, s. 46—Reckless and dangerous driving.

6. Section 46 of the principal Act is amended by inserting after subsection (3) the following subsection:—

(4) In determining whether an offence (whether committed before or after the commencement of the Road Traffic Act Amendment Act, 1979) is a first or subsequent offence for the purposes of subsection (1) of this section, only a previous offence against that subsection for which the defendant has been convicted that was committed within the period of five years immediately preceding the commission of the offence under consideration shall be taken into account.

Amendment of principal Act, s. 47—Driving under influence of intoxicating liquor or drug.

7. Section 47 of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) In determining whether an offence (whether committed before or after the commencement of the Road Traffic Act Amendment Act, 1979) is a first, second or subsequent offence for the purposes of subsection (1) of this section, any previous offence against that subsection or against subsection (1) of section 47b, subsection (3) of section 47e or subsection (14) of section 47i of this Act for which the defendant has been convicted shall be taken into account but only if the offence was committed within the period of five years immediately preceding the commission of the offence under consideration.

Amendment of principal Act, s. 47b—Driving while having prescribed concentration of alcohol in blood.

8. Section 47b of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) In determining whether an offence (whether committed before or after the commencement of the Road Traffic Act Amendment Act, 1979) is a first, second or subsequent offence for the purposes of subsection (1) of this section, any previous offence against that subsection or against subsection (1) of section 47, subsection (3) of section 47e or subsection (14) of section 47i of this Act for which the defendant has been convicted shall be taken into account but only if the offence was committed within the period of five years immediately preceding the commission of the offence under consideration.

Amendment of principal Act, s. 47e— Police may require alcotest or breath analysis.

9. Section 47e of the principal Act is amended—

(*a*) by inserting in subsection (1) before paragraph (*a*) the following paragraph:—

(*aa*) has committed a prescribed offence;;

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

(1a) For the purposes of subsection (1) of this section, "prescribed offence" means—

(*a*) an offence against any of the following provisions of this Act:—

(i) section 43;
(ii) section 45;
(iii) section 46;
(iv) section 55;
(v) section 57;
(vi) section 63;
(vii) section 65;
(viii) section 68;
(ix) section 70;
(x) section 72;
(xi) section 75;
(xii) section 76;
(xiii) subsection (1) of section 78;
(xiv) section 78a;
or
(xv) section 80;

or

(*b*) an offence against any of the following provisions of this Act:—

(i) section 48;
(ii) section 49;
(iii) section 50;
(iv) section 52;
or
(v) section 53,

where the member of the police force, in addition, believes upon reasonable grounds that the person has driven the motor vehicle at a speed that is not less than 20 kilometres an hour greater than the speed limit applicable under the section.;

and

(*c*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) In determining whether an offence (whether committed before or after the commencement of the Road Traffic Act Amendment Act, 1979) is a first, second or subsequent offence for the purposes of subsection (3) of this section, any previous offence against that subsection or against subsection (1) of section 47, subsection (1) of section 47b or subsection (14) of section 47i of this Act for which the defendant has been convicted shall be taken into account but only if the offence was committed within the period of five years immediately preceding the commission of the offence under consideration.

Amendment of principal Act, s. 47f— Right of person to request blood test.

10. Section 47f of the principal Act is amended—

(*a*) by striking out from subsection (3) the word "three" and inserting in lieu thereof the word "two";

and

(*b*) by striking out from paragraph (*a*) of subsection (3) the word "two" and inserting in lieu thereof the word "one".

Amendment of principal Act, s. 47g— Evidence etc.

11. Section 47g of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "the provisions of subsection (2)" and inserting in lieu thereof the passage "the requirements and procedures in relation to breath analysing instruments and breath analysis under this Act including subsections (2) and (2a)";

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

(1a) In any proceedings for an offence against this Act no evidence shall be adduced in rebuttal of the presumption created by subsection (1) of this section except evidence of the concentration of alcohol in the blood of the defendant as indicated by analysis of a sample of his blood taken and dealt with in accordance with section 47f or 47i of this Act.;

and

(*c*) by inserting after subsection (2) the following subsection:—

(2a) Where a person has submitted to an analysis of his breath by means of a breath analysing instrument and the concentration of alcohol indicated as being present in the blood of that person by the breath analysing instrument is the prescribed concentration of alcohol, the person operating the instrument shall forthwith—

(*a*) inform that person of his right pursuant to section 47f of this Act to have a sample of his blood taken by a medical practitioner;

and

(*b*) warn him that if he does not exercise that right it may be conclusively presumed for the purposes of proceedings for an offence against this Act that the concentration of alcohol in his blood during the period of two hours preceding the analysis was the concentration as indicated by the breath analysing equipment.

Amendment of principal Act, s. 47i— Compulsory blood tests.

12. Section 47i of the principal Act is amended—

(*a*) by striking out paragraph (*b*) of subsection (6) and the word "or" occurring immediately before that paragraph;

and

(*b*) by inserting after subsection (14a) the following subsection:—

(14b) In determining whether an offence (whether committed before or after the commencement of the Road Traffic Act Amendment Act, 1979) is a first, second or subsequent offence for the purposes of subsection (14) of this section, any previous offence against that subsection or against subsection (1) of section 47, subsection (1) of section 47b or subsection (3) of section 47e of this Act for which the defendant has been convicted shall be taken into account but only if the offence was committed within the period of five years immediately preceding the commission of the offence under consideration.

Amendment of principal Act, s. 63— Giving way at intersections and junctions.

13. Section 63 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "Subject to subsection (1a) of this section" and inserting in lieu thereof the passage "Subject to this section";

(*b*) by inserting in subsection (1b) after the passage "along that carriageway" the passage ", or, in the case of a divided road, any other carriageway,";

and

(*c*) by inserting after subsection (4a) the following subsection:—

(5) Subparagraph (ii) of paragraph (*a*) of subsection (1) of this section does not apply in relation to an intersection or junction at which traffic lights are installed although not operating.

Amendment of principal Act, s. 78— Duty at stop signs.

14. Section 78 of the principal Act is amended by striking out paragraph (*a*) of subsection (3b) and inserting in lieu thereof the following paragraphs:—

(*a*) at or near traffic lights installed on any road;

(*ab*) at or near a level crossing at which there are installed—

(i) any devices by which visible or audible warning is given of the approach of any rollingstock or tramcar;

or

(ii) any gates or other barriers for closing the crossing against road traffic when any rollingstock or tramcar is approaching;.

Amendment of principal Act, s. 83— Vehicles standing on roads.

15. Section 83 of the principal Act is amended by striking out from paragraph (*b*) of subsection (2) the passage "within a junction".

Amendment of principal Act, s. 141— Width of vehicles.

16. Section 141 of the principal Act is amended by striking out paragraph (*a*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*a*) a tractor or agricultural machine that is—

(i) more than 2·5 metres wide;

and

(ii) being driven in circumstances such that the tractor or agricultural machine would not, by virtue of section 12 of the Motor Vehicles Act, 1959-1978, be required to be registered under that Act;.

Amendment of principal Act, s. 147— Maximum masses.

17. Section 147 of the principal Act is amended by striking out from subsection (4) the word "motor".

Amendment of principal Act, s. 153— Determining mass.

18. Section 153 of the principal Act is amended by striking out from paragraph (*a*) of subsection (1) the passage "and situated not more than 8 kilometres from the place where the vehicle is at the time of service of the notice".

Amendment of principal Act, s. 160— Defect notices.

19. Section 160 of the principal Act is amended—

(*a*) by inserting in subsection (2) after the passage "he may" the passage "examine the vehicle or";

(*b*) by striking out subsection (2a) and inserting in lieu thereof the following subsection:—

(2a) A member of the police force or an inspector may, at any time when any premises where vehicles are exhibited or kept for sale are open for business, for the purposes of determining whether any vehicle exhibited or kept for sale therein does not comply with any one or more of the requirements of this Act or for any reason cannot safely be driven on roads, examine the vehicle or direct the owner or person in charge of the vehicle to produce it for examination at a time and place stated by the member of the police force or inspector.;

(*c*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) A member of the police force or an inspector may for the purposes of examining a vehicle under this section—

(*a*) cause the vehicle to be examined by any other person;

and

(*b*) drive or test, or cause any other person to drive or test, the vehicle.;

and

(*d*) by striking out from subsection (4a) the passage "subsection (4) of".

Amendment of principal Act s. 162ab— Wearing of seat belts is compulsory.

20. Section 162ab of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) A person shall not be seated in a motor vehicle that is in forward motion—

(*a*) in a seating position that is equipped with a seat belt, unless he is wearing the seat belt and it is properly adjusted and securely fastened;

or

(*b*) in a seating position (other than the driver's seating position) that is not equipped with a seat belt if there is any unoccupied seating position that is equipped with a seat belt in the same row of seating positions.

Amendment of principal Act, s. 163c— Prohibition against driving a vehicle not subject to a certificate of inspection.

21. Section 163c of the principal Act is amended by inserting after subsection (1) the following subsection:—

(1a) The Minister may, by notice published in the *Gazette*, exempt any vehicle, or vehicle of a class, from the application of this Part.

Amendment of principal Act s. 166— Offences by employees.

22. Section 166 of the principal Act is amended by striking out the passage "maximum masses".

Amendment of principal Act, s. 168— Power of court to disqualify.

23. Section 168 of the principal Act is amended by inserting after subsection (4) the following subsection:—

(5) Where a court has ordered that a person be disqualified from holding or obtaining a driver's licence (whether the order was made before or after the commencement of the Road Traffic Act Amendment Act, 1979, or in relation to an offence under this Act or any other Act or law), the Governor may remove the disqualification from such date as he may specify.

Amendment of principal Act, s. 169— Duty of court to disqualify driver for certain offences.

24. Section 169 of the principal Act is amended by striking out from subsection (2) the passage "committed within three years after the previous conviction" and inserting in lieu thereof the passage "committed before or after the commencement of the Road Traffic Act Amendment Act, 1979, but within the period of three years immediately succeeding the commission of the previous offence".

Amendment of principal Act, s. 175— Evidence.

25. Section 175 of the principal Act is amended—

(*a*) by inserting in subsection (1) after paragraph (*ba*) the following paragraph:—

(*bb*) that between specified times on a specified day a road or a part of a road specified in the complaint was a road or a part of a road prescribed to be a clearway within the meaning of the regulations made under this Act; or;

(*b*) by inserting in paragraph (*f*) of subsection (1) after the word "complaint" the passage "the owner, the person in charge, or";

(*c*) by inserting in paragraph (*b*) of subsection (3) after the word lastly occurring the passage "for the purpose of measuring the speed of any motor vehicle whether or not the speed measured differed from the speed in relation to which the stop-watch or speedometer was tested or the circumstances of the measurement differed in any other respect from the circumstances of the test";

(*d*) by inserting in paragraph (*ba*) of subsection (3) after the word lastly occurring the passage "for the purpose of measuring the speed of any motor vehicle whether or not the speed measured differed from the speed in relation to which the analyser was tested or the circumstances of the measurement differed in any other respect from the circumstances of the test";

and

(*e*) by striking out from paragraph (*bb*) of subsection (3) the passage "Warden of Trade Measurements" and inserting in lieu thereof the passage "Commissioner of Standards".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 43 of 1979

An Act to amend the Community Welfare Act, 1972-1976.

[*Assented to 15th March,* 1979]

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 "Community Welfare Act Amendment Act, 1979".

(2) The Community Welfare Act, 1972-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Community Welfare Act, 1972-1979".

Commencement.

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

Amendment of principal Act, s. 4—Arrangement.

3. Section 4 of the principal Act is amended—

(*a*) by striking out the passage "*Reception of a child into the Care and Control of the Minister*" and inserting in lieu thereof the passage "*Placing a Child under the Guardianship of the Minister*";

(*b*) by striking out the item:

Subdivision 2—Provisions relating to children under the care and control of the Minister;

and

(*c*) by striking out the passage "*Assessment Centres*" and inserting in lieu thereof the passage "*Assessment Panels*".

Amendment of principal Act, s. 5—Transitional provisions.

4. Section 5 of the principal Act is amended by inserting after subsection (15) the following subsection:—

(16) Where a child was, immediately prior to the commencement of the Community Welfare Act Amendment Act, 1979, under the care and control of the Minister pursuant to Part IV of this Act, he shall, upon the commencement of that amending Act, be deemed to be under the guardianship of the Minister pursuant to this Act.

Amendment of principal Act, s. 6—Interpretation.

5. Section 6 of the principal Act is amended—

(*a*) by striking out from subsection (1) the definition of "assessment centre" and inserting in lieu thereof the following definition:—

"assessment panel" means an assessment panel constituted by the Director-General under Part IV of this Act:;

(*b*) by striking out from subsection (1) from the definition of "child" the passage "and includes any person above that age who is under the care and control of the Minister";

(*c*) by inserting in subsection (1) after the definition of "child care centre" the following definition:—

"Children's Court" means the Children's Court of South Australia established under the Children's Protection and Young Offenders Act, 1979:;

(*d*) by striking out from subsection (1) the definition of "child under the care and control of the Minister";

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

"guardian", in relation to a child, means a parent of the child and any person (other than the Minister) who is the legal guardian of the child, or who has the immediate custody and control of the child:;

(*f*) by striking out from subsection (1) the definitions of "juvenile court" and "Juvenile Courts Act";

(*g*) by striking out from subsection (1) the definition of "neglected child";

and

(*h*) by striking out from subsection (1) the definition of "uncontrolled child".

Amendment of principal Act, s. 38—General powers of Minister and Department.

6. Section 38 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) the passage ", either upon a voluntary basis, or in accordance with the Juvenile Courts Act";

and

(*b*) by striking out from paragraph (*c*) the passage "where they are under the care and control of the Minister, or in such other circumstances" and inserting in lieu thereof the passage "in such circumstances".

Amendment of heading to s. 39 of principal Act.

7. The heading preceding section 39 of the principal Act is amended by striking out the passage "*Reception of a Child into the Care and Control of the Minister* ' and inserting in lieu thereof the passage "*Placing a Child under the Guardianship of the Minister*".

Amendment of principal Act, s. 39—Application for child to be placed under the guardianship of the Minister.

8. Section 39 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "A parent, guardian, or person having the custody," and inserting in lieu thereof the passage "A guardian";

(*b*) by striking out from subsection (1) the passage "care and control" and inserting in lieu thereof the word "guardianship";

and

(*c*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Where the Minister is satisfied that the child the subject of an application is in need of care by reason that—

(*a*) a guardian of the child has maltreated or neglected the child to the extent that the child has suffered, or is likely to suffer, physical or mental injury, or to the extent that his physical, mental or emotional development is in jeopardy;

(*b*) the guardians of the child are unable or unwilling to exercise adequate supervision and control over the child;

or

(*c*) the guardians of the child are unable or unwilling to maintain the child,

the Minister may, by order in writing, place the child under the guardianship of the Minister for such period of time as the Minister thinks fit, but not extending beyond the time at which the child attains the age of eighteen years.

Repeal of s. 40 of principal Act and enactment of section in its place.

9. Section 40 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Temporary guardianship of a child.

40. (1) The Minister, upon receipt of a request by a guardian of a child, or by a child of or above the age of fifteen years, may place the child under the guardianship of the Minister for such period of time, not exceeding three months, as the Minister thinks fit, where the Minister is of the opinion that it is in the interests of the child to do so.

(2) The Minister shall not place a child of or above the age of fifteen years under the guardianship of the Minister pursuant to a request of a guardian unless the child consents thereto.

(3) A child placed under the guardianship of the Minister pursuant to this section shall not be detained in a home for any period in excess of three weeks, except with the approval of the person upon whose application the child was placed under guardianship.

(4) The child shall be discharged from the guardianship of the Minister—

(*a*) upon the expiration of the period of guardianship;

or

(*b*) at any time prior to the expiration of that period if—

(i) the guardian upon whose application the child was placed under the guardianship of the Minister applies for the discharge of the child;

(ii) the child, if he is of or above the age of fifteen years, applies to be discharged;

or

(iii) the Minister directs that the child be discharged.

Amendment of principal Act, s. 41—Guardianship of children from other States.

10. Section 41 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "receive the child into his care and control" and inserting in lieu thereof the passage "place the child under the guardianship of the Minister";

(*b*) by striking out from subsection (2) the passage "care or control" and inserting in lieu thereof the word "guardianship";

(*c*) by striking out from subsection (2) the passage "care and control" and inserting in lieu thereof the word "guardianship";

(*d*) by striking out from subsection (3) the passage "received into the care and control" and inserting in lieu thereof the passage "placed under the guardianship";

(*e*) by striking out from subsection (4) the passage "care and control" firstly occurring and inserting in lieu thereof the word "guardianship";

and

(*f*) by striking out from subsection (4) the passage "received into the care and control" and inserting in lieu thereof the passage "placed under the guardianship".

Repeal of heading to s. 42 of principal Act.

11. The heading preceding section 42 of the principal Act is repealed.

Amendment of principal Act, s. 42—Principles upon which powers are to be exercised.

12. Section 42 of the principal Act is amended by striking out from paragraph (*a*) the passage "care, guidance and (where necessary) correction," and inserting in lieu thereof the passage "care and guidance".

Amendment of principal Act, s. 43—Minister is lawful guardian

13. Section 43 of the principal Act is amended by striking out the passage "care and control" and inserting in lieu thereof the word "guardianship".

Amendment of principal Act, s. 44—Powers of Director-General.

14. Section 44 of the principal Act is amended—

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

(1) Subject to this Act, the Director-General may from time to time make provision for the care of a child who is under the guardianship of the Minister pursuant to this Act in any of the following ways:—

(*a*) he may place the child, or permit the child to remain, in the care of any guardian or relative of the child;

(*b*) he may place the child in the care of an approved foster parent, or any other suitable person;

(*c*) he may place the child in any home established or licensed under this Act, or in any other suitable place, and make such directions as to the care and keeping of the child in that home as he thinks fit;

(*d*) he may, if it is necessary or desirable for the sake of the physical or mental health of the child, place him in any hospital;

or

(*e*) he may make such other provision for the care of the child as the circumstances of the case may require.;

and

(*b*) by striking out from subsection (3) the passage "care and control" and inserting in lieu thereof the word "guardianship".

Amendment of principal Act, s. 45— Removal of child from any place.

15. Section 45 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "care and control" and inserting in lieu thereof the word "guardianship";

(*b*) by striking out from subsection (1) the passage "apprehend the child" and inserting in lieu thereof the passage "remove the child from any place";

and

(*c*) by striking out from subsection (1) the word "apprehending" and inserting in lieu thereof the word "removing".

Amendment of principal Act, s. 46— Keeping of child in home.

16. Section 46 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the word "child" the passage "who is under the guardianship of the Minister pursuant to this Act";

(*b*) by striking out from subsection (1) the word "detained" and inserting in lieu thereof the word "kept";

(*c*) by striking out from subsection (2) the word "detained" and inserting in lieu thereof the word "kept";

and

(*d*) by striking out from subsection (2) the passage "care and control" and inserting in lieu thereof the word "guardianship".

Amendment of principal Act, s. 47— Review Boards.

17. Section 47 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "The Director-General" and inserting in lieu thereof the passage "The Minister";

(*b*) by striking out from subsection (1) the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act";

and

(*c*) by striking out from subsection (2) the passage "care and control", twice occurring, and inserting in lieu thereof, in each case, the word "guardianship".

Repeal of s. 48 of principal Act.

18. Section 48 of the principal Act is repealed.

Repeal of s. 49 of principal Act and enactment of section in its place.

19. Section 49 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Discharge of child from guardianship of Minister and appeals.

49. (1) The Minister may order that a child who has been placed under the guardianship of the Minister pursuant to this Act be discharged from guardianship.

(2) A guardian of a child who has been placed under the guardianship of the Minister pursuant to this Act may apply to the Minister in the prescribed manner for an order that the child be discharged from guardianship.

(3) A child of or above the age of fifteen years may apply to the Minister in the prescribed manner for an order that he be discharged from guardianship.

(4) Where the Minister refuses an application that has been duly made under this section, the applicant may appeal in the prescribed manner to a Judge of the Children's Court against that refusal.

(5) In any appeal under this section the Children's Court shall not be bound by the rules of evidence, but may inform itself upon any matter in such manner as the Court thinks fit.

(6) Where an appeal has been instituted under this section, the Director-General shall furnish the Court with a report on the personal circumstances and social background of the child.

(7) Upon the hearing of an appeal under this section, the Court may order—

(*a*) that the appeal be dismissed;

or

(*b*) that the child be discharged from guardianship.

Amendment of heading to s. 58 of principal Act.

20. The heading preceding section 58 of the principal Act is amended by striking out the passage "*Assessment Centres*" and inserting in lieu thereof the passage "*Assessment Panels*".

Amendment of principal Act, s. 58— Establishment of homes, panels and centres.

21. Section 58 of the principal Act is amended by striking out from subsection (2) the passage "The Minister may establish such assessment centres" and inserting in lieu thereof the passage "The Director-General may constitute such assessment panels".

Amendment of principal Act, s. 59— Management and control of homes and centres.

22. Section 59 of the principal Act is amended by striking out the passage "assessment centre," twice occurring.

Enactment of s. 73a of principal Act.

23. The following section is enacted and inserted in Subdivision 8 of Division II of Part IV of the principal Act before section 74 thereof:—

Interpretation.

73a. In this subdivision—

"child to whom this section applies" means—

(*a*) a child who is under the guardianship of the Minister pursuant to this Act;

(*b*) a child who is under the guardianship of the Minister pursuant to Part III of the Children's Protection and Young Offenders Act, 1979;

and

(*c*) a person who is detained in a home, training centre or any other place pursuant to the Children's Protection and Young Offenders Act, 1979.

Amendment of principal Act, s. 74— Assistance to foster parents, etc.

24. Section 74 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) The Director-General may grant to the foster parent, or any other person in charge, of—

(*a*) a child to whom this section applies;

or

(*b*) a child who is under the guardianship of the Director-General pursuant to the Adoption of Children Act, 1966-1978,

such financial or other assistance for the care and maintenance of the child as may be determined by the Minister.

Repeal of s. 76 of principal Act and enactment of section in its place.

25. Section 76 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Unlawful absence from training centre, etc.

76. Where a child to whom this section applies is absent without lawful excuse from any place in which he is being detained, or has been placed by the Director-General, an officer of the Department authorized for the purpose or a member of the police force may, without any warrant, apprehend the child, and for that purpose may enter or break into any premises and use such force as is reasonably necessary.

Amendment of principal Act, s. 77— Unlawful taking of child, etc.

26. Section 77 of the principal Act is amended by striking out paragraph (*a*) and inserting in lieu thereof the following paragraph:—

(*a*) induces a child to whom this section applies unlawfully to leave, or unlawfully takes such a child from, any place in which the child is being detained, or has been placed by the Director-General;.

Amendment of principal Act, s. 78— Unlawful communication with child, etc.

27. Section 78 of the principal Act is amended—

(*a*) by striking out paragraph (*a*);

and

(*b*) by striking out from paragraph (*c*) the passage "child under the care and control of the Minister" and inserting in lieu thereof the passage "child to whom this section applies".

Amendment of principal Act, s. 79— Power of entry.

28. Section 79 of the principal Act is amended by striking out from subsection (1) the passage "neglected or uncontrolled child" and inserting in lieu thereof the passage "child in need of care".

Amendment of principal Act, s. 81— Payment of moneys to the Director-General.

29. Section 81 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "child under the care and control of the Minister" and inserting in lieu thereof the passage "child to whom this section applies";

and

(*b*) by striking out from subsection (7) the passage "under the care and control of the Minister" and inserting in lieu thereof the passage "a child to whom this section applies".

Repeal of s. 82 of principal Act.

30. Section 82 of the principal Act is repealed.

Amendment of principal Act, s. 98— Order of liability of near relatives for maintenance of child.

31. Section 98 of the principal Act is amended by striking out the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act or any other Act".

Amendment of principal Act, s. 99— Issue of summons for maintenance.

32. Section 99 of the principal Act is amended by striking out from subsection (2) the passage "care and control of the Minister" and inserting in lieu thereof the word "guardianship".

Amendment of principal Act, s. 123— Effect of order.

33. Section 123 of the principal Act is amended by striking out from paragraph (*b*) of subsection (2) the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act or any other Act".

Amendment of principal Act, s. 142— Evidentiary provision.

34. Section 142 of the principal Act is amended by striking out from paragraph (*e*) the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act or any other Act".

Amendment of principal Act, s. 236— Limitation upon tortious liability.

35. Section 236 of the principal Act is amended by striking out the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act or any other Act, or a child who is being detained in a training centre or any other place pursuant to the Children's Protection and Young Offenders Act, 1979 (whether or not the child is on the premises of the training centre or other place at the time he committed the tort),".

Amendment of principal Act, s. 239— Institution and conduct of proceedings.

36. Section 239 of the principal Act is amended by striking out subsection (4).

Amendment of principal Act, s. 240— Evidentiary provision.

37. Section 240 of the principal Act is amended by striking out from subsection (2) the passage "children's home or an assessment centre established or" and inserting in lieu thereof the passage "home established under this Act, or a children's home or child care centre".

Repeal of s. 241 of principal Act.

38. Section 241 of the principal Act is repealed.

Amendment of principal Act, s. 251— Regulations.

39. Section 251 of the principal Act is amended—

(*a*) by striking out from paragraph (*e*) the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act or any other Act";

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

(e1) the treatment, education, discipline and control of children detained in training centres or other places pursuant to the Children's Protection and Young Offenders Act, 1979;;

(*c*) by striking out from paragraph (*h*) the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act or any other Act";

and

(*d*) by striking out from paragraph (*i*) the passage "care and control of the Minister" and inserting in lieu thereof the passage "guardianship of the Minister pursuant to this Act or any other Act".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 44 of 1979

An Act to provide for the protection, care and rehabilitation of children; to provide for the welfare of the community; to repeal the Juvenile Courts Act, 1971-1975; to amend the Criminal Injuries Compensation Act, 1978, the Education Act, 1972-1976, the Guardianship of Infants Act, 1940-1975, and the Justices Act, 1921-1976; and for other purposes.

[*Assented to 15th March,* 1979]

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

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Children's Protection and Young Offenders Act, 1979".

Commencement.

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

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

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—CONSTITUTION AND JURISDICTION OF CHILDREN'S COURT

PART III—PROTECTION OF CHILDREN WHO ARE IN NEED OF CARE

PART IV—YOUNG OFFENDERS

DIVISION I—SCREENING PANELS

DIVISION II—CHILDREN'S AID PANELS

DIVISION III—APPREHENSION AND REMAND

DIVISION IV—TRIAL AND SENTENCING

DIVISION V—SPECIAL PROVISIONS RELATING TO RECOGNIZANCES

DIVISION VI—SPECIAL PROVISIONS RELATING TO DETENTION

DIVISION VII—GENERAL PROVISIONS

PART V—APPEALS AND RECONSIDERATION OF SENTENCE

PART VI—THE CHILDREN'S COURT ADVISORY COMMITTEE

PART VII—MISCELLANEOUS

Interpretation.

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

"adult court" means the Supreme Court of South Australia or a District Criminal Court:

"assessment panel" means an assessment panel constituted under the Community Welfare Act, 1972-1979:

"child"—

(*a*) in relation to any proceedings (other than proceedings for offences), means a person who has not attained the age of eighteen years at the commencement of those proceedings;

and

(*b*) in relation to proceedings for an offence, means a person who had not attained the age of eighteen years on the day upon which he allegedly committed the offence:

"children's aid panel" means a children's aid panel constituted under Part IV of this Act:

"the Children's Court" or "the Court" means the Children's Court of South Australia constituted under Part II of this Act:

"complaint" includes information:

"the Department" means the Department for Community Welfare:

"the Director-General" means the person for the time being holding, or acting in, the office of Director-General of Community Welfare:

"group I offence" means a group I offence as defined in the Local and District Criminal Courts Act, 1926-1976:

"group II offence" means a group II offence as defined in the Local and District Criminal Courts Act, 1926-1976:

"group III offence" means a group III offence as defined in the Local and District Criminal Courts Act, 1926-1976:

"guardian" in relation to a child, means a parent of the child and any person (other than the Minister) who is the legal guardian of the child or who has the immediate custody and control of the child:

"homicide" means any of the offences referred to in sections 11, 12, 13, 16, 17 and 18 of the Criminal Law Consolidation Act, 1935-1976:

"Judge" means a Judge or an Acting Judge of the Children's Court:

"the Minister" means the Minister of Community Welfare, or any other Minister of the Crown for the time being discharging the duties of office of that Minister, or acting in the exercise or performance of powers or functions delegated to him by that Minister:

"minor indictable offence" means minor indictable offence within the meaning of the Justices Act, 1921-1976:

"panel" means screening panel, children's aid panel or assessment panel:

"parent", in relation to a child, includes a step-mother or step-father of the child:

"the repealed Act" means the Juvenile Courts Act, 1971-1975, repealed by this Act:

"Senior Judge" means the Senior Judge or the Acting Senior Judge of the Children's Court:

"screening panel" means a screening panel constituted under Part IV of this Act:

"simple offence" means simple offence within the meaning of the Justices Act, 1921-1976:

"special justice" means a special justice within the meaning of the Justices Act, 1921-1976:

"special magistrate" means a special magistrate within the meaning of the Justices Act, 1921-1976:

"training centre" means a home established by the Minister under the Community Welfare Act, 1972-1979, for the reception, detention, correction and training of children:

"the Training Centre Review Board" means the board established under Division VI of Part IV of this Act:

"truant" means a truant within the meaning of the Education Act, 1972-1979:

"youth project centre" means a youth project centre established under the Community Welfare Act, 1972-1979.

Repeal provision.

5. (1) The following Acts and portion of an Act are repealed:—

Juvenile Courts Act, 1971

Juvenile Courts Act Amendment Act, 1972

Juvenile Courts Act Amendment Act, 1974

so much of the Statute Law Revision Act (No. 3), 1975, as amended the Juvenile Courts Act, 1971-1974.

(2) The Acts referred to in the first column of the schedule to this Act are amended as shown in the second column and, as amended, may be cited as shown in the third column of that schedule.

Transitional provisions.

6. (1) This Act shall apply in relation to any offence, or any circumstances which could give rise to proceedings in relation to a child, whether that offence or those circumstances occurred before or after the commencement of this Act.

(2) Any proceedings commenced under the repealed Act and not finally disposed of at the commencement of this Act may be continued and disposed of under this Act in all respects as if the proceedings had been commenced under this Act.

(3) Any order made by a court under the repealed Act and still in force as at the commencement of this Act shall be deemed to be an order made by a court under this Act.

(4) Any undertaking given at the request of a juvenile aid panel under the repealed Act and still in force as at the commencement of this Act shall be deemed to be an undertaking given at the request of a children's aid panel under this Act.

(5) An order made by a juvenile court under the repealed Act placing a child under the care and control of the Minister and still in force as at the commencement of this Act, shall be deemed to be an order made by the Children's Court under this Act placing the child under the guardianship of the Minister.

(6) Where an order referred to in subsection (5) of this section was made under section 42 of the repealed Act, the order shall (unless it is discharged earlier pursuant to this Act, or on its own terms it expires earlier) expire—

(*a*) upon the expiration of two years from the day on which the order was made;

or

(*b*) upon the expiration of three months from the commencement of this Act,

whichever last occurs.

Factors to be considered when Court, etc., deals with a child.

7. In any proceedings under this Act, any court, panel or other body or person, in the exercise of its or his powers in relation to the child the subject of the proceedings, shall seek to secure for the child such care, correction, control or guidance as will best lead to the proper development of his personality and to his development into a responsible and useful member of the community and, in so doing, shall consider the following factors:—

(*a*) the need to preserve and strengthen the relationship between the child and his parents and other members of his family;

(*b*) the desirability of leaving the child within his own home;

(*c*) the desirability of allowing the education or employment of the child to continue without interruption;

(*d*) where appropriate, the need to ensure that the child is aware that he must bear responsibility for any action of his against the law;

and

(*e*) where appropriate, the need to protect the community, or any person, from the violent or other wrongful acts of the child.

PART II

CONSTITUTION AND JURISDICTION OF CHILDREN'S COURT

Constitution of Children's Court.

8. (1) There shall be a court known as the "Children's Court of South Australia".

(2) The Court shall be constituted of the following members:—

(*a*) such number of persons holding judicial office under the Local and District Criminal Courts Act, 1926-1976, as the Governor may, by instrument in writing, designate as Judges of the Children's Court;

(*b*) the special magistrates designated by the Governor, by instrument in writing, as members of the Children's Court;

and

(*c*) every special justice and justice of the peace.

(3) The Governor may appoint a Judge of the Children's Court to be the Senior Judge of the Court and may, where he considers it necessary or expedient to do so, appoint a Judge of the Children's Court to be an Acting Senior Judge of the Court for such time as he specifies in the instrument of appointment.

(4) The Governor may, by further instrument in writing, vary or revoke any instrument referred to in subsection (2) of this section.

(5) The Senior Judge may delegate to any Judge of the Children's Court any of his powers, duties or functions under sections 54 or 87 of this Act.

(6) A delegation under subsection (5) of this section is revocable at will, and shall not prevent the exercise or performance of any power, duty or function by the Senior Judge.

Jurisdiction of Children's Court.

9. (1) Subject to this Act, no complaint against a child shall be heard or disposed of in any court other than the Children's Court.

(2) The validity of any decision, judgment or order of a court is not affected by reason of the fact that subsection (1) of this section is not complied with in any particular case.

(3) Subject to this Act, the Children's Court shall, in relation to any proceedings—

(*a*) under Part III of this Act;

(*b*) under the Guardianship of Infants Act, 1940-1975;

or

(*c*) on an appeal under the Community Welfare Act, 1972-1979,

have all the powers of a local court under the Local and District Criminal Courts Act, 1926-1976.

(4) In addition to the powers conferred by subsection (3) of this section, the Children's Court shall have the following powers:—

(*a*) in relation to any proceedings under Part III of this Act, the power to hear and determine any matter *ex parte* in such circumstances as the Court thinks fit;

and

(*b*) in relation to any proceedings to which subsection (3) of this section applies, any prescribed power.

(5) The provisions of the Justices Act, 1921-1976, shall, subject to this Act and the regulations, apply *mutatis mutandis* to and in relation to any proceedings in the Children's Court upon a complaint against a child and, for the purposes of any such proceedings (other than a preliminary examination), the Children's Court shall sit as a court of summary jurisdiction.

How jurisdiction of Court is exercisable.

10. Subject to this Act, or any other Act, the jurisdiction of the Children's Court shall be exercisable by the members of the Court in the following manner:—

(*a*) by a Judge, special magistrate or special justice, sitting alone;

or

(*b*) by two justices of the peace, sitting together.

Sittings of Court.

11. (1) So far as is reasonably practicable, the Children's Court shall not sit in any building while any other court is sitting therein.

(2) The Senior Judge of the Children's Court may make the necessary administrative arrangements for the hearing and disposal of all proceedings before the Court.

(3) Any number of members of the Children's Court may sit contemporaneously in exercising the jurisdiction of the Court.

PART III

PROTECTION OF CHILDREN WHO ARE IN NEED OF CARE

Minister may apply for declaration that child is in need of care.

12. (1) Where the Minister is of the opinion that a child is in need of care by reason that—

(*a*) a guardian of the child has maltreated or neglected the child to the extent that the child has suffered, or is likely to suffer, physical or mental injury, or to the extent that his physical, mental or emotional development is in jeopardy;

(*b*) the guardians of the child are unable or unwilling to exercise adequate supervision and control over the child;

(*c*) the guardians of the child are unable or unwilling to maintain the child;

or

(*d*) the guardians of the child are dead, have abandoned the child, or cannot, after reasonable enquiries, be found,

the Minister may apply to the Children's Court for a declaration that the child is in need of care.

(2) The child the subject of an application under this section, and each guardian of the child, shall be parties to the application.

Service of application.

13. (1) Subject to subsection (2) of this section, a copy of an application under section 12 of this Act must be served by the Minister upon the following persons:—

(*a*) where the child the subject of the application is of or above the age of ten years, that child;

and

(*b*) each guardian of the child.

(2) The application shall be served personally or, in relation to a guardian, by post addressed to him at his last known place of abode or employment in any case where—

(*a*) it is not practicable to serve the application upon the guardian personally;

or

(*b*) the whereabouts of the guardian has not, after reasonable enquiries, been ascertained.

(3) A copy of an application for service in accordance with this section must be endorsed with a notification of the place, date and time for the hearing of the application.

Orders Court may make.

14. (1) Upon finding that a child the subject of an application under this Part is a child in need of care within the meaning of section 12 of this Act, the Court shall declare accordingly and—

(*a*) may, by order, place the child under the guardianship of the Minister for such period of time as the Court thinks fit;

or

(*b*) may, by order—

(i) place the child under the control of the Director-General in respect of such matters relating to the care or welfare of the child as the Court specifies in the order, for such period of time as the Court thinks fit;

(ii) direct that the child shall reside with such person as the Court thinks fit;

or

(iii) direct any guardian who is a party to the proceedings to take such steps to secure proper care and control of the child as the Court thinks fit.

(2) The Court shall not make an order under subsection (1) of this section placing a child under the guardianship of the Minister unless it has first obtained and considered a report on the child from an assessment panel.

(3) Upon declaring that a child is in need of care, the Court may, in such circumstances as it thinks fit, adjourn the proceedings for a period of time not exceeding three months.

(4) Upon any adjournment under this section, the Court may make any order referred to in subsection (1) of this section, to have effect for the period of the adjournment.

(5) Upon the expiration of the period of the adjournment or at such earlier time as the Court, upon the application of—

(*a*) where the child is of or above the age of ten years, the child;

or

(*b*) any other party to the application,

may allow, the Court may—

(*c*) declare that the child is no longer a child in need of care and discharge any order;

(*d*) affirm the declaration that the child is in need of care;

(*e*) affirm or vary the terms of any order;

or

(*f*) discharge any order and substitute therefor any other order it is empowered to make under subsection (1) of this section.

(6) No order under this section may extend beyond the time at which the child attains the age of eighteen years.

(7) A guardian who fails to comply with an order of the Court made under this section shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Variation or discharge of orders.

15. (1) Subject to subsection (2) of this section, any party to an application under this Part may apply to the Court for an order to terminate, or vary, an order made by the Court under section 14 of this Act in respect of the child.

(2) A child of less than ten years of age may not make an application under this section.

(3) Subject to subsection (4) of this section, a copy of an application under this section must be served by the applicant on each other party to the proceedings in the manner provided by subsection (2) of section 13 of this Act.

(4) Where a child makes an application under this section, the Court shall effect service of the application on behalf of the child.

(5) A copy of an application for service in accordance with this section must be endorsed with a notification of the place, date and time for the hearing of the application.

(6) The Court may, on an application under this section—

(*a*) declare that the child is no longer a child in need of care and discharge the order;

(*b*) affirm the declaration that the child is in need of care;

(*c*) affirm or vary the terms of the order;

or

(*d*) discharge the order and substitute therefor any other order that it is empowered to make under section 14 of this Act.

General power of adjournment.

16. (1) The Court may adjourn the hearing of any application under this Part for a period not exceeding twenty-eight days.

(2) The Court may not without the approval of the Senior Judge further adjourn the hearing of an application where it has already adjourned the hearing under this section for two successive periods.

(3) On any adjournment under this section the Court may, by order, without declaring that the child is in need of care, place the child under the guardianship of the Minister for the period of the adjournment.

Provisions as to procedure.

17. (1) In any proceedings under this Part the Court shall not be bound by the rules of evidence, but may inform itself upon any matter relating to the proceedings in such manner as the Court thinks fit.

(2) Any fact to be proved by a person in any proceedings under this Part shall be sufficiently proved if it is proved on the balance of probabilities.

(3) In any proceedings under this Part the Court may, upon the application of—

(*a*) a relative of the child;

(*b*) a person who has at any time had the child in his care;

or

(*c*) any other person who has counselled, advised or aided the child,

hear any submissions the applicant wishes to make in respect of the child.

(4) The Court may, for the purpose of determining any application under this Part, request that a report be furnished to the Court in respect of the physical or mental health and capacity of the child.

(5) Where the Minister makes any application under this Part, and the Court is satisfied that no other party to the proceedings wishes to dispute the application, the Court may proceed to hear and determine the application in the absence of those other parties.

Court may make order for costs in certain circumstances.

18. Where the Court dismisses any application made under this Part by the Minister, the Court may make such order for costs against the Minister in favour of the child the subject of the proceedings, or a guardian of the child, as the Court thinks fit.

PART III

Detention of children suspected to be in need of care.

19. (1) Where an application under this Part has been made in respect of a child, a member of the Children's Court may make an order for the removal of the child from any place.

(2) Any officer of the Department authorized for the purpose by the Minister, or any member of the police force may, without an order or other warrant, remove from any place any child whom he suspects on reasonable grounds of being a child in need of care or in immediate danger of suffering physical or mental injury.

(3) Any authorized officer of the Department or a member of the police force may, for the purpose of removing a child pursuant to this section, enter or break into any place or premises and use such force as is reasonably necessary.

(4) Where a child has been removed from a place pursuant to this section, he may be held in custody by the Director-General with a person, or in a place (other than a prison or a training centre), approved by the Minister, until he is brought before the Court for the hearing of an application under this Part.

(5) A child who is held in custody pursuant to this section shall be brought before the Court for the hearing of an application under this Part no later than the next working day following the day on which he was taken into custody.

How jurisdiction under this Part is to be exercised.

20. (1) Where an application under this Part comes on for hearing before a special justice or two justices of the peace of the Court, the justice, or justices, shall not proceed to hear and determine the application, but shall adjourn the hearing for a period not exceeding twenty-eight days and refer the matter to the Senior Judge for his directions, and the justice, or justices, may, by order, place the child the subject of the proceedings under the guardianship of the Minister for the period of the adjournment.

(2) Subject to subsection (1) of this section, applications under this Part shall be heard and determined by a Judge or special magistrate of the Court.

Duties of assessment panels under this Part.

21. Where an assessment panel is required to furnish a report in any proceedings under this Part, the assessment panel—

(*a*) shall investigate and report on the personal circumstances and social background of the child;

and

(*b*) may make such recommendations as to the care of the child as it thinks appropriate.

Minister is lawful guardian.

22. While a child is under the guardianship of the Minister pursuant to this Part, the Minister is the lawful guardian of the child, and is entitled to the immediate custody and control of the child, to the exclusion of the rights of any other person.

Powers of Director-General.

23. (1) Subject to this Act, the Director-General may from time to time make provision for the care of a child who is under the guardianship of the Minister pursuant to this Part in any of the following ways:—

(*a*) he may place the child, or permit the child to remain, in the care of any guardian or relative of the child;

(*b*) he may place the child in the care of a person who is an approved foster parent for the purposes of the Community Welfare Act, 1972-1979, or any other suitable person;

(*c*) he may place the child in any home established or licensed under the Community Welfare Act, 1972-1979, or in any other suitable place, and make such directions as to the care and keeping of the child in that home as he thinks fit;

(*d*) he may, if it is necessary or desirable for the sake of the physical or mental health of the child, place him in any hospital;

or

(*e*) he may make such other provision for the care of the child as the circumstances of the case may require.

(2) Whenever a child has been dealt with by the Director-General under subsection (1) of this section, he shall notify the guardians of the child in writing at their last addresses known to him of the manner in which the child has been so dealt with.

(3) An officer of the Department authorized for the purpose by the Minister, or a member of the police force, may, without any warrant, remove, a child who is under the guardianship of the Minister from any place, and for that purpose may enter or break into any place or premises and use such force as is reasonably necessary.

Review of guardianship of child.

24. Where a child is under the guardianship of the Minister pursuant to this Part, the Minister shall cause a review to be made of the progress and circumstances of the child at least once in each year that the child is under the guardianship of the Minister.

PART IV

PART IV

YOUNG OFFENDERS

DIVISION I

DIVISION I—SCREENING PANELS

Application of this Division.

25. This Division does not apply in relation to—

(*a*) homicide;

(*b*) any offence, other than a prescribed offence, under the Motor Vehicles Act, 1959-1978, or the Road Traffic Act, 1961-1979, alleged to have been committed by a child of or above the age of sixteen years;

or

(*c*) truancy.

Screening panel list.

26. (1) The Director-General shall prepare and maintain a list containing the names and addresses of persons qualified in accordance with subsection (2) of this section for membership of screening panels constituted under this Act.

(2) The following persons are qualified to be members of screening panels:—

(*a*) members of the police force approved by the Chief Secretary;

and

(*b*) officers of the Department approved by the Minister.

Constitution of screening panels.

27. A screening panel shall be constituted of—

(*a*) a member of the police force;

and

(*b*) an officer of the Department,

chosen from the screening panel list.

Functions of screening panels.

28. (1) A person shall—

(*a*) before laying a complaint against a child for an offence;

or

(*b*) where he has apprehended a child without warrant pursuant to Division III of this Part, forthwith upon that apprehension,

refer the matter to a screening panel for consideration.

(2) A screening panel shall, after considering the allegations against a child and any existing reports of the Department or of the Police Department on the child, decide whether the matter is to be brought before the Children's Court on complaint or dealt with by a children's aid panel, and shall certify accordingly.

(3) No person is to be required or is entitled to appear before, or make representations to, a screening panel.

(4) There shall be no appeal against a decision of a screening panel.

Where screening panel cannot reach agreement.

29. Where the members of a screening panel are unable to agree as to whether a child should be dealt with by the Court or a children's aid panel, they shall appear in chambers before a Judge or special magistrate of the Court, whose decision on the matter shall be final.

Procedure on decision by screening panel.

30. (1) Where a screening panel has certified that a matter is to be heard before a children's aid panel—

(*a*) subject to this Act, no complaint shall be laid against the child;

and

(*b*) if the child has been apprehended without warrant pursuant to Division III of this Part, he shall be released from detention, or any recognizance entered into by the child for the purposes of bail shall be discharged, as the case may require.

(2) The release of a child from detention, or the discharge of a recognizance, pursuant to subsection (1) of this section, shall not render that detention or recognizance unlawful.

(3) Where a screening panel has certified that a matter is to be heard before the Children's Court, a complaint shall be laid against the child.

(4) Nothing in this Division derogates from the discretion of any person to decide at any time not to proceed with the prosecution of a child.

DIVISION II—CHILDREN'S AID PANELS

Children's aid panel list.

31. (1) The Director-General shall prepare and maintain a list containing the names and addresses of persons who are qualified in accordance with subsection (2) of this section for membership of children's aid panels constituted under this Act.

(2) The following persons are qualified to be members of children's aid panels:—

(*a*) members of the police force approved by the Chief Secretary;

(*b*) officers of the Department approved by the Minister;

(*c*) officers of the Education Department approved by the Minister of Education.

Constitution of children's aid panels.

32. (1) A children's aid panel shall be constituted of—

(*a*) where an offence (other than truancy) is alleged, a member of the police force and an officer of the Department;

(*b*) where truancy is alleged, an officer of the Department and an officer of the Education Department;

and

(*c*) where truancy and any other offence is alleged, a member of the police force, an officer of the Department and an officer of the Education Department,

chosen from the children's aid panel list.

(2) A person who has sat on a screening panel in relation to a child is not thereby debarred from sitting on a children's aid panel for the purpose of dealing with the same child.

PART IV
DIVISION II

Children's aid panel must notify child of proceedings.

33. (1) Where—

(*a*) it is alleged that a child is a truant;

or

(*b*) a screening panel has certified that a matter is to be heard before a children's aid panel,

the children's aid panel shall forthwith notify the child of the date, time and place at which he must appear before the panel.

(2) A notice given to a child under subsection (1) of this section—

(*a*) must state the allegations made against the child and specify the offence the child is alleged to have committed;

and

(*b*) must contain a statement to the effect that if the child does not admit the allegations he may notify the children's aid panel accordingly, and that if he does so notify the panel, his case will be brought before the Children's Court.

(3) Where a child notifies the children's aid panel that he does not admit the allegations made against him, a complaint shall thereupon be laid against the child for the alleged offence.

Social background and other reports.

34. (1) Upon the request of a children's aid panel, the Commissioner of Police or the Director-General, or, in the case of truancy, the Director-General of Education, shall cause to be prepared for the information and guidance of the children's aid panel a report setting out, as far as may be reasonably ascertainable and relevant to the matter under consideration, details of the alleged offence and of the personal circumstances and social background of the child the subject of the proceedings.

(2) A panel may request the Director-General to obtain any further information or reports that may be necessary or desirable for the purpose of dealing with a child under this Part and the Director-General shall, so far as is reasonably practicable, comply with such a request.

Duties and powers of children's aid panels.

35. (1) Before a children's aid panel proceeds to deal with a child, the panel—

(*a*) must explain to the child the allegations that have been made against him;

(*b*) must satisfy itself that the child admits the allegations;

(*c*) must inform the child that he is entitled to request, at any stage of the proceedings, that the matter be referred to the Children's Court for hearing and determination;

and

(*d*) must explain to the child the implications to the child according to whether he is dealt with by the panel under this Division or his case is brought before the Children's Court.

(2) A children's aid panel shall have the following powers in dealing with a child under this Part:—

(*a*) the panel may warn or counsel the child and his guardians;

(*b*) the panel may request the child to undertake, in writing, to comply with such directions as may be given by the panel, including directions as to any training or rehabilitative programme to be undergone by the child;

(*c*) the panel may request a guardian of the child to undertake, in writing, to comply with such directions as may be given by the panel to assist or supervise the child in any training or rehabilitative programme to be undergone by the child;

(*d*) the panel may vary the terms of any undertaking on the application of the child or a guardian of the child, but not so as to extend the period of the undertaking;

and

(*e*) the panel may, at any time within the period of an undertaking, request the child to give a fresh undertaking in substitution for that existing undertaking, but not so as to extend the period of that undertaking.

(3) A children's aid panel may require that an undertaking be given for such period of time, not exceeding six months, as it thinks fit.

(4) No undertaking shall require a child to change his place of residence.

Panel to refer matter to Children's Court in certain circumstances.

36. (1) A children's aid panel shall refer a matter before the panel to the Children's Court where—

(*a*) the child, at any stage of the proceedings, requests that the matter be heard and determined by the Court;

or

(*b*) the offence is not admitted by the child.

(2) A children's aid panel may refer a matter before it to the Children's Court where—

(*a*) the child, or a guardian of the child, does not appear before the panel in accordance with a requirement of the panel;

(*b*) the child, or a guardian of the child, refuses to give an undertaking requested by the panel;

or

(*c*) the child breaches an undertaking within the period of the undertaking.

(3) Where a matter is referred by a children's aid panel to the Court, the panel shall notify the Court in writing of the reason for so referring the matter and shall also cause written notification to be given to the child and a guardian of the child of the decision of the panel to refer the matter.

Procedure on decision of children's aid panel.

37. (1) Subject to subsection (2) of this section, where a child is dealt with by a children's aid panel, no criminal proceedings may be brought in any court against the child for the alleged offence.

(2) Where a children's aid panel has referred a matter to the Children's Court, a complaint shall thereupon be laid against the child in respect of the alleged offence, notwithstanding any time limits provided under the Justices Act, 1921-1976, or any other Act.

PART IV

DIVISION II

No legal representation at panel hearings, etc.

38. (1) A child appearing before a children's aid panel shall not be represented by any person, but the panel shall hear submissions from the child, or any guardian of the child, and may, at its own discretion, hear submissions from any person who has been counselling, advising or aiding the child.

(2) No person other than the child, any guardian of the child, or any other person authorized by the panel, shall be present at a sitting of a children's aid panel.

(3) A children's aid panel is not empowered to authorize a representative of the news media to be present at a sitting of the panel.

Certain evidence not admissible.

39. Nothing said or done in any proceedings before a children's aid panel shall be admissible as evidence in any subsequent proceedings in respect of the offence the child is alleged to have committed.

Appearance of child before children's aid panel not to be disclosed.

40. Subject to this Act, no appearance of a child before a children's aid panel—

(*a*) may be alleged in any proceedings before a court other than a court exercising any jurisdiction under this Act;

or

(*b*) may be disclosed, except with the approval of the Minister, by any body or person exercising any powers under this Act in relation to the child.

Places at which children's aid panels shall not sit.

41. A children's aid panel shall not sit for the purpose of exercising any of its functions under this Act in any place commonly used as a courthouse or office of police.

DIVISION III

DIVISION III—APPREHENSION AND REMAND

Apprehension.

42. (1) Where a complaint is laid alleging that a child has committed an offence, any justice may summon the child to appear before the Children's Court at a date, time and place named in the summons or may, instead of issuing a summons, issue a warrant under his hand for the apprehension of the child.

(2) Any member of the police force may, without warrant, apprehend any child who is reasonably suspected of having committed an offence.

(3) A member of the police force may, for the purpose of apprehending a child pursuant to this section, enter or break into any place or premises and use such force as is reasonably necessary.

(4) Any child who is apprehended, whether under this section or any other Act or law, shall, if he is not granted bail under section 43 of this Act, be detained by the Director-General with a person (where practicable), or in a place (other than a prison), approved by the Minister and shall (unless he has been released from detention pursuant to a decision of a screening panel) be brought before the Children's Court for the purpose of remand not later than the next working day following the day on which he was apprehended.

Bail by police or justices.

43. (1) Where a child is apprehended he shall be delivered into the custody of a member of the police force in charge of any police station, and that member may, if he deems it prudent, take bail by recognizance, with or without sureties, without any fee or reward, the condition of the recognizance being that the child shall appear before the Children's Court at a date, place and time specified in the recognizance.

(2) Where a member of the police force does not admit a child to bail under subsection (1) of this section, he shall, upon the request of the child or a guardian of the child, forthwith bring the child before a justice for the hearing and determination by the justice of a further application for bail.

Powers of Court upon remand.

44. (1) Subject to this section, a child may from time to time be remanded by the Court at any stage of any proceedings under this Part, and upon any remand the Court may, by order—

(*a*) allow the child to go at large;

(*b*) release the child upon bail upon such conditions as the Court thinks fit;

(*c*) release the child into the custody of any suitable person;

or

(*d*) remand the child in custody—

(i) where the Court has committed the child to an adult court for trial pursuant to any of the provisions of this Part—until the child is released or delivered in due course of law;

or

(ii) in any other case—for a period not exceeding twenty-eight days,

to be detained in a place (other than a prison) approved by the Minister.

(2) A child shall not be remanded in custody unless in the opinion of the Court—

(*a*) the child is likely to abscond;

or

(*b*) it is necessary for the protection of the child, the general public, or any person or property, that the child be remanded in custody.

(3) The Court may revoke any order made under subsection (1) of this section and may substitute therefor any other order it is empowered to make under that subsection.

DIVISION IV—TRIAL AND SENTENCING

DIVISION IV

Homicide to be tried in Supreme Court.

45. Where a child is charged with homicide he shall be tried in the Supreme Court.

Committal to adult court at request of child.

46. (1) Subject to section 47 of this Act, where a child who is charged with an indictable offence requests trial by jury in an adult court, the Children's Court—

(*a*) if it is satisfied that the child has received independent legal advice with respect to the implications to him of trial in an adult court, shall conduct a preliminary examination;

and

(*b*) if it is then satisfied that there is a case to answer, shall commit the child for trial in the appropriate adult court.

(2) A child may not make a request under this section—

(*a*) if determination of an application made by the Attorney-General under section 47 of this Act is pending;

or

(*b*) if, pursuant to such an application by the Attorney-General, an order has been made that the child be tried in an adult court.

Committal to adult court for trial or sentencing upon application by Attorney-General.

47. (1) Where the Attorney-General is of the opinion that a child charged with an indictable offence (other than a minor indictable offence) should, by reason of the gravity of the circumstances of the offence, or the fact that the child has previously been found guilty of more than one serious offence, be tried in the appropriate adult court, the Attorney-General may apply to a Judge of the Supreme Court for an order that the child be so tried.

(2) An application by the Attorney-General for an order that a child be tried in an adult court may be made at any time before any plea is taken from the child by the Children's Court.

(3) Where a member of the police force who has laid a complaint against a child is of the opinion that the child is one in respect of whom the Attorney-General is likely to exercise his powers under this section, that member may notify the Children's Court accordingly and the Children's Court shall not proceed to deal further with the child except by way of remand until the Attorney-General advises the Court that no such application is to be made, or until any such application is determined or withdrawn.

(4) The Attorney-General shall, in any application made by him under this section, set out the facts upon which the application is made and furnish a copy of the statement of any proposed witness for the prosecution.

(5) The Attorney-General shall cause a copy of the application to be served upon the child and each guardian of the child whose whereabouts is known to the Attorney-General, and the application must be endorsed with a notification of the place, date and time for the hearing of the application.

(6) The Judge shall hear any submissions made by the child and by any guardian of the child who is present at the hearing of the application.

Preliminary examination.

48. The Children's Court shall conduct a preliminary examination in relation to a child who is, by virtue of any provision of this Act, to be tried in an adult court.

Provisions relating to pleas in the Children's Court.

49. (1) Where a child is charged with any offence, he shall, unless he is to be tried in an adult court pursuant to this Act, plead guilty or not guilty to the charge at the commencement of the hearing in the Children's Court, and the Court shall proceed to deal with the matter summarily.

(2) Where a child has pleaded guilty to a charge of an offence, the Court may, at any stage of the proceedings, if it is of the opinion that the child may not be guilty of the offence charged, order that the plea of guilty be withdrawn and a plea of not guilty be entered.

(3) Where the Court has exercised its powers under subsection (2) of this section, the child is not entitled to plead *autrefois convict* by reason of his plea of guilty.

Provisions relating to verdict of Court.

50. (1) Where a child charged with an indictable offence is before the Children's Court, the Court has full power to record any alternative verdict that an adult court may record in relation to the offence charged.

(2) In any proceedings before the Children's Court under this Part the Court must deliver its verdict not later than five o'clock in the afternoon of the fifth working day after the day on which the hearing of evidence and addresses by counsel (if any) is concluded.

(3) Nothing in this section renders invalid any verdict given after the expiration of the period referred to in subsection (2) of this section.

(4) Nothing in this section renders unlawful the detention of a child until a verdict is delivered.

(5) Any verdict of the Court in relation to an indictable offence (other than a minor indictable offence) must be accompanied by a statement of the reasons of the Court in reaching that verdict.

Powers of Court on finding child guilty.

51. (1) Subject to this Act, where the Children's Court finds a charge (other than a charge of truancy) proved against a child, the Court may, by order—

(*a*) upon convicting the child, sentence him to a period of detention of not less than two months nor more than two years in a training centre, but no period of detention may be ordered unless the Court has first obtained a report on the child and his circumstances from an assessment panel;

(*b*) upon convicting the child, or without convicting the child, discharge the child upon his entering into a recognizance with or without sureties, upon condition that he will be of good behaviour and will appear before the Court for sentence if he fails during the term of the recognizance to observe any of its conditions, and upon any one or more of the following conditions that the Court may think fit to include in the recognizance—

(i) that he will be under the supervision of an officer of the Department or other person nominated by the Director-General and will obey the directions of that officer or person;

(ii) that he will attend a youth project centre at such times as may be stipulated in the recognizance or required of him by the Director-General and will obey any directions that may be given to him by or on behalf of the person in charge of that centre;

(iii) that he will participate in such project or programme as the Director-General may require;

(iv) that he will reside with such person, or in such place, as may be stipulated in the recognizance;

(v) that he will attend before the Court at such times as may be specified in the recognizance for the purpose of reviewing his progress or circumstances;

and

(vi) any other condition that the Court may think necessary or desirable;

(*c*) upon convicting the child, or without convicting the child, impose a fine not exceeding—

(i) the maximum fine prescribed under the relevant Act or law for the offence;

or

(ii) five hundred dollars,

whichever is the lesser;

or

(*d*) without convicting the child, discharge the child without penalty.

(2) The Children's Court is not empowered—

(*a*) to sentence a child to imprisonment;

or

(*b*) to fine a child, require a child to enter into a recognizance or disqualify a child from holding or obtaining a licence to drive a motor vehicle, otherwise than in accordance with this Part.

(3) Subject to this Act, the Court may make any other order that is provided for under any Act or law in relation to the offence of which the child has been found guilty.

(4) The Court may exercise its powers under both paragraphs (*b*) and (*c*) of subsection (1) of this section in respect of the same offence.

(5) A recognizance under this section—

(*a*) shall be effective for such period of time, not exceeding two years;

and

(*b*) shall bind the child for such sum, not exceeding two hundred dollars in the case of a simple offence or a minor indictable offence,

as may be specified in the recognizance.

(6) Where the Court has convicted a child and sentenced him to a period of detention, the Court may suspend the sentence upon the child entering into a recognizance with or without sureties, upon condition that he will be of good behaviour and upon any one or more of the other conditions referred to in paragraph (*b*) of subsection (1) of this section.

(7) Where a child whose sentence has been suspended pursuant to subsection (6) of this section complies with the conditions of the recognizance, the sentence of detention shall, upon the expiration of the period of the recognizance, be wholly extinguished.

(8) Where the Court is of the opinion that a child of any age who has been found guilty of an offence is not a fit and proper person to hold or obtain a licence to drive a motor vehicle, or that disqualification is an appropriate penalty for the offence committed, the Court may, in addition to any other orders it may make in relation to the child, with or without convicting the child, make an order disqualifying the child from holding or obtaining such a licence, except for such purposes (if any) as may be specified in the order—

(*a*) as from a day or time specified in the order;

and

(*b*) either for a period specified in the order, or until further order.

(9) Upon application by the child, a Judge or special magistrate of the Court may, if he is satisfied that it is just or expedient to do so, vary or revoke any order for disqualification made under subsection (8) of this section.

(10) A child is not entitled to apply to a court of summary jurisdiction for an order removing his disqualification pursuant to section 172 of the Road Traffic Act, 1961-1979, until he has attained the age of eighteen years.

(11) Subject to this Act, the Court shall, before dealing with a child under this section, have regard to all the facts and circumstances relating to the child and the offence that are known to the Court, and the Court may exercise its discretion on the question of penalty as provided by this section without being bound by a minimum penalty (if any) prescribed in any Act for the offence proved against the child.

(12) Where the Court has found a charge of a group I or group II offence proved against a child, the Court shall record a conviction unless there are, in the opinion of the Court, special reasons for not recording a conviction against the child, and the Court states those reasons in its judgment.

Sentencing for truancy.

52. Where the Children's Court finds a charge of truancy proved against a child, the Court may in relation to that charge make an order under paragraph (*b*) or paragraph (*d*) of subsection (1) of section 51 of this Act.

Court may reduce fine in certain circumstances.

53. (1) Where the Children's Court imposes a fine upon a child who has been found guilty of an offence, the Court may, after determining the amount that it believes ought properly to be imposed, reduce the amount of the fine to such extent as it thinks fit, having regard to the means of the child, and his ability to pay any fine so imposed.

(2) The Court may, in imposing a fine upon a child, order that the fine be paid at such time, or in such instalments, as the Court thinks fit.

How jurisdiction under this Part is to be exercised.

54. (1) Subject to subsection (2) of this section, the following matters shall be dealt with by a Judge of the Children's Court:—

(*a*) the hearing of a group I or group II offence;

and

(*b*) the making of any order in relation to a child pursuant to section 77 or 77a of the Criminal Law Consolidation Act, 1935-1976, whether or not the Judge tried that child.

(2) Where it is not reasonably practicable for a Judge of the Court to deal with any matter referred to in paragraph (*a*) of subsection (1) of this section, the Senior Judge may direct that a special magistrate of the Court deal with the matter.

(3) A Judge or a special magistrate of the Court shall hear any group III offence.

(4) A special justice or justices of the peace may not, in sentencing a child—

(*a*) sentence him to detention;

(*b*) impose a fine exceeding one hundred dollars;

or

(*c*) require the child to enter a recognizance for more than one year, or upon any condition other than that the child be of good behaviour.

(5) A special magistrate of the Court may not, in sentencing a child—

(*a*) sentence him to detention for more than one year;

or

(*b*) impose a fine exceeding three hundred dollars.

(6) Where a special magistrate, a special justice or justices of the peace is, or are, of the opinion that an order should be made in relation to the child before the Court that he is not, or they are not, by virtue of this section, empowered to make, he, or they, shall remand the child for sentence and forthwith refer the matter to the Senior Judge, who shall give such directions as he thinks fit as to which member of the Court shall sentence the child.

How children who have committed murder are to be dealt with.

55. (1) On conviction of a child for murder the Supreme Court shall, by order, sentence him to be detained during the Governor's pleasure, and if so sentenced, he shall be detained in such place and under such conditions as the Governor may direct.

(2) Where an order is made under subsection (1) of this section, the child shall, until the Governor has given directions as to the detention of the child, be detained by the Director-General in a place (other than a prison) approved by the Minister.

(3) A child detained pursuant to the directions of the Governor under this section shall, while so detained, be deemed to be in lawful custody.

(4) The Governor may, at any time, on the recommendation of the Parole Board or, where the child is detained in a training centre, on the recommendation of the Training Centre Review Board, discharge any child so detained, on licence.

(5) The licence shall be in such form and contain such conditions, as the Governor may, on the recommendation of the Parole Board or the Training Centre Review Board, as the case may be, determine.

(6) The Governor may, from time to time, on the recommendation of the Parole Board or the Training Centre Review Board, as the case may be, vary the conditions of a licence under this section.

(7) The Governor may revoke a licence under this section for breach of any condition.

(8) Where a licence has been revoked—

(*a*) the child to whom the licence related may be apprehended without warrant and returned to a place determined by the Governor for further detention;

or

(*b*) a Justice of the Peace may, on the application of the Crown Solicitor or a police officer of or above the rank of Inspector, issue a warrant for the arrest of that child and for his return to a place determined by the Governor for further detention.

Sentencing of children guilty of homicide or committed to adult court on application of Attorney-General.

56. Where a child—

(*a*) has been found guilty by the Supreme Court of homicide (other than homicide amounting to murder);

or

(*b*) has been found guilty by an adult court of any other offence pursuant to an application by the Attorney-General that the child be tried in that court,

that court may—

(*c*) deal with the child as if he were an adult;

(*d*) make any order in relation to the child that could be made by the Children's Court if it were dealing with the child, or were empowered to deal with the child;

or

(*e*) remand the child to the Children's Court for sentencing.

Sentencing of children who requested trial in an adult court.

57. Where a child is committed to an adult court for trial at his own request the adult court may—

(*a*) make any order in relation to the child that could be made by the Children's Court if it were dealing with the child;

or

(*b*) remand the child to the Children's Court for sentencing.

Detention of child sentenced as adult.

58. (1) Where an adult court has sentenced a child as an adult and has ordered that he serve a term of imprisonment, such term shall, subject to subsection (2) of this section, be served in a prison.

(2) An adult court that has sentenced a child to imprisonment may, by order, direct that the child be detained in a training centre for such period of the sentence as the Court thinks fit, but not extending beyond the time at which the child attains the age of eighteen years.

(3) Where an order has been made in respect of a child pursuant to subsection (2) of this section—

(*a*) Part IVA of the Prisons Act, 1936-1976, shall not apply to or in relation to the child;

and

(*b*) Division VI of this Part shall apply to and in relation to the child, while he is in the training centre.

DIVISION V—SPECIAL PROVISIONS RELATING TO RECOGNIZANCES

DIVISION V

Variation or discharge of recognizance.

59. (1) Where a child has entered into a recognizance under this Part, the court may—

(*a*) on application by the Minister, the child, or a surety to the recognizance, vary the conditions of the recognizance;

or

(*b*) on application by the Minister, the child, or a guardian of the child, and on being satisfied that the child's conduct has been such that it is unnecessary or undesirable that he should remain subject to the conditions of the recognizance, discharge the recognizance.

(2) Subject to subsection (3) of this section, no order shall be made under subsection (1) of this section on an application by the Minister, unless the child, the Commissioner of Police and any surety to the recognizance have received reasonable notice of the application and have been given a reasonable opportunity of calling such evidence and making such representations to the court as may be relevant to the application.

(3) The court may, by order, dispense with the giving of notice of any application under this section in such circumstances as it thinks fit.

(4) Where the child, a guardian of the child or a surety to the recognizance makes an application under this section, the court shall cause notice of the application to be given to the Minister and the Commissioner of Police.

(5) Where an order is made under this section varying the conditions of a recognizance, the recognizance shall have effect as varied in accordance with the order.

(6) An application may be made under this section for an order varying the conditions of a recognizance, or discharging the recognizance, by a person subject to the recognizance notwithstanding that he has attained the age of eighteen years, and in such a case the court may deal with the application in all respects as if the applicant were a child.

Explanation and review of recognizances.

60. (1) Where a child enters into a recognizance, or the conditions of a recognizance are varied, under this Part, the court itself shall explain the recognizance to the child and shall cause the child to be furnished with a notice in writing stating in simple language the conditions that the child is required to observe.

(2) The Minister shall cause a review to be made of the progress and circumstances of a child who is under the supervision of a person pursuant to a condition of his recognizance, at least once in each period of six months during the term of the recognizance.

Breach of recognizance.

61. (1) Subject to this section, where the Minister or the Commissioner of Police considers that a child who has entered into a recognizance under this Part before the court has failed to observe any of the conditions of the recognizance, he may cause a complaint to be laid in that court.

(2) Upon a complaint being laid under subsection (1) of this section, the court may—

(*a*) issue a warrant for the apprehension of the child;

or

(*b*) issue a summons to the child, and serve a notice upon any surety to the recognizance, requiring the child and any such surety to appear before the court at the place, date and time specified in the summons or notice.

(3) Where a child has been apprehended pursuant to this section, he shall be brought before the court as soon as is reasonably practicable, and may be detained by the Director-General in any place (other than a prison) approved by the Minister until he is so brought before the court.

(4) Subject to subsection (5) of this section, the court may—

(*a*) on the hearing of a complaint laid under subsection (1) of this section;

or

(*b*) on the oral application of the prosecutor in any proceedings before the court for an offence to which the child has pleaded guilty,

upon being satisfied that the child has failed to observe any condition of the recognizance, make an order that the recognizance be forfeited and—

(*c*) without further proof, make any order in relation to the child that the court had power to make in dealing originally with the child for the offence to which the recognizance relates;

or

(*d*) make an order for the payment of any amount, or part of any amount, due under the recognizance.

(5) Where the child has been sentenced to detention for the offence and the sentence has been suspended, the court shall, upon being satisfied that the child has failed to observe any condition of the recognizance, forthwith order that the suspension be revoked and the sentence carried into effect.

(6) No order shall be made under this section against the child or any surety—

(*a*) unless the child, or the surety, as the case may be, is present at the hearing;

or

(*b*) unless a summons was duly served on the child, or a notice was duly served on the surety, at least seven clear days before the date of the hearing.

(7) An order made under paragraph (*d*) of subsection (4) of this section may be enforced as if it were an order for the payment of money made upon summary conviction.

DIVISION VI—SPECIAL PROVISIONS RELATING TO DETENTION

The Training Centre Review Board.

62. (1) There shall be a board entitled the "Training Centre Review Board".

(2) The Training Centre Review Board shall consist of the following members:—

(*a*) the Judges of the Children's Court;

(*b*) two persons with appropriate skills and experience in working with young people, appointed by the Governor upon the recommendation of the Attorney-General;

and

(*c*) two persons with appropriate skills and experience in working with young people, appointed by the Governor upon the recommendation of the Minister.

(3) At least one of the persons appointed under paragraphs (*b*) and (*c*) of subsection (2) of this section shall be a woman and at least one such person shall be a man.

(4) An appointed member of the Training Centre Review Board shall hold office for such term, and upon such conditions, as the Governor determines and specifies in the instrument of his appointment and, upon the expiration of his term of office, shall be eligible for re-appointment.

(5) A member of the Training Centre Review Board shall be entitled to receive such allowances and expenses as the Governor may from time to time determine.

(6) The Governor may remove an appointed member of the Training Centre Review Board from office on the grounds of—

(*a*) mental or physical incapacity;

(*b*) dishonourable conduct;

or

(*c*) neglect of duty.

(7) The office of an appointed member of the Training Centre Review Board shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by notice in writing given to the Attorney-General;

or

(*d*) he is removed from office by the Governor pursuant to subsection (6) of this section.

(8) Upon the office of an appointed member of the Training Centre Review Board becoming vacant, a person shall be appointed to that office in accordance with this section.

(9) Where the office of an appointed member of the Training Centre Review Board becomes vacant before the expiration of the term of office for which he was appointed, the person appointed in his place shall be appointed only for the balance of that term.

(10) When sitting to review any matter under this Act, the Training Centre Review Board shall be constituted of—

(*a*) a Judge, who shall be Chairman;

and

(*b*) two of the appointed members.

(11) When sitting to review the progress and circumstances of a child, the Training Centre Review Board shall permit the legal representative, or a guardian, of the child to make submissions to the Board.

Review of detention by Training Centre Review Board.

63. Where a child has been sentenced to detention in a training centre, the Training Centre Review Board shall review the progress and circumstances of the child whilst he is in the training centre, at intervals of not more than three months, and at any other time upon the request of the Director-General.

Conditional release from detention by Training Centre Review Board.

64. (1) The Training Centre Review Board may authorize the Director-General to grant a child periods of leave from a training centre during which the child will not be subject to the supervision of the Director-General.

(2) The Training Centre Review Board may at any time order the release of a child who has been sentenced to detention in a training centre, subject to the following conditions:—

(*a*) a condition that the child be under the supervision of an officer of the Department and that the child obey the directions of that officer;

and

(*b*) any other condition that the Board thinks fit.

(3) The conditions upon which a child is released from a training centre under this section shall be binding upon the child for the unexpired period of his detention order.

(4) Where the Minister considers that a child has failed to observe any condition imposed upon him by the Training Centre Review Board under this section, the Minister may apply to the Board for an order that the child be returned to a training centre.

(5) The Minister shall cause a copy of an application under subsection (4) of this section to be served upon the child and a guardian of the child, and the application must be endorsed with a notice of the place, date and time for the hearing of the application.

(6) Where a child cannot be found, or fails to attend before the Board on an application under this section, a member of the Board may issue a warrant for the apprehension of the child by a member of the police force or an officer of the Department authorized for the purpose.

(7) Where a child has been apprehended pursuant to subsection (6) of this section, he shall be brought before the Board as soon as is reasonably practicable, and may be detained by the Director-General in any place (other than a prison) approved by the Minister until he is so brought before the Board.

(8) If the Board finds the allegation proved it may order that the child be returned to detention under the original order.

Absolute release from detention by Court.

65. (1) Where a child has been released from a training centre pursuant to section 64 of this Act, the Children's Court may, on the application of the child, a guardian of the child, or the Director-General made upon a recommendation of the Training Centre Review Board, order that the child be discharged absolutely from his detention order.

(2) An application under this section shall not be made if a previous application in respect of the child has been determined by the Court within the last preceding period of three months.

DIVISION VII—GENERAL PROVISIONS

DIVISION VII

Age of criminal responsibility.

66. It shall be conclusively presumed that no child under the age of ten years can commit an offence.

Prohibition of joint charges.

67. (1) Subject to subsection (2) of this section, a child shall not be charged jointly with a person who is not a child.

(2) Subsection (1) of this section shall not apply in relation to a charge against a child that is, pursuant to this Part, to be heard and determined by an adult court.

PART IV

DIVISION VII

Reports.

68. (1) Subject to subsection (3) of this section, no report relating to the social background or personal circumstances of a child shall be tendered to a court before the court has found an offence proved against the child.

(2) Where a child is found not guilty by a court, any report relating to the social background of the child prepared for the purposes of the proceedings shall be destroyed.

(3) This section does not prevent the court from receiving during the course of a hearing any psychiatric or medical evidence relating to the child, in so far as that evidence is relevant to the guilt or innocence of the child.

(4) The court in determining sentence shall not take into account any matter given in evidence, or appearing in any report presented, to the court, if the matter is disputed by the child, any guardian of the child or the prosecutor, unless the court has decided that the matter has been proved beyond reasonable doubt.

Attendance at court of guardian of child charged with offence.

69. (1) Where a child is before a court in any proceedings under this Part, the court may order that any guardian shall attend at the court before which the case is heard or determined during all the stages of the proceedings, unless sooner excused by the court.

(2) When the court makes an order under subsection (1) of this section, it may adjourn the hearing of the case, and shall cause the order to be served upon the guardian named therein.

(3) Any person who, having been served with an order under this section, fails to attend the court in compliance therewith shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Counsellors, etc., may make submissions to court.

70. In any proceedings under this Part, a court may, upon the application of a person who has been counselling, advising or aiding the child the subject of the proceedings, or upon the application of any guardian of the child, hear any submissions that person or guardian wishes to make in respect of the child.

Assessment panel report must be obtained for referral to youth project centres.

71. A child shall not be required by a court to attend a youth project centre unless the court has first obtained and considered a report on the child from an assessment panel.

Duties of assessment panels under this Part.

72. Where an assessment panel is required to furnish a report in any proceedings under this Part, the assessment panel—

(*a*) shall investigate and report on the personal circumstances and social background of the child;

and

(*b*) may make such recommendations as to the treatment, correction, or rehabilitation of the child as it thinks appropriate.

Power of Court to order compensation or restitution.

73. (1) A Judge or special magistrate of the Court or an adult court may, subject to this section, on the application of the prosecutor made at the hearing, order a child against whom any charge for an offence before the court has been proved to pay compensation, or make restitution, in respect of any damage or loss occasioned by the offence to any person who has suffered that damage or loss.

(2) The court shall not make an order under this section unless it is of the opinion that the making of such an order would contribute to the rehabilitation of the child.

(3) The amount that the court may order any child to pay under this section shall not exceed two thousand dollars.

(4) Before making an order under this section, the court shall satisfy itself as to the amount of the loss or damage occasioned by the offence.

(5) If the court is of the opinion that the evidence is not sufficient to enable it to determine the amount of the damage or loss, it may decline to make an order.

(6) Subject to subsection (3) of this section, an order under this section may direct the child to pay, within the period of six months after the order is made, such sum as the court thinks reasonable, either as one payment or by instalments, and in determining the amount of the order, the court shall have regard to the means of the child and his own ability to pay the amount ordered.

(7) Where the court has made an order for the payment of any money under this section, the child shall pay that money to the clerk of the court for transmission to the person in whose favour the order was made.

(8) Any amount in arrears under an order made pursuant to this section may be recovered by the person in whose favour the order was made, as a debt in a court of competent jurisdiction.

(9) An order under this section shall not be a bar to any other proceedings by or on behalf of the person who suffered the damage or loss, but such person shall not be entitled to recover, in respect of such damage or loss, in total a greater amount than the amount of the damage or loss suffered by him.

(10) The powers of the court under this section may be exercised upon the relevant charge being proved and with or without a conviction being recorded against the child.

(11) The court may not make any order against a child for compensation or restitution except pursuant to this section or the Criminal Injuries Compensation Act, 1978-1979.

Name and address of child to be given in certain circumstances.

74. Where a child is proceeded against or dealt with under this Part for an alleged offence, any person who intends to commence proceedings for loss or damage arising out of the commission of that alleged offence may at any time, upon application in writing to the Commissioner of Police, be furnished with the name and address of that child.

Application of Offenders Probation Act.

75. The Offenders Probation Act, 1913-1971, does not apply to, or in relation to, a child (except where a child is, pursuant to section 56 of this Act, dealt with as an adult by an adult court).

PART V

PART V

APPEALS AND RECONSIDERATION OF SENTENCE

Appeals from orders, etc., under Part III of this Act, and other Acts.

76. (1) An appeal shall lie to the Supreme Court from any final order, declaration or adjudication made by the Children's Court—

(*a*) under Part III of this Act;

or

(*b*) under any other Act.

(2) An appeal under this section—

(*a*) must be made in accordance with the rules of court under this Act;

and

(*b*) shall be heard by a single Judge of the Supreme Court.

Appeals from order, etc., under Part IV.

77. An appeal to the Supreme Court from any final conviction, order or adjudication of the Children's Court made in proceedings under Part IV of this Act shall be heard—

(*a*) in respect of a group I or group II offence, by the Full Court of the Supreme Court;

and

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

Single Judge may refer appeal to Full Court.

78. Nothing in this Division derogates from the power of a Judge of the Supreme Court to refer an appeal to be heard by the Full Court of the Supreme Court.

Powers of Supreme Court on appeal.

79. The Supreme Court when hearing an appeal from the Children's Court may exercise the same powers and make any order or adjudication in relation to a child that could lawfully have been made by the Children's Court acting under the powers conferred on it by this Act.

Reconsideration of sentence by Children's Court.

80. (1) Subject to this section, where a finding is made by the Children's Court that a charge against a child is proved, and an order is made against or in relation to the child in consequence of that finding, the Court may, upon an application made under subsection (2) of this section, reconsider the order and may—

(*a*) confirm the order;

or

(*b*) discharge the order and substitute therefor any other order the Court could have made in relation to the offence.

(2) Subject to this section, an application for reconsideration of an order may be made, in accordance with the rules of court under this Act—

(*a*) by the child, within one month after the date of the order;

or

(*b*) by the Minister, on behalf of the child, at any time after the date of the order.

(3) Where an application has been made under this section for reconsideration of a sentence of detention, the Court may, upon application by or on behalf of the child, release the child from detention upon bail upon such conditions as the Court thinks fit.

(4) The Court shall notify the applicant and all other parties concerned with the application of the place, date and time for the hearing of the application.

(5) Subject to subsection (7) of this section, where an appeal to the Supreme Court is instituted in respect of the original order, no application under this section may thereafter be made by the child.

(6) Subject to subsection (7) of this section, where an application for reconsideration is made under subsection (1) of this section, no appeal shall lie to the Supreme Court against the order in respect of which reconsideration is sought.

(7) Where an application under this section, or a notice of appeal to the Supreme Court, is withdrawn, all other parties concerned shall be notified accordingly, and thereupon an appeal shall lie to the Supreme Court, or an application may be made under this section, as the case may require, in all respects as if the date of that withdrawal were the date upon which the original order was made.

(8) An appeal shall lie to the Supreme Court from any order made by the Children's Court under this section.

PART VI

THE CHILDREN'S COURT ADVISORY COMMITTEE

Establishment of the Children's Court Advisory Committee.

81. (1) There shall be a committee entitled the "Children's Court Advisory Committee".

(2) The Advisory Committee shall consist of three members appointed by the Governor, of whom—

(*a*) one (the Chairman) shall be a Judge of the Supreme Court or a person holding judicial office under the Local and District Criminal Courts Act, 1926-1976;

(*b*) one shall be a person who, in the opinion of the Attorney-General, has wide knowledge or experience in the field of law enforcement, and who is nominated by the Attorney-General;

and

(*c*) one shall be a person who, in the opinion of the Minister, has a wide knowledge of and experience in the field of community welfare, and who is nominated by the Minister.

(2) A member of the Advisory Committee shall hold office for such term, and upon such conditions, as the Governor determines and specifies in the instrument of his appointment.

(3) Upon the expiration of the term of office of a member of the Advisory Committee, he shall be eligible for re-appointment.

Allowances and expenses.

82. A member of the Advisory Committee shall be entitled to receive such allowances and expenses as the Governor may from time to time determine.

PART VI

Removal from and vacancies of office.

83. (1) The Governor may remove a member of the Advisory Committee from office on the grounds of—

(*a*) mental or physical incapacity;

(*b*) dishonourable conduct;

or

(*c*) neglect of duty.

(2) The office of a member of the Advisory Committee shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by notice in writing given to the Attorney-General;

or

(*d*) he is removed from office by the Governor pursuant to subsection (1) of this section.

(3) Upon the office of a member of the Advisory Committee becoming vacant, a person shall be appointed to that office in accordance with this Act.

(4) Where the office of a member of the Advisory Committee becomes vacant before the expiration of the term of office for which he was appointed, the person appointed in his place shall be so appointed only for the balance of that term.

Functions of the Advisory Committee.

84. (1) The functions of the Advisory Committee are to—

(*a*) monitor and evaluate the administration and operation of this Act;

(*b*) cause such data and statistics in relation to proceedings before the Children's Court to be collected as it thinks fit, or as the Attorney-General may direct;

(*c*) perform any other functions prescribed by this Act;

and

(*d*) perform such other functions as the Governor may, by proclamation, assign to the Advisory Committee.

(2) The Advisory Committee shall have full power to perform any act necessary or expedient for the performance of the functions for which the Advisory Committee is established.

Reports.

85. (1) The Advisory Committee shall, not later than the thirty-first day of October in each year, report to the Attorney-General on the administration and operation of this Act during the previous financial year.

(2) The Advisory Committee shall investigate and report to the Attorney-General on any matter pertaining to this Act that has been referred to the Advisory Committee by the Attorney-General for investigation and report.

(3) The Attorney-General shall cause a copy of every report submitted to him under subsection (1) of this section to be laid before each House of Parliament as soon as practicable after his receipt thereof.

PART VII

MISCELLANEOUS

Determination of a person's age.

86. (1) The Children's Court, an adult court or a children's aid panel shall, in determining the age of a person for the purpose of any proceedings under this Act, act on the best evidence or information that is reasonably available but, in the absence of any such evidence or information, the court or panel may itself estimate the age of the person.

(2) Where, in any proceedings before a court, it becomes apparent to the court that the person the subject of those proceedings should, by reason of his age, be dealt with in some other court, the court may remand that person to appear in the appropriate court.

(3) Nothing done by a court or a children's aid panel in respect of any person shall be invalid by reason of the fact that the court or panel acted upon a mistaken belief that the person was of a certain age.

Change of venue.

87. (1) If it appears to the member, or members, of the Children's Court exercising the jurisdiction of the Court in any proceedings that those proceedings could be more conveniently, economically or fairly heard and determined by some other member, or members, of the Court, he may forthwith refer the matter to the Senior Judge who shall give such directions as to the hearing and determination of the proceedings as he thinks fit.

(2) The parties to the proceedings shall be notified of any change made to the place, date or time for the hearing of the proceedings pursuant to this section.

Certain reports must be made available to child.

88. (1) In any proceedings before the Children's Court, or before an adult court pursuant to this Act, a copy of every report received by the court shall be furnished to the child the subject of the proceedings, to any guardian who is a party to the proceedings or is present in court and, where the proceedings are under Part IV of this Act, to the prosecutor, and any of those persons, or counsel for any of those persons, shall be permitted by the court to cross-examine the person, or any of the persons, by whom the report was made, or who carried out any investigation on which the report was based.

(2) Notwithstanding subsection (1) of this section, if the court is of the opinion that a report contains material that, if disclosed, may be prejudicial to the welfare of the child, the court may order that the whole, or any part, of the report shall not be furnished in accordance with subsection (1) of this section.

Right of audience of officers of the Department.

89. In any proceedings under this Act before the Children's Court or an adult court, any officer of the Department may appear before the court for the purposes of—

(*a*) conducting any proceedings under Part III of this Act;

or

(*b*) in any proceedings under Part IV of this Act, tendering any report or making submissions in relation to the sentencing of a child.

PART VII

Legal representation of children.

90. Where, in any proceedings before the Children's Court, or before an adult court pursuant to this Act, the court is of the opinion that the child the subject of the proceedings needs legal representation and that such representation has not been arranged by or on behalf of the child, the court may, by order, make such provision for the legal representation of the child as it thinks fit.

Court must explain proceedings to a child, etc.

91. (1) In any proceedings before the Children's Court, or before an adult court pursuant to this Act, the court shall satisfy itself that the child the subject of the proceedings understands the nature of those proceedings.

(2) Where a child by, or in respect of whom, proceedings have been brought before the Children's Court, or before an adult court pursuant to this Act, is not represented by counsel or solicitor, the court—

(*a*) shall explain to the child in simple language the nature of the allegations against, or concerning, him and the legal implications of those allegations;

and

(*b*) shall, where the child has been charged with an offence, explain to him in simple language the elements of the offence that must be established by the prosecution.

(3) No order or adjudication of a court is defective on the ground of failure to comply with this section where the court has substantially complied with the provisions of this section.

(4) Where a child has been charged with an offence, he shall be furnished, as soon as reasonably practicable after being so charged, with a written statement in the prescribed form of his rights in respect of legal representation, and of the manner in which he may obtain legal advice, representation or assistance.

Persons who may be in court.

92. (1) Subject to subsection (2) of this section, no person shall be present at any sitting of the Children's Court, or at any sitting of an adult court dealing with a child under this Act, except for the following persons:—

(*a*) members and officers of the court;

(*b*) officers of the Department;

(*c*) parties to the case before the court, and the legal practitioners representing those parties;

(*d*) the prosecutor;

(*e*) witnesses whilst giving evidence and whilst permitted by the court to remain in court;

(*f*) any guardian of the child;

(*g*) any member of the Children's Court Advisory Committee;

(*h*) such other persons as the court specially authorizes to be present.

(2) Any person who is a *bona fide* representative of the news media may be present at a sitting of a court when the court is dealing with a child under Part IV of this Act.

(3) Nothing in this section abrogates the power of a court to exclude any person from a sitting of the court.

Restriction on reports of proceedings in respect of children.

93. (1) Subject to this section, a person shall not publish, whether by radio, television or newspaper or otherwise, a report of any proceedings before the Children's Court, or before an adult court pursuant to this Act.

(2) Unless otherwise ordered by the court, the result of any proceedings under Part IV of this Act may be published in accordance with this section and, for that purpose, the court shall, at the request of a person desiring so to publish the result of any proceedings, make that result available to him.

(3) Where, in any proceedings under Part IV of this Act, the child is convicted of an offence, a brief summary of the circumstances of the offence may be published together with any publication of the result of the proceedings, unless the court orders otherwise.

(4) Unless permitted by virtue of an order under subsection (5) of this section, a person shall not, in publishing the result of any proceedings referred to in subsection (2) of this section, or any summary under subsection (3) of this section, reveal the name, address or school, or include any particulars or publish any picture or film calculated to lead to the identification, of any child who is concerned in those proceedings, whether as a person against whom or in respect of whom those proceedings were taken, or as a witness in those proceedings.

(5) The court may, by order, dispense with the requirements of subsection (4) of this section to such extent and subject to such conditions as may be specified in the order.

(6) A person who acts in contravention of this section, or fails to comply with any order of a court under this section, shall be guilty of an offence and liable to a penalty not exceeding five thousand dollars.

Detention and search by officers of Department.

94. Any officer of the Department authorized by the Director-General for the purpose may have the lawful custody of a child against whom or in relation to whom any proceedings under this Act have been, or are about to be, brought, while that child is being conveyed to or from a court, or while the child is within the precincts of the court, and may, at any time, search the child and remove any object that he considers may be injurious to any person or property.

Hindering an officer of the Department.

95. A person who hinders an officer of the Department in the exercise of his powers under this Act shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Delegation etc.

96. (1) The Minister may, from time to time, by instrument in writing, delegate to the Director-General such of his powers, duties, responsibilities and functions under this Act as the Minister thinks fit.

(2) The Director-General may delegate to any officer of the Department any of the powers, duties, responsibilities and functions vested in, or delegated to, the Director-General under this Act.

(3) A delegation under this section shall be revocable at will, and shall not prevent the exercise or performance of any power, duty, responsibility or function by the Minister or Director-General.

(4) In any proceedings under this Act, a certificate purporting to be signed by the Minister or the Director-General and stating that the person named therein is an officer of the Department and is authorized by the Minister, or the Director-General, as the case may be, to conduct any proceedings under this Act on his behalf, shall be sufficient proof of the facts so stated.

Issue of warrant.

97. No person shall issue an order for the removal of a child from any place, or a warrant for the apprehension of a child, unless that person is satisfied that the allegations made in respect of the child by the person seeking the order or warrant have been substantiated on oath.

Detention for contempt or enforcement of order for payment of money.

98. (1) In any proceedings against a child before any court for—

(*a*) contempt of court;

or

(*b*) enforcement of any order for the payment of money,

the court is not empowered to sentence that child to imprisonment but may, by order, sentence the child to detention in a place (other than a prison) approved by the Minister.

(2) A child against whom an order for the payment of money has been made may, at any time prior to the execution of any mandate for his detention in relation to that order, apply to the Children's Court in the prescribed manner for further time in which to satisfy the order.

Mandates.

99. (1) Where a court makes an order that a child be detained in a training centre or other place the court shall issue a mandate for the taking of the child to that training centre or place, and for his detention for the duration of that order.

(2) A mandate issued by a court pursuant to subsection (1) of this section shall be a sufficient warrant for the taking and detention of the child in accordance with its terms.

Transfer of children in detention to other training centre or prison.

100. (1) Where a child has been detained in, or remanded to, a training centre or any other place pursuant to an order of a court, the Director-General may in such circumstances as he thinks fit, with the approval of the Training Centre Review Board, direct that the child be removed and placed in some other training centre or, where the child has been remanded to, or is being detained in, a place other than a training centre, that he be removed and placed in a training centre or any other place (other than a prison) approved by the Minister.

(2) Where, upon application made to a Judge of the Children's Court by the Director-General, the Court is satisfied that a child who—

(*a*) is of or above the age of sixteen years;

and

(*b*) has been remanded to, or is being detained in, a training centre or any other place pursuant to an order of a court,

cannot be properly controlled in that training centre or other place, has within the period of fourteen days preceding the date of the application been found guilty of assaulting any person employed, or detained, in that training centre or other place, or has persistently incited others in the training centre or other place to cause a disturbance, the Court may, by order, direct that the child be held in custody in a prison for the remainder of the period of his detention.

(3) Where an application has been made under subsection (2) of this section and the Court is satisfied that the child is likely to be a danger to others, the Court may order that he be held in custody in a prison until the court has determined the application.

(4) The Court may, on the application of the Director-General, the child or a guardian of the child, revoke an order made under subsection (2) of this section.

(5) Where a child is held in custody in a prison pursuant to an order under this section, the Prisons Act, 1936-1976, shall apply to and in relation to that child.

Attorney-General's powers and functions may not be delegated, etc., to any other Minister.

101. Notwithstanding any Act or law to the contrary, a power or function vested in, or assigned to, the Attorney-General by or under this Act—

(*a*) shall not, by executive act, be vested in, or assigned to, any other Minister;

and

(*b*) shall not be delegated to any other Minister.

Summary proceedings for offences against Act.

102. Proceedings in respect of offences against this Act shall be disposed of summarily.

Rules of Court.

103. (1) The Senior Judge of the Children's Court may make rules in respect of the practice and procedure of the Court.

(2) The rules may provide that provisions of any rules or regulations made under any Act shall apply with such modifications as may be specified in the rules.

Regulations.

104. (1) The Governor may make such regulations as he considers may be necessary or expedient for the purpose of giving effect to the objects and provisions of this Act.

(2) Without limiting the generality of subsection (1) of this section, the Governor may make regulations—

(*a*) prescribing the practice and procedure of screening panels;

(*b*) prescribing the practice and procedure of children's aid panels;

(*c*) prescribing the practice and procedure of the Training Centre Review Board;

(*d*) prescribing the forms to be used under this Act;

(*e*) prescribing the procedures to be observed in relation to the detention of a child prior to being dealt with by a court, or while a child is being conveyed to or from any court, or while a child is in attendance at any court;

and

(*f*) prescribing penalties, not exceeding one hundred dollars in each case, for breaches of the regulations.

SCHEDULE

First Column Act Amended	Second Column How Amended	Third Column New Citation
Criminal Injuries Compensation Act, 1978	Section 7 (4)— Strike out the word "means". Strike out paragraph (*a*) and insert paragraph as follows:— (*a*) subject to paragraphs (*b*) and (*ba*) of this subsection, means the court before which the offender was brought to trial;. Insert in paragraph (*b*) after the passage "justices of the peace," the word "means". Insert after paragraph (*b*) the following paragraph:— (*ba*) where the offender was brought to trial before a special justice or two justices of the peace of the Children's Court, means the Children's Court constituted of a Judge or a special magistrate;. Strike out paragraph (*c*) and insert paragraph as follows:— (*c*) where the offender has been dealt with by a children's aid panel, means the Children's Court constituted of a Judge or special magistrate;. Strike out from subparagraph (i) of paragraph (*d*) the passage "a juvenile court" and insert "means the Children's Court constituted of a Judge or special magistrate". Insert in subparagraph (ii) of paragraph (*d*) after the passage "in any other case," the word "means".	Criminal Injuries Compensation Act, 1978-1979
Education Act, 1972-1976	Repeal section 79 and insert new section as follows:— Truants. 79. (1) A child of compulsory school age who habitually or frequently absents himself, without lawful excuse, from school when the school is open for instruction shall be guilty of an offence of truancy and liable to be dealt with under the Children's Protection and Young Offenders Act, 1979. (2) In this section—"lawful excuse" means any cause prescribed as a lawful excuse by regulation.	Education Act, 1972-1979
Guardianship of Infants Act, 1940-1975	Section 3— Strike out the definition of "the court" and insert definition as follows:— "the court" means the Children's Court of South Australia constituted of a Judge. Repeal section 22.	Guardianship of Infants Act, 1940-1979

SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Justices Act, 1921-1977	Section 57a— Strike out subsection (10) and insert subsection as follows:— (10) This section shall not apply in relation to a defendant who is a child within the meaning of the Children's Protection and Young Offenders Act, 1979, except where the defendant— (*a*) is of or above the age of sixteen years; and (*b*) is charged with an offence under the Road Traffic Act, 1961-1979.	Justices Act, 1921-1979

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 45 of 1979

An Act to amend the Road Traffic Act, 1961-1976.

[*Assented to 15th March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Road Traffic Act Amendment Act (No. 2), 1979".

(2) The Road Traffic Act, 1961-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Road Traffic Act, 1961-1979".

Commencement.

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

Repeal of ss. 82, 83 and 84 of principal Act.

3. Sections 82, 83 and 84 of the principal Act are repealed.

Amendment of principal Act s. 176—Regulations.

4. Section 176 of the principal Act is amended—

(*a*) by striking out from paragraph (*c*) of subsection (1) the passage "or standing" and inserting in lieu thereof the passage ", standing or parking";

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

(*caa*) providing that the owner and the driver of a vehicle that was parked or was standing in contravention of any regulation under this section relating to the parking or standing of vehicles shall each be guilty of an offence and liable to the prescribed penalty; ;

(*c*) by inserting after paragraph (*n*) of subsection (1) the following paragraph:—

(*na*) providing defences for persons charged with offences against any regulations under this section; ;

(*d*) by striking out from paragraph (*o*) of subsection (1) the passage "one hundred dollars" and inserting in lieu thereof the passage "two hundred dollars";

and

(*e*) by inserting after subsection (5) the following subsection:—

(6) No person shall commence proceedings for an offence against any regulation under this section relating to the parking or standing of vehicles, without the prior approval of the Commissioner of Police.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 46 of 1979

An Act to provide for the protection and preservation of sites and items of sacred, ceremonial, mythological or historic significance to the Aboriginal people; to repeal the Aboriginal and Historic Relics Preservation Act, 1965; and for other purposes.

[*Assented to 15th March,* 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Aboriginal Heritage Act, 1979".

Commencement.

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

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—ADMINISTRATION

PART III—PROTECTION OF ABORIGINAL SITES

PART IV—THE PROTECTION OF ITEMS OF THE ABORIGINAL HERITAGE

PART V—MISCELLANEOUS.

Repeal.

4. The Aboriginal and Historic Relics Preservation Act, 1965, is repealed.

Interpretation.

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

"Aboriginal" means of, or pertaining to, the Aboriginal people:

"Aboriginal people" means the people who inhabited Australia prior to European colonization and includes the descendants of those people:

"Aboriginal site" means any area of archaeological, anthropological, ethnological, or historic significance relating to the Aboriginal people:

"the Committee" means the Aboriginal Heritage Committee:

"Crown lands" means any lands in the State except private lands:

"Inspector" means a person holding the office of Inspector under this Act:

"item of the Aboriginal heritage" or "item" means—

(*a*) any Aboriginal artifact or handiwork, including any tree or rock face apparently marked in a traditional manner by an Aboriginal person, but not including any artifact or handiwork made for the purpose of sale for a monetary consideration;

(*b*) any traces of Aboriginal culture;

(*c*) any Aboriginal remains of archaeological or anthropological interest:

"private lands" means lands alienated from the Crown by grant, lease, licence or agreement for sale and purchase:

"protected area" means an Aboriginal site declared to be a protected area in pursuance of this Act:

"the register" means the register kept by the Minister in pursuance of this Act:

"registered Aboriginal site" means an Aboriginal site delineated or otherwise identified by an entry in the register:

"registered item" means an item in respect of which an entry has been made in the register:

"sell" means—

(*a*) sell, barter or exchange;

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

or

(*c*) receive, expose, store, have in possession, send, consign or deliver for or in pursuance of sale, barter or exchange,

and "sale" has a corresponding meaning.

Act not to prohibit Aboriginal customs.

6. This Act shall not be construed as prohibiting any Aboriginal ceremonial or cultural observance conducted in accordance with the tribal law or traditions of the Aboriginal people.

PART II

PART II

ADMINISTRATION

General Administrative Duties of the Minister

Duties of the Minister.

7. (1) The Minister shall—

(*a*) cause such searches to be made as are likely to result in the discovery of items of the Aboriginal heritage or of information in relation to Aboriginal sites or items;

(*b*) keep a register of Aboriginal sites and items;

and

(*c*) take such measures as may be practicable for the protection and preservation of Aboriginal sites and items.

(2) Part of the register referred to in subsection (1) (*b*) of this section shall be set apart for the recording of confidential information in relation to Aboriginal sites and items and shall only be available for inspection by such persons and upon such conditions as the Minister may determine.

The Fund

The Aboriginal Heritage Fund.

8. (1) There shall be a fund at the Treasury entitled the "South Australian Aboriginal Heritage Fund".

(2) The following moneys shall be paid into the fund—

(*a*) any moneys received from the Government of the Commonwealth for the purpose;

(*b*) any moneys appropriated by Parliament for the purpose;

(*c*) any income derived from the investment of moneys standing to the credit of the fund;

and

(*d*) any other moneys received by the Minister for the purposes of this Act.

(3) The Minister may, with the approval of the Treasurer, invest moneys standing to the credit of the fund in any manner approved by the Treasurer.

(4) The Minister may, for the purposes of this Act, borrow moneys from the Treasurer or, with the approval of the Treasurer, from any other person.

(5) Any moneys so borrowed shall be paid into the fund.

Application of the fund.

9. The Minister may apply the fund—

(*a*) for the purpose of acquiring registered items and registered Aboriginal sites;

(*b*) for the purpose of meeting grants or loans to persons or bodies of persons with a view to preserving and protecting the Aboriginal heritage;

and

(*c*) for any other purpose related to the preservation and protection of the Aboriginal heritage.

Delegation

Delegation by the Minister.

10. (1) The Minister may, by instrument in writing, delegate to any person such of his powers under this Act as may be specified in the instrument.

(2) A delegation under this section may be made subject to such conditions and restrictions as the Minister thinks fit and specifies in the instrument of delegation.

(3) A delegation under this section shall be revocable at will, and shall not derogate from the power of the Minister to act personally in any matter.

The Committee

Constitution of the Committee.

11. (1) There shall be a Committee entitled the "Aboriginal Heritage Committee".

(2) The Committee shall consist of nine members appointed by the Governor of whom—

(*a*) at least three must be Aboriginals;

(*b*) one must be a nominee of the Board of the South Australian Museum;

and

(*c*) one must be a nominee of the Pastoral Board.

(3) One of the members of the Committee shall be appointed by the Governor to be Chairman of the Committee.

Terms and conditions of office.

12. (1) A member of the Committee shall be appointed for such term of office, not exceeding four years, and upon such conditions as the Governor may determine, and upon the expiration of his term of office shall be eligible for re-appointment.

(2) The Governor may appoint a person to be a deputy of a member of the Committee, and that person, while acting in the absence of that member, shall be deemed to be a member of the Committee.

(3) The Governor may remove a member of the Committee from office for—

(*a*) any breach of, or non-compliance with, the conditions of his appointment;

(*b*) mental of physical incapacity;

(*c*) neglect of duty;

or

(*d*) dishonourable conduct.

(4) The office of a member of the Committee shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice addressed to the Minister;

or

(*d*) he is removed from office by the Governor pursuant to subsection (3) of this section.

(5) Upon the office of a member of the Committee becoming vacant, a person shall be appointed in accordance with this Act to the vacant office.

Allowances and expenses.

13. The members of the Committee shall be entitled to receive such allowances and expenses as may be determined by the Governor.

Quorum, etc.

14. (1) Five members of the Committee shall constitute a quorum of the Committee.

(2) The chairman of the Committee shall preside at any meeting of the Committee at which he is present and, in the absence of the chairman from a meeting, the members of the Committee present shall decide who is to preside at that meeting.

(3) A decision carried by a majority of the votes of the members present at a meeting of the Committee shall be a decision of the Committee.

(4) Each member of the Committee shall be entitled to one vote on a matter arising for determination by the Committee and the person presiding at the meeting of the Committee shall, in the event of an equality of votes, have a second or casting vote.

(5) The Committee shall cause accurate minutes to be kept of the business conducted at meetings of the Committee.

(6) Subject to this Act, the business of the Committee shall be conducted in a manner determined by the Committee.

The secretary.

15. (1) There shall be a secretary to the Committee.

(2) The secretary to the Committee shall be appointed, and shall hold office, in accordance with the Public Service Act, 1967-1978.

(3) The office of secretary to the Committee may be held in conjunction with any other office in the Public Service of the State.

Functions of the Committee.

16. (1) The functions of the Committee are as follows:—

(*a*) to recommend the registration of items or Aboriginal sites;

(*b*) to recommend to the Minister the declaration of protected areas;

(*c*) to recommend the acquisition of items that in their opinion warrant acquisition;

(*d*) to carry out such other functions and duties as the Minister may assign to the Committee;

and

(*e*) to consider and report to the Minister upon any matter referred by the Minister to the Committee for advice.

(2) Aboriginal sacred beliefs and ritual and ceremonial usage shall, insofar as they can be ascertained, be regarded as the primary consideration to be taken into account in the exercise of the functions of the Committee.

Annual report.

17. (1) The Committee shall, as soon as practicable after the thirtieth day of June in each year, present a report to the Minister upon the administration of this Act during the period of twelve months ending on that day.

(2) The Minister shall, as soon as practicable after his receipt of a report under subsection (1) of this section cause copies of the report to be laid before both Houses of Parliament.

Inspectors

Inspectors.

18. (1) The following persons shall be Inspectors for the purposes of this Act:—

(*a*) the members of the Police Force;

and

(*b*) any Aboriginal or other suitable persons appointed by the Minister to be Inspectors for the purposes of this Act.

(2) A person may be appointed as an Inspector under this section upon such terms and conditions as the Minister thinks fit.

Powers of Inspectors.

19. (1) An Inspector may for the purposes of this Act—

(*a*) exercise reasonable force to prevent the commission of an offence against this Act, or the continuance of such an offence;

(*b*) require a person who is on a protected area without lawful authority to leave that protected area forthwith;

(*c*) require any person whom he reasonably suspects of having damaged an Aboriginal site, or an item upon an Aboriginal site, to leave that site forthwith;

or

(*d*) seize and retain any item for investigation or legal proceedings.

Resisting an Inspector.

20. (1) A person shall not assault, hinder or resist an Inspector in the execution of his powers, duties or functions under this Act.

Penalty: One thousand dollars or imprisonment for three months.

(2) A person of whom a requirement is made by an Inspector pursuant to the provisions of this Act shall forthwith comply with that requirement.

Penalty: One thousand dollars or imprisonment for three months.

PART III

PART III

PROTECTION OF ABORIGINAL SITES

Protected areas.

21. (1) Where the Minister is satisfied that it is necessary for the protection of an Aboriginal site that it should become a protected area under the provisions of this Act, he may, by notice published in the *Gazette*, declare that site to be a protected area for the purposes of this Act.

(2) A declaration shall not be made under this section in respect of private lands unless—

(*a*) the Minister—

(i) has at least eight weeks before making the declaration given the owner and occupier of those lands a notice in writing setting out the terms of the proposed declaration and informing them that they or either of them may, within six weeks after service of the notice, object to the proposal;

and

(ii) has considered the objections (if any) made in response to the notice;

or

(*b*) the Minister is of the opinion that the declaration is urgently required in the public interest or in the interests of Aboriginal people.

(3) Where a declaration is made under this section in respect of private lands without notice being given in accordance with subsection (2) (*a*) of this section, the following provisions shall apply—

(*a*) the Minister shall as soon as practicable after the date of the declaration inform the owner and occupier in writing that they or either of them may within six weeks after that date object to the declaration;

and

(*b*) the declaration shall upon the expiration of eight weeks from the day on which it was made expire unless the Minister, after consideration of the objections (if any) made in response to the notice under paragraph (*a*) of this subsection, confirms the declaration by notice published in the *Gazette*.

(4) A notice under subsection (1) of this section may contain such restrictions upon access to, or the use of, the protected area as may be specified in the notice.

(5) A person shall not, without the written permission of the Minister, enter, or use, a protected area in contravention of a restriction contained in a notice under subsection (1) of this section.

Penalty: Ten thousand dollars or imprisonment for three months.

(6) The Minister may, by subsequent notice published in the *Gazette*, vary or revoke a notice under subsection (1) of this section.

Signs.

22. (1) The Minister may erect, or cause to be erected, in or in the vicinity of a protected area or registered Aboriginal site signs indicating that the land is a protected area or registered Aboriginal site and any restrictions imposed in respect of access to or use of that protected area or registered Aboriginal site.

(2) The fact that a sign is not erected under this section in respect of a protected area or registered Aboriginal site shall not affect the liability of the person for contravention of any provision of this Act.

(3) A person shall not destroy, damage, deface, move or interfere with a sign erected pursuant to this section.

Penalty: One thousand dollars or imprisonment for one month.

(4) Upon conviction of a person for an offence against subsection (3) of this section, the court may (whether or not it imposes any penalty) order the convicted person to pay to the Minister such sum as the court thinks fit as compensation for any loss caused by reason of the commission of the offence.

Endorsements upon title.

23. Where any land has become, or has ceased to be, a protected area under this Act, the Registrar-General shall, upon receipt of an application by the Minister, make such endorsements in the Register Book or the Register of Crown Leases as may be necessary to evidence that fact.

Acquisition of land.

24. (1) The Minister may, subject to and in accordance with the provisions of the Land Acquisition Act, 1969-1972, acquire land for the purposes of this Act.

(2) Any such land may, if the Minister thinks fit, be declared to be a protected area.

PART IV

PART IV

THE PROTECTION OF ITEMS OF THE ABORIGINAL HERITAGE

Land not to be excavated without permit.

25. (1) A person shall not, without the consent of the Minister, excavate any land for the purpose of exploring for an item of the Aboriginal heritage (either within or outside a protected area).

Penalty: One thousand dollars.

(2) Subject to subsection (3) of this section, a person shall not, without the consent of the Minister, remove or otherwise interfer with an item of the Aboriginal heritage.

Penalty: Ten thousand dollars.

(3) Where a person discovers and collects items from land—

(*a*) being land included in a hundred;

and

(*b*) not being a registered Aboriginal site or a protected area,

he is not, by reason only of so doing, guilty of an offence under subsection (2) of this section.

(4) A person shall take reasonable measures to protect any item of the Aboriginal heritage in his ownership or possession.

Penalty: Five hundred dollars.

(5) A person shall not sell any item of the Aboriginal heritage (not being a part of, or fixture to, land) unless the sale is to the Minister or with his written consent.

Penalty: Five hundred dollars.

(6) A consent under this section may be unconditional, or subject to such conditions as the Minister thinks fit.

Excavation and removal of items of the Aboriginal heritage.

26. (1) Where the Minister has reason to believe that items of the Aboriginal heritage may be lying upon or under any land, he may, by instrument in writing, authorize any person to enter and excavate the land (either within or outside a protected area) and to remove any items to safe storage.

(2) A person so authorized may, after giving reasonable notice to the occupier of land of his intention to do so, enter the land, carry out an excavation, and remove any items of the Aboriginal heritage in accordance with the terms and conditions of the authorization.

(3) An authorized person shall not enter land in pursuance of subsection (2) of this section unless before the date of entry he has given reasonable notice in writing to the occupier of the land identifying the land to be affected by the proposed excavation.

(4) The Minister shall make good any damage done to land by an authorized person acting in pursuance of this section.

Penalty for damaging or destroying registered item.

27. (1) A person shall not damage or destroy a registered item.

Penalty: Ten thousand dollars or imprisonment for three months.

(2) It shall be a defence to a charge for an offence against subsection (1) of this section for the defendant to prove that the act alleged against him was neither intentional nor negligent.

Discovery of items to be reported.

28. (1) A person who discovers an item of the Aboriginal heritage shall forthwith report the discovery to the Minister.

(2) Where any item of the Aboriginal heritage is discovered in the course of operations conducted on any land, the person in charge of those operations shall forthwith report the discovery to the Minister.

(3) A person who fails to report the discovery of an item of the Aboriginal heritage in accordance with this section shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

Surrender of item to the Minister for classification.

29. (1) The Minister may require a person who has an item of the Aboriginal heritage in his possession to surrender that item to the Minister, or to a person nominated by the Minister, and the Minister may retain that item for a period not exceeding four months for the purpose of examination and classification.

(2) A person of whom a requirement is made by the Minister under this section shall comply with that requirement forthwith.

Penalty: Five hundred dollars.

PART V

MISCELLANEOUS

Proceedings.

30. (1) Proceedings for offences against this Act shall be disposed of summarily.

(2) An allegation in a complaint—

(*a*) that an object referred to in the complaint is an item of the Aboriginal heritage;

(*b*) that a place referred to in the complaint is or was at the time specified in the complaint, a protected area;

or

(*c*) that a person named in the complaint is, or was at a time referred to in the complaint, an Inspector under this Act,

shall be deemed to have been proved in the absence of proof to the contrary.

Forfeiture and seizure of items related to the Aboriginal heritage.

31. (1) Where the owner of an item of the Aboriginal heritage is convicted of an offence in relation to that item, the Court may order that it be forfeited to the Crown.

(2) Where an Inspector has reasonable cause to suspect that an offence has been, or is about to be, committed in relation to an item of the Aboriginal heritage, he may seize and retain that item for a period not exceeding four months.

(3) Where an Inspector seizes an item in pursuance of subsection (2) of this section, he shall forthwith make a report upon the matter to the Minister.

PART V

Regulations.

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

(2) Without limiting the generalty of the foregoing, those regulations may—

(*a*) provide for the supervision of operations carried out on or in the vicinity of Aboriginal sites and protected areas;

(*b*) regulate, restrict or prohibit—

(i) persons or livestock entering or remaining within a registered Aboriginal site or protected area;

(ii) the use of vehicles, explosives, instruments or equipment within an Aboriginal site or a protected area;

(iii) damage or destruction to vegetation, or the disturbance of the surface or subsoil of land within a registered Aboriginal site or protected area;

(iv) the lighting or maintenance of fires within a registered Aboriginal site or protected area;

(*c*) make any other provision for the protection of registered Aboriginal sites, protected areas, and items of the Aboriginal heritage;

and

(*d*) prescribe penalties not exceeding five hundred dollars for breach of, or non-compliance with, any regulation.

(3) No regulation shall be made preventing watering of stock upon an Aboriginal site or protected area where there is no other reasonably accessible source of water in the near vicinity of the Aboriginal site or protected area.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

***

Repeals and transitional provisions.

4. (1) The Liquefied Petroleum Gas Act, 1960-1973, is repealed.

(2) The Inflammable Liquids Act, 1961-1976, is repealed.

Interpretation.

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

"the Chief Inspector" means the person appointed to be the Chief Inspector under Part II of this Act:

"conveyance" in relation to a dangerous substance means movement of the dangerous substance whether by vehicle, pipeline or any other means and "convey" has a corresponding meaning:

"dangerous substance" means any substance, whether solid, liquid or gaseous, that is toxic, corrosive, flammable or otherwise dangerous and declared by regulation to be a dangerous substance for the purposes of this Act:

"the Director" means—

(*a*) the person for the time being holding or acting in the office of the Director of the Department of Labour and Industry;

or

(*b*) any other person directed by the Minister to exercise the powers of the officer so designated by this Act:

"the Government Analyst" means the person appointed by the Governor to be the Government Analyst or any person for the time being acting in that office:

"inspector" means—

(*a*) the Chief Inspector;

or

(*b*) a person appointed to be an inspector under Part II of this Act:

"premises" means any land or any building or structure whether fixed or moveable:

"vehicle" includes any kind of aircraft or vessel.

Act binds the Crown.

6. This Act binds the Crown.

Non-derogation.

7. (1) The provisions of this Act shall be in addition to and shall not derogate from the provisions of any other Act.

(2) The provisions of this Act shall not limit or affect any civil remedy at law or in equity.

PART II

PART II

ADMINISTRATIVE

Inspectors.

8. (1) The Governor may, by notice published in the *Gazette*—

(*a*) appoint a person to be the Chief Inspector for the purposes of this Act;

and

(*b*) appoint a person to be an inspector for the purposes of this Act.

(2) The Minister shall provide each inspector with a certificate of identification in the prescribed form.

(3) An inspector shall produce his certificate at the request of any person in relation to whom he is exercising his powers or functions under this Act.

Powers of inspectors.

9. (1) An inspector may—

(*a*) at any time, enter into or upon any premises or vehicle, inspect the premises or vehicle and anything in or on the premises or vehicle, and open any container or other thing, for the purpose of determining whether or not any provision of this Act is being or has been complied with;

(*b*) direct a vehicle to stop, or stop a vehicle, for the purpose of determining whether or not any provision of this Act is being or has been complied with;

(*c*) take, without payment, a sample of any substance that he suspects on reasonable grounds to be a dangerous substance or an ingredient thereof for the purpose of determining whether or not any provision of this Act is being or has been complied with;

(*d*) remove any substance or thing in relation to which he suspects upon reasonable grounds that an offence against this Act has been committed;

(*e*) inspect and examine, analyse and test or cause to be analysed or tested any substance or thing for the purpose of determining whether or not any provision of this Act has been or is being complied with;

(*f*) require any person to answer a question put to him, whether the question is put to him directly or through an interpreter, for the purpose of determining whether or not any provision of this Act is being or has been complied with;

(*g*) search, copy and take extracts of, and if necessary for that purpose remove any books, documents or records of any kind for the purpose of determining whether or not any provision of this Act is being or has been complied with;

or

(*h*) give such directions as are reasonably necessary for, or incidental to, the effective exercise of his powers under this Act.

(2) Where an inspector considers upon reasonable grounds that, in the circumstances of a particular case, public safety or the safety or health of any person is endangered by a dangerous substance, he may—

(*a*) by notice in writing, direct the person apparently having the control of the dangerous substance to take such steps as are specified in the notice to remove or alleviate the danger;

or

(*b*) with the consent of the Minister and without incurring any liability to the owner or person in possession of the dangerous substance, destroy or render harmless the dangerous substance or, by notice in writing, direct the person apparently having the control of the dangerous substance to take such steps as are specified in the notice to destroy or render harmless the dangerous substance.

(3) An inspector may exercise the powers conferred by paragraph (*b*) of subsection (2) of this section without obtaining the consent of the Minister where the inspector considers upon reasonable grounds that the danger is imminent.

(4) In the exercise of his powers under this section, an inspector may be accompanied by such other persons as he considers necessary or desirable in the circumstances.

(5) A person shall not hinder or obstruct an inspector, or any person accompanying an inspector, in the exercise of his powers under this section.

Penalty: One thousand dollars.

(6) A person to whom a question is put under this section shall not refuse or fail to answer the question to the best of his knowledge, information or belief.

Penalty: One thousand dollars.

(7) A person shall not be guilty of an offence against subsection (6) of this section if he refuses to answer a question, the answer to which would tend to incriminate him.

(8) A person given any direction under this section shall not refuse or fail to comply with the direction.

Penalty: One thousand dollars.

(9) Where any substance or thing is removed under this section and—

(*a*) proceedings are not instituted for an offence against this Act in relation to the substance or thing within two months of its removal;

or

(*b*) proceedings having been so instituted, the substance or thing is not ordered to be forfeited to the Crown or the defendant is not convicted,

the person from whom the substance or thing was removed shall be entitled to recover it, or, if it has been destroyed or damaged or has deteriorated, to recover from the Minister, by action in any court of competent jurisdiction, the reasonable value of the substance or thing at the time of its removal.

Secrecy.

10. Any person who is engaged or has been engaged in any office or position connected with the administration of this Act shall not, otherwise than in the performance of the duties or functions appertaining to that office or position, divulge or communicate any information obtained by virtue of that office or position.

Penalty: One thousand dollars.

Person acting without authority.

11. A person shall not falsely represent, by words or conduct, that he is engaged in or associated with the administration of this Act.

Penalty: One thousand dollars.

PART III

PART III

DANGEROUS SUBSTANCES

DIVISION I—GENERAL

DIVISION I

General duty to take proper precautions with respect to dangerous substances.

12. A person shall, in keeping, handling, conveying, using, or disposing of, any dangerous substance, take such precautions and exercise such care as is reasonable in the circumstances in order to avoid endangering the safety of any other person or other person's property.

Penalty: One thousand dollars.

DIVISION II—LICENCES TO KEEP DANGEROUS SUBSTANCES

DIVISION II

"Prescribed dangerous substance" for the purposes of this Division.

13. In this Division "prescribed dangerous substance" means a dangerous substance for the time being declared by regulation to be a prescribed dangerous substance for the purposes of this Division.

Offence with respect to the keeping of dangerous substances without a licence.

14. A person shall not keep any prescribed dangerous substance in any premises except—

(*a*) as permitted by regulations prescribed for the purposes of this section;

or

PART III
DIVISION II

(*b*) pursuant to, and in accordance with the conditions of, a licence granted under this Division.

Penalty: One thousand dollars.

Licence to keep dangerous substances.

15. (1) The Director may, subject to this Act, in his discretion, upon application in the prescribed form and payment of the prescribed fee, grant a licence to any person to keep any prescribed dangerous substance in any premises.

(2) The Director shall not grant a licence under subsection (1) of this section unless the premises comply with the prescribed requirements.

(3) A licence granted under this section shall be subject to such conditions relating to—

(*a*) the prescribed dangerous substance that may be kept;

(*b*) its keeping;

(*c*) the premises in which it may be kept;

or

(*d*) any other matter,

as the Director may specify by notice in writing given to the holder of the licence.

(4) The Director may, by notice in writing given to the holder of a licence under this section, add to, vary or revoke any conditions of the licence.

Removal of licence.

16. (1) A licence granted under this Division shall, subject to this Act, remain in force for such term as the Director may specify in the licence.

(2) The Director may, subject to this Act, in his discretion, upon application made in the prescribed manner and form and payment of the prescribed fee, renew a licence granted under this Division.

(3) A licence renewed under this section shall, subject to this Act, remain in force for such term (being not less than one year) as the Director may specify in the licence.

DIVISION III

DIVISION III—LICENCES TO CONVEY DANGEROUS SUBSTANCES

"Prescribed dangerous substance" for the purposes of this Division.

17. In this Division, "prescribed dangerous substance" means a dangerous substance for the time being declared by regulation to be a prescribed dangerous substance for the purposes of this Division.

Offence with respect to conveyance of dangerous substances without licence.

18. A person shall not convey any prescribed dangerous substance except—

(*a*) as permitted by regulations prescribed for the purposes of this section;

or

(*b*) pursuant to, and in accordance with the conditions of, a licence granted under this Division.

Penalty: One thousand dollars.

Licence to convey dangerous substances.

19. (1) The Director may, subject to this Act, in his discretion, upon application in the prescribed form and payment of the prescribed fee, grant a licence to any person to convey any prescribed dangerous substance.

(2) A licence granted under this section shall be subject to such conditions relating to—

(*a*) the prescribed dangerous substance that may be conveyed;

(*b*) its conveyance;

or

(*c*) any other matter,

as the Director may specify by notice in writing given to the holder of the licence.

(3) The Director may, by notice in writing given to the holder of a licence under this section, add to, vary or revoke any conditions of the licence.

Renewal of licence.

20. (1) A licence granted under this Division shall, subject to this Act, remain in force for such term as the Director may specify in the licence.

(2) The Director may, subject to this Act, in his discretion, upon application made in the prescribed manner and form and payment of the prescribed fee, renew a licence granted under this Division.

(3) A licence renewed under this section shall, subject to this Act, remain in force for such term as the Director may specify in the licence.

DIVISION IV—LICENCES GENERALLY

General ground for not granting or renewing licences.

21. The Director shall not grant or renew a licence under this Part if he is satisfied that it is not in the interests of public safety so to do.

Surrender, suspension and cancellation of licences.

22. (1) A person holding a licence under this Part may surrender the licence.

(2) The Director may suspend, or cancel, a licence under this Part if he is satisfied—

(*a*) that the grant or a renewal of the licence was obtained improperly;

(*b*) that the holder of the licence has been convicted of an offence against this Act;

(*c*) in the case of a licence to keep a dangerous substance in any premises, that the premises do not comply with the prescribed requirements;

or

(*d*) that the holder of the licence has breached, or failed to comply with, a condition of the licence.

Appeal to Minister against decision of Director.

23. (1) Any person who is aggrieved by a decision of the Director relating to a licence under this Part may, within the period of one month from the making of the decision, appeal to a local court of full jurisdiction against the decision.

(2) The local court of full jurisdiction may, on hearing an appeal under this section, affirm, vary or quash the decision appealed against.

PART IV

PART IV

MISCELLANEOUS

Exemption by Chief Inspector.

24. (1) Subject to the provisions of this section, the Director may, upon the application of any person, by notice in writing, exempt that person from compliance with any specified provision of this Act.

(2) An exemption granted under this section shall be subject to such conditions as the Director may specify in the notice.

(3) The Director shall not grant an exemption from compliance with any provision of this Act unless he is satisfied—

(*a*) that compliance with the provision is not reasonably practicable in the circumstances;

and

(*b*) that the granting of the exemption subject to such conditions as he may specify will not endanger the safety of any person or property.

(4) The Director may, by notice in writing given to any person granted an exemption under this section, add to, vary, or revoke any conditions of the exemption.

(5) The Director may, after due inquiry and for good cause, by notice in writing to any person, revoke any exemption granted to that person under this section.

(6) Any person who has been granted an exemption under this section and who breaches, or fails to comply with, any condition of the exemption shall be guilty of an offence and liable to the penalty prescribed for contravention of the provision in relation to which the exemption was granted.

Evidentiary provisions.

25. (1) In proceedings for an offence against this Act, an allegation in the complaint—

(*a*) that any person named holds or held at a specified time a specified office;

(*b*) that any person named was or was not at a specified time the holder of a specified licence under this Act;

(*c*) that any specified substance is or was a dangerous substance;

or

(*d*) that any specified substance is or was a dangerous substance of a specified class,

shall, in the absence of proof to the contrary, be deemed to be proved.

(2) In proceedings for an offence against this Act, a licence and any conditions of a licence, an exemption and any conditions of an exemption, or any notice, granted or given under this Act may be proved by production of an apparently genuine document purporting to be a copy of the licence, exemption or notice certified by an officer authorized by this Act to grant or give such licence, exemption or notice.

(3) In proceedings for an offence against this Act, an apparently genuine document purporting to be a certificate of the Government Analyst setting out the results of an analysis of any substance or thing, shall, in the absence proof to the contrary, be accepted as proof of the matters stated therein.

Offences by bodies corporate.

26. Where a body corporate is guilty of an offence against this Act, every member of the governing body and the manager of the body corporate shall be guilty of an offence and liable to the same penalty as is prescribed for that offence unless he proves that he did not know and could not reasonably be expected to have known of the commission of that offence or that he exercised all due diligence to prevent the commission of that offence.

Continuing offences.

27. (1) A person convicted of an offence against any provision of this Act in respect of a continuing act or omission—

(*a*) shall be liable, in addition to the penalty otherwise applicable to that offence, to a penalty for each day during which the act or omission continued of not more than the amount equal to one-tenth of the maximum penalty prescribed for that offence;

and

(*b*) shall, if the act or omission continues after he is convicted, be guilty of a further offence against that provision and liable, in addition to the penalty otherwise applicable to that further offence, to a penalty for each day during which the act or omission continued after that conviction of not more than the amount equal to one-tenth of the maximum penalty prescribed for that offence.

(2) Where an offence against a provision of this Act consists of an omission to do something that is required or directed to be done, the omission shall, for the purposes of subsection (1) of this section, be deemed to continue for so long as the thing required or directed to be done remains undone after the expiration of the period for compliance with the requirement or direction.

Forfeiture of dangerous substance upon conviction.

28. (1) Where a person is convicted of an offence against this Act, the court may order that any dangerous substance in relation to which the offence was committed and that is the property of that person be forfeited to the Crown.

(2) Any dangerous substance forfeited to the Crown shall be disposed of in such manner as the Minister may direct and, where any dangerous substance is disposed of by way of sale, the proceeds of the sale shall be paid into the general revenue of the State.

Summary proceedings.

29. Proceedings for an offence against this Act—

(*a*) shall be disposed of summarily;

and

(*b*) shall not be commenced except upon the complaint of an inspector.

Regulations.

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

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) prescribe fees for licences under this Act varying according to the activity authorized under any such licence and the term of any such licence;

(*b*) regulate the keeping, handling, conveyance, use and disposal of any dangerous substance;

(*c*) prescribe standards of quality and composition in relation to any dangerous substance;

(*d*) prohibit the sale of any dangerous substance that does not conform to any relevant prescribed standard of quality or composition;

(*e*) prescribe standards for the siting, design, construction, ventilation, illumination, fittings, fixtures and management of premises used, or to be used, in connection with any dangerous substance;

(*f*) prescribe standards for the design, construction, cleanliness, venting, ventilation, marking, and maintenance of any vehicle, pipeline or other means of conveyance, or any container or any other thing used, or to be used, in connection with any dangerous substance;

(*g*) prohibit the keeping of any dangerous substance in any premises or containers that do not conform to any standard prescribed therefor;

(*h*) prohibit the conveyance of any dangerous substance in containers or by vehicles, pipelines or any other means that do not conform to any standard prescribed therefor;

(*i*) regulate or prohibit any activities of specified kinds in the vicinity of any dangerous substance;

(*j*) prescribe the safety procedures to be followed and the provision, maintenance and use of safety equipment and facilities in connection with the keeping, handling, conveyance, use and disposal of any dangerous substance;

(*k*) regulate, restrict or prohibit the disposal of any dangerous substance;

(*l*) prohibit the handling or conveyance of any dangerous substance by any person who has not received the prescribed training;

(*m*) require the reporting to the Director of accidents occurring in connection with the keeping, handling, conveyance, use or disposal of any dangerous substance;

(*n*) require the keeping of records and the furnishing of returns to the Director in connection with the keeping, handling, conveyance, use or disposal of any dangerous substance;

and

(*o*) provide for and prescribe penalties not exceeding, in each case, one thousand dollars for breach of, or non-compliance with, any regulation.

(3) Any regulations made under this section may—

(*a*) be of general or limited application according to the persons or classes of persons to whom, or the dangerous substances or classes of dangerous substances, or the time, place or circumstances, to which they are expressed to apply;

and

(*b*) refer to, or incorporate, in whole or in part, a standard or code of practice, as in force at a particular time, or as in force from time to time, of the Standards Association of Australia, the International Standards Organization, or any other prescribed body.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 48 of 1979

An Act to provide for the registration of dogs; to provide for the control and to regulate the keeping of dogs; to repeal the Registration of Dogs Act, 1924-1975; to amend the Alsatian Dogs Act, 1934-1965; and for other purposes.

[*Assented to 22nd March,* 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Dog Control Act, 1979".

Commencement.

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

Arrangement.

3. This Act is arranged as follows:—

PART I—PRELIMINARY
PART II—ADMINISTRATION
DIVISION I—COUNCILS, ETC.
DIVISION II—CENTRAL DOG COMMITTEE
PART III—REGISTRATION
PART IV—CONTROL OF DOGS
PART V—MISCELLANEOUS

Repeals and transitional.

4. (1) The Registration of Dogs Act, 1924-1975, is repealed.

(2) Notwithstanding the repeal effected by subsection (1) of this section, any dog registered under the Act repealed by that subsection shall be deemed to be registered under this Act for the period during which that registration would have continued in force if that Act had not been repealed.

(3) Section 5 of the Alsatian Dogs Act, 1934-1965, is repealed.

(4) The Alsatian Dogs Act, as amended by this Act, may be cited as the "Alsatian Dogs Act, 1934-1978".

Interpretation.

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

"area" means—

(*a*) an area as defined in the Local Government Act, 1934-1978;

or

(*b*) the area in relation to which a body referred to in paragraph (*b*) of the definition of "council" in this section may exercise its powers:

"authorized person" means—

(*a*) a member of the police force;

(*b*) a dog control warden;

or

(*c*) a person appointed by a council to be an authorized person under Part II of this Act:

"the Committee" means the Central Dog Committee established under Part II of this Act:

"council" means—

(*a*) a council as defined in the Local Government Act, 1934-1978;

or

(*b*) any body corporate that is by virtue of any Act deemed to be, or vested with the powers of, a council:

"district council" means a district council as defined in the Local Government Act, 1934-1978:

"dog" means an animal of the genus *Canis*:

"dog control warden" means a person appointed by a council to be a dog control warden under Part II of this Act:

"municipal council" means a municipal council as defined in the Local Government Act, 1934-1978:

"occupier" in relation to premises means a person who has, or is entitled to, possession or control of the premises:

"pound" in relation to a council means a public pound established, operated and maintained by that council, whether alone or jointly with any other council, or a prescribed private pound that may be used by the council under an arrangement entered into by the council with the body operating the prescribed private pound:

"premises" includes land or any part of any premises or land:

"prescribed private pound" means a pound operated—

(*a*) by the Dogs' Rescue Home;

(*b*) by the Animal Welfare League of South Australia, Incorporated;

or

(*c*) by any prescribed body:

"registered dog" means a dog that is for the time being registered under Part III of this Act and "unregistered dog" has a correlative meaning:

"registrar" means—

(*a*) in relation to the area of a council, a person appointed by the council to be a registrar of dogs under Part II of this Act;

or

(*b*) in relation to any part of the State that is not within the area of a council, the member of the police force for the time being in charge of a police station situated within that part of the State:

"stock inspector" means an inspector within the meaning of the Stock Diseases Act, 1934-1976.

(2) For the purposes of this Act a dog shall be regarded as being under the effective control of a person if—

(*a*) the dog is secured and restrained by means of a chain, cord or leash held by the person;

(*b*) the dog has been tethered to a fixed object by the person;

or

(*c*) the dog is in the close proximity of the person and is responsive to his commands.

PART II

PART II

ADMINISTRATION

DIVISION I

DIVISION I—COUNCILS, ETC.

Enforcement of Act.

6. (1) Each council shall administer and enforce the provisions of this Act within its area.

(2) The members of the police force of the State assigned to perform their duties within any part of the State that is not within an area shall administer and enforce the provisions of this Act within that part.

Councils to appoint dog control wardens.

7. (1) Each council shall appoint a person to be a dog control warden.

(2) Notwithstanding the provisions of subsection (1) of this section, any two or more councils may enter into an arrangement under which each of those councils appoints the same person to be a dog control warden and shares the services of that dog control warden.

(3) Subject to subsection (4) of this section, a dog control warden shall, at the direction of the council or councils by which he was appointed, be engaged upon a full-time basis in the administration and enforcement of this Act.

(4) A dog control warden may be engaged by a council in the performance of other duties with the consent of the Minister.

(5) A council may appoint a person to be an authorized person for the purposes of this Act.

(6) A council shall provide its dog control warden and any other authorized person appointed by it with a certificate of identification in the prescribed form.

(7) A dog control warden or other authorized person appointed by a council shall produce his certificate at the request of any person in relation to whom he is exercising his powers under this Act.

Area limitations on powers of authorized persons.

8. (1) A member of the police force may exercise the powers of an authorized person under this Act in any part of the State.

(2) An authorized person appointed by a council may exercise the powers of an authorized person under this Act—

(*a*) within the area of the council;

or

(*b*) outside the area of the council for the purposes of seizing or destroying a dog under this Act that has been pursued from a place within the area of the council.

Immunity of authorized persons from personal liability.

9. No personal liability shall attach to an authorized person or any person in pursuance of this Act exercising the powers of an authorized person for any act or omission by him in good faith and in the exercise, or purported exercise, of the powers of an authorized person or in the discharge, or purported discharge, of the duties of an authorized person, under this Act.

Councils to appoint registrars of dogs.

10. (1) Each council shall appoint one of its officers to be a registrar of dogs in respect of that council.

PART II
DIVISION I

(2) A registrar appointed by a council may delegate to any other officer of the council any of his powers, functions or duties under this Act.

Establishment of pounds, etc.

11. (1) Each municipal council shall and any district council may establish, operate and maintain a public pound for the purposes of this Act.

(2) Notwithstanding the provisions of subsection (1) of this section—

(*a*) any council may enter in an arrangement with the body operating any prescribed private pound under which the council makes use of that pound for the purposes of this Act;

or

(*b*) any two or more councils may jointly establish, operate and maintain a public pound under a scheme made pursuant to Part XIX of the Local Government Act, 1934-1978.

Payments by councils to the Committee.

12. (1) Each council shall keep separate accounts of the moneys received by the council pursuant to this Act and the moneys paid by the council in the administration and enforcement of this Act.

(2) Each council shall pay to the Committee the prescribed percentage of the moneys paid to the council by way of dog registration fees.

DIVISION II

DIVISION II—CENTRAL DOG COMMITTEE

Establishment and incorporation of the Committee.

13. (1) There shall be a Committee entitled the "Central Dog Committee".

(2) The Committee—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall in its corporate name, be capable of suing and of being sued;

(*c*) shall be capable of holding, acquiring, dealing with, and disposing of real and personal property;

(*d*) shall be capable of acquiring or incurring any other rights or liabilities;

(*e*) shall have the powers, rights, duties and functions conferred, imposed or prescribed by or under this Act;

and

(*f*) shall perform its functions and hold its property on behalf of the Crown.

Constitution of the Committee.

14. (1) The Committee shall consist of eight members appointed by the Governor of whom—

(*a*) three shall be persons nominated by the Minister, one of whom shall be appointed to be the chairman of the Committee;

and

(*b*) five shall be persons appointed respectively from five panels of three persons nominated by the following bodies respectively:—

(i) the South Australian Canine Association, Incorporated;

(ii) the Local Government Association of South Australia, Incorporated;

(iii) the Royal Society for the Prevention of Cruelty to Animals (South Australia), Incorporated;

(iv) the Institute of Municipal Administration (South Australian Division);

(v) the Australian Veterinary Association, Ltd.

(2) If a panel of persons is not nominated by a body for the purposes of subsection (1) of this section within thirty days after the receipt by that body of a written request from the Minister so to do, the Governor may appoint a person nominated by the Minister to be a member of the Committee and that person shall be deemed to be duly appointed upon the nomination of that body.

Terms and conditions of office.

15. (1) A member of the Committee shall be appointed for a term of office, not exceeding five years, and upon conditions, determined by the Governor, and, upon the expiration of his term of office, shall be eligible for re-appointment.

(2) The Governor may remove a member of the Committee from office for—

(*a*) a breach of, or non-compliance with, the conditions of his appointment;

(*b*) mental or physical incapacity;

(*c*) neglect of duty;

or

(*d*) dishonourable conduct.

(3) The office of a member of the Committee shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice addressed to the Minister;

or

(*d*) he is removed from office by the Governor pursuant to subsection (2) of this section.

(4) Upon the office of a member of the Committee becoming vacant, a person shall be appointed in accordance with this Act to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he was appointed, the person appointed in his place shall be appointed only for the balance of the term of his predecessor.

Expenses.

16. (1) A member of the Committee shall be entitled to receive expenses determined by the Minister.

(2) Any amount payable under subsection (1) of this section shall be paid out of the moneys of the Committee.

Quorum, etc.

17. (1) Five members of the Committee shall constitute a quorum of the Committee, and no business shall be transacted at a meeting of the Committee unless a quorum is present.

(2) The chairman of the Committee shall preside at a meeting of the Committee at which he is present, and in the absence of the chairman from a meeting, the members present shall decide who is to preside at that meeting.

(3) A decision carried by the votes of a majority of the members of the Committee present at a meeting shall be a decision of the Committee.

(4) Each member of the Committee shall be entitled to one vote on a matter arising for determination by the Committee.

(5) The Committee shall meet for the transaction of business at least twice in each year.

(6) Subject to this Act, the business of the Committee shall be conducted in a manner determined by the Committee.

Validity of acts of the Committee and immunity of its members.

18. (1) An act or proceeding of the Committee shall not be invalid by reason only of a vacancy in its membership and, notwithstanding the subsequent discovery of a defect in the nomination or appointment of a member, the act or proceeding shall be as valid and effectual as if the member had been duly nominated or appointed.

(2) No personal liability shall attach to a member of the Committee for an act or omission by him, or by the Committee, in good faith and in the exercise or purported exercise of his or its powers or functions, or in the discharge, or purported discharge, of his or its duties under this Act.

Due execution of documents by the Committee.

19. (1) A document is duly executed by the Committee if it is sealed with the common seal of the Committee and signed by the chairman of the Committee.

(2) An apparently genuine document purporting to have been executed in accordance with subsection (1) of this section shall be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed.

Functions of Committee.

20. (1) The functions of the Committee are—

(*a*) to receive and apply moneys in accordance with this Act;

(*b*) of its own motion, or at the request of the Minister, to advise the Minister on any matter relating to the registration of dogs or the control or keeping of dogs or relating to the administration of this Act;

and

(*c*) to promote and disseminate information as to the objects of this Act and the proper care, keeping and control of dogs.

(2) The Committee shall in the performance, exercise or discharge of its functions, powers or duties under this Act, except where it advises or is required to advise the Minister, be subject to the general control and direction of the Minister.

Moneys of the Committee.

21. (1) The moneys of the Committee shall comprise—

(*a*) the prescribed percentage of dog registration fees paid to it by councils pursuant to section 12 of this Act;

(*b*) any income from investment of its moneys;

and

(*c*) any other moneys received by the Committee.

(2) The Committee shall keep its moneys in an account established by it at any bank for that purpose.

(3) The account in which the Committee keeps its moneys shall be operated by cheque signed by the Chairman and countersigned by any other member of the Committee.

Investment by the Committee.

22. The Committee may invest any of its moneys that are not immediately required for the purposes of this Act in such manner as may be approved by the Treasurer.

Application of moneys of the Committee.

23. The moneys of the Committee shall be applied as follows:—

(*a*) firstly, in meeting its administrative costs and any other costs incurred in performing its functions under this Act;

(*b*) secondly, in payment of the prescribed percentage of its moneys to the Royal Society for Prevention of Cruelty to Animals (South Australia), Incorporated;

and

(*c*) thirdly, in payment to the public pounds and prescribed private pounds of amounts determined by the Committee.

Provision of administrative services by Local Government Association.

24. (1) The Minister may enter into an arrangement with the Local Government Association of South Australia, Incorporated with respect to the provision to the Committee by that body of the staff and administrative services and facilities required by the Committee to enable it to perform its functions under this Act.

(2) The cost incurred by the Local Government Association of South Australia, Incorporated in providing staff, services and facilities under an arrangement referred to in subsection (1) of this section—

(*a*) shall be determined in accordance with the terms of the arrangement;

and

(*b*) shall be paid to that body by the Committee out of the moneys of the Committee.

Accounts and audit.

25. (1) The Committee shall cause proper accounts to be kept of its financial affairs and in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The Auditor-General may at any time and shall at least once in respect of each financial year audit the accounts and statement of accounts of the Committee.

(3) The Auditor-General shall have and may exercise in respect of the moneys and accounts of the Committee and the persons dealing therewith the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in respect of public accounts and accounting officers.

PART III

PART III

REGISTRATION

Offence to own or keep unregistered dog.

26. (1) Subject to this section, any person who is liable for the control of a dog shall, if the dog is unregistered, be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

(2) This section does not apply—

(*a*) to a dog under the age of three months;

(*b*) to a dog held in the custody of—

(i) the Royal Society for the Prevention of Cruelty to Animals (South Australia), Incorporated;

(ii) the Dogs' Rescue Home;

(iii) the Animal Welfare League of South Australia, Incorporated;

(iv) any prescribed body;

(v) a registered veterinary surgeon acting in his capacity as such;

(vi) any person acting in pursuance of this Act or any other Act;

or

(vii) any prescribed person or person of a prescribed class.

Registration.

27. (1) An application for the registration of a dog shall be made—

(*a*) to the registrar of the council for the area in which the dog is to be kept;

or

(*b*) where the dog is to be kept in any part of the State that is not within an area, to the member of the police force in charge of the police station nearest to the place where the dog is to be kept.

(2) An application for registration of a dog must—

(*a*) be in the prescribed form and contain the prescribed particulars;

(*b*) nominate a person of or above the age of eighteen years who consents to the dog being registered in this name;

and

(*c*) be accompanied by the prescribed registration fee.

(3) Upon application under this section and payment of the prescribed fee, the registrar shall register the dog in the name of the person nominated.

(4) The fee prescribed for registration of any dog—

(*a*) that is a working dog;

or

(*b*) in the name of a person who is a pensioner,

shall not exceed one half of the maximum registration fee prescribed under this Act.

(5) In subsection (4) of this section—

"working dog" means a dog that is used principally for the droving or tending of stock:

"pensioner" means a person who is in receipt of a pension under the Social Services Act, 1947, as from time to time amended, of the Commonwealth.

(6) No fee shall be payable for the registration of a guide dog for the blind.

Registration disc or tattooing.

28. (1) Where registration is granted in respect of a dog that was registered on the commencement of this Act or in respect of a dog of a prescribed class, the registrar shall issue to the applicant a certificate of registration in the prescribed form and a registration disc of the prescribed kind.

(2) Where registration is granted in respect of a dog other than a dog referred to in subsection (1) of this section—

(*a*) the registrar shall issue to the applicant a certificate of registration in the prescribed form;

and

(*b*) unless the dog has previously been tattooed with a registration number pursuant to this Act, the applicant shall cause the dog to be tattooed in the prescribed manner with a registration number allocated by the registrar.

(3) Notwithstanding the provisions of this section, a greyhound that is registered by the Dog Racing Control Board is not, upon registration under this Act, required to be issued with a registration disc or to be tattooed.

(4) A dog that is required to be tattooed in accordance with this section shall be deemed to be unregistered unless or until it is so tattooed.

Expiry of registration.

29. Any registration granted under this Act shall expire on the thirtieth day of June next ensuing after the grant of the registration.

Maintenance of registers.

30. (1) Each council and the member of the police force in charge of each police station that is situated in a part of the State that is not within an area shall prepare and maintain a register in the prescribed form and containing the prescribed information as to registrations granted under this Act.

(2) The register shall be kept at the office of the council or at the police station, as the case may be, and upon the request of any person, shall be made available for inspection by that person.

Replacement of lost registration disc.

31. Where, upon application, the registrar is satisfied that the registration disc issued upon the registration of any dog has been lost or destroyed, the registrar shall, upon payment of the prescribed fee, issue to the applicant another registration disc of the prescribed kind.

Registration of registered dog in name of another person.

32. (1) A dog registered in the name of any person shall, upon application in the prescribed manner and form made—

(*a*) to the registrar of the council for the area in which the dog is to be kept;

or

(*b*) where the dog is to be kept in any part of the State that is not within an area, to the member of the police force in charge of the police station nearest to the place where the dog is to be kept,

and upon payment of the prescribed fee, be registered in the name of another person of or above the age of eighteen years who consents to the dog being registered in his name.

(2) A person aggrieved by any entry in the register recording the person in whose name a dog is registered may at any time apply in the prescribed manner to the local court for an order directed to the council for the rectification of the register.

Dogs to have collars with name and address of owner and registration disc.

33. (1) If a dog is in any place to which the public has access without a collar around its neck—

(*a*) bearing the name and address of the owner of the dog legibly and indelibly endorsed or inscribed thereon or on an attachment thereto;

and

(*b*) having securely attached thereto the registration disc issued upon the registration of the dog,

the person liable for the control of that dog shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

(2) This section does not apply—

(*a*) to a dog that is tattooed in accordance with this Act;

(*b*) to a greyhound that is registered by the Dog Racing Control Board;

(*c*) to a dog that is under the effective control of a person and is—

(i) being used in the droving or tending of stock or is going to or returning from a place where it will be, or has been, so used;

or

(ii) being trained for, or participating in, organized racing, trials, classes or shows or retrieving, hunting or any other sporting exercise that customarily involves the running of one or more dogs.

PART IV

CONTROL OF DOGS

Liability for control of dogs.

34. (1) Subject to this section, the owner of a dog is liable for the control of the dog for the purposes of this Act and for the purposes of any civil action in relation to any injury, damage or nuisance caused by the dog, notwithstanding that he does not have possession or control of the dog or that another person has possession or control of the dog.

(2) In any proceedings for an offence against this Act or in any civil proceedings in relation to any injury, damage or nuisance caused by a dog—

(*a*) any person who is shown in any register maintained under this Act to have been the person in whose name the dog was last registered under this Act in that register before the material time shall be deemed to have been the owner of the dog at the material time whether or not the dog had continued to be registered in his name unless he proves that the dog had been subsequently registered in the name of another person;

or

(*b*) where any dog, whether registered or unregistered, is shown to have been habitually in the apparent ownership of any person, that person shall, in the absence of proof to the contrary, be deemed to have been and to continue to be the owner of that dog.

(3) Any person who keeps, or has possession or control of, a dog shall, for the purposes referred to in subsection (1) of this section, while he continues to keep, or have possession or control of, the dog have the same liability for the control of the dog as the owner of the dog.

(4) In any proceedings for an offence against this Act or in any civil proceedings in relation to any injury, damage or nuisance caused by a dog, any person who was an occupier of premises in which the dog was kept or permitted to live at the material time shall be deemed to have been keeping, or to have had possession or control of, the dog at that time unless he proves that another person of or above the age of eighteen years was keeping or had possession or control of, the dog at that time.

(5) In any proceedings for an offence against this Act or in any civil proceedings in relation to any injury, damage or nuisance caused by a dog, it shall be a defence for a person who was the owner, or is deemed to have been the owner, of the dog at the material time, if he proves that the dog was at that time in the possession or control of another person without his consent.

Dogs wandering at large.

35. (1) Where a dog is in a place to which the public has access, or in a place where the occupier has not consented that it should be, and no person is exercising effective control over the dog, the dog shall be deemed to be wandering at large and the person liable for the control of the dog shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

(2) A dog that is—

(*a*) being used in the droving or tending of stock or is going to or returning from a place where it will be, or has been, so used;

or

(*b*) being trained for, or participating in, organized racing, trials, classes or shows or retrieving, hunting or any other sporting exercise that customarily involves the running of one or more dogs,

shall not thereby be deemed to be wandering at large.

Seizure of dogs found wandering at large.

36. (1) Where a dog is found wandering at large an authorized person may seize and detain it.

(2) Where a dog is seized pursuant to this section the authorized person may—

(*a*) cause it to be returned to the person liable for the control of the dog;

or

(*b*) detain it,

and in either case, that person shall not be entitled to the return of the dog unless—

(*c*) he pays—

(i) the reasonable cost of returning the dog or of maintaining it during the period of detention, or both where that is appropriate;

(ii) any charges which by regulation may be levied in relation to the seizure and impounding of the dog;

and

(iii) any other fees or charges relating to that dog which ought to have been, but had not been, paid under this Act;

and

(*d*) in the case of an unregistered dog, he registers the dog.

(3) Any moneys referred to in subsection (2) of this section may be recovered as if they were a debt in any court of competent jurisdiction by the council for the area in which the dog was seized or, in any other case, by the Crown.

(4) Where a dog is seized under this section and is not forthwith returned to the person liable for its control, it shall be detained—

(*a*) in the case of a dog seized in the area of a council, in the council's pound or any other suitable premises;

or

(*b*) in any other case, in any suitable premises.

(5) Where a dog is detained under this section—

(*a*) the authorized person shall, as soon as practicable after the seizure, exhibit on a notice board at the office of the council for the area in which the dog was seized, or in any other case, at the nearest police station, for public viewing a legibly written notice containing a general description of the dog, the day and time it was seized, and the place at which the dog is being detained;

(*b*) such notice shall remain on public exhibition for not less than seventy-two hours from the time that it is first exhibited;

(*c*) if the dog is tattooed or wearing a registration disc or a collar bearing the name and address of the owner, or the owner or other person liable for its control is otherwise readily identifiable, the authorized person causing it to be detained shall also cause notice to be given to that person in the prescribed manner and form as soon as is practicable;

(*d*) the dog shall be kept and maintained for a period of at least seventy-two hours next following—

(i) where notice is given under paragraph (*c*) of this subsection, the giving of that notice;

or

(ii) where no such notice is given, the time at which the notice referred to in paragraph (*a*) of this subsection is first exhibited;

and

(*e*) the dog shall, subject to this section, be delivered up to a person who produces satisfactory evidence that he is entitled to the possession of the dog.

(6) Where a dog seized and detained under this section is not claimed, or where a person in the name of whom that dog is registered declines to resume possession of a dog, or any moneys due in relation to that dog are not paid, an authorized person may cause the dog to be destroyed.

(7) A dog which is liable to be destroyed pursuant to subsection (6) of this section may be disposed of by sale or otherwise and, if sold, the proceeds of the sale shall be the property of the council detaining the dog, or where the dog is being detained after seizure outside any council area, the Crown.

(8) Where it is the opinion of an authorized person that a dog seized pursuant to this section is suffering from injury, disease or sickness to such an extent that it is impracticable to maintain the dog, or from any disease or sickness that is of a contagious or infectious kind, he may cause it to be destroyed upon the written authority of a registered veterinary surgeon or stock inspector.

(9) Where a dog is found wandering at large and by reason of the savagery of that dog, repeated evasion of the attempts at seizure, or other sufficient cause, it is, in the opinion of an authorized person, dangerous or impracticable to seize the dog, the dog may be destroyed without being seized if the assistance of the owner or some other person likely to be able to control the dog is not reasonably available and there is no other practicable way to enforce the provisions of this Act.

(10) A council or an authorized person may cause a dog to be destroyed at the request in writing of the owner of that dog, whether or not the dog has been seized or detained.

(11) An authorized officer within the meaning of the Vertebrate Pests Act, 1975-1977, or an officer or employee of the Royal Society for the Prevention of Cruelty to Animals (South Australia), Incorporated, may exercise the powers of seizure of an authorized person under this section.

Powers of entry of authorized persons.

37. (1) With the consent of an owner or occupier of the premises an authorized person may enter any premises where he has reasonable grounds to believe that it is necessary for the due enforcement of the provisions of this Act.

(2) Where an authorized person satisfies a Justice of the Peace that it is reasonably necessary for the due enforcement of the provisions of this Act that entry be made to any premises to which admission has been refused or that are apparently unoccupied or where a request for admission might defeat the object of the entry, the Justice may by warrant under his hand empower that authorized person and any other person named in the warrant to enter upon the premises, by force if those premises are not occupied, and that warrant continues in force until the purpose for which it was granted is satisfied.

Authorized person may require name and address.

38. A person who is alleged by an authorized person to be concerned in the commission of an offence against this Act shall furnish to that authorized person on demand his full name and place of abode and any person who fails to do so or who gives a false name or address shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

Dogs in shops schools, etc.

39. (1) If a dog is—

(*a*) in any shop, not being a pet shop or premises used for the purposes of the practice of a registered veterinary surgeon;

(*b*) in any school or the grounds of any school, pre-school centre or kindergarten, or other educational institution, without the permission of the principal,

the person liable for the control of that dog shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

Dogs in places where food prepared, etc.

40. If a dog is in any place where any commodity used by man for food or drink, is prepared for, or exposed for, sale, or offered for sale, or is sold, the person liable for the control of that dog shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

Dogs chasing vehicles.

41. If a dog rushes at or chases any vehicle the person liable for the control of that dog shall be guilty of an offence and liable to a penalty not exceeding one hundred and fifty dollars.

Abandonment of dogs.

42. Any person who abandons any dog by taking it or permitting it to be taken to a place other than that in which it is usually kept, there to fend for itself, shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Faeces of dogs to be removed from public places.

43. If a dog, while in the control of any person, defecates in any place to which the public has access that person shall immediately remove the faeces and shall dispose of them in a lawful and suitable manner.

Penalty: One hundred dollars.

Dogs attacking, etc., persons or animals.

44. (1) If a dog attacks, harasses or chases any person, or any animal or bird owned by or in charge of some other person, the person liable for the control of that dog shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(2) A person who sets on or urges any dog to attack, worry or chase any person, or any animal or bird owned by or in the charge of some other person shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(3) It shall be a defence to any proceedings for an offence against this section to show that the dog was at the material time being *bona fide* used in the reasonable defence of any person or property, or for the droving or removal of any animal found trepassing.

(4) It shall not be necessary for the purposes of any proceedings under this section to show that any actual injury was caused.

Dogs attacking persons lawfully entering premises.

45. (1) If a dog in any premises causes injury to the person or property of any person lawfully entering those premises, the person liable for the control of that dog shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(2) Where a person is found guilty of an offence against subsection (1) of this section, the court may order, in addition to any penalty, that the person pay compensation for the injury caused by the dog.

Destroying and laying poison in baits for dogs.

46. (1) A person who owns, or any person acting under the authority of that owner, or who is for the time being lawfully in charge of, any animal or bird may lawfully shoot or otherwise destroy a dog which he finds attacking or harassing that animal or bird if there is no other way of stopping the attack and providing that notice is given to a member of the police force as soon as is practicable thereafter.

(2) The owner or occupier of any enclosed paddock, field, yard or other place in which any horse, cattle, sheep, swine, goats or poultry (in this section referred to as "livestock") are confined, or any person acting under the authority of that owner or occupier, may lawfully shoot or otherwise destroy any dog that is found therein and is not accompanied by some person.

(3) In any proceedings, whether civil or criminal, arising out of an attack by a dog upon any animal or bird or the worrying or chasing of livestock, the fact that the dog was immediately prior thereto in company with or had been seen continuously and closely following a person shall, in the absence of proof to the contrary, be deemed to prove that the person was liable for the control of that dog.

(4) Where it is reasonably necessary for the protection of livestock confined or depasturing on any land, the owner or occupier of that land or a person acting under his authority may lawfully lay poison on that land in baits likely to be taken by dogs wandering at large if—

(*a*) the poison is not laid within twenty metres of any road, reserve or public place;

(*b*) the poison is not laid in contravention of any other Act;

(*c*) the poison is not so laid as to endanger children or indigenous birds or animals;

and

(*d*) a notice in the prescribed form is displayed on the land in the prescribed manner.

(5) A person who lays poison in baits for dogs otherwise than in compliance with the requirements of this subsection, shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

Dogs infested by parasites.

47. (1) The person liable for the control of a dog shall take all reasonable precautions against that dog becoming infested by tapeworms or other parasites, and if the dog appears to be suffering from any infectious or contagious disease shall cause the dog to be examined by a registered veterinary surgeon or stock inspector and take all practicable steps to ensure that the condition is controlled or eradicated.

(2) Where he has reasonable grounds for believing that the provisions of subsection (1) of this section have not been complied with, any authorized person, may by notice in writing, require the person liable for the control of the dog to have that dog available at a specified place for veterinary examination at the cost of that person by a registered veterinary surgeon or stock inspector, within the period specified in that notice (not being a period of less than three days).

(3) Any person who, without reasonable excuse, fails to comply with the requirements of a notice given under subsection (2) of this section shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

(4) Where pursuant to an examination made by him under this section any registered veterinary surgeon or stock inspector considers that a dog is a danger to health, an authorized person may seize and detain the dog for isolation or destruction.

(5) Where an authorized person proposes to destroy the dog—

(*a*) the owner shall as soon as practicable be given notice in the prescribed manner and may, in the prescribed manner and within the prescribed time, appeal against the decision to the nearest local court;

and

(*b*) the dog shall be detained until that local court either affirms the decision or quashes the decision.

Greyhounds to be muzzled.

48. (1) The person liable for the control of a greyhound shall, except while the greyhound is on land of which, or within the premises of which, that person is the occupier, cause a muzzle to be securely fixed upon the mouth of the greyhound in such a manner as will prevent it from biting any person or animal.

Penalty: One hundred dollars.

(2) This section does not apply to a greyhound at any time when the greyhound is under the effective control of any person and is being trained for, or is participating in, any organized racing, trials or shows.

Dogs creating nuisance.

49. (1) The occupier of any premises where a dog is kept or suffered or permitted to remain and who suffers or permits that dog, either of itself or together with other dogs (whether or not in the same ownership), to be or become a nuisance shall be guilty of an offence and liable to a penalty not exceeding one hundred dollars.

(2) A dog shall be taken to be a nuisance for the purposes of this section if—

(*a*) it is injurious or dangerous to the health of any person;

or

(*b*) it creates a noise, by barking or otherwise, which persistently occurs or continues to such a degree or extent that it unreasonably interferes with the peace, comfort or convenience of any person in any other premises.

(3) Proceedings for an offence against subsection (1) of this section shall not be commenced—

(*a*) except upon the complaint of the council for the area in which the premises are situated;

and

(*b*) unless—

(i) a person signs a complaint in the prescribed form alleging the existence of a nuisance created by the dog;

(ii) the council, on being satisfied the complaint is justified, serves on the occupier of the premises in which the dog is being kept or suffered or permitted to remain, a notice requiring him to abate the nuisance within seven days;

and

(iii) the person fails to comply with the notice.

Court may order destruction of dog.

50. (1) Where a dog is shown to be unduly mischievous or dangerous, a court may order that the dog be destroyed.

(2) An order for the destruction of a dog may be made by a local court, upon application, or by any court (including a local court) hearing any proceedings (whether civil or criminal) in relation to the dog.

(3) Where a court is empowered to make an order for the destruction of a dog, the court may in addition thereto, or in lieu thereof, do one or more of the following things:—

(*a*) provide that the order shall be remitted in specified circumstances;

(*b*) order the seizure and detention of the dog, whether or not an order is made for the destruction of the dog;

(*c*) make an order requiring that the dog be controlled, or be controlled in a specified manner;

(*d*) make an order requiring that the dog be disposed of, or be disposed of in a specified manner;

(*e*) authorize a member of the police force or a person appointed by the council to give effect to the order;

(*f*) give all necessary directions to make the order effective;

and

(*g*) make an order against the person liable for the control of the dog as to costs incurred in making the order effective and as to

the payment of compensation to any person who has suffered any injury to person or property as a result of the actions of the dog.

(4) An order for the destruction of a dog shall state—

(*a*) to whom it is directed;

(*b*) whether or not it may be remitted, and, if so, in what circumstances; and

(*c*) within what period it is to be put into effect.

(5) Where the destruction of a dog is ordered or authorized by this Act, it shall be effected so far as is practicable without cruelty.

(6) An order of the kind referred to in this section shall be implemented notwithstanding that the ownership of the dog has changed or is not known, or that the dog is no longer being kept in the same place, unless on an application made to the court making the original order, the court is satisfied that the changed circumstances are such that the order may be varied.

PART V

MISCELLANEOUS

Effect of Act on other Acts and remedies.

51. (1) The provisions of this Act are in addition to, and do not derogate from, the provisions of the Alsatian Dogs Act, 1934-1978, or any other Act.

(2) Except as expressly provided by this Act, the provisions of this Act shall not affect any civil remedy under any other Act or at law.

Unnecessary to prove previous mischievous propensity.

52. (1) The person liable for the control of a dog shall be liable in damages for any injury caused by the dog.

(2) It shall not be necessary in any proceedings for a party seeking damages in respect of an injury caused by a dog to show a previous mischievous propensity in the dog or knowledge of that propensity, or that the injury was attributable to neglect on the part of the person liable for the control of the dog.

No liability for lawful destruction of dog.

53. No action, claim or demand, lies or shall be allowed by or in favour of any person against another, and no person shall be deemed guilty of an offence, by reason only of measures lawfully taken for the destruction of a dog under the provisions of this Act.

Use of guide dogs by the blind.

54. (1) Notwithstanding the provisions of this Act or any other Act or law, a person who is blind or partially blind—

(*a*) is entitled to be accompanied by a dog that is *bona fide* used by him as a guide dog in any premises, place or vehicle used by the public or to which the public is permitted access;

and

(*b*) shall not be guilty of any offence by reason only that he takes such guide dog into or suffers or permits that guide dog to be in any premises, place or vehicle used by the public or to which the public is permitted access.

(2) The provisions of subsection (1) of this section shall also apply to any person who is *bona fide* engaged in the training of a guide dog.

Obstruction, etc., of authorized persons.

55. (1) Any person who hinders or obstructs an authorized person in the exercise of his powers or the discharge of his duties under this Act shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(2) Any person who fails without lawful excuse to produce any certificate or other document issued to him pursuant to this Act, or any dog in his possession or control, when required to do so by an authorized person or any other person exercising a power under this Act, or fails to allow that person, on his producing the same, to make an examination thereof shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(3) Any person who interferes with, releases, or removes from lawful custody any dog seized or detained under this Act shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

False or misleading statements.

56. Any person who makes any statement that is to his knowledge false or misleading in a material particular—

(*a*) in any application for registration of a dog;

(*b*) in any application for the registration of a registered dog in the name of another person;

or

(*c*) whether on his own behalf or that of any other person, for the purpose of obtaining any benefit, or avoiding any penalty or obligation, under this Act,

shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

By-laws limiting number of dogs in any premises.

57. (1) A council may make by-laws limiting the number of dogs over the age of three months and the young of those dogs under that age or the number of any specified breed or kind of dog that may be kept on any premises in any specified area.

(2) Where by-laws under this Act place a limit on the keeping of dogs in any specified area but the council is satisfied in relation to any particular premises that the provisions of this Act requiring that such premises be licensed as an approved kennel establishment need not be applied in the circumstances, the council may grant an exemption in respect of those premises but any such exemption—

(*a*) may be made subject to conditions, including a condition that it applies only to the dogs specified therein;

(*b*) may be revoked or varied at any time.

(3) Subject to the provisions of subsection (2) of this section, a person who keeps on any premises, not being premises licensed as an approved kennel establishment, dogs over the age of three months in numbers exceeding any limit imposed in relation to those dogs by by-laws made under subsection (1) of this section shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

Licensing of kennels.

58. (1) Where, pursuant to the provisions of section 57 of this Act, a council imposes a limit on the number of dogs over the age of three months, or the number of such dogs of any specified breed or kind, that may be kept on any premises situate in a specified area, and a person proposes to keep dogs to which such a limit applies in numbers exceeding that limit on premises that are not exempt from the limitation, he may apply for the premises in question to be licensed as an approved kennel establishment.

(2) A licence to keep an approved kennel establishment may be granted by a council on an application made in the prescribed manner and form supported by evidence that due notice of the proposed use of the land has been given to persons in the locality who may, in the opinion of the council, be affected, and the council shall have regard to any objections raised.

(3) A council may make by-laws requiring that dogs in an approved kennel establishment shall be kept in kennels and yards appropriate to the breed or kind in question and having specifications of a standard not less than that prescribed, sited and maintained in accordance with the requirements of public health, and sufficiently secured.

(4) A person who keeps, or permits or suffers to be kept, any dog over the age of three months of a breed or kind to which that licence applies at an

approved kennel establishment otherwise than in accordance with the licence relating to that establishment shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(5) A licence under this section has effect for a period of twelve months, and is renewable upon payment of the prescribed fee, but may be cancelled at any time by the council if the council is not satisfied that the kennel establishment complies with the standard prescribed by by-law.

(6) The cancellation of a licence under this section shall be effected by the service of a notice on the licensee to expire at the end of the period specified in the notice, which shall be a period of not less than three months.

(7) Where—

(*a*) a council refuses the grant of a licence under this section;

or

(*b*) notice of the intention to cancel a licence under this section is given,

the licensee may, in the prescribed manner and in the prescribed time, appeal against the decision to the local court held nearest to the office of the council and that court may thereupon either affirm the decision of the council or quash it and direct the licensing of the establishment upon such conditions, if any, as the court thinks fit.

Offence to unlawfully kill or injure dog.

59. A person who wilfully and without lawful excuse kills, poisons, injures or causes unnecessary pain or suffering to any dog shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

General defence.

60. It shall be a defence to any charge of an offence against this Act if the person charged proves that the contravention occurred without his knowledge, consent or connivance and that he exercised all due diligence to prevent it.

Evidence.

61. In any proceeding for an offence against this Act—

(*a*) an allegation in the complaint that a person was liable for the control of a dog or that any dog was at the material time unregistered shall be deemed to be proved in the absence of proof to the contrary;

and

(*b*) the onus of proving that a dog was duly registered or was at the material time under the age of three months lies on the person making that assertion.

Summary proceedings.

62. Proceedings for offences against this Act shall be disposed of summarily.

Appropriation of penalties.

63. (1) A penalty for an offence against this Act that is recovered on the complaint of a council or an officer of a council shall be paid to that council.

(2) A penalty for an offence against this Act that is recovered otherwise than on the complaint of a council or an officer of a council shall be paid into the General Revenue of the State.

PART V

Expiation of offences.

64. Where it is alleged that a person has committed an offence against a prescribed provision of this Act, an authorized person may serve or cause to be served personally or by post upon that person a notice to the effect that he may expiate the offence—

(*a*) where the authorized person is an officer of a council, by payment to the council;

or

(*b*) in any other case, by payment to the person holding or acting in an office specified in the notice,

of an amount specified in the notice, being an amount fixed by regulation in relation to the prescribed provision, within a time fixed by the notice, and if the offence is so expiated no proceedings shall be commenced in any court with respect to the alleged offence.

Continuing offences.

65. (1) A person convicted of an offence against any provision of this Act in respect of a continuing act or omission—

(*a*) shall be liable, in addition to the penalty otherwise applicable to that offence, to a penalty for each day during which the act or omission continued of not more than the amount equal to one-tenth of the maximum penalty prescribed for that offence;

and

(*b*) shall, if the act or omission continues after he is convicted, be guilty of a further offence against that provision and liable, in addition to the penalty otherwise applicable to that further offence, to a penalty for each day during which the act or omission continued after that conviction of not more than the amount equal to one-tenth of the maximum penalty prescribed for that offence.

(2) Where an offence against a provision of this Act consists of an omission to do something that is required or directed to be done, the omission shall, for the purposes of subsection (1) of this section, be deemed to continue for so long as the thing required or directed to be done remains undone after the expiration of the period for compliance with the requirement or direction.

Regulations.

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

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) fix fees for the purposes of this Act that may be of amounts that vary according to prescribed factors;

(*b*) provide for and prescribe any matter or thing relating to the identification of dogs by means of tattooing;

(*c*) provide for and prescribe any matter or thing relating to use of and the detention of dogs at prescribed private pounds;

(*d*) regulate the keeping and control of dogs of a prescribed class;

(*e*) prohibit the keeping of dogs of a prescribed class in prescribed places or areas;

(*f*) provide for the sterilization or destruction of dogs of a prescribed class in prescribed circumstances;

(*g*) prescribe the method of identifying dogs of a prescribed class;

(*h*) provide that an apparently genuine document purporting to be a certificate of a prescribed officer as to matters of a prescribed class shall constitute proof of the matters stated therein;

and

(*i*) provide for and prescribe penalties not exceeding, in each case, two hundred dollars for breach of, or non-compliance with, any regulation.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 49 of 1979

An Act to provide for the management of industrial, commercial, domestic and other waste; to establish the South Australian Waste Management Commission; to define its powers and functions; and for other purposes.

[*Assented to 22nd March,* 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "South Australian Waste Management Commission Act, 1979".

Commencement.

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

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

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—ADMINISTRATION

DIVISION I—THE COMMISSION

DIVISION II—THE WASTE MANAGEMENT TECHNICAL COMMITTEE

DIVISION III—OTHER COMMITTEES

DIVISION IV—STAFF OF THE COMMISSION

PART III—WASTE MANAGEMENT

DIVISION I—CONTROL OF DEPOTS

DIVISION II—CONTROL OF COLLECTION AND TRANSPORTATION OF WASTE

DIVISION III—CONTROL OF PRODUCTION OF CERTAIN WASTES

DIVISION IV—PROVISIONS APPLICABLE TO LICENCES GENERALLY

DIVISION V—CONTROL OF UNDESIRABLE PRACTICES

DIVISION VI—ESTABLISHMENT AND MANAGEMENT OF DEPOTS BY THE COMMISSION

PART IV—FINANCIAL PROVISIONS

PART V—MISCELLANEOUS

Objects of this Act.

4. The objects of this Act include the following—

(*a*) to promote effective, efficient, safe and appropriate waste management policies and practices;

(*b*) to reduce the generation of waste;

(*c*) to conserve resources by means of the recycling and reuse of waste and resource recovery;

(*d*) to prevent or minimize impairment to the environment occurring through the management of waste;

(*e*) to encourage the participation of local authorities and private enterprise in overcoming problems of waste management;

and

(*f*) to provide an equitable basis for defraying the costs of waste management.

Act to bind the Crown.

5. This Act binds the Crown.

Interpretation.

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

"authorized person" means a person authorized in writing by the Commission, or the Director, to exercise powers conferred on an authorized person under this Act:

"the Commission" means the South Australian Waste Management Commission:

"council" means a municipal or district council and includes a body (whether corporate or unincorporate)—

(*a*) that is, by virtue of any Act, vested with any of the powers of a municipal or district council;

or

(*b*) to which any of the powers of a municipal or district council are delegated:

"depot" means any premises or place to which waste is transported, or at which waste is received:

"the Director" means a person for the time being holding or acting in, the office of Director of the Commission:

"occupier", in relation to premises, means a person who has, either jointly or alone, the possession, or the right to possession, of the premises:

"premises" includes—

(*a*) any part of premises;

or

(*b*) land:

"the technical committee" means the Waste Management Technical Committee:

"waste" means any matter or thing (whether in solid, liquid or gaseous form or in any combination of those forms) discarded in the course of any industrial, commercial, domestic or other activities and includes any matter or thing declared by regulation to be waste, but does not include (unless so declared)—

(*a*) solid or liquid matter normally accepted, or disposed of in a sewerage system;

(*b*) mining and associated milling wastes and slags;

(*c*) radio-active wastes;

(*d*) discharges which are legally disposed of under licence or by other statutory authorization;

(*e*) emissions of gaseous and associated materials discharged as a result of industrial, commercial, or domestic activities;

(*f*) any matter or thing excluded by regulation from the ambit of this definition:

"waste management" means any activity consisting of, or related to, the production, collection, storage, transport, treatment or disposal of waste (including the recycling or reuse of waste and resource recovery).

Application of this Act.

7. (1) Subject to subsection (2) of this Act, this Act shall apply throughout the whole of the State.

(2) The Governor may, by proclamation—

(*a*) exclude any part of the State from the operation of this Act or any specified provisions of this Act;

(*b*) exclude any operations or activities of a specified kind from the operation of this Act, or any specified provisions of this Act;

or

(*c*) exempt any persons of a specified class from the operation of this Act, or any specified provisions of this Act.

(3) The Governor may, by proclamation, vary or revoke a proclamation under subsection (2) of this section.

PART II

PART II

ADMINISTRATION

DIVISION I

DIVISION I—THE COMMISSION

Establishment of Commission.

8. (1) There shall be a Commission entitled the "South Australian Waste Management Commission".

(2) The Commission—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall be capable of suing and being sued;

(*c*) shall be capable of acquiring, holding, dealing with and disposing of any interest in real and personal property;

(*d*) shall be capable of acquiring or incurring any other rights or liabilities;

and

(*e*) shall hold all its property for and on behalf of the Crown.

(3) The Commission shall be subject to the control and direction of the Minister.

Membership of the Commission.

9. (1) The Commission shall consist of seven members appointed by the Governor of whom—

(*a*) one shall be a member of a council selected by the Minister from a panel of three such members nominated by the Local Government Association of South Australia;

(*b*) one shall be an officer of a council selected by the Minister from a panel of three such officers nominated by the Local Government Association of South Australia;

(*c*) two shall be persons actively engaged in some aspect of waste management of whom one shall be selected by the Minister from a panel of three such persons nominated by the South Australian Chamber of Commerce and Industry;

(*d*) one shall be a person selected by the Minister from a panel of three persons nominated by the United Trades and Labor Council of South Australia;

and

(*e*) two shall be persons nominated by the Minister.

(2) Where the Minister, by notice in writing, requests—

(*a*) the Local Government Association of South Australia;

(*b*) the South Australian Chamber of Commerce and Industry;

or

(*c*) the United Trades and Labor Council of South Australia,

to make a nomination for the purposes of this section, and the body to which the request was addressed fails to make such a nomination within the time allowed in the notice, the Minister may select a person for appointment as a member of the Commission in lieu of a nominee of that body, and a person so selected may then be appointed to membership of the Commission as if he had been nominated by the body to which the request was addressed.

(3) A member of the Commission shall be appointed by the Governor to be the Chairman of the Commission.

PART II
DIVISION I

Terms and conditions of office.

10. (1) A member of the Commission shall be appointed—

(*a*) if he is one of the first appointees to the Commission—for such term of office (not exceeding three years) as the Governor may determine;

and

(*b*) in any other case—for a term of three years,

and, upon the expiration of his term of office, shall be eligible for re-appointment.

(2) A member of the Commission shall be appointed upon such conditions as the Governor may determine.

(3) The Governor may appoint a person to be the deputy of a member of the Commission, and that person while acting in the absence of that member, shall be deemed to be a member of the Commission.

(4) The Governor may remove a member of the Commission from office for—

(*a*) any breach of, or non-compliance with, the conditions of his appointment;

(*b*) mental or physical incapacity;

or

(*c*) dishonourable conduct.

(5) The office of a member of the Commission shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice addressed to the Minister;

(*d*) he ceases to hold a qualification by virtue of which he was entitled to be appointed as a member of the Commission;

(*e*) he is absent without leave of the Commission from three consecutive meetings of the Commission;

or

(*f*) he is removed from office by the Governor pursuant to subsection (4) of this section.

(6) Upon the office of a member of the Commission becoming vacant, a person shall be appointed in accordance with this Act, to the vacant office.

Allowances for members of the Commission.

11. A member of the Commission shall be entitled to receive such allowances and expenses as may be determined by the Governor.

Quorum, etc.

12. (1) Four members of the Commission shall constitute a quorum of the Commission.

(2) The Chairman of the Commission shall preside at a meeting of the Commission at which he is present and, in the absence of the Chairman from a meeting, the members present at that meeting shall decide who is to preside at that meeting.

(3) A decision carried by a majority of the votes of the members of the Commission present at a meeting, shall be a decision of the Commission.

(4) Each member of the Commission shall be entitled to one vote on a matter arising for determination by the Commission.

(5) The Commission shall cause accurate minutes to be kept of the business conducted at meetings of the Commission.

(6) Subject to this Act, the business of the Commission shall be conducted in a manner determined by the Commission.

Validity of acts of the Commission.

13. An Act or proceeding of the Commission shall not be invalid by reason only of a vacancy in its membership and, notwithstanding the subsequent discovery of a defect in the appointment of a member, an act or proceeding of the Commission shall be as valid and effectual as if the member had been duly appointed.

Disclosure of interest.

14. (1) A member of the Commission who has any direct or indirect financial interest in any matter before the Commission—

(*a*) shall as soon as he becomes aware of the interest, disclose the nature of his interest to the Commission;

and

(*b*) shall not take part in any deliberations or decision of the Commission with respect to that matter.

Penalty: Five hundred dollars.

(2) Subsection (1) of this section does not apply in respect of an interest that exists only by virtue of the fact that a member is an employee of the Commission.

(3) Any disclosure made under this section shall be recorded in the minutes of the Commission.

(4) Where a member makes a disclosure of interest in respect of a contract or proposed contract in accordance with this section, or his interest in a contract or proposed contract is not such as need be disclosed under this section—

(*a*) the contract is not liable to be avoided by the Commission on any ground arising from the fiduciary relationship between the member and the Commission;

and

(*b*) the member is not liable to account to the Commission for profits derived from the contract.

Due execution of documents by the Commission.

15. (1) A document is duly executed by the Commission if it is sealed with the common seal of the Commission and signed by two members of the Commission.

(2) An apparently genuine document purporting to have been executed by the Commission in accordance with subsection (1) of this section shall be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed by the Commission.

DIVISION II—THE WASTE MANAGEMENT TECHNICAL COMMITTEE

The Technical Committee.

16. (1) There shall be a committee entitled the "Waste Management Technical Committee".

(2) The following persons shall be appointed by the Minister as members of the technical committee—

(*a*) the Director who shall be chairman of the Committee;

(*b*) a person nominated by the Minister for the Environment;

(*c*) a person nominated by the Minister of Health;

(*d*) a person nominated by the Minister of Works;

(*e*) a person nominated by the Minister of Housing;

(*f*) a person nominated by the Minister of Local Government;

(*g*) a person selected by the Minister from a panel of three persons nominated by the South Australian Local Government Engineers Association Incorporated;

(*h*) a person selected by the Minister from a panel of three persons nominated by the Australian Institute of Health Surveyors (South Australian Division);

(*i*) a person selected by the Minister from a panel of three persons nominated by the South Australian Chamber of Commerce and Industry;

(*j*) a person selected by the Minister from a panel of three persons nominated by the Australian Mineral Development Laboratories; and

(*k*) a person who has experience in waste management nominated by the Commission.

(3) Where the Minister, by notice in writing, requests—

(*a*) the South Australian Local Government Engineers Association Incorporated;

(*b*) the Australian Institute of Health Surveyors (South Australian Division);

(*c*) the South Australian Chamber of Commerce and Industry;

or

(*d*) the Australian Mineral Development Laboratories,

to make a nomination for the purposes of this section and the body to which the request was addressed fails to make such a nomination within the time allowed in the notice, the Minister may select a person for appointment as a member of the technical committee in lieu of a nominee of that body, and a person so selected may then be appointed to membership of the technical committee as if he had been nominated by the body to which the request was addressed.

(4) The terms and conditions upon which members of the technical committee hold office shall be as determined by regulation.

Allowances for members.

17. A member of the technical committee shall be entitled to receive such allowances and expenses as may be determined by the Governor.

Functions of the technical committee.

18. The functions of the technical committee are:—

(*a*) to advise the Commission upon any aspect of waste management of a technical nature;

(*b*) to report to the Commission on any services relating to waste management that should in the opinion of the technical committee be introduced or modified;

and

(*c*) to investigate and report to the Commission on any matters referred to the technical committee for advice.

DIVISION III—OTHER COMMITTEES

DIVISION III

Establishment of Committees.

19. (1) The Minister may establish such other committees as he thinks necessary for the administration of this Act.

(2) The membership of any such committee, and the terms and conditions upon which its members hold office, shall be as determined by the Minister.

DIVISION IV—STAFF OF THE COMMISSION

DIVISION IV

Employees of Commission.

20. (1) The Commission may appoint such employees as are required for the administration of this Act.

(2) The provisions of the Public Service Act, 1967-1978, shall not apply to or in relation to any employee of the Commission.

(3) The terms and conditions upon which the employees of the Commission hold office shall be determined by the Commission with the approval of the Public Service Board.

Superannuation.

21. The Commission is a public authority for the purposes of the Superannuation Act, 1974-1979, and an employee of the Commission is, subject to that Act and any arrangement made between the Commission and the South Australian Superannuation Board, entitled to become a contributor to the South Australian Superannuation Fund.

Commission may make use of services of certain officers.

22. (1) The Commission may, with the approval of the Minister controlling a department of the Public Service of the State, upon terms mutually arranged, make use of the services of the officers of that department for any purpose related to the performance of the functions of the Commission under this Act.

(2) The Commission may, with the approval of an agency or instrumentality of the Crown, upon terms mutually arranged, make use of the services of an officer or employee of the agency or instrumentality.

PART III

PART III

WASTE MANAGEMENT

DIVISION I

DIVISION I—CONTROL OF DEPOTS

Control of depots.

23. (1) Any premises to be used for the purpose of the reception, storage, treatment or disposal of waste must be licensed as a depot.

(2) A licence in respect of a depot may be granted upon conditions—

(*a*) requiring the occupier of the depot to accept wastes of a kind stipulated in the licence;

(*b*) prohibiting the occupier of the depot from accepting wastes of a kind stipulated in the licence;

(*c*) regulating the type of waste that is to be accepted at the depot, and the quantities in which waste is to be so accepted;

and

(*d*) requiring the occupier of the depot to carry out proper procedures relating to waste management and to take proper precautions to prevent or minimize environmental damage,

and on such other conditions as the Commission thinks fit.

(3) Where a depot is not licensed as required by this section, or a condition on which a licence relating to a depot is not complied with, the occupier of the depot shall be guilty of an offence and liable to a penalty not exceeding two thousand dollars.

DIVISION II

DIVISION II—CONTROL OF COLLECTION AND TRANSPORTATION OF WASTE

Collection and transportation of wastes.

24. (1) A person who (otherwise than as an employee of another person) collects or transports waste for fee or reward must be licensed to do so under this section.

(2) For the purposes of this section—

(*a*) a council that collects or transports waste;

or

(*b*) a person who collects or transports waste in the course of carrying on an industrial or commercial process in respect of which a licence is required under this Act,

shall be deemed to do so for fee or reward.

(3) A licence under this section may be granted on conditions—

(*a*) regulating the kinds of waste that are to be, or are not to be, collected and transported by the holder of the licence;

and

(*b*) regulating the kinds of receptacles and vehicles to be used by the licensee in the course of his business and the standards with which they must comply;

and on such other conditions as the Commission thinks fit.

(4) Where a person collects or transports waste for fee or reward without being licensed as required by this section, he shall be guilty of an offence and liable to a penalty not exceeding two thousand dollars.

(5) Where a condition of a licence under this section is not complied with, the licensee shall be guilty of an offence and liable to a penalty not exceeding two thousand dollars.

DIVISION III—CONTROL OF PRODUCTION OF CERTAIN WASTES

DIVISION III

Production of waste of certain kinds.

25. (1) A person who carries on an industrial or commercial process in the course of which waste of a prescribed kind is produced must be licensed under this section.

(2) A licence under this section may be granted upon conditions requiring the licensee to treat and dispose of wastes produced by him in a specified manner.

(3) A person who carries on an industrial or commercial process in respect of which a licence is required under this section without being licensed shall be guilty of an offence and liable to a penalty not exceeding two thousand dollars.

(4) Where a condition of a licence under this section is not complied with, the licensee shall be guilty of an offence and liable to a penalty not exceeding two thousand dollars.

DIVISION IV—PROVISIONS APPLICABLE TO LICENCES GENERALLY

DIVISION IV

Procedure upon application, etc.

26. (1) An application for a licence—

(*a*) must be made to the Commission in writing and in the prescribed form;

and

(*b*) must be accompanied by the prescribed fee.

(2) An applicant must furnish the Commission with such information as the Commission may require for the purpose of determining the application.

(3) Where, after consideration of the application, the Commission is satisfied that—

(*a*) the grant of the licence would not prejudice proper waste management in the State;

and

(*b*) the exercise of rights conferred by the licence would not, in the circumstances of the case, be likely to result in—

(i) a nuisance or offensive condition;

(ii) conditions injurious to health or safety;

or

(iii) damage to the environment,

the Commission shall grant a licence to the applicant.

PART III
DIVISION IV

Term and renewal of licence.

27. (1) The term of a licence under this Act shall be a period determined by the Commission and specified in the licence.

(2) The Commission shall, upon receipt of due application for renewal of a licence under this Act, renew the licence for a further term.

(3) An application for renewal of a licence—

(*a*) must be made to the Commission in writing and in the prescribed form;

and

(*b*) must be accompanied by the prescribed fee.

Transfer of licences.

28. A licence may, with the consent of the Commission, be transferred.

Variation of conditions of licence.

29. The Commission may, by notice in writing served personally or by post on the holder of a licence, add to, vary, or revoke, any of the conditions of the licence.

Revocation of licence.

30. Where a licensee commits an offence against this Act that, in the opinion of the Commission, shows him to be unfit to hold a licence, the Commission may, by notice in writing served personally or by post on the licensee, revoke the licence.

Register.

31. (1) The Commission shall cause a register to be kept of all licences granted under this Act.

(2) The register shall be available for public inspection.

DIVISION V

DIVISION V—CONTROL OF UNDESIRABLE PRACTICES

Orders relating to waste management.

32. (1) Where the Commission is satisfied—

(*a*) that a person has failed to comply with this Act;

and

(*b*) that in consequence—

(i) a nuisance or offensive condition;

(ii) conditions injurious to health or safety;

(iii) damage to the environment,

has been caused, or is threatened,

the Commission may, by order in writing served upon that person, require him to carry out, or to refrain from carrying out, any action specified in the order.

(2) A person shall not contravene, or fail to comply with, an order under this section.

Penalty: Two thousand dollars.

(3) Where by an order under this section a person is required to carry out an action, and the order is not complied with, the Commission may cause the order to be carried out and may recover the cost incurred by doing so as a debt from the person against whom the order was made.

DIVISION VI—ESTABLISHMENT AND MANAGEMENT OF DEPOTS BY THE COMMISSION

Establishment of depots by the Commission.

33. (1) Subject to subsection (2) of this section, the Commission may establish such depots as it thinks necessary for the purpose of—

(*a*) receiving waste;

and

(*b*) waste management.

(2) Where the Commission proposes to establish a depot in pursuance of this section, the Commission shall, by notice in the *Gazette* and in two newspapers circulating generally throughout the State, give notice of the proposal and invite representations from any interested person to be made on or before a date fixed in the notice, being a date not less than one month after the date of the notice.

(3) A depot shall not be established under this section unless the Minister, after consideration of any representations made in pursuance of the invitation referred to in subsection (2) of this section, certifies that, in his opinion—

(*a*) existing facilities in the area in which the depot is to be established are inadequate for the purpose of proper waste management;

and

(*b*) the establishment of the depot is required in the public interest.

(4) The Commission may, subject to and in accordance with the Land Acquisition Act, 1969-1972, acquire land for the purposes of establishing a depot under this section.

Management of depots by the Commission.

34. (1) The Commission shall have the administration and control of all depots established under this Division.

(2) The Commission may receive waste at any depot established under this Division upon such terms and conditions as may be determined by the Commission.

Property in waste.

35. (1) All waste received by the Commission or its agents shall become the property of the Commission, and the Commission may sell or dispose of the waste in such manner as it thinks fit.

(2) A person shall not interfere with, or remove, waste from a depot of the Commission unless he is authorized by the Commission to do so.

Penalty: Five hundred dollars.

PART IV

PART IV

FINANCIAL PROVISIONS

Contributions to the Commission.

36. (1) The occupier of a depot shall pay to the Commission in respect of waste received at that depot such contributions as may be prescribed.

(2) A contribution is not payable under this section in respect of waste received at a depot for the purpose of being transported to some further depot for disposal.

(3) The regulations made for the purposes of subsection (1) of this section may provide for contributions to be calculated on such basis as may be specified in the regulations.

(4) The contributions payable by the occupier of the depot under this section shall be paid at such intervals and in such manner as the Commission may, by notice in writing served on the occupier, direct.

(5) Any contribution payable by the occupier of a depot under this section shall be recoverable by the Commission as a debt due to the Commission.

Contributions by the Treasurer.

37. The Treasurer may, out of moneys provided by Parliament, make such contributions to the funds of the Commission as he thinks fit.

Accounts and audit.

38. (1) The Commission shall cause proper accounts to be kept of its financial affairs and shall in respect of each financial year prepare a statement of accounts in such form as the Treasurer may approve.

(2) The Auditor-General may at any time, and shall at least once in each financial year, audit the accounts of the Commission and for the purposes of the audit he shall have and may exercise in respect of the accounts of the Commission and the employees of the Commission the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in respect of public accounts and accounting officers.

Borrowing by the Commission.

39. (1) The Commission may, for the purposes of this Act, borrow money from the Treasurer, or with the consent of the Treasurer, from any other person.

(2) Any liability incurred with the consent of the Treasurer under subsection (1) of this section is guaranteed by the Treasurer.

(3) Any liability incurred by the Treasurer under a guarantee arising by virtue of subsection (2) of this section shall be satisfied out of the General Revenue of the State which is, to the necessary extent, appropriated accordingly.

Investment of funds of the Commission.

40. The Commission may, with the approval of the Treasurer, invest any of its funds not immediately required for the purposes of this Act in any manner approved by the Treasurer.

PART V

MISCELLANEOUS

Rights of appeal.

41. (1) Any person who is aggrieved by a decision of the Commission may appeal to the Minister against that decision.

(2) An appeal under this section must be instituted by notice in writing addressed to the Minister setting out in detail the grounds of the appeal.

(3) An appeal must be commenced within twenty-eight days of the appellant receiving notice of the Commission's decision.

(4) Where an appeal has been instituted, the Minister shall appoint an arbitrator (who must be a person holding judicial office under the Local and District Criminal Courts Act, 1926-1978) to determine the appeal.

(5) The arbitrator may confirm, vary or reverse the decision of the Commission to which the appeal relates and his decision upon the appeal shall be final and not subject to further appeal.

Inquiries.

42. (1) The Commission may of its own motion, and shall if so required by the Minister, hold an inquiry into any matter relating to the production of waste, or waste management.

(2) For the purposes of an inquiry under this section the Commission may, by notice in writing—

(*a*) require any person to provide the Commission orally or in writing with such information relating to the production of waste or waste management as may be specified in the notice;

and

(*b*) require any person to produce books, papers or documents specified in the notice.

(3) A person who fails to comply with a notice under this section shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

(4) A person is not required to disclose information under this section if the information would tend to incriminate him of an offence.

Power to enter premises.

43. (1) An authorized person may at any reasonable time enter any premises (not being a dwellinghouse) to make any inspection or test relevant to the administration of this Act, and may take samples of waste from those premises for analysis.

(2) An authorized person may direct the driver of a vehicle to stop the vehicle, or to drive it to a place nominated by the authorized person, to enable him to carry out an inspection relevant to the administration of this Act, or to take samples of waste from the vehicle.

(3) An authorized person may direct the driver of a vehicle to dispose of waste in or upon the vehicle at a place nominated by the authorized person.

(4) A person shall not hinder or obstruct an authorized person, or fail to comply with a direction of an authorized person, acting in pursuance of this section.

Penalty: Five hundred dollars.

Non-disclosure of information.

44. A member of the Commission, or an employee of the Commission, shall not disclose any information to which he has had access in the course of his official duties unless the disclosure is made—

(*a*) with the consent of the person from whom the information was obtained;

(*b*) in connection with the administration of this Act;

(*c*) for the purposes of any legal proceedings arising out of the administration of this Act;

or

(*d*) for the purposes of an inquiry conducted under this Act.

Penalty: One thousand dollars.

Proceedings.

45. Proceedings for offences against this Act shall be disposed of summarily

Continuing offences.

46. (1) Where a person is committing an offence against this Act of a continuing nature, the Commission may, by notice is writing served personally or by post on that person require him to desist from committing that offence.

(2) Where a notice has been served upon a person in pursuance of subsection (1) of this section, he shall be liable, upon conviction for the offence, in addition to any other penalty prescribed by this Act, to a further penalty not exceeding two hundred dollars for every day the offence continued after service of the notice.

Annual reports.

47. (1) The Commission shall as soon as practicable after the thirtieth day of June in each year submit a report to the Minister upon its activities during the period of twelve months ending on that day.

(2) The Minister shall, as soon as practicable after his receipt of a report under this section, cause copies of the report to be laid before both Houses of Parliament.

This Act not to derogate from Water Resources Act.

48. Nothing in this Act or any licence under this Act—

(*a*) derogates from any provision of the Water Resources Act, 1976-1979;

or

(*b*) constitutes for the purposes of that Act an authority to cause suffer or permit waste to come into contact with waters.

Regulations.

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

(2) Without limiting the generality of the foregoing, those regulations may—

(*a*) regulate the operation of depots;

(*b*) regulate the collection or transportation of waste;

(*c*) regulate the construction or maintenance of containers, vehicles and vessels used for the transportation of waste;

(*d*) provide for the measurement, determination, estimation or assessment of the volume or mass of waste;

(*e*) prescribe the qualifications required for appointment as an authorized person under this Act;

(*f*) require licensees to furnish returns containing such information as may be prescribed;

(*g*) provide for the payment of fees upon any application made to the Commission under this Act;

and

(*h*) prescribe and provide for the recovery of fees for any services rendered by the Commission.

(3) The regulations may impose a penalty not exceeding five hundred dollars for breach of, or non-compliance with, any regulation.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 50 of 1979

An Act to amend the Local Government Act, 1934-1978.

[*Assented to 22nd March,* 1979]

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, 1979".

(2) The Local Government Act, 1934-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Local Government Act, 1934-1979".

Commencement.

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

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

Amendment of principal Act, s. 475a—Governor may make regulations under this Part.

3. Section 475a of the principal Act is amended—

(*a*) by inserting in paragraph (*b*) of subsection (2) after the passage "a council may" the passage ", by resolution,";

(*b*) by inserting after paragraph (*c*) of subsection (2) the following paragraph:—

(*ca*) providing for the creation by a council of parking spaces within any specified class of area or zone created by the council; ;

(*c*) by striking out from paragraph (*d*) the passage "or zones" and inserting in lieu thereof the passage ", zones or parking spaces";

(*d*) by striking out from paragraph (*f*) of subsection (2) the word "mechanical";

(*e*) by inserting in paragraph (*f*) of subsection (2) after the passage "parking fees" the passage ", regulating the manner in which those devices must be operated, and prohibiting the misuse of those devices";

(*f*) by striking out paragraph (*g*) of subsection (2) and inserting in lieu thereof the following paragraphs:—

(*g*) providing for the signs, road markings or other devices that shall denote or apply to, or providing for the publication of, any specified areas, zones, and parking spaces, specified conditions and limitations upon the use of areas, zones or parking spaces, and any other specified restrictions or prohibitions relating to the parking or standing of vehicles;

(*ga*) providing for the establishment by the Road Traffic Board of South Australia of a code of signs, road markings and other devices that shall denote or apply to areas, zones, parking spaces, conditions, limitations, restrictions and prohibitions relating to the parking or standing of vehicles; ;

(*g*) by inserting in paragraph (*i*) of subsection (2) after the passage "in public places" the passage ", and providing for the manner in which any temporary control measures must be denoted or indicated";

(*h*) by striking out from paragraph (*j*) of subsection (2) the passage "owners or drivers" and inserting in lieu thereof the passage "owners and drivers";

(*i*) by inserting after paragraph (*j*) of subsection (2) the following paragraphs:—

(*ja*) providing that the owner and the driver of a vehicle that was parked or was standing in contravention of the regulations under this Part shall each be guilty of an offence and liable to the prescribed penalty;

(*jb*) providing defences for persons charged with offences against the regulations under this Part; ;

and

(*j*) by inserting after paragraph (*m*) of subsection (2) the following paragraph:—

(*n*) providing for the continued operation of any specified areas, zones or parking spaces created by councils, and any conditions or limitations placed on their use, that are in force immediately prior to the regulations under this Part coming into operation.

Amendment of principal Act, s. 475c—Parking signs, etc., need only substantially conform with regulations.

4. Section 475c of the principal Act is amended by striking out paragraphs (*a*) and (*b*) and inserting in lieu thereof the passage "the requirements of those regulations".

Amendment of principal Act, s. 475e—Evidentiary provisions.

5. Section 475e of the principal Act is amended—

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

(*d*) that, on any specified day, there were signs, devices or roadmarkings that denoted or applied to any specified area, zone or parking space, and that those signs, devices or roadmarkings had been erected or placed in accordance with the regulations under this Part; ;

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) In any proceedings for an offence against the regulations under this Part, an allegation in the complaint—

(*a*) that a vehicle was parked or was standing in any area, zone or parking space, or contrary to any condition or limitation upon the use of an area, zone or parking space, created by a council, or declared by an officer of a council;

(*b*) that a person failed to pay a fee fixed by a council;

or

(*c*) that a resolution had been passed by a council,

shall be conclusive proof that the area, zone, parking space, condition or limitation had been validly created or declared, that the fee and its manner of collection had been validly fixed, or that the resolution had been validly passed, as the case may require. ;

(*c*) by striking out from subsection (4) the passage "any person to tender evidence as to the" and inserting in lieu thereof the passage "the defence to tender evidence as to the existence or"; and

(*d*) by inserting in subsection (4) after the passage "had been erected or placed pursuant to" the passage ", or in accordance with,".

Enactment of s. 475i of principal Act.

6. The following section is enacted and inserted in Part XXIIA of the principal Act after section 475h thereof:—

Interpretation.

475i. For the purposes of this Part—

"public place" has the meaning ascribed to it by section 5 of this Act, and includes park lands, plantations, ornamental grounds and reserves, and, in relation to the Corporation of the City of Adelaide, includes any of the lands vested in the Adelaide Festival Centre Trust, or vested in, or under the control of, the Board of the Botanic Gardens, that lie within the area of the Corporation:

"vehicle" has the meaning ascribed to it by section 5 of this Act, but does not include any vehicle operated on a railway or a tramway.

Amendment of principal Act, s. 667—By-laws.

7. Section 667 of the principal Act is amended by striking out subparagraph XXII of paragraph 8 of subsection (1).

Enactment of s. 672a of principal Act.

8. The following section is enacted and inserted in the principal Act after section 672 thereof:—

Repeal of a by-law does not affect certain resolutions.

672a. Where a by-law, whether made before or after the commencement of the Local Government Act Amendment Act, 1979, repeals a by-law, or a part of a by-law, that provides that a council may pass a resolution for any particular purpose, and the repealing by-law contains provisions substantially corresponding to those of the repealed by-law—

(*a*) the repeal shall not affect the operation of any resolution in force immediately prior to the repeal to the extent that the resolution is not inconsistent with the provisions of the repealing by-law;

and

(*b*) the resolution shall have effect as if it had been passed under the repealing by-law.

Amendment of principal Act, s. 679— Application of by-laws.

9. Section 679 of the principal Act is amended by inserting after subsection (3) the following subsection:—

(4) This section, as amended by the Local Government Act Amendment Act (No. 2), 1978, shall be deemed to have come into operation on the twenty-seventh day of April, 1978.

Amendment of principal Act, s. 794a— Expiation of offences.

10. Section 794a of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "against this Act," the passage "any other Act, or the regulations under any other Act,";

(*b*) by striking out from subsection (4) the passage "the person alleged to have committed the offence shall not" and inserting in lieu thereof the passage "no person shall";

and

(*c*) by inserting after subsection (4) the following subsections:—

(4a) Notwithstanding that the time for payment specified in a notice under subsection (1) of this section has expired, a council may, upon payment of the costs and expenses incurred by the council in relation to the commencement of any proceedings in respect of the alleged offence, accept late payment of the expiation fee.

(4b) Where a council has accepted late payment of an expiation fee under subsection (4a) of this section—

(*a*) no person shall be prosecuted in any court for the alleged offence;

and

(*b*) any proceedings that have been commenced against any person for the alleged offence shall be discontinued.

Enactment of s. 794c of principal Act.

11. The following section is enacted and inserted in the principal Act after section 794b thereof:—

Certain prosecutions must be commenced within one year.

794c. Proceedings against a person for an offence against a regulation under Part XXIIA of this Act shall be commenced within one year of the day on which the offence was alleged to have been committed.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 51 of 1979

An Act to amend the Real Property Act, 1886-1978.

[*Assented to 22nd March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Real Property Act Amendment Act, 1979".

(2) The Real Property Act, 1886-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Real Property Act, 1886-1979".

Commencement.

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

Amendment of principal Act, s. 3—Interpretation.

3. Section 3 of the principal Act is amended—

(*a*) by inserting before the definition of "Assurance Fund" the following definition:—

"appropriate form" in relation to an instrument means a form that conforms with section 54a of this Act:;

and

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

"Court means—

(*a*) the Supreme Court;

and

(*b*) in sections 52, 64, 71, 80, 87, 105, 108, 110, 142a, 165, 166 and 167 of this Act includes any other court or tribunal constituted under the law of this State or the Commonwealth:.

Repeal of ss. 13, 14, 15, 16, 17 and 18 of principal Act and enactment of sections in their place.

4. Sections 13, 14, 15, 16, 17 and 18 of the principal Act are repealed and the following sections are enacted and inserted in their place:—

Officers for administration of this Act.

13. (1) There shall be a Registrar-General.

(2) The Registrar-General shall be responsible for the administration of this Act.

(3) There shall be such deputies of the Registrar-General as may be necessary or expedient for the administration of this Act.

(4) There shall be such other officers as may be necessary or expedient for the administration of this Act.

(5) The Registrar-General, every Deputy Registrar-General and the other officers referred to in this section shall be appointed, and shall hold office, subject to and in accordance with the Public Service Act, 1967-1978.

Acting Registrar-General.

14. (1) The Governor may appoint any person who is an officer within the meaning of the Public Service Act, 1967-1978, to be the Acting Registrar-General.

(2) The Acting Registrar-General shall act in the absence of the Registrar-General from the duties of his office.

(3) The Acting Registrar-General shall have all the powers, authorities, duties and obligations of the Registrar-General.

(4) The Acting Registrar-General shall cease to occupy his position as such upon resumption by the Registrar-General of the duties of his office.

(5) If no person is appointed to be the Acting Registrar-General, the Senior Deputy Registrar-General shall be the Acting Registrar-General.

Acting Deputy Registrar-General.

15. (1) The Governor may appoint any person who is an officer within the meaning of the Public Service Act, 1967-1978, to be an Acting Deputy Registrar-General.

(2) An Acting Deputy Registrar-General shall have all the powers, authorities, duties and obligations of a Deputy Registrar-General.

Exercise of powers of Registrar-General.

16. Any power or function conferred on, or assigned to, the Registrar-General by this or any other Act may be exercised or carried out—

(*a*) by any Deputy Registrar-General;

or

(*b*) by any person to whom that power or function has been delegated by the Registrar-General.

Amendment of principal Act, s. 23a—Payment of moneys received in trust.

5. Section 23a of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "absent mortgagees or other persons" and inserting in lieu thereof the passage "a mortgagee or other person";

and

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

(1a) Before making payment to any person under subsection (1) of this section the Treasurer may require the production of such evidence as he thinks fit to the effect that—

(*a*) succession duties that may be payable out of, or in respect of, the moneys have been paid;

and

(*b*) any other claim to which the moneys may be liable has been satisfied.

Amendment of principal Act, s. 35—Notice of application to be published.

6. Section 35 of the principal Act is amended by striking out the passage "by registered letter marked outside 'Lands Titles Office', through the post office" and inserting in lieu thereof the passage "by registered or certified post".

Amendment of principal Act, s. 36—Second and third classes brought under this Act.

7. Section 36 of the principal Act is amended by striking out the passage "by registered letter".

Amendment of principal Act, s. 54—Instruments to be according to Act.

8. Section 54 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) Subject to this Act, the Registrar-General shall not register any instrument purporting to transfer or otherwise deal with or affect any estate or interest in land under the provisions of this Act unless—

(*a*) the instrument is in the appropriate form;

and

(*b*) the instrument is otherwise in accordance with this Act.

Enactment of s. 54a of principal Act. Form of instruments.

9. The following section is enacted and inserted in the principal Act after section 54 thereof:—

54a. Every instrument—

(*a*) that is lodged or issued before the first day of January, 1981, must be in a form approved by the Registrar-General;

and

(*b*) that is lodged or issued on or after the first day of January, 1981, must be in a form prescribed by regulation.

Amendment of principal Act, s. 71—Saving of certain rights and powers

10. Section 71 of the principal Act is amended by striking out from paragraph I the passage "writ of *fieri facias* or other writ of execution" and inserting in lieu thereof the passage "a writ of execution".

Repeal of s. 73 of principal Act and enactment of section in its place. Certificate of title.

11. Section 73 of the principal Act is repealed and the following section is enacted and inserted in its place:—

73. The registered proprietor of an estate of freehold in land, other than a leasehold for a life or lives, shall be entitled to receive a certificate for that estate in the appropriate form.

Amendment of principal Act, s. 79— Substituted certificate.

12. Section 79 of the principal Act is amended—

(*a*) by striking out subsection (2);

(*b*) by striking out from subsection (6) the passage ", after giving notice similar to that provided in subsection (2) hereof,";

and

(*c*) by inserting after subsection (7) the following subsection:—

(8) Before issuing a substituted certificate or a new certificate or a tenant's copy of a Crown lease the Registrar-General may, where in his opinion it is necessary or desirable, give notice of his intention to do so in the *Gazette* or in any newspaper circulating in the State.

Amendment of principal Act, s. 96— Transfers.

13. Section 96 of the principal Act is amended by striking out the passage "the form of the sixth schedule hereto" and inserting in lieu thereof the passage "the appropriate form".

Amendment of principal Act, s. 105— Sale under writ of *fieri facias* or decree, warrant or order of court.

14. Section 105 of the principal Act is amended by striking out the passage "writ of *fieri facias* or other".

Amendment of principal Act, s. 107— Transfer on sale under writ, warrant, decree or order.

15. Section 107 of the principal Act is amended by striking out the passage "such one of the forms of the seventh schedule hereto as shall be applicable" and inserting in lieu thereof the passage "the appropriate form".

Amendment of principal Act, s. 116— Lands, how leased.

16. Section 116 of the principal Act is amended by striking out the passage "the form of the eighth schedule hereto" and inserting in lieu thereof the passage "the appropriate form".

Repeal of s. 120 of principal Act and enactment of section in its place.

17. Section 120 of the principal Act is repealed and the following section is enacted in its place:—

Lease may be surrendered by separate instrument.

120. (1) A registered lease may be surrendered by instrument in the appropriate form, signed by the lessee and lessor.

(2) Upon registration of an instrument under subsection (1) of this section, the Registrar-General shall enter a memorial recording the date of surrender in the Register Book and may, where in his opinion it is necessary or desirable to do so, endorse the date of the surrender on the lease registered in his office, the duplicate certificate and on the lessor's and lessee's copy of the lease.

Amendment of principal Act, s. 122— Effect of entry of surrender.

18. Section 122 of the principal Act is amended by striking out the passage ", and production of the lease or duplicate bearing such endorsement or memorandum shall be sufficient evidence that the lease has been so surrendered".

Amendment of principal Act, s. 128— Lands, how mortgaged or encumbered.

19. Section 128 of the principal Act is amended—

(*a*) by striking out the passage "the form of the ninth schedule hereto" and inserting in lieu thereof the passage "the appropriate form";

and

(*b*) by striking out the passage "the form of the tenth schedule hereto" and inserting in lieu thereof the passage "the appropriate form".

Amendment of principal Act, s. 129— Contents of mortgage or encumbrance.

20. Section 129 of the principal Act is amended by striking out from subsection (2) the passage "the other document, the plans and specifications or a copy thereof shall be attached to the instrument, unless it is or they are or will be available for public inspection in some other public registry and the instrument contains a statement to that effect specifying the registry in which it is or they are so available or will be so available within twenty-eight days of the date of execution of such instrument" and inserting in lieu thereof the passage "the Registrar-General may require that a copy of the plans and specifications or the document concerned be attached to the mortgage or encumbrance or be deposited in the General Registry Office or in any other public registry in the State".

Amendment of principal Act, s. 143— Discharge of mortgages and encumbrances.

21. Section 143 of the principal Act is amended by striking out the passage "a receipt or memorandum" and inserting in lieu thereof the passage "an instrument in the appropriate form".

Repeal of s. 144 of principal Act.

22. Section 144 of the principal Act is repealed.

Repeal of s. 150 of principal Act and enactment of section in its place.

23. Section 150 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Transfer of mortgage lease and encumbrance.

150. A registered mortgage, lease or encumbrance may be transferred by execution of a transfer in the appropriate form.

Repeal of ss. 153 and 154 of principal Act and enactment of section in their place.

24. Sections 153 and 154 of the principal Act are repealed and the following section is enacted and inserted in their place:—

Renewal or extension of mortgage, etc.

153. (1) A mortgage, encumbrance or lease may be renewed or extended by registration of an instrument in the appropriate form.

(2) An instrument renewing or extending a lease must be lodged with the Registrar-General not later than one month after the day on which the lease would, but for the renewal or extension, expire.

Amendment of principal Act, s. 155— Power of attorney.

25. Section 155 of the principal Act is amended by striking out the passage "and for that purpose may, if he thinks fit, use the form in the thirteenth schedule hereto".

Amendment of principal Act, s. 157— Revocation of power of attorney.

26. Section 157 of the principal Act is amended—

(*a*) by striking out the passage "the form of the fourteenth schedule hereto" and inserting in lieu thereof the passage "the appropriate form";

and

(*b*) by striking out the passage ", except in any case where a registration abstract is outstanding,".

Repeal of s. 189 of principal Act and enactment of section in its place.

27. Section 189 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Application to alter name, etc., of registered proprietor.

189. The Registrar-General may, on application made by a registered proprietor in the appropriate form and supported by such evidence as he may require, alter any entry in the Register Book relating to the name, address, occupation or status of that registered proprietor.

Repeal of s. 190 of principal Act.

28. Section 190 of the principal Act is repealed.

Amendment of principal Act, s. 191— Caveats.

29. Section 191 of the principal Act is amended by striking out from paragraph I the passage "A caveat may be in the form or to the effect of the twelfth schedule hereto" and inserting in lieu thereof the passage "A caveat shall be in the appropriate form".

Amendment of principal Act, s. 220— Powers of Registrar-General.

30. Section 220 of the principal Act is amended by striking out subsection (3b) and inserting in lieu thereof the following subsection:—

(3b) If a requisition made under paragraph (3a) of this section is not complied with within two months, the Registrar-General may serve on the person lodging the instrument and the parties to the instrument notice that he intends to reject the instrument, and if, after the expiration of two months or such further period as the Registrar-General may allow, the requisition is not complied with, the Registrar-General may reject the instrument if, in his opinion, it cannot be registered under this Act, and any fees paid in respect of any rejected instrument shall be forfeited.

Amendment of principal Act, s. 223a— Applications for amendment

31. Section 223a of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) Every application under this section shall be made in the appropriate form.

Amendment of principal Act, s. 274— No person except solicitors and land brokers entitled to recover fees for work done under this Act.

32. Section 274 of the principal Act is amended by striking out the word "No" being the first word of that section and inserting in lieu thereof the passage "Except as allowed by statute, no".

Repeal of s. 276 of principal Act and enactment of section in its place.

33. Section 276 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Service of notices.

276. Where this Act makes no provision for the manner in which a notice is to be served on or given to any person the notice may—

(*a*) be served personally or by certified post;

or

(*b*) be served by publication of the notice in a manner directed by the Registrar-General.

Repeal of fourth schedule of principal Act.

34. The fourth schedule to the principal Act is repealed.

35. The sixth to the fourteenth schedules (inclusive) to the principal Act are repealed. Repeal of sixth to fourteenth schedules of principal Act.

36. The twenty-third schedule to the principal Act is repealed. Repeal of twenty-third schedule of principal Act.

37. The twenty-fourth schedule to the principal Act is repealed. Repeal of twenty-fourth schedule of principal Act.

38. The twenty-fifth schedule to the principal Act is repealed and the following schedule is enacted and inserted in its place:— Repeal of twenty-fifth schedule of principal Act and enactment of schedule in its place.

THE TWENTY-FIFTH SCHEDULE

Schedule to Deposited Strata Plan No.....

Unit Entitlement

Unit No.	Unit Entitlement
Aggregate....	

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 52 of 1979

An Act to prescribe standards for and to regulate the safety and quality of goods, the provision of information in respect of goods and services and the packaging of goods; to repeal the Sale of Furniture Act, 1904-1975; the Goods (Trade Descriptions) Act, 1935-1969; the Textile Products Description Act, 1953-1972; the Packages Act, 1967-1972; the Footwear Regulation Act, 1969-1972; the Flammable Clothing Act, 1973; and for other purposes.

[*Assented to 22nd March,* 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Trade Standards Act, 1979".

Commencement.

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

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

Arrangement.

3. This Act is arranged as follows:—

PART I—PRELIMINARY

PART II—ADMINISTRATION

DIVISION I—THE TRADE STANDARDS ADVISORY COUNCIL

DIVISION II—GENERAL

PART III—SAFETY STANDARDS

PART IV—QUALITY STANDARDS

PART V—INFORMATION STANDARDS

PART VI—PACKAGING STANDARDS

PART VII—MISCELLANEOUS

Repeal of certain Acts.

4. (1) The Sale of Furniture Act, 1904-1975, is repealed.

(2) The Goods (Trade Descriptions) Act, 1935-1969, is repealed.

(3) The Textile Products Description Act, 1953-1972, is repealed.

(4) The Packages Act, 1967-1972, is repealed.

(5) The Footwear Regulation Act, 1969-1972, is repealed.

(6) The Flammable Clothing Act, 1973, is repealed.

Interpretation.

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

"the Council" means the Trade Standards Advisory Council established under Part II of this Act:

"dangerous goods" means goods for the time being declared by proclamation under Part III of this Act to be dangerous goods:

"goods" means any tangible personal property:

"information standard" means a regulation made under Part V of this Act:

"label" means affix or annex information to, mark information on, or incorporate information with, anything:

"manufacture" includes assemble, process or recondition:

"materially inaccurate" in relation to any information means—

(*a*) inaccurate;

or

(*b*) misleading or likely to mislead,

in a material respect and to a material degree by reason of anything contained therein or omitted therefrom:

"package" in relation to any goods means—

(*a*) wholly or partly enclose the goods in any form of covering or container for supply to any person;

or

(*b*) authorize, direct, cause, suffer or permit the act referred to in paragraph (*a*) of this definition:

"packaging standard" means a regulation made under Part VI of this Act:

"provide" in relation to information in respect of goods or services includes authorize, direct, cause, suffer or permit information to be provided in respect of goods or services:

"quality standard" means a regulation made under Part IV of this Act:

"safety standard" means a regulation made under Part III of this Act:

"services" includes the conferring of any prescribed right or privilege:

"standard" means—

(*a*) a safety standard;

(*b*) a quality standard;

(*c*) an information standard;

or

(*d*) a packaging standard:

"standards officer" means a person appointed to be a standards officer under Part II of this Act:

"supply"—

(*a*) in relation to any goods means—

(i) sell;

(ii) agree to sell;

(iii) supply by way of barter or exchange;

(iv) let on hire;

(v) bail;

(vi) supply or deliver;

(vii) offer to do, or keep or have in possession for the purpose of doing, any of the acts referred to in subparagraphs (i) to (vi) of this paragraph;

or

(viii) authorize, direct, cause, suffer or permit any of the acts referred to in subparagraphs (i) to (vii) of this paragraph;

or

(*b*) in relation to any services means—

(i) supply or agree or offer to supply;

or

(ii) authorize, direct, cause, suffer or permit any of the acts referred to in subparagraph (i) of this paragraph:

"vehicle" includes any kind of aircraft or vessel.

(2) For the purposes of this Act, goods that are attached to, or wrapped or wound around, anything shall be deemed to be packaged and the thing to which they are attached, or around which they are wrapped or wound, shall be deemed to be the covering or container in which they are packaged.

(3) For the purposes of this Act, a person provides information in relation to goods—

(*a*) if he labels the goods;

(*b*) if he labels any covering or container in which the goods are packaged;

(*c*) if he places the information in any covering or container in which the goods are packaged;

(*d*) if he packages the goods in any covering or container that is labelled;

or

(*e*) if he provides the information in any other manner whether that manner is or is not similar to any manner of providing information referred to in paragraph (*a*), (*b*), (*c*) or (*d*) of this subsection.

(4) For the purposes of this Act, information shall be deemed to be in respect of goods if it would be taken by any reasonable person as referring directly or indirectly to the goods, or a class of goods that includes the goods, whether or not the goods are in existence at the time the information is provided.

(5) For the purposes of this Act, a person shall be deemed to provide information in respect of goods if he supplies goods in respect of which information is provided (whether by himself or any other person) in the manner referred to in paragraph (*a*), (*b*), (*c*) or (*d*) of subsection (3) of this section.

(6) For the purposes of this Act, a person provides information in respect of services if he provides the information in such a manner that it would be taken by any reasonable person as referring directly or indirectly to the services, or a class of services that includes the services, whether or not—

(*a*) the services are being supplied;

or

(*b*) any physical thing that is or is to be supplied, or that is or is to be provided for use, in the course of supply of the services, is in existence,

at the time the information is provided.

Act binds Crown.

6. This Act binds the Crown.

Saving of other remedies.

7. (1) The provisions of this Act shall be in addition to and shall not derogate from the provisions of any other Act.

(2) The provisions of this Act shall not limit or affect any civil remedy at law or in equity.

PART II

PART II

ADMINISTRATION

DIVISION I

DIVISION I—TRADE STANDARDS ADVISORY COUNCIL

Establishment of Council.

8. (1) A body shall be established entitled the "Trade Standards Advisory Council".

(2) The Council shall consist of five members appointed by the Governor of whom—

(*a*) one shall be a person nominated by the Minister, who shall be the chairman of the Council;

(*b*) one shall be a person nominated by the Minister having the administration of the South Australian Health Commission Act, 1975-1979;

(*c*) one shall be appointed from a panel of three persons nominated by the Chamber of Commerce and Industry, South Australia, Incorporated;

(*d*) one shall be appointed from a panel of three persons nominated by the Standards Association of Australia (South Australian Branch);

and

(*e*) one shall be a person nominated by the Minister who, in the opinion of the Minister, represents the interests of consumers.

(3) If a panel of persons is not nominated by a body for the purposes of subsection (2) of this section within thirty days after the receipt by that body of a written request from the Minister so to do, the Governor may appoint a person nominated by the Minister to be a member of the Council and that person shall be deemed to be duly appointed upon the nomination of that body.

Terms and conditions of office.

9. (1) Subject to this Act, a member of the Council shall hold office for a term of three years upon such conditions as the Governor determines, and, upon the expiration of his term of office, shall be eligible for re-appointment.

(2) The Minister may appoint an appropriate person to be a deputy of a member of the Council and the deputy of any member while acting in the absence of the member of whom he is, or has been appointed, deputy, shall be deemed to be a member of the Council and shall have all the powers, authorities, duties and obligations of that member.

(3) The Governor may remove a member of the Council from office for—

(*a*) mental or physical incapacity;

(*b*) neglect of duty;

(*c*) dishonourable conduct;

or

(*d*) any other cause considered sufficient by the Governor.

(4) The office of a member of the Council shall become vacant if—

(*a*) he dies;

(*b*) his term of office expires;

(*c*) he resigns by written notice addressed to the Minister;

(*d*) he fails to attend three consecutive meetings of the Council without leave of the chairman of the Council;

or

(*e*) he is removed from office by the Governor pursuant to subsection (3) of this section.

(5) Upon the office of a member of the Council becoming vacant, a person shall be appointed, in accordance with this Act, to the vacant office, but where the office of a member becomes vacant before the expiration of the term for which he was appointed, a person appointed in his place shall be appointed only for the balance of the term of his predecessor.

Allowances and expenses.

10. A member of the Council shall be entitled to receive such allowances and expenses as may be determined by the Governor.

Quorum, etc.

11. (1) Three members of the Council shall constitute a quorum of the Council and no business shall be transacted at a meeting of the Council unless a quorum is present.

(2) The chairman of the Council shall preside at a meeting of the Council at which he is present and in the absence of both the chairman and his deputy from a meeting, the members of the Council present shall decide who is to preside at that meeting.

(3) A decision carried by the votes of a majority of the members of the Council present at a meeting shall be a decision of the Council.

(4) Each member of the Council shall be entitled to one vote on a matter arising for determination by the Council and the person presiding at the meeting of the Council shall, in the event of an equality of votes, have a second or casting vote.

(5) Subject to this Act, the business of the Council shall be conducted in a manner determined by the Council.

Validity of acts of the Council.

12. An act or proceeding of the Council shall not be invalid by reason only of a vacancy in its membership and, notwithstanding the subsequent discovery of a defect in the nomination or appointment of a member, an act or proceeding shall be as valid and effectual as if the member had been duly nominated or appointed.

Function of the Council.

13. The function of the Council is to advise and counsel the Minister, either at the request of the Minister or upon its own motion, on any matter connected with administration of this Act, the prescription of standards or the declaration of goods to be dangerous goods.

DIVISION II—GENERAL

Appointment of standards officers.

14. (1) The Governor may, by notice published in the *Gazette* appoint any person to be a standards officer for the purposes of this Act.

(2) The Minister shall provide each standards officer with a certificate of identification in the prescribed form.

(3) A standards officer shall produce his certificate at the request of any interested person.

Powers of standards officer.

15. (1) A standards officer may—

(*a*) enter into or upon any premises or place or stop and enter into or upon any vehicle, inspect the premises, place or vehicle and any goods in the premises, place or vehicle and open any container, package or other thing for the purpose of determining whether or not any provision of this Act is being or has been complied with;

(*b*) upon payment or tender of a reasonable price for any goods that he finds in any premises, place or vehicle, remove the goods from the premises, place or vehicle and retain the goods;

(*c*) seize and remove from any premises, place or vehicle any goods in relation to which he suspects upon reasonable grounds that an offence against this Act has been committed and, subject to this section, retain the goods;

(*d*) inspect and examine, analyse and test any goods for the purpose of determining whether or not any provision of this Act is being or has been complied with;

(*e*) require any person to answer a question put to him, whether that question is put to him directly or through an interpreter, for the purpose of determining whether or not any provision of this Act is being or has been complied with;

(*f*) search, copy and take extracts of, and, if necessary for that purpose, seize and remove from any premises, any books, documents or records of any kind, for the purpose of determining whether or not any provision of this Act is being or has been complied with;

and

(*g*) give such directions as are reasonably necessary for, or incidental to, the effective exercise of his powers under this section.

(2) In the exercise of his powers under this section, a standards officer may be accompanied by such other persons as he considers necessary or desirable in the circumstances.

(3) A person shall not hinder or obstruct a standards officer, or any person accompanying a standards officer, in the exercise of his powers under this section.

Penalty: Five hundred dollars.

(4) A person to whom a question is put under this section shall not refuse or fail to answer the question to the best of his knowledge, information or belief.

Penalty: Five hundred dollars.

(5) A person shall not be guilty of an offence against subsection (4) of this section if he refuses to answer a question the answer to which would tend to incriminate him.

(6) A person given any direction under this section shall not refuse or fail to comply with the direction.

Penalty: Five hundred dollars.

(7) Where any goods are examined, analysed or tested under this section, the Minister shall—

(*a*) if the goods were seized and removed under this section;

or

(*b*) if the goods were purchased and removed under this section and the examination, analysis or test leads to the institution of proceedings for an offence against this Act,

cause the owner or apparent owner of the goods to be informed of the results of the examination, analysis or test and if proceedings for an offence against this Act are instituted against any person as a result of the examination, analysis or test, allow that person to have the goods examined, analysed or tested on his own behalf if that is reasonably practicable in the circumstances.

(8) Where any goods are seized and removed under this section and—

(*a*) proceedings are not instituted for any offence against this Act in relation to the goods within two months of their seizure;

or

(*b*) proceedings having been so instituted and completed, the defendant is not convicted,

the person from whom the goods were seized shall be entitled to recover the goods, or, if they have been destroyed or damaged or have deteriorated, to recover from the Minister, by action in any court of competent jurisdiction, the market value of the goods at the time of their seizure.

(9) Where any goods are seized and removed and the person from whom the goods were seized is convicted of an offence against this Act in relation to the goods, the court convicting the person may, in addition, order that the goods be forfeited to the Crown.

Minister may require information.

16. (1) The Minister may by notice in writing given to any person require that person to furnish within the period specified in the notice any information that is reasonably necessary for the purpose of determining whether or not—

(*a*) any provision of this Act is being or has been complied with;

(*b*) any goods should be declared to be dangerous goods;

or

(*c*) any standard should be prescribed under this Act.

(2) A person given a notice under this section—

(*a*) shall not fail, without reasonable excuse, to furnish information in accordance with the requirements of the notice;

and

(*b*) shall not furnish information that is false or misleading in any material particular.

Penalty: One thousand dollars.

(3) A person shall not be guilty of an offence against this section if he refuses to furnish information on the ground that the information would tend to incriminate him.

Secrecy.

17. A person who is engaged or has been engaged in any office or position connected with the administration of this Act shall not, otherwise than in the performance of the duties or functions appertaining to that office or position, divulge or communicate any information obtained by virtue of that office or position.

Penalty: One thousand dollars.

Costs of test.

18. (1) The manufacturer and any supplier of any goods that are dangerous goods or subsequently declared to be dangerous goods or that fail to comply with any applicable standard shall be jointly and severally liable to pay the cost of any examination, analysis or test carried out under this Act on the goods for the purpose of determining whether the goods are dangerous goods or should be declared to be dangerous goods or comply with any applicable standard.

(2) Any person who has provided materially inaccurate information in respect of goods in contravention of this Act shall be liable to pay the cost of any examination, analysis or test carried out under this Act on the goods for the purpose of determining whether the information was materially inaccurate.

(3) Any amount payable under this section by any person in relation to any goods may be recovered by the Minister as a debt in any court of competent jurisdiction or may be ordered to be paid to the Minister by any court convicting that person of an offence against this Act in relation to the goods.

(4) A certificate purporting to be signed by the Minister stating the amount of the cost of examining, analysing or testing any goods shall be accepted in any proceedings in which an order is sought for payment of the cost as proof of the amount of the cost.

Person acting without authority.

19. A person shall not falsely represent, by words or conduct, that he is a standards officer or otherwise engaged in the administration of this Act.

Penalty: One thousand dollars.

Delegation by Minister.

20. The powers of the Minister under this Act may be exercised on his behalf by any officer for the time being so authorized by the Minister and where the exercise of those powers is expressed to depend on a discretion or a state of mind of the Minister that reference shall be read as if it referred to a discretion or a state of mind of the person so authorized to exercise those powers.

Annual report.

21. As soon as practicable after the end of each financial year the Minister shall cause a report to be prepared upon the administration of this Act during that financial year and to be laid before each House of Parliament.

PART III

SAFETY STANDARDS

Offence to manufacture or supply goods not complying with safety standard.

22. No person shall in the course of a trade or business manufacture or supply any goods that do not comply with any applicable safety standard.

Penalty: Ten thousand dollars.

Safety standards.

23. (1) The Governor may make regulations designed to ensure that goods are not of such a nature as to give rise to undue risk of injury to, or impairment of the health of, any person who may possess, handle or use the goods.

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) prescribe or regulate the design, construction, composition, materials, contents, finish, performance or other characteristics of any goods;

(*b*) prohibit the supply in the course of a trade or business of any goods to persons less than a specified age;

and

(*c*) provide for and prescribe penalties not exceeding, in each case, two thousand dollars for breach of, or non-compliance with, any regulation made under this section.

Offence to manufacture or supply dangerous goods.

24. No person shall in the course of a trade or business manufacture or supply any dangerous goods.

Penalty: Ten thousand dollars.

Declaration of dangerous goods.

25. (1) The Governor may, by proclamation, declare any specified goods or class of goods to be dangerous goods if he is satisfied—

(*a*) that it is necessary or desirable in order to prevent the exposure of any person to undue risk of injury or impairment of health arising out of the possession, handling or use of the goods;

and

(*b*) that it is not appropriate in the circumstances that safety standards be prescribed under this Part in relation to the goods.

(2) The Governor may, by proclamation, vary or revoke a proclamation made under this section.

Refund by supplier of amount paid for dangerous or unsafe goods.

26. (1) Any person to whom dangerous goods, or goods not complying with any applicable safety standard have been supplied shall be entitled to recover as a debt due to him by the person by whom the goods were supplied—

(*a*) the amount that he paid that person in respect of the supply of the goods;

(*b*) where he has returned the goods to that person under this section, any reasonable expenses incurred in returning the goods;

and

(*c*) where the goods have been returned to him under this section by a person to whom he supplied the goods, the amount of any expenses that he became liable to pay under this section in respect of the return of the goods to him.

(2) Notwithstanding the provisions of subsection (1) of this section, a person is not entitled to recover any amount under this section—

(*a*) unless he has returned the goods in whatever condition they may be to the person who supplied them to him or unless it is not possible to return the goods for the reason that they have been consumed or destroyed;

or

(*b*) where he supplied the goods to another person, unless that other person has recovered from him any amount that the other person is entitled to recover from him under this section.

(3) Any purported waiver, limitation or modification of the rights conferred by this section is void.

Publication of harmful product.

27. The Minister may take whatever action he considers necessary to warn the public of the danger associated with any dangerous goods or goods that do not comply with any applicable safety standard, and without limiting the generality thereof he may publish in the *Gazette*, or any newspaper or by radio or television any information as to the goods including the trade name and description of the goods, and, if he considers it desirable, the names of the manufacturers and suppliers of the goods that are known to him.

PART IV

PART IV

QUALITY STANDARDS

"Goods" for the purposes of this Part.

28. In this Part—"goods" means textile products, footwear, furniture, leather goods or goods made of gold or silver.

Offence to manufacture or supply goods not complying with quality standard.

29. No person shall in the course of a trade or business manufacture or supply any goods that do not comply with any applicable quality standard.

Penalty: Two thousand dollars.

Quality standards.

30. (1) The Governor may make regulations designed to ensure that goods are of such quality as to be reasonably fit for the purpose for which goods of the kind are ordinarily used.

(2) Without limiting the generality of subsection (1) of this section, those regulations may prescribe or regulate the design, construction, composition, materials, contents, finish, performance or other characteristics of any goods.

PART V

INFORMATION STANDARDS

Offence to provide materially inaccurate information in respect of goods or services.

31. (1) No person shall in the course of a trade or business provide any materially inaccurate information in respect of any goods or services.

Penalty: Five thousand dollars.

(2) For the purposes of this section, "information"—

(*a*) in relation to goods means information that would be taken by any reasonable person as referring directly or indirectly to any of the following matters with respect to the goods or any part of the goods:—

(i) price, change in price, comparative or relative price, recommended price or relation to recommended price;

(ii) nature, number, quantity, quality, composition, purity, class, grade, gauge, size, measure, mass, model, style, age, or any physical characteristic;

(iii) fitness for purpose, strength, accuracy, safety, running costs, durability, benefits to be derived, or any characteristic of performance;

(iv) place or date of manufacture, packaging, distribution, supply or origin;

(v) person by whom manufactured, packaged, distributed, supplied, selected, classified or graded;

(vi) contents or authorship in the case of goods that are printed, recorded or filmed matter;

(vii) method or manner of manufacture, packaging, distribution, supply, selection, classification or grading;

(viii) testing by any person or results of tests;

(ix) sponsorship or approval by, of affiliation with, any person, or conformity with or similarity to, a type sponsored or approved by any person;

(x) compliance with a standard under this Act or a standard specified or recognized by any person;

(xi) history or previous ownership or use;

(xii) suitability of method of caring for, washing, cleaning or maintaining the goods;

or

(xiii) availability of maintenance or repair services or spare parts;

or

(*b*) in relation to services means information that would be taken by any reasonable person as referring directly or indirectly to any of the following matters with respect to the services:—

(i) price, change in price, comparative or relative price, recommended price, or relation to recommended price;

(ii) nature or quality;

(iii) duration of or time at or within which the services are to be provided;

(iv) results or effect of services or benefits to be derived therefrom;

(v) place at which services provided;

(vi) amenities or facilities available;

(vii) standing, capabilities, competence, professional or technical qualifications of person by whom provided;

(viii) sponsorship or approval by, or affiliation with any person;

(ix) nature or amount of goods or materials used in the course of providing the services;

(x) nature of equipment or machinery used in the course of providing the services;

or

(xi) compliance with a standard specified or recognized by any person.

(3) Where an information standard has been prescribed assigning a meaning to information of a specified kind in respect of any specified goods or services or class of goods or services, any such information shall, for the purposes of this section, be deemed to be materially inaccurate if it is in that respect inaccurate to any degree in terms of the meaning so assigned.

(4) Alteration or variation by whatever means of any information already provided constitutes the provision of materially inaccurate information if the information as a result of the alteration or variation is materially inaccurate.

Offence to provide or fail to provide information in breach of information standard.

32. No person shall in the course of a trade or business provide, or fail to provide, any information in respect of any goods or services in breach of any applicable information standard.

Penalty: Five thousand dollars.

Information standards.

33. (1) The Governor may make regulations designed to ensure that misleading information is not provided and that adequate information is provided in respect of goods and services.

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) prescribe or regulate the content of information in respect of goods or services or the manner or form in which information is to be provided in respect of goods or services;

(*b*) provide that information of a specified kind is not to be provided in respect of goods or services or that information in respect of goods or services is not to be provided in a specified manner or form;

(*c*) require the provision of specified information in respect of goods or services and prescribe the manner and form in which it is to be provided;

(*d*) assign a meaning to information of a specified kind in respect of goods or services;

(*e*) prohibit the alteration or variation of, or any interference with, any information provided in compliance with any regulation;

and

(*f*) provide for and prescribe penalties not exceeding, in each case, one thousand dollars for breach of, or non-compliance with, any regulations made under this section.

PART VI

PACKAGING STANDARDS

Offence to package goods or supply packaged goods in breach of packaging standard.

34. No person shall in the course of a trade or business package any goods, or supply any packaged goods that have been packaged, in breach of any applicable packaging standard.

Penalty: Five thousand dollars.

Packaging standards.

35. (1) The Governor may make regulations designed to prevent deceptive packaging of goods and to ensure that goods are packaged for the reasonable convenience of persons to whom they may be supplied.

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) prescribe or regulate the composition, shape, size, dimensions or thickness of the covering or containers in which goods are packaged;

(*b*) provide that the covering or containers in which goods are packaged shall not have any unoccupied space or more than a specified amount of unoccupied space;

(*c*) provide that the covering or containers in which goods are packaged shall not have any cavities or recesses or cavities or recesses of a specified kind;

(*d*) prescribe or regulate the mass or measure in which goods are to be packaged;

and

(*e*) prescribe or regulate any other matter relating to the packaging of goods whether or not similar to the matters referred to in paragraphs (*a*), (*b*), (*c*) or (*d*) of this subsection.

PART VII

PART VII

MISCELLANEOUS

Discretionary exemptions.

36. (1) The Minister may, upon the application of any person, by giving notice in writing to the applicant and publishing the notice in the *Gazette*, grant an exemption from compliance with any specified provision of this Act in relation to any specified goods or class of goods, where the Minister is satisfied—

(*a*) that the goods are or were intended for export from the Commonwealth and it is reasonable that the exemption be granted;

(*b*) that the goods were brought into the Commonwealth and it is reasonable that the exemption be granted;

or

(*c*) that having regard to the particular circumstances and the general purposes of this Act it is reasonable that the exemption be granted.

(2) An exemption granted under this section may—

(*a*) apply (in addition to the applicant) to any person or a class of persons specified in the notice;

(*b*) be permanent or for a period specified in the notice;

and

(*c*) be unconditional or subject to conditions specified in the notice.

(3) The Minister may, for good cause, by giving notice in writing to the applicant for an exemption granted under this section and publishing the notice in the *Gazette*, vary or revoke the exemption or any condition of the exemption or impose a further such condition.

(4) Any person to whom an exemption under this section applies who breaches, or fails to comply with, any condition of the exemption shall be guilty of an offence and liable to the same penalty as is prescribed for breach of, or non-compliance with, the provision in relation to which the exemption was granted.

Defences.

37. (1) In proceedings for an offence against this Act it shall, subject to subsection (2) of this section, be a defence for the person charged to prove—

(*a*) that the commission of the offence was due to a mistake, to reliance on information provided to him by, or the act or default of, another person other than his employee, or to some cause beyond his control;

and

(*b*) that he took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.

(2) In proceedings for an offence against this Act, a person shall not, without the leave of the court, be entitled to rely upon the defence that the commission of an offence was due to the act or default of another person or to reliance on information provided to him by another person unless, within

seven days before the hearing, he has served on the complainant a notice in writing giving such information identifying or assisting in the identification of that other person as was then in his possession.

Contracts not avoided for breach of Act.

38. A contract for the supply of goods or services is not rendered void or unenforceable by reason only of any breach of or non-compliance with any provision of this Act.

Evidence by certificate.

39. (1) A certificate issued by the Minister, or any prescribed officer, in relation to any matters of a prescribed kind shall, in any proceedings under this Act, be accepted as proof of those matters in the absence of proof to the contrary.

(2) A document purporting to be a certificate referred to in subsection (1) of this section shall, in any proceedings under this Act, be accepted as such in the absence of proof to the contrary.

Evidentiary provisions.

40. (1) In proceedings for an offence against this Act, where it appears to the court from an examination of any information provided in relation to any goods or services, that the information has been provided by, or on behalf of, any person whose name appears therein or whose identity may be inferred therefrom it shall, in the absence of proof to the contrary, be presumed that the information was provided by, or on behalf of, that person.

(2) In proceedings for an offence against this Act, where it appears to the court from an examination of any packaged goods that the goods were packaged by, or on behalf of, any person whose name appears therein or whose identity may be inferred therefrom or were packaged at a time or place directly or indirectly indicated thereon, it shall, in the absence of proof to the contrary, be presumed that the goods were packaged by, or on behalf of, that person or at that time or place.

(3) In proceedings for an offence against this Act, an allegation in the complaint that the defendant is a body corporate incorporated under the law of another State or a Territory of the Commonwealth shall, in the absence of proof to the contrary, be accepted as proof of the matter alleged.

(4) In proceedings for an offence against this Act, an allegation in the complaint that a person is a standards officer, shall in the absence of proof to the contrary, be accepted as proof of the matter.

Offences by bodies corporate.

41. Where a body corporate is guilty of an offence against this Act, every director and other officer and the manager of the body corporate shall be guilty of an offence and liable to the same penalty as is prescribed for that offence unless he proves that he did not know and could not reasonably be expected to have known of the commission of the offence or that he exercised all due diligence to prevent the commission of the offence.

Offences due to act or default of other person.

42. Where a person has committed an offence against this Act, or would have committed an offence against this Act, but for the fact that he could establish a defence under section 37 of this Act, and the offence, or what would have constituted the offence, was due to the act or default of another person—

(*a*) that other person—

(i) shall be guilty of an offence and liable to the same penalty as is prescribed for the firstmentioned offence;

and

(ii) may be charged with and convicted of the offence by virtue of this section whether or not proceedings are taken against the firstmentioned person;

and

(*b*) the firstmentioned person shall be a competent and compellable witness in any proceedings taken against that other person in respect of the offence.

Summary proceedings.

43. Proceedings for an offence against this Act—

(*a*) shall be disposed of summarily;

(*b*) shall not be commenced except upon the complaint of a standards officer or the Minister;

and

(*c*) may be commenced at any time within three years of the day on which the offence is alleged to have been committed or within one year of the day on which the alleged offence came to the knowledge of the complainant or any standards officer, whichever period first expires.

Compensation.

44. (1) Where a court has convicted a person of an offence against this Act, the court may, upon the application of any other person who it is satisfied has suffered pecuniary loss as a result of the commission of the offence, order that the person convicted shall be liable, in addition to any penalty in respect of the conviction, to pay to the applicant such sum by way of compensation for that loss as the court considers just.

(2) Notwithstanding the provisions of subsection (1) of this section, the court is not empowered to order the payment or payments by way of compensation in respect of one offence exceeding in the aggregate one thousand dollars.

(3) If on an application made under subsection (1) of this section, the court is of the opinion that it has insufficient 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, it may decline to consider the application, and, in that case, the application shall not of itself be a bar to any other proceedings for compensation that may be taken by the applicant.

Regulations generally.

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

(2) Without limiting the generality of subsection (1) of this section, those regulations may—

(*a*) require any person who in the course of a trade or business manufactures goods, supplies goods or services, provides information or packages goods to keep records of a specified kind;

and

(*b*) provide for and prescribe penalties not exceeding, in each case, five hundred dollars for breach of, or non-compliance with, any regulation.

(3) Any regulations made under this section or any other section of this Act may—

(*a*) be of general or limited application according to the persons or classes of persons to whom, or the goods or services, or classes of goods or services, or the time, place or circumstances, to which, they are expressed to apply;

(*b*) provide that in cases, or classes of cases, specified in the regulations, persons, goods or services, or classes of persons, goods or services, are exempt, or may be exempted by the Minister or any prescribed officer at the discretion of the Minister or officer, from a provision of the regulations, either permanently or for a period, or unconditionally or subject to conditions, specified in the regulations or by the Minister or officer, as the case may be;

and

(*c*) refer to, or incorporate, either in whole or in part, a standard or code of practice, as in force at a specified time, or as in force from time to time, of the Standards Association of Australia, the International Standards Organization or any prescribed body.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 53 of 1979

An Act to amend the Workmen's Compensation Act, 1971-1974.

[*Assented to 22nd March,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Workmen's Compensation Act Amendment Act, 1979".

(2) The Workmen's Compensation Act, 1971-1974, is hereinafter referred to as "the principal Act."

Commencement.

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

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

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

Short title.

1. This Act may be cited as the "Workers Compensation Act, 1971-1979".

Amendment of principal Act.

4. The principal Act is amended—

(*a*) by striking out the word "workman" wherever it occurs and inserting in lieu thereof, in each case, the word "worker";

(*b*) by striking out the word "workman's" wherever it occurs and inserting in lieu thereof, in each case, the word "worker's";

and

(*c*) by striking out the word "workmen" wherever it occurs and inserting in lieu thereof, in each case, the word "workers".

Amendment of principal Act, s. 9—

5. Section 9 of the principal Act is amended—

Liability of employers to compensate workmen for injuries.

(*a*) by inserting in paragraph (*b*) of subsection (2) immediately after the word lastly occurring the passage "whether such journey is to or from the institution";

and

(*b*) by striking out paragraph (*e*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*e*) while the worker is in the course of a journey between his place of abode and his place of employment or between his place of abode or place of employment and any other place for the purposes of—

(i) obtaining, in connection with any injury for which he has received or is entitled to receive compensation, or for which a claim for compensation has been admitted, a medical certificate;

(ii) receiving in connection with any such injury medical, surgical or hospital advice, attention or treatment;

or

(iii) seeking or receiving payment of compensation in connection with any such injury,

whether such journey is to or from his place of employment or to or from such other place, or while the worker is in attendance at his place of employment or such other place for any such purpose;.

Repeal of s. 22 of principal Act.

6. Section 22 of the principal Act is repealed.

Enactment of s. 32a. of principal Act—

7. The following section is enacted and inserted in the principal Act immediately after section 32 thereof:—

Copies of medical reports to be furnished to other party.

32a. In any proceedings under this Act, evidence shall not be adduced from a medical practitioner concerning the medical condition of a worker, unless at least seven days before the day on which it is proposed to adduce that evidence (or on the Court being satisfied that reasonable cause exists within such lesser period as is fixed by the Court) the party proposing to adduce that evidence furnishes to each other party to the proceedings a copy of every medical report given by that medical practitioner to the first-mentioned party relevant to the medical condition to which the evidence relates.

Amendment of principal Act, s. 52—

8. Section 52 of the principal Act is amended—

Unlawful discontinuance of weekly payments.

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

(1) Except as is expressly provided by this Act, any weekly payments payable as compensation pursuant to this Act shall not be discontinued or diminished without the consent of the worker except—

(*a*) where—

(i) a legally qualified medical practitioner has certified that the worker has wholly or partially recovered or that the incapacity is no longer a result of the injury;

and

(ii) the employer has given to the worker at least twenty-one days prior notice in writing of his intention to discontinue the weekly payments or diminish them by an amount stated in the notice (which notice must be accompanied by a copy of the medical certificate stating the grounds of the opinion of the medical practitioner);

(*b*) where the worker has failed to provide his employer with evidence in the form of a certificate from a legally qualified medical practitioner that his incapacity continues and the employer has given to the worker at least twenty-one days prior notice in writing of his intention to discontinue the weekly payments, unless the worker within that period provides his employer with such evidence;

or

(*c*) where the worker has returned to work.;

(*b*) by striking out from subsection (2) the passage "referred to in that subsection" and inserting in lieu thereof the passage "after the notice of intention to discontinue or diminish is given or, where no such notice, is given, after the weekly payments are discontinued or diminished";

and

(*c*) by inserting after subsection (2) the following subsection:—

(2a) Where a worker has been given a notice under subsection (1) of this section and has taken out an application referred to in subsection (2) of this section, the weekly payments shall not be discontinued or diminished pending determination of the proceeding upon the application.

Amendment of principal Act, s. 53— Weekly payments.

9. Section 53 of the principal Act is amended—

(*a*) by striking out paragraphs (*a*) and (*b*) of subsection (3) and inserting in lieu thereof the following paragraphs:—

(*a*) dismiss or, upon such terms as it thinks fit, adjourn, the application;

or

(*b*) if it considers that a genuine dispute exists concerning the liability of the employer to pay any compensation, order that this section shall not apply in relation to so much of the compensation as is the subject of the genuine dispute.

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

(3aa) Upon the hearing of an application referred to in subsection (2) of this section, the Court may order that this section shall apply with such modifications as the Court thinks fit and specifies by order in relation to so much of the compensation as is not the subject of a genuine dispute, but no modification of the application of this section shall render a penalty amount payable under this section in respect of any period during which the operation of subsection (1) of this section was, pursuant to subsection (2) of this section, suspended.

and

(*c*) by inserting after subsection (6) the following subsection:—

(7) Where the period of fourteen days referred to in this section includes in a particular case a public holiday (not being a Sunday), that period shall be extended by a number of days equal to the number of public holidays (not being Sundays) included in that period.

Amendment of principal Act, s. 54— Annual and long service leave.

10. Section 54 of the principal Act is amended by striking out the word "holidays,".

Amendment of principal Act, s. 55— Making of weekly payments not admission of liability.

11. Section 55 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) For the purposes of this Act—

(*a*) the making of a weekly payment referred to in this Part;

(*b*) the payment by an employer of any fees for medical services, hospital services, nursing services, constant attendance services, rehabilitation services or ambulance services as defined in section 59 of this Act;

or

(*c*) the payment by an employer of the cost of repairing or replacing damaged clothing, personal effects or tools of trade,

does not constitute an admission of liability to pay compensation under this Act.

Amendment of principal Act, s. 65— Absences from employment not to affect certain leave.

12. Section 65 of the principal Act is amended by striking out the word "temporarily".

Repeal of s. 66 of principal Act and enactment of section in its place.

13. Section 66 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Additional compensation payable to certain workers in respect of annual leave.

66. (1) Where—

(*a*) the entitlement of a worker to annual leave, or payment in lieu of annual leave, is governed by an industrial award made under the law of the Commonwealth or of a State or Territory of the Commonwealth (not being this State);

(*b*) the worker is absent from his employment due to an injury in respect of which compensation has been paid, or is payable under this Act;

and

(*c*) the period of the absence is not taken into account as service for the purpose of calculating the worker's entitlement to annual leave, or payment in lieu of annual leave,

the worker is entitled, by way of compensation under this Act (in addition to any other compensation to which he may be entitled) to the monetary value of the annual leave that would have accrued to the worker if he had not been absent from his employment.

(2) Any compensation payable under this section shall be paid when the annual leave, or the payment in lieu thereof, would (assuming that the worker had not been absent from his employment) have been granted or made.

Repeal of s. 73 of principal Act.

14. Section 73 of the principal Act is repealed.

Enactment of s. 74a of principal Act.

15. The following section is enacted and inserted in the principal Act after section 74:—

Limitation of liability by examining employers.

74a. (1) Notwithstanding any other provision of this Act, where an employer—

(*a*) employs a worker in employment that commences after the commencement of the Workmen's Compensation Act Amendment Act, 1979;

(*b*) causes the extent of the noise induced hearing loss of the worker to be determined by an examination conducted in the prescribed manner by a person holding prescribed qualifications not more than two months (or such other period, not exceeding four months, as the Court may, on the application of the employer, allow) before or after the commencement of the employment (and, in the case of an examination conducted after the commencement of the employment, while the worker is still in that employment);

and

(*c*) causes a copy of the report made upon the examination together with a notice in the prescribed form to be supplied to the worker personally as soon as practicable after his receipt of the report (and in no case more than six months after the commencement of the employment)

the employer shall be liable to pay compensation only on the following basis:

(*d*) as if the noise induced hearing loss arising out of, or in the course of, his employment of the worker were the only hearing loss of the worker;

and

(*e*) as if the hearing loss arising out of, or in the course of, his employment of the worker had been caused by an injury occurring on the last day on which the employer employed the worker, prior to the commencement of the proceedings, in employment to the nature of which the injury is due.

(2) Where—

(*a*) the noise induced hearing loss of a worker is attributable to injury arising out of, or in the course of, his employment by two or more employers (of whom at least one is a non-examining employer);

and

(*b*) the last responsible employer of the worker is an examining employer;

the worker may claim compensation in respect of the whole of his noise induced hearing loss from that examining employer and proceedings in respect of the claim may, on the application of the worker, be brought before the Court for hearing and determination notwithstanding that there is no dispute between the worker and that employer in relation to liability to pay, or the amount of, compensation under this Act.

(3) Where proceedings are brought before the Court in pursuance of subsection (2) of this section, the last responsible non-examining employer and any subsequent responsible examining employer who employed the worker before the commencement of his employment by the employer against whom the proceedings are brought shall be joined as parties to the proceedings.

(4) In any proceedings under subsection (2) of this section—

(*a*) compensation shall first be assessed as if all the employers who are parties to the proceedings were a single non-examining employer;

(*b*) compensation shall then be assessed against each examining employer on the basis referred to in subsection (1) of this section;

and

(*c*) compensation shall then be assessed against the non-examining employer by subtracting the amounts assessed under paragraph (*b*) of this subsection from the amount assessed under paragraph (*a*) of this subsection.

(5) In this section—

"examining employer" means an employer who is entitled to the benefit of subsection (1) of this section:

"hearing loss" includes deficiency of hearing:

"non-examining employer" means an employer who is not entitled to the benefit of subsection (1) of this section:

"responsible employer" means an employer who employed the worker in employment to the nature of which the injury is due.

(6) This section does not—

(*a*) affect a liability to make weekly payments;

or

(*b*) confer any right to recover compensation for a prior injury as defined in subsection (9) of section 69 of this Act or an injury in respect of which compensation has been recovered under a law not being a law of this State.

(7) Nothing in this section—

(*a*) affects the operation of any other provision of this Act that is relevant to onus of proof in proceedings under this Act;

or

(*b*) affects the operation of any other provision of this Act except in so far as the operation of that provision must necessarily be affected in order to give effect to the express provisions of this section.

Amendment of principal Act, s. 84—Remedies against employer and stranger.

16. Section 84 of the principal Act is amended—

(*a*) by inserting in paragraph (*d*) before the word "entitled" the passage "or was";

and

(*b*) by striking out from paragraph (*d*) the passage "for which the third party is still liable" and inserting in lieu thereof the passage "to which the worker is or was entitled but has not received".

Amendment of principal Act, s. 88—Act to apply to injuries to persons employed on "South Australian ships".

17. Section 88 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) This Act applies in respect of an injury arising out of or in the course of the employment of a worker on a South Australian ship where that injury occurs within the State or within the jurisdiction of the State.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 54 of 1979

An Act to amend the Companies Act, 1962-1974.

[*Assented to 22nd March,* 1979]

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, 1979".

(2) The Companies Act, 1962-1974, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Companies Act, 1962-1979".

Commencement.

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

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

Amendment of principal Act, s. 3—Division into Parts.

3. Section 3 of the principal Act is amended—

(*a*) by striking out the item:

PART VIA—SPECIAL INVESTIGATIONS ss. 168-180aa

and inserting in lieu thereof the item:

PART VIA—SPECIAL INVESTIGATIONS ss. 168-180;

and

(*b*) by striking out the item:

PART XIII—SPECIAL PROVISIONS RELATING TO LOCAL PROPRIETARY AND PRIVATE COMPANIES ss. 397-399

and inserting in lieu thereof the item:

PART XIII—THE CORPORATE AFFAIRS COMMISSION ss. 397-405

Amendment of principal Act, s. 4—
Repeal and Savings First Schedule

4. Section 4 of the principal Act is amended—

(*a*) by striking out paragraph (*c*) of subsection (3) and inserting in lieu thereof the following paragraph:—

(*c*) the operation of the Industrial Conciliation and Arbitration Act, 1972-1979;

and

(*b*) by striking out subsection (13).

Amendment of principal Act, s. 5—
Interpretation.

5. Section 5 of the principal Act is amended—

(*a*) by striking out from the definition of "commencement of this Act" the passage "subsection (2) of";

(*b*) by inserting after the definition of "commencement of this Act" the following definitions:—

"Commission" means the Corporate Affairs Commission constituted under this Act:

"Commissioner" means the person holding, or acting in, the office of Commissioner for Corporate Affairs under this Act:;

(*c*) by striking out the definition of "company" and inserting in lieu thereof the following definition:—

"company" means a company incorporated pursuant to this Act or pursuant to any corresponding previous enactment:;

(*d*) by striking out the definition of "current liability";

(*e*) by inserting after the definition of "debenture" the following definition:—

"deed" includes any instrument having the effect of a deed under any Act:;

(*f*) by inserting after the definition of "default penalty" the following definition:—

"Deputy Commissioner" means the person holding, or acting in, the office of Deputy Commissioner for Corporate Affairs under this Act:;

(*g*) by striking out the definition of "director" and inserting in lieu thereof the following definition:—

"director" includes any person occupying or acting in the position of director of a corporation by whatever name called and whether validly appointed to occupy or duly authorized to act in that position or not, and includes any person in accordance with whose directions or instructions the directors of a corporation are accustomed to act:;

(*h*) by striking out paragraph (*a*) from the definition of "foreign company" and inserting in lieu thereof the following paragraph:—

(*a*) a company, corporation, society, association or other body incorporated outside the State, not being a corporation sole or a body corporate that is incorporated within the Commonwealth and is a public authority or an instrumentality or agency of the Crown whether in right of the Commonwealth or of a State of the Commonwealth;;

(*i*) by striking out the definition of "non-current liability";

(*j*) by striking out the definition of "officer" and inserting in lieu thereof the following definition:—

"officer" in relation to a corporation includes—

(*a*) any director, secretary or employee of the corporation;

(*b*) a receiver and manager of any part of the undertaking of the corporation appointed under a power contained in any instrument;

(*c*) any official manager or deputy official manager of the company appointed under the provisions of Part IX;

(*d*) any liquidator of the corporation appointed in a voluntary winding up;

and

(*e*) a person made responsible in any way for the management of the corporation pursuant to a scheme of compromise or arrangement under Part VII;

but does not include—

(*f*) any receiver who is not also a manager;

(*g*) any receiver and manager appointed by the Court;

or

(*h*) any liquidator appointed by the Court or by the creditors;

(*k*) by striking out from the definition of "official liquidator" the figures "11" and inserting in lieu thereof the figures "231";

(*l*) by striking out the definition of "private company";

(*m*) by striking out from the definition of "public Company" the passage "or a private company";

(*n*) by striking out the definition of "registered liquidator" and inserting in lieu thereof the following definition:—

"registered liquidator" means a registered company auditor who has been registered by the Board as a liquidator:;

(*o*) by striking out the definition of "Registrar";

(*p*) by inserting after the definition of "repealed Act" the following definition:—

"reproduction" in relation to a document means a machine-copy of the document or a print made from a transparency of the document; and "reproduce" and any derivatives thereof have a corresponding meaning:;

(*q*) by inserting after the definition of "Table B" the following definitions:—

"transparency" in relation to a document means—

(*a*) a developed negative or positive photograph of that document (in this definition referred to as an original photograph) made, on a transparent base, by means of light reflected from, or transmitted through, the document;

(*b*) a copy of an original photograph made by the use of photo-sensitive material (being photo-sensitive material on a transparent base) placed in surface contact with the original photograph;

or

(*c*) any one of a series of copies of an original photograph, the first of the series being made by the use of photo-sensitive material (being photo-sensitive material on a transparent base) placed in surface contact with a copy referred to in paragraph (*b*) of this definition, and each succeeding copy in the series being made, in the same manner, from any preceding copy in the series:

"undischarged bankrupt" means a person who, under a law in force in the Commonwealth or in a Territory of the Commonwealth relating to bankruptcy or insolvency, is a bankrupt in respect of a bankruptcy from which he has not been discharged:;

(*r*) by striking out the definition of "the profit or loss";

(*s*) by inserting at the end of subsection (5) the passage "(but not including a document which merely acknowledges the receipt of the money in any case where, in respect of the money, the corporation issues in compliance with section 38 the document prescribed by subsection (2) of section 38 and complies with the other requirements of section 38 of this Act)";

and

(*t*) by striking out paragraph (*d*) of subsection (6) and inserting in lieu thereof the following paragraph:—

(*d*) made to a dissenting offeree within the meaning of section 180x of this Act or, within the meaning of section 185 of this Act, to existing members of a transferor company with respect to shares in a transferee company or, within the meaning of section 270 of this Act, to existing members of a company and relates to shares in the company.

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

6a. (1) Subject to this section, a person has a relevant interest in a share in a body corporate— Certain interests in shares to be relevant interests for certain purposes.

(*a*) for the purposes of Division IIIA of Part IV of this Act, if that share is a voting share and that person has power—

(i) to exercise, or to control the exercise of, the right to vote attached to that share;

or

(ii) to dispose of, or to exercise control over the disposal of, that share;

(*b*) for the purposes of sections 126 and 127 of this Act, if that person has power to dispose of, or to exercise control over the disposal of, that share;

(*c*) for the purposes of Part VIB of this Act, if that person has power—

(i) where the share is a voting share, to exercise, or to control the exercise of, the right to vote attached to that share;

or

(ii) to dispose of, or to exercise control over the disposal of, that share, whether or not it is a voting share.

(2) It is immaterial for the purposes of this section whether the power of a person—

(*a*) to exercise, or to control the exercise of, the right to vote attached to a voting share in a body corporate;

or

(*b*) to dispose of, or exercise control over the disposal of, a share,

is express or implied or formal or informal, is exercisable alone or jointly with another person or other persons, cannot be related to a particular share, or is, or is capable of being made, subject to restraint or restriction and any such power exercisable jointly with another person or other persons shall, for those purposes, be deemed to be exercisable by either or any of those persons.

(3) A reference in this section to power or control includes a reference to power or control that is direct or indirect or is, or is capable of being, exercised as a result of, or by means of, or in breach of, trusts, agreements, arrangements, understandings and practices, or any of them, whether or not they are enforceable, and a reference in this section to a controlling interest includes a reference to such an interest as gives control.

(4) For the purposes of this section, where a body corporate has power—

(*a*) to exercise, or to control the exercise of, the right to vote attached to a voting share;

or

(*b*) to dispose of, or to exercise control over the disposal of, a share,

and—

(*c*) the body corporate is, or its directors are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of a person in relation to the exercise of the power;

(*d*) a person has a controlling interest in the body corporate;

or

(*e*) a person has, the associates of a person have, or a person and his associates have power to exercise, or to control the exercise of, not less than fifteen per centum of the votes that may be exercised pursuant to rights to vote attached to the voting shares of the body corporate,

that person shall be deemed to have the same power in relation to that share as the body corporate has.

(5) For the purposes of subsection (4) of this section, a person is an associate of another person if the first-mentioned person is—

(*a*) a corporation that, by virtue of subsection (5) of section 6 of this Act, is deemed to be related to that other person;

(*b*) a person in accordance with whose directions, instructions or wishes that other person is accustomed or is under an obligation, whether formal or informal, to act in relation to the exercise of a power referred to in subsection (4) of this section;

(*c*) a person who is accustomed or is under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of that other person in relation to the exercise of that power;

(*d*) a body corporate that is, or the directors of which are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of that other person in relation to the exercise of that power;

or

(*e*) a body corporate in accordance with the directions, instructions or wishes of which, or of the directors of which, that other person is accustomed or under an obligation, whether formal or informal, to act in relation to the exercise of that power.

(6) Where a person—

(*a*) has entered into an agreement with respect to a share;

(*b*) has a right relating to a share, whether the right is enforceable presently or in the future and whether on the fulfilment of a condition or not;

or

(*c*) has an option with respect to a share,

and, on fulfilment of the agreement, enforcement of the right or exercise of the option that person would have a relevant interest in the share he shall, for the purposes of this section, be deemed to have that relevant interest in the share.

(7) A relevant interest in a share shall be disregarded—

(*a*) for the purposes of Division IIIA of Part IV, sections 126 and 127 and Part VIB of this Act—

(i) if the ordinary business of the person who has the relevant interest includes the lending of money and he has authority to exercise his powers as the holder of the relevant interest only by reason of a security given for the purposes of a transaction entered into in the ordinary course of business in connection with the lending of money;

(ii) if the relevant interest is that of a person who has it by reason of his holding a prescribed office;

(iii) if the ordinary business of the person who has the relevant interest includes dealing in securities within the meaning of the Securities Industry Act, 1979, and he has authority to exercise his powers as the holder of the relevant interest only by reason of instructions given to him by or on behalf of another person to dispose of that share on behalf of that person in the ordinary course of business;

or

(iv) if the share is subject to a trust, the relevant interest is that of a trustee and a beneficiary is deemed, by subsection (6) of this section, to have that relevant interest by virtue of a presently enforceable and unconditional right referred to in paragraph (*b*) of that subsection;

and

(*b*) for the purposes of Division IIIA of Part IV and of Part VIB of this Act, if the relevant interest is that of a person who has it by reason of his having been appointed as a proxy or representative to vote at a meeting of members, or a class of members, of a corporation.

(8) A relevant interest in a share shall not be disregarded by reason only of—

(*a*) its remoteness;

or

(*b*) the manner in which it arose.

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

7. (1) The Commission shall have the general administration of this Act. Administration of Act.

(2) The Commission shall maintain an office at which documents may be submitted for lodgement or registration under this Act.

(3) The Commission may incorporate with the registers kept by it under this Act such documents, instruments and registers kept by the Registrar of Companies under this Act or any corresponding previous enactment as it thinks fit.

(4) For the purpose of ascertaining whether the provisions of this Act or of a corresponding previous enactment have been or are being complied with the Commissioner or a person authorized by the Commission—

(*a*) may inspect any books required by or under this Act or a corresponding previous enactment to be kept by, or by a person in respect of, a corporation (whether or not the corporation has been dissolved);

and

(*b*) may, where the Commissioner considers it necessary to inspect books kept by a banker who acts or has acted as banker to the corporation, inspect books kept by that banker that relate to the corporation (whether or not the corporation has been dissolved).

(5) No person shall make an inspection in pursuance of subsection (4) of this section unless he has made a declaration in the prescribed form.

(6) The Commissioner or a person authorized by the Commission shall not make an inspection in pursuance of subsection (4) of this section of books kept by a banker relating to a corporation unless the Commissioner or other person has served on the banker notice in writing to the effect that he intends to inspect books kept by the banker that relate to the corporation named in the notice.

(7) A person—

(*a*) who makes an inspection in pursuance of subsection (4) of this section before he has made a declaration referred to in subsection (5) of this section;

or

(*b*) who, except for the purposes of this Act or in the course of any criminal proceedings or proceedings under this Act, after making such a declaration makes a record of or divulges or communicates to any other person any information which he has acquired by reason of such an inspection,

shall be guilty of an offence against this Act.

Penalty: Two hundred dollars.

(8) Where the regulations prescribe for the purposes of this section an office held under the law of the State or of the Commonwealth or of another State or a Territory of the Commonwealth, it shall not be a

contravention of subsection (7) of this section to divulge or communicate to the holder of that office information connected with the duties of the office.

(9) An officer of a corporation, person required to keep any books in respect of a corporation or a banker, on being required by the Commissioner or a person authorized by the Commission, shall produce any book to which the requirement relates.

Penalty: Two hundred dollars.

(10) An officer of a corporation, person required to keep any books in respect of a corporation or a banker, on being required by the Commissioner or a person authorized by the Commission, shall state where, to the best of his knowledge and belief, a book is at the time the request is made.

Penalty: Two hundred dollars.

(11) A corporation, officer of a corporation, person required to keep any books in respect of a corporation or a banker shall not obstruct or hinder the Commissioner or a person authorized by the Commission while exercising a power under subsection (4) of this section.

Penalty: Two hundred dollars.

(12) There shall be paid to the Commission such fees as are prescribed.

(13) Where a fee is payable to the Commission for or in respect of the lodging of a document with the Commission and the document is submitted without payment of the fee, the document shall be deemed not to have been lodged until the fee has been paid to the Commission.

Amendment of principal Act, s. 8—Companies Auditors Board.

8. Section 8 of the principal Act is amended by striking out subsections (11) and (12) and inserting in lieu thereof the following subsections:—

(11) There shall be a Registrar and Deputy Registrar of the Board.

(12) The Registrar and Deputy Registrar shall be appointed, and shall hold office, under the Public Service Act, 1967-1978.

(13) The offices of Registrar and Deputy Registrar of the Board may each be held in conjunction with any other office in the Public Service of the State.

Repeal of s. 9 of principal Act and enactment of section in its place.

9. Section 9 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Company auditors and liquidators.

9. (1) Subject to subsection (2) of this section, a person—

(*a*) who was registered as a company auditor under the repealed Act;

(*b*) who is a member of the Institute of Chartered Accountants in Australia or the Australian Society of Accountants or any other body established outside Australia prescribed on the recommendation of the Board as a body for the purposes of this subsection;

(*c*) who is a registered company auditor in any State or Territory of the Commonwealth;

(*d*) who holds a degree or a diploma from any University in the Commonwealth and who has passed examinations in the course for the degree or diploma in such subjects, under whatever name, as the appropriate authority of the University certifies to the Board to represent a course of study in accountancy and auditing of three years and in commercial law (including company law) of two years duration;

(*e*) who holds a degree or diploma in accountancy of the South Australian Institute of Technology and has passed examinations in the course for such degree or diploma in such subjects under whatever name as the appropriate authority of the Institute certifies to the Board to represent all of the available auditing units of the course or the award in accountancy of a prescribed College of Advanced Education;

or

(*f*) who has satisfied the Board that he has a thorough knowledge of accounts and auditing and of the provisions of this Act and of such other subjects as are prescribed,

is, if the Board is satisfied with his general conduct and character and is satisfied that he has sufficient practical experience in accountancy and has the ability to act as a company auditor, entitled on payment of the prescribed fee to be registered as a company auditor.

(2) The Board may refuse to register as a company auditor a person who is not resident in a State or Territory of the Commonwealth.

(3) Any registered company auditor may apply to the Board for registration or for the renewal of his registration as a liquidator and, subject to subsection (4) of this section, the Board if satisfied as to his experience and capacity shall, on his giving security in the prescribed manner and amount and on payment of the prescribed fee, register such person or renew such person's registration, as the case may be, as a liquidator.

(4) The Board may refuse to register as a liquidator a person who is not resident in a State or Territory of the Commonwealth.

(5) A person qualified to be appointed as a registered company auditor may apply to the Board for registration as a liquidator in respect of the winding up of a specified corporation and, subject to subsection (4) of this section, the Board if satisfied—

(*a*) as to the experience and ability of that person;

(*b*) that the nature of the property or business of the corporation or the interests of the creditors or contributories generally so require;

and

(*c*) that the prescribed fee has been paid,

shall register that person as a liquidator in respect of that corporation.

(6) Subject to subsection (7) of this section, a person who is a registered company auditor or registered liquidator shall, on payment of the prescribed fee, be entitled to renewal of his registration.

(7) The Board may refuse to renew the registration of a registered company auditor or registered liquidator who—

(*a*) is not resident in a State or Territory of the Commonwealth;

or

(*b*) does not at least three months before his registration ceases to be in force apply to the Board for renewal of his registration and pay to the Board the prescribed fee.

(8) A registration and a renewal of registration of a registered company auditor or registered liquidator shall be in force until the thirty-first day of March in the year following the year in which the registration or renewal is effected.

(9) The Board after giving notice to a person who is a registered company auditor or a registered liquidator may inquire into the conduct, character and ability of that person, subject to his being given an opportunity of being heard.

(10) For the purposes of an inquiry under subsection (9) of this section, the Chairman of the Board may by notice in the prescribed form require a person to appear at the inquiry and give evidence on oath or affirmation (which the Chairman is hereby authorised to administer) as to a matter in relation to the subject-matter of the inquiry and the notice may require the production of books in the custody or under the control of that person.

(11) In any enquiry under subsection (9) of this section, a registered company, auditor or registered liquidator may be represented by counsel.

(12) If, at an inquiry under subsection (9) of this section, a person who is a registered company auditor or a registered liquidator is found to have been guilty of conduct discreditable to an auditor or liquidator, as the case may be, or is found to be incapable of performing the duties of a registered company auditor or registered liquidator, as the case may be, the Board may, as it thinks fit, punish or deal with him in any one or more of the following ways—

(*a*) cancel his registration and order the removal of his name from the register;

(*b*) suspend his registration for a period not exceeding one year;

(*c*) impose on him a fine not exceeding one thousand dollars;

(*d*) admonish or reprimand him;

(*e*) require him to give an undertaking to abstain from some specific conduct;

(*f*) require him to pay within a specified time the costs of and incidental to the inquiry by the Board.

(13) The Board shall give to the registered company auditor or registered liquidator to whom a decision of the Board under subsection (12) of this section relates, notice of that decision.

(14) The Board may, in an inquiry under subsection (9) of this section, find that a failure to honour an undertaking referred to in paragraph (*e*) of subsection (12) of this section is conduct discreditable to an auditor or liquidator, whether or not, in a case referred to in this subsection, the amount payable has been recovered under subsection (16) of this section.

(15) In addition to its other powers under this section the Board may, where it is satisfied in relation to a registered company auditor or registered liquidator—

(*a*) that his registration has been cancelled and his name removed from the register or his registration has been suspended in another State or in a Territory of the Commonwealth;

and

(*b*) that either an appeal against the cancellation or suspension has been disallowed or the time for appealing against the cancellation or suspension has expired without an appeal having been made,

cancel his registration and order the removal of his name from the register or suspend his registration in the State for a period not exceeding one year.

(16) The amount of a fine or costs imposed under subsection (12) of this section may be recovered in a court of competent jurisdiction as a debt due to the Crown.

(17) A person aggrieved by a decision of the Board under this section may within one month from the date of service of notice of the decision, appeal to the Court from the decision and the Court may, upon the hearing of the appeal, if it thinks fit, confirm, vary or reverse the decision and, if it thinks fit, may direct the Board to register or renew the registration of a person whom the Board has refused to register or whose registration the Board has refused to renew.

(18) A decision of the Board cancelling, suspending or refusing to renew the registration of a registered company auditor or registered liquidator takes effect upon his being served with notice of the decision.

(19) Notice of a decision of the Board in an enquiry under subsection (9) of this section shall be served on the person who is the subject of that enquiry either personally or by post directed to his last known address.

(20) Where the registration of a person has been cancelled under this section that person shall not again be registered as a company auditor or liquidator without the express direction of the Board or of the Court.

(21) A person who is, or is for the time being exercising the powers and performing the duties of, the Auditor-General of the Commonwealth or of a State or Territory of the Commonwealth shall be deemed to be a registered company auditor for the purposes of this and any other Act.

Repeal of s. 10 of principal Act.

10. Section 10 of the principal Act is repealed.

11. Section 11 of the principal Act is repealed. Repeal of s. 11 of principal Act.

12. Sections 12 and 13 of the principal Act are repealed and the following sections are enacted and inserted in their place:— Repeal of ss. 12 and 13 of principal Act and enactment of sections in their place.

12. (1) The Commission shall subject to this Act keep such registers as the Commission considers necessary in such form as the Commission thinks fit. Registers.

(2) A person may, on payment of the prescribed fee—

(*a*) inspect any document filed or lodged with the Commission;

(*b*) require a certificate of the incorporation of any company or any other certificate issued under this Act to be given by the Commission;

or

(*c*) require a copy of or extract from any document kept by the Commission to be given or given and certified by the Commission.

(3) If a transparency or reproduction of a document is produced for inspection, a person shall not be entitled pursuant to subsection (2) of this section to require the production of the original of that document.

(4) The reference in paragraph (*c*) of subsection (2) of this section to a document includes, where a reproduction or transparency of that document has been incorporated with a register kept by the Commission, a reference to that reproduction or transparency and where such a reproduction or transparency has been so incorporated a person shall not be entitled pursuant to that paragraph to a copy of or extract from the original of that document.

(5) A copy of or extract from any document filed or lodged at the office of the Commission certified to be a true copy or extract under the seal of the Commission shall in any proceedings be admissible in evidence as of equal validity with the original document.

(6) In any legal proceedings a certificate under the seal of the Commission that a requirement of this Act specified in the certificate—

(*a*) had or had not been complied with at a date or within a period specified in the certificate;

or

(*b*) had been complied with upon a date specified in the certificate but not before that date,

shall be received as *prima facie* evidence of the matters specified in the certificate.

(7) If the Commission is of opinion that any document submitted to the Commission—

(*a*) contains matter contrary to law;

(*b*) by reason of any omission or misdescription has not been duly completed;

(*c*) has not been completed with sufficient particularity;

(*d*) does not comply with the requirements of this Act;

or

(*e*) contains any error, alteration or erasure,

the Commission may refuse to register or receive the document and require that the document be appropriately amended or completed and re-submitted or that a fresh document that provides the information required by the Commission be submitted in its place or, where the document has not been duly completed, the Commission may require that a supplementary document in the prescribed form be lodged.

(8) The Commission may require a person who submits a document to the Commission to produce to the Commission such other document, or give to the Commission such information, as the Commission reasonably considers necessary in order to form an opinion whether the Commission may refuse to register or receive the document under subsection (7) of this section.

(9) Any person aggrieved by the refusal of the Commission to register any corporation or to register or receive any document or by any other act or decision of the Commission may appeal to the Court which may confirm the refusal, act or decision or give such directions in the matter as seem proper or otherwise determine the matter but this subsection shall not apply to any act or decision of the Commission—

(*a*) in respect of which any provision in the nature of an appeal or review is expressly provided in this Act;

or

(*b*) which is declared by this Act to be conclusive or final or is embodied in any document declared by this Act to be conclusive evidence of any act, matter or thing.

(10) The Commission may, if in the opinion of the Commission it is no longer necessary or desirable to retain them, destroy or give to the Libraries Board of South Australia, subject to the provisions of the Libraries and Institutes Act, 1939-1977, or otherwise dispose of—

(*a*) in the case of a corporation—

(i) any return of allotment of shares for cash which has been lodged or filed for not less than two years;

(ii) any annual return or balance sheet that has been lodged or filed for not less than seven years or any document creating or evidencing a charge or the complete or partial satisfaction of a charge where a memorandum of satisfaction of the charge has been registered for not less than seven years;

or

(iii) any other document (other than the memorandum and articles or any other document affecting them) which has been lodged, filed or registered for not less than fifteen years;

or

(*b*) in the case of a corporation that has been dissolved or has ceased to be registered for not less than fifteen years, any document lodged, filed or registered;

or

(*c*) any document a transparency of which has been incorporated with a register kept by the Commission.

(11) If a corporation or person, having made default in complying with any provision of this Act or of any other law which requires the lodging or filing in any manner with the Commission of any return, account or other document or the giving of notice to the Commission on any matter, fails to make good the default within fourteen days after the service on the corporation or person of a notice requiring him to make good that default, the Court may, on an application by any member or creditor of the corporation or by the Commission, make an order directing the corporation and any officer thereof or that person to make good the default within such time as is specified in the order.

(12) Any such order may provide that all costs of and incidental to the application shall be borne by the corporation or by any officers of the corporation responsible for the default or by such person.

(13) The Commission may serve notice on a corporation or person directing that corporation or person to comply with a requirement under subsection (7) of this section.

(14) A corporation or person who fails to comply with a notice served on him under subsection (13) of this section within fourteen days of service shall be guilty of an offence against this Act.

Penalty: Two hundred dollars. Default Penalty.

(15) Nothing in this section shall prejudice the operation of any enactment imposing penalties on a corporation or its officers or such person in respect of any default or failure as aforesaid.

Re-lodging of lost registered documents.

13. (1) If, in the case of any corporation incorporated or registered in the State, the memorandum or articles or any other document relating to the corporation filed or lodged with the Commission has been lost, or has been destroyed otherwise than pursuant to paragraph (*c*) of subsection (10) of section 12 of this Act, the corporation may apply to the Commission for leave to lodge a copy of the document as originally filed or lodged.

(2) On such application being made the Commission may direct notice thereof to be given to such persons and in such manner as the Commission thinks fit.

(3) The Commission upon being satisfied—

(*a*) that the original document has been lost or destroyed;

(*b*) of the date of the filing or lodging thereof with the Commission;

and

(*c*) that a copy of such document produced to the Commission is a correct copy,

may certify upon such copy that the Commission is so satisfied and direct that such copy be lodged in the manner required by law in respect of the original.

(4) Upon the lodgment the copy for all purposes shall, from such date as is mentioned in the certificate as the date of the filing or lodging of the original with the Commission, having the same force and effect as the original.

(5) The Court may, by order, upon application by any person aggrieved and after notice to any other person whom the Court directs, confirm, vary or rescind the certificate and the order may be lodged with the Commission and shall be registered by the Commission, but no payments, contracts, dealings, acts and things made, had or done in good faith before the registration of such order and upon the faith of and in reliance upon the certificate shall be invalidated or affected by such variation or rescission.

(6) No fee shall be payable upon the lodging of a document lodged in pursuance of this section.

(7) Where a transparency of a document referred to in subsection (1) of this section has been incorporated with a register kept by the Commission and is lost or destroyed as referred to in that subsection, the foregoing provisions of this section shall have effect as if the document of which it is a transparency had been so lost or destroyed.

Amendment of principal Act, s. 14— Formation of companies.

13. Section 14 of the principal Act is amended by striking out paragraph (*a*) of subsection (3) and inserting in lieu thereof the following paragraph:—

(*a*) in the case of—

(i) an association or partnership formed for the purpose of carrying on the profession or calling of accountancy;

or

(ii) any profession or calling declared by proclamation to be a profession or calling which is not customarily carried on in the Commonwealth by a corporation,

of more than one hundred persons;.

Amendment of principal Act, s. 15— Proprietary company.

14. Section 15 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "the limitation and prohibitions" and inserting in lieu thereof the passage "the restriction, limitation and prohibitions";

(*b*) by striking out from subsection (2) the passage "each such limitation and prohibition that is not so included" and inserting in lieu thereof the passage "that restriction and limitation and those prohibitions";

(*c*) by inserting at the end of subsection (2) the passage "and a restriction on the right to transfer its shares that is so deemed to be included in its articles shall be deemed to be a restriction that prohibits the transfer of shares except to a person approved by the directors of the company";

(*d*) by striking out from subsection (3) the passage "Where a limitation or prohibition" and inserting in lieu thereof the passage "Where a restriction, limitation or prohibition";

and

(*e*) by striking out from subsection (3) the passage "that limitation or prohibition" and inserting in lieu thereof the passage "that restriction, limitation or prohibition".

15. Section 16 of the principal Act is amended— Amendment of principal Act, s. 16— Registration and incorporation.

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (2) the passage "The Registrar may, if he thinks fit" and inserting in lieu thereof the passage "The Commission may, if the Commission thinks fit";

(*c*) by striking out from subsection (2) the passage "and the Registrar may" and inserting in lieu thereof the passage "and the Commission may";

and

(*d*) by striking out from subsection (3) the passage "the Registrar shall certify under his hand and seal" and inserting in lieu thereof the passage "the Commission shall certify under the seal of the Commission".

16. Section 20 of the principal Act is amended by striking out from paragraph (*c*) of subsection (2) the word "petition" and inserting in lieu thereof the word "proceedings". Amendment of principal Act, s. 20— *Ultra vires* transactions.

17. Section 21 of the principal Act is amended— Amendment of principal Act, s. 21— General provisions as to alteration of memorandum.

(*a*) by striking out the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (3) the passage "lodged with him under this Act that affects the memorandum of a company and, where an order is so registered, shall certify the registration of that order" and inserting in lieu thereof the passage "lodged with the Commission under this Act that affects the memorandum of a company and shall certify the registration of every such order.";

and

(*c*) by inserting after subsection (3) the following subsection:—

(3a) Any alteration of the memorandum of a company referred to in subsection (3) of this section shall take effect seven days from the date of the resolution, order or other document.

18. Section 22 of the principal Act is amended— Amendment of principal Act, s. 22— Names of companies.

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*b*) by striking out subsections (7), (8), (9), (10) and (11), and inserting in lieu thereof the following subsections:—

(7) A person may apply in the prescribed form to the Commission for the reservation of a name set out in the application as—

(*a*) the name of an intended company;

(*b*) the name to which a company proposes to change its name;

(*c*) the name of an intended foreign company which is proposed to be registered;

or

(*d*) the name under which a foreign company proposes to be registered, either originally or on change of name.

(8) If the Commission is satisfied as to the bona fides of the application and that the proposed name is a name by which the intended company, company, intended foreign company or foreign company could be registered without contravention of subsection (1) of this section, the Commission shall reserve the proposed name for a period of two months from the date of the lodging of the application.

(9) If, at any time during a period for which a name is reserved, application is made to the Commission for an extension of that period and the Commission is satisfied as to the bona fides of the application, the Commission may extend that period for a further period of two months.

(10) During a period for which a name is reserved, no company, foreign company, person, firm or society (other than the intended company, company, intended foreign company or foreign company in respect of which the name is reserved) shall be registered under this Act or any other Act, whether originally or on change of name, under the reserved name or under any other name that, in the opinion of the Commission, so closely resembles the reserved name as to be likely to be mistaken for that name.

(11) The reservation of a name under this section in respect of an intended company, company, intended foreign company or foreign company shall not in itself entitle the intended company, company, intended foreign company or foreign company to be registered by that name, either originally or on change of name.

Amendment of principal Act, s. 23— Change of name.

19. Section 23 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*c*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*d*) by striking out from subsection (3) the passage "exercise his power" and inserting in lieu thereof the passage "exercise its power".

Amendment of principal Act, s. 24—Omission of word "Limited" in certain cases.

20. Section 24 of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out subsections (4) and (5) and inserting in lieu thereof the following subsections:—

(4) A company in respect of which a licence under this section or under a corresponding previous enactment is in force is exempt from complying with the provisions of this Act relating to the use of the word "Limited" as part of its name.

(5) The Minister may, in a licence issued to a company under this section or by notice in writing served on a company in respect of which a licence under this section or under a corresponding previous enactment is in force, exempt the company from complying with such of the the provisions of this Act as are specified in the licence or notice relating to the lodging of annual returns and of returns of particulars of directors, managers and secretaries and publication of accounts.

(6) Where, immediately before the commencement of the Companies Act Amendment Act, 1979, a company in respect of which a licence under this section or a corresponding previous enactment was in force was exempt from the provisions of this Act relating to the lodging of annual returns and of returns of particulars of directors, managers and secretaries, the company shall, subject to subsection (7) of this section, continue to be exempt from those provisions.

(7) The Minister may by notice in writing served on the company revoke any exemption held by a company or a company included in a class of companies from the provisions of this Act relating to the lodging of annual returns and of returns of particulars of directors, managers and secretaries.

(8) A licence under this section or under any corresponding previous enactment may at any time be revoked by the Minister and upon revocation the Commission shall enter the word "Limited" at the end of the name of the company upon the register, and the company shall thereupon cease to enjoy the exemptions and privileges granted by reason of the licence by this Act but before a licence is so revoked the Minister shall give to the company notice in writing of his intention and shall afford it an opportunity to be heard.

(9) Where a licence issued under this section or under a corresponding previous enactment is revoked, a provision of the memorandum of a company that was inserted in compliance with a condition upon which the licence was issued may be altered in the same manner as an alteration of the provisions of that memorandum with respect to the objects of the company may be made, and section 28 of this Act applies to a proposal for such an alteration accordingly.

Amendment of principal Act, s. 25— Change of status of a company.

21. Section 25 of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*b*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 26— Change to proprietary company.

22. Section 26 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from subsection (1) the passage "or a private company";

(*c*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*d*) by striking out from subsection (2) the passage "or a private company";

(*e*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*f*) by striking out subsection (5).

Amendment of principal Act, s. 27— Default in complying with requirements as to proprietary and private companies.

23. Section 27 of the principal Act is amended—

(*a*) by striking out the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

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

> (1) Where, on the application of the Commission with respect to a proprietary company or of any member or creditor of a proprietary company, the Court is satisfied that default has been made in relation to the company in complying with a prohibition of a kind specified in paragraph (*c*) or (*d*) of subsection (1) of section 15 of this Act that is included, or is deemed to be included, in the memorandum or articles of the company the Court may by order determine that, on such date as the Court specifies in its order, the company ceased to be a proprietary company.;

(*c*) by striking out paragraph (*e*) from subsection (2);

(*d*) by striking out the passage "or a private company" wherever it occurs;

(*e*) by striking out from subsection (2) the passage "or a private company as the case may be";

(*f*) by striking out from paragraph (*b*) of subsection (3) the passage "if the Court or Registrar determines that it has ceased to be a proprietary company";

and

(*g*) by striking out from subsection (8) the passage "or where default is made in relation to a private company in complying with a prohibition of a kind specified in paragraph (*a*) of subsection (1) of section 38 of the repealed Act that is included in the memorandum or articles of the company".

Amendment of principal Act, s. 28— Alteration of objects in memorandum.

24. Section 28 of the principal Act is amended by striking out from subsection (9) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 28a— Alteration of constitution of company constituted by deed of settlement or other instrument.

25. Section 28a of the principal Act is amended by striking out the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 29— Articles of association.

26. Section 29 of the principal Act is amended by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 34— Copies of memorandum and articles.

27. Section 34 of the principal Act is amended by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 36— Prohibition of carrying on business with fewer than statutory minimum of members.

28. Section 36 of the principal Act is amended—

(*a*) by striking out the passage "or a private company" wherever it occurs;

and

(*b*) by striking out the passage "or private company".

Amendment of principal Act, s. 37— Requirement to issue form of application for shares or debentures with a prospectus.

29. Section 37 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "or proposed corporation";

and

(*b*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 38— Invitations to lend money to, or deposit money with, a corporation.

30. Section 38 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "or proposed corporation";

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

and

(*c*) by striking out subsections (7), (8), (9), (10), (11) and (12) and inserting in lieu thereof the following subsections:—

(7) In subsection (6) of this section, "prescribed corporation" means—

(*a*) a banking corporation;

(*b*) a corporation that is declared by the Minister by notice in the *Gazette* to be an authorized dealer in the short term money market;

or

(*c*) a corporation that—

(i) is a pastoral company in respect of which an exemption granted under section 11 of the *Banking Act* 1959 of the Commonwealth, or that Act as amended from time to time, is in force;

(ii) is registered under the law of the Commonwealth relating to life insurance or is a corporation the whole of the issued shares of which are held beneficially by a corporation so registered;

or

(iii) is a subsidiary of a banking corporation or of a pastoral company referred to in subparagraph (i) of this paragraph if the repayment of all existing and future deposits with and loans to the subsidiary are guaranteed by the banking corporation or pastoral company,

and is declared by the Commission by notice in the *Gazette* to be a prescribed corporation for the purposes of this section.

(8) The Minister may, by notice in the *Gazette*, vary or revoke a declaration made under paragraph (*b*) of subsection (7) of this section.

(9) The Commission may, by notice in the *Gazette*—

(*a*) specify terms and conditions subject to which subsection (6) of this section shall have effect in relation to a corporation specified in paragraph (*c*) of subsection (7) of this section;

or

(*b*) vary or revoke any declaration or specification made under paragraph (*c*) of subsection (7) of this section or this subsection.

(10) Every corporation or other person that contravenes or fails to comply with any of the provisions of this section and every officer of a corporation who is in default shall be guilty of an offence against this Act.

Penalty: Imprisonment for six months or two thousand dollars.

(11) The provisions of this section relating to the description of any document acknowledging or evidencing or intended to acknowledge or evidence the indebtedness of a corporation shall apply to and in relation to every such document issued after the commencement of the Companies Act Amendment Act, 1964, notwithstanding anything in any debenture or trust deed issued or executed before that commencement and for the time being in force and any such document issued after that commencement shall be described in accordance with the requirements of this section notwithstanding anything in any such debenture or trust deed.

(12) For the purposes of this section a document issued by a borrowing corporation certifying that a person named therein is in respect of any deposit with or loan to the corporation the registered holder of a specified number or value—

(*a*) of unsecured notes or unsecured deposit notes;

(*b*) of mortgage debentures or certificates of mortgage debenture stock;

or

(*c*) of debentures or certificates of debenture stock,

issued by the corporation upon or subject to the terms and conditions contained in a trust deed referred to or identified in the certificate, shall be deemed to be a document evidencing the indebtedness of that corporation in respect of that deposit or loan.

(13) The prospectus and a document issued in connection with or in relation to the prospectus shall describe or refer to the document mentioned in subsection (12) of this section in the manner required or authorized by the Commission and shall so describe or refer to the document without any addition to or qualification of the description or reference other than any addition that the Commission may approve or require in order to indicate the priority of the indebtedness that the document is to evidence.

31. Section 39 of the principal Act is amended— Amendment of principal Act, s. 39— Contents of prospectuses.

(*a*) by striking out from paragraph (*a*) of subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from paragraph (*c*) of subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*c*) by striking out from paragraph (*h*) of subsection (1) the passage "a copy of the consent verified as prescribed has been lodged with the Registrar" and inserting in lieu thereof the passage "a copy verified as prescribed of the consent has been lodged with the Commission".

Repeal of s. 40 of principal Act, and enactment of sections in its place.

32. Section 40 of the principal Act is repealed and the following sections are enacted and inserted in its place:—

Certain notices, etc., not to be published.

40. (1) In this section—

"notice" includes a circular and an advertisement but does not include a registered prospectus or a report, statement, notice, circular or advertisement the publication of which is permitted under section 40a of this Act:

"publish" includes issue, circulate, disseminate and distribute:

"statement" includes matter that is not writing but by reason of the form or context in which it appears conveys a message.

(2) A reference in this section to the publishing of a notice is a reference to the publishing in the State of the notice by any means, including the publishing in a newspaper or periodical, by broadcasting or televising or in a film.

(3) Subject to subsection (4) of this section, a person shall not publish a notice that—

(*a*) offers to the public for subscription or purchase shares in, or debentures of, a corporation;

(*b*) invites the public to subscribe for or purchase shares in, or debentures of, a corporation;

or

(*c*) refers or calls attention, whether directly or indirectly, to—

(i) a prospectus;

(ii) an offer or intended offer to the public for subscription or purchase of shares in, or debentures of, a corporation;

(iii) an invitation or intended invitation to the public to subscribe for or purchase shares in, or debentures of, a corporation;

or

(iv) another notice that refers or calls attention, whether directly or indirectly, to a prospectus or such an offer, intended offer, invitation or intended invitation, not being a notice referred to in subsection (4) of this section.

(4) Subsection (3) of this section does not apply to or with respect to the publishing of a notice that refers to a registered prospectus and—

(*a*) states that allotments of or contracts for the subscription for or purchase of shares or debentures to which the prospectus relates will be made only on receipt of a form of application referred to in and attached to a copy of the prospectus but contains no other statements other than statements as to any or all of the following:—

(i) particulars of the shares in or debentures of the corporation to which the prospectus relates;

(ii) the name of the corporation, the date of its incorporation and the amount of its paid-up capital;

(iii) the general nature of the main business of the corporation;

(iv) the names, addresses and occupations of the directors of the corporation;

(v) the name and address of each broker and underwriter to the issue and the name of the stock exchange of which each broker or underwriter is a member;

(vi) where the prospectus relates to debentures, the name and address of the trustee for the debenture holders;

(vii) the time and place at which copies of the prospectus and forms of applications for the shares or debentures to which it relates may be obtained;

(viii) the period during which the invitation contained in the prospectus is open;

(*b*) is published by the holder of a dealers licence or an investment advisers licence, within the meaning of the Securities Industry Act, 1979, but contains no other statements other than statements as to any or all of the matters referred to in paragraph (*a*) of this section and a statement as to—

(i) whether or not the person publishing the notice recommends acceptance of the invitation to which the prospectus relates;

and

(ii) the interest (if any) that the person publishing the notice has in the success of the invitation to which the prospectus relates being an interest the person has as underwriter or sub-underwriter to the issue of the shares or debentures to which the prospectus relates or an interest within the meaning of section 5 of the Securities Industry Act, 1979, in those shares or debentures;

or

(*c*) is published by the holder of a dealers licence or an investment advisers licence within the meaning of the Securities Industry Act, 1979, and is accompanied by a copy of the prospectus.

(5) The inclusion in a notice of a statement required by this or any other Act or law to be included in the notice does not affect the operation of subsection (4) of this section.

(6) A person shall not contravene, or authorize or permit an act that constitutes a contravention of, this section.

Penalty: Two thousand dollars.

(7) Where a notice relating to a corporation is published in contravention of this section by or with the authority or permission of an officer of the corporation, the corporation is guilty of an offence under this Act.

Penalty: Two thousand dollars.

Certain reports referring to prospectuses not to be published.

40a. (1) In this section, unless the contrary intention appears—

"publish" has the same meaning as in section 40 of this Act:

"report" includes a statement, notice, circular and an advertisement, whether or not in writing but does not include a notice, circular or advertisement the publication of which is permitted under section 40 of this Act.

(2) A reference in this section to the publishing of a report is a reference to the publishing in the State of the report by any means, including the publishing in a newspaper or periodical by broadcasting or televising or in a film.

(3) Subject to subsection (4) of this section, a person who is aware that a prospectus relating to an issue of shares or debentures—

(*a*) is in course of preparation by or on behalf of a corporation, for registration in a State or in a Territory of the Commonwealth;

or

(*b*) has been issued by or on behalf of a corporation,

shall not publish a report that is reasonably likely to induce persons to apply for those shares or debentures.

(4) Subsection (3) of this section does not apply to or with respect to the publishing of a report that—

(*a*) relates to the affairs of a corporation listed on a prescribed stock exchange and—

(i) is published only to that stock exchange or an officer of that stock exchange on behalf of the corporation or by or on behalf of one or more of the directors of the corporation;

or

(ii) has been so published;

(*b*) is a report of the whole or part of the proceedings at a general meeting of a corporation listed on a prescribed stock exchange and contains no other matter other than matters laid before that meeting;

(*c*) relates to a corporation and is published by or on behalf of a corporation or by or on behalf of one or more of the directors of the corporation and—

(i) does not contain matter that materially affects the affairs of the corporation other than matter previously made available in a registered prospectus, annual report or a report referred to in paragraph (*a*) or (*b*) of this subsection;

(ii) does not contain a reference, whether directly or indirectly, to an invitation to the public to subscribe for or purchase shares or debentures that when the report is published, is open or is intended to be made, not being a reference to the principal business of the corporation in a case where the principal business of the corporation is the borrowing of money and the provision of finance;

and

(iii) is not accompanied by a registered prospectus or a notice described in subsection (3) of section 40 of this Act and the corporation and its directors have taken all reasonable steps to ensure that the report is not published in a form or manner in which it might be associated with a notice described in that subsection;

(*d*) is published on behalf of a corporation by or on behalf of the directors of a corporation with the consent of the Commission;

(*e*) is news report (whether or not with comment) or is *bona fide* comment published in a newspaper or periodical or by broadcasting or televising by a person whether or not together with comment on the report, relating to—

(i) a registered prospectus or information contained in a registered prospectus;

or

(ii) a report referred to in paragraph (*a*), (*b*), (*c*) or (*d*) of this subsection;

if none of the following:—

(iii) that person;

(iv) an agent or employee of that person;

(v) where the report or comment is published in a newspaper or periodical, the publisher of the newspaper or periodical;

or

(vi) where the report or comment is published by broadcasting or televising, the licensee of the broadcasting or television station by which it is published,

receives or is entitled to receive any consideration or other benefit from a person who has an interest in the success of the issue of shares or debentures to which the report or comment relates as an inducement for or as the result of the publication of the report or comment;

(*f*) is not published by a person—

(i) by or on behalf of a corporation to which the report relates or whether directly or indirectly at the instigation of or by arrangement with the corporation or the directors of the corporation;

(ii) by or on behalf of the directors or promoters of a proposed corporation to which the report relates;

or

(iii) by or on behalf of a person who has an interest in the success of the issue of shares or debentures to which the report relates,

and the firstmentioned person does not receive and is not entitled to receive any consideration or other benefit from the corporation or any of the directors of the corporation, or any of the directors or promoters of the proposed corporation, or from a person mentioned in subparagraph (iii) of this paragraph as an inducement for or as the result of the publication of the report;

or

(*g*) contains only matter that is prescribed matter for the purpose of this subsection or that relates only to a corporation that is, or is included in a class that is, prescribed for the purposes of this subsection.

(5) A person shall not contravene, or authorize or permit an act that constitutes a contravention of, this section.

Penalty: Two thousand dollars.

(6) Where a report relating to a corporation is published in contravention of this section by or with the authority or permission of an officer of the corporation, the corporation is guilty of an offence under this Act.

Penalty: Two thousand dollars.

Evidentiary provisions, etc.

40b. (1) In this section—

"notice" means a notice within the meaning of section 40 of this Act or a report within the meaning of section 40a of this Act:

"publish" has the same meaning as in section 40 of this Act.

(2) A person who publishes a notice relating to a corporation after he has received a certificate that—

(*a*) specifies the names of two persons purporting to be directors of the corporation and is signed by those persons;

and

(*b*) is to the effect that, by reason of subsection (4) of section 40, or subsection (4) of section 40a, of this Act, section 40, or section 40a, of this Act, as the case may be, does not apply to the notice,

is not guilty of an offence under section 40 or 40a of this Act, as the case may be.

(3) Where a notice to which a certificate under subsection (2) of this section relates is published, each director who signed that certificate shall, for the purposes of sections 40 and 40a of this Act be deemed to have published the notice.

(4) A person who publishes a notice to which a certificate under subsection (2) of this section relates shall, if the Commission requires him to do so, forthwith deliver the certificate to the Commission.

Penalty: One thousand dollars.

(5) In proceedings for an offence under section 40 or 40a of this Act a certificate relating to a notice that purports to be a certificate under this section is *prima facie* evidence that—

(*a*) when the certificate was issued, the persons named as such in the certificate were directors of the corporation;

(*b*) the signatures in the certificate purporting to be the signatures of the directors are those signatures;

and

(*c*) the publication of the notice was authorized by those directors.

(6) Nothing in section 40 or section 40a of this Act or this section limits or diminishes the liability that a person may incur, otherwise than under section 40 or section 40a of this Act or this section, under any rule of law or under any other enactment.

33. Section 42 of the principal Act is amended— Amendment of principal Act, s. 42— Registration of prospectus.

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out subsections (2) and (2a) and inserting in lieu thereof the following subsections:—

(2) The Commission shall not register a copy of any prospectus unless—

(*a*) the copy signed by every director and by every person who is named therein as a proposed director of the corporation or by his agent authorized in writing is lodged with the Commission on or before the date of its issue;

(*b*) the prospectus appears to comply with the requirements of this Act;

(*c*) there are also lodged with the Commission copies verified as prescribed of any consents required by section 45 of this Act to the issue of the prospectus and of all material contracts referred to in the prospectus or, in the case of such a contract not reduced into writing, a memorandum giving full particulars thereof verified as prescribed;

(*d*) the Commission is of the opinion that the prospectus does not contain any statement or matter which is misleading in the form or context in which it is included;

and

(*e*) in the case of a prospectus pursuant to which the public is to be invited to deposit money with or lend money to a corporation which is a subsidiary of another corporation—

(i) the prospectus contains a statement as to whether or not that other corporation is under any liability to repay those moneys or to pay any interest thereon;

and

(ii) where that other corporation is so stated to be under any such liability, the prospectus also gives full particulars of the nature and extent of that liability, of the circumstance under which that liability arose and the manner in which that liability is to be discharged.

(2a) Nothing in paragraphs (*b*) and (*d*) of subsection (2) of this section prevents the Commission from registering a copy of a prospectus in respect of a foreign company incorporated in another State or Territory of the Commonwealth if the Commission is satisfied that—

(*a*) the prospectus has been registered or is acceptable for registration under a law corresponding to this section in that other State or Territory;

and

(*b*) the prospectus complies with such of the requirements of paragraph (i) of subsection (1) of section 39 of this Act as apply to a prospectus issued by that foreign company.

Amendment of principal Act, s. 46— Civil liability for misstatements in prospectus.

34. Section 46 of the principal Act is amended by striking out from paragraph (*a*) and paragraph (*b*) of subsection (5) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Repeal of s. 50 of principal Act and enactment of section in its place.

35. Section 50 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Restriction on allotment in certain cases.

50. (1) A public company having a share capital which does not issue a prospectus on or with reference to its formation shall not allot any of its shares or debentures unless at least three days before the first allotment of either shares or debentures there has been lodged with the Commission a statement in lieu of prospectus which complies with the requirements of this Act.

(2) If default is made in complying with this section the company and every officer of the company who is in default shall be guilty of an offence against this Act.

Penalty: One thousand dollars.

36. Section 51 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:— Amendment of principal Act, s. 51— Requirements as to statements in lieu of prospectus.

(2) The Commission shall not accept for registration any statement in lieu of prospectus unless it appears to the Commission to comply with the requirements of this Act.

37. Section 52 of the principal Act is amended— Amendment of principal Act, s. 52— Restrictions on commencement of business without issue of prospectus or statement in lieu thereof.

(*a*) by striking out from subparagraph (iii) of paragraph (*b*) of subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from paragraphs (*a*) and (*c*) of subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*c*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

38. Section 54 of the principal Act is amended— Amendment of principal Act, s. 54— Return as to allotments.

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from subsection (4) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*c*) by inserting in paragraph (*c*) of subsection (5) after the passage "in paying up" the passage "or partly paying up";

(*d*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) For the purposes of this section any shares which the subscribers to the memorandum have agreed in the memorandum to take shall be deemed to have been allotted to such subscribers on the date of the incorporation of the company.;

and

(*e*) by striking out subsection (8).

39. Section 57 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 57 of principal Act and enactment of section in its place.

57. A company shall not issue any share warrant. Share warrants.

40. Section 58 of the principal Act is amended— Amendment of principal Act, s. 58—

(*a*) by striking out from subparagraph (ii) of paragraph (*c*) of subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission"; Power to pay certain commissions and prohibition of payment of all other commissions, discounts, etc.

(*b*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*c*) by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 60— Issue of shares at a premium.

41. Section 60 of the principal Act is amended by striking out subsection (3).

Amendment of principal Act, s. 61— Redeemable preference shares.

42. Section 61 of the principal Act is amended—

(*a*) by striking out subsection (6);

and

(*b*) by striking out from subsection (8) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 62— Power of company to alter its share capital.

43. Section 62 of the principal Act is amended by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) Where a company has increased its share capital beyond the registered capital, it shall, within fourteen days after the passing of the resolution authorizing the increase, lodge with the Commission notice of the increase.

Amendment of principal Act, s. 63— Validation of shares improperly issued.

44. Section 63 of the principal Act is amended by striking out the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 64— Special resolution for reduction of share capital.

45. Section 64 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) of subsection (2) the passage "on affidavit";

(*b*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) The Court, if satisfied with respect to every creditor who under subsection (2) is entitled to object that either his consent to the reduction has been obtained or his debt or claim has been discharged or has determined or has been secured, may make an order confirming the reduction on such terms and conditions as it thinks fit.;

(*c*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) Upon the registration by the Commission of an office copy of the order, the resolution for reducing share capital as confirmed by the order shall take effect.;

(*d*) by striking out subsections (7) and (8) and inserting in lieu thereof the following subsections:—

(7) The certificate of the Commission shall be conclusive evidence that all the requirements of this Act with respect to reduction of share capital have been complied with and that the share capital of the company is such as is stated in the order.

(8) On the registration of the copy of the order the particulars shown in the order pursuant to subsection (5) of this section shall be deemed to be substituted for the corresponding particulars in the memorandum and such substitution shall be deemed to be an alteration of the memorandum for the purposes of this Act.;

(*e*) by striking out from paragraph (*a*) of subsection (9) the passage "the lodging" and inserting in lieu thereof the passage "the registration";

and

(*f*) by striking out subsections (12) and (13) and inserting in lieu thereof the following subsections:—

(12) A grant made before the date on which this subsection comes into operation by a company to a member of the company of the right to occupy or use any land, building or part of a building owned or held under lease by the company, whether for consideration or not and whether by virtue of his being a member of the company or not, shall be deemed not to have been a reduction of the share capital of the company.

(13) A grant made after that date by a company to a member of the company of a right referred to in subsection (12) shall not constitute a reduction of the share capital of the company if it is made in pursuance of a provision of the memorandum or articles of the company under which a member of the company by virtue of his being such a member, may be granted such a right whether or not the provision provides for consideration to be given for the grant.

Enactment of s. 64a of principal Act.

46. The following section is enacted and inserted in the principal Act after section 64 thereof:—

Division or conversion of shares into classes.

64a. (1) Where shares in a company which were formerly not divided into classes are so divided or where shares of one class are converted into shares of another class, the company shall within one month after the division or conversion lodge with the Commission a return in the prescribed form showing particulars of the division or conversion.

(2) In the event of default in complying with subsection (1) of this section, the company, and each officer of the company who is in default, is guilty of an offence against this Act.

Penalty: One hundred dollars. Default penalty.

Amendment of principal Act, s. 65—

Rights of holders of classes of shares.

47. Section 65 of the principal Act is amended by striking out subsections (4) and (5) and inserting in lieu thereof the following subsections:—

(4) On the application the Court, after hearing the applicant and any other persons who apply to the Court to be heard and appear to the Court to be interested may, if satisfied having regard to all the circum-

stances of the case that the variation or abrogation would unfairly prejudice the shareholders of the class represented by the applicant, disallow the variation or abrogation as the case may be and shall, if not so satisfied, confirm it.

(4a) An appeal shall not lie to the Full Court from a decision of the Court under subsection (4) of this section, except by leave of the Full Court.

(5) The company shall within fourteen days after the making of an order by the Court on any such application lodge an office copy of the order with the Commission and if default is made in complying with this provision the company and every officer of the company who is in default shall be guilty of an offence against this Act.

Penalty: Two hundred dollars. Default penalty.

Amendment of principal Act, s. 67— Dealing by company in its own shares, etc.

48. Section 67 of the principal Act is amended by inserting after subsection (1) the following subsection:—

(1a) Where the purpose, or one of the purposes, of a contract is to enable or assist a company in giving financial assistance to any person in contravention of subsection (1) of this section a party to the contract who did not know of and had no reason to suspect that purpose may enforce the contract against all other parties to it.

Amendment of principal Act, s. 69a— Application and interpretation of Division.

49. Section 69a of the principal Act is amended—

(*a*) by striking out the word "Governor" wherever it occurs in subsections (2) and (3) and inserting in lieu thereof, in each case, the word "Minister";

and

(*b*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) In relation to a company the whole or a portion of the share capital of which consists of stock, a power exercisable by a person in relation to the stock shall be deemed to be a power exercisable by him in relation to an issued share in the company having the same nominal amount as the amount of that stock and having attached to it the same rights as are attached to that stock.

Amendment of principal Act, s. 69b— Persons obliged to comply with Division.

50. Section 69b of the principal Act is amended by striking out the word "corporate" and inserting in lieu thereof the passage "corporate or unincorporate".

Amendment of principal Act, s. 69c— Substantial shareholdings and substantial shareholders.

51. Section 69c of the principal Act is amended by striking out from subsections (1) and (2) the passage "an interest or interests" and inserting in lieu thereof, in each case, the passage "a relevant interest or relevant interests".

Amendment of principal Act, s. 69d— Substantial shareholder to notify company of relevant interests.

52. Section 69d of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "an interest or interests" and inserting in lieu thereof the passage "a relevant interest or relevant interests";

and

(*b*) by striking out subsections (2) and (3) and inserting in lieu thereof the following subsections:—

(2) A person required to give a notice under subsection (1) of this section shall give the notice within fourteen days after that person became or becomes aware of the relevant interest or interests by virtue of which he is a substantial shareholder.

(3) The notice shall be so given notwithstanding that the person has ceased to be a substantial shareholder before the expiration of the period referred to in subsection (2) of this section.

Repeal of s. 69e of principal Act and enactment of section in its place.

53. Section 69e of the principal Act is repealed and the following section is enacted and inserted in its place:—

Substantial shareholder to notify company of change in his relevant interests.

69e. (1) Where there is a change (not being a prescribed change) in the relevant interest or interests of a substantial shareholder in a company in voting shares in the company, he shall give notice in writing to the company stating his name and full particulars of the change, including the date of the change and the circumstances by reason of which that change has occurred.

(2) A person required to give a notice under subsection (1) of this section shall give the notice within fourteen days after he becomes aware of the change.

(3) For the purposes of subsection (1) of this section, where a substantial shareholder in a company acquires or disposes of voting shares in the company, there shall be deemed to be a change in the relevant interest or interests of the substantial shareholder in voting shares in that company.

Amendment of principal Act, s. 69f—

Person who ceases to be substantial shareholder to notify company.

54. Section 69f of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) A person required to give a notice under subsection (1) of this section shall give the notice within fourteen days after he becomes aware that he has ceased to have a relevant interest or relevant interests in a share or shares in a company to the extent necessary to make him a substantial shareholder in the company.

Amendment of principal Act, s. 69g—

References to operation of section 6a.

55. Section 69g of the principal Act is amended by striking out from paragraphs (*a*) and (*b*) the passage "an interest" and inserting in lieu thereof, in each case, the passage "a relevant interest".

Repeal of s. 69h of principal Act.

56. Section 69h of the principal Act is repealed.

Amendment of principal Act, s. 69j—

Commission may extend time for giving notice under this Division.

57. Section 69j of the principal Act is amended—

(*a*) by striking out the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out the passage "in his discretion" and inserting in lieu thereof the passage "in its discretion".

Amendment of principal Act, s. 69k—Company to keep register of substantial shareholders.

58. Section 69k of the principal Act is amended—

(*a*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from subsection (4) the passage "The Registrar may at any time in writing require the company to furnish him" and inserting in lieu thereof the passage "The Commission may at any time in writing require the company to furnish it".

Repeal of s. 69m of principal Act and enactment of section in its place.

59. Section 69m of the principal Act is repealed and the following section is enacted and inserted in its place:—

Knowledge of servant or agent imputed to master or principal.

69m. In any proceedings under section 69l or 69n of this Act a person shall, in the absence of proof to the contrary, be presumed to have been aware at a particular time of a fact or occurrence of which a servant or agent having duties or acting in relation to a relevant interest, or relevant interests, of his master or principal in a share or shares in the company concerned was aware at the time.

Amendment of principal Act, s. 69n—Powers of court with respect to defaulting substantial shareholders.

60. Section 69n of the principal Act is amended—

(*a*) by striking out from paragraphs (*c*), (*d*), (*e*) and (*g*) of subsection (1) the passage "an interest" wherever it occurs and inserting in lieu thereof, in each case, the passage "a relevant interest";

(*b*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*c*) by striking out paragraphs (*a*) and (*b*) of subsection (6) and inserting in lieu thereof the following paragraphs:—

(*a*) that the failure of the substantial shareholder to comply as mentioned in subsection (1) of this section was due to his inadvertence or mistake or to his not being aware of a relevant fact or occurrence;

and

(*b*) that, in all the circumstances, the failure ought to be excused.;

(*d*) by striking out subsection (9) and inserting in lieu thereof the following subsection:—

(9) Section 311 of this Act applies in relation to a share that vests in the Commission under this section as section 311 applies in relation to an estate or interest in property referred to in section 311.;

and

(*e*) by striking out subsection (11) and inserting in lieu thereof the following subsections:—

(11) Where an offence under subsection (10) is committed by a corporation, an officer of the corporation who is in default is guilty of the same offence.

Penalty: One thousand dollars. Default penalty: Two hundred dollars.

(12) Subsections (10) and (11) do not affect the powers of the Court in relation to the punishment of contempts of the Court.

Amendment of principal Act, s. 70— Register of debenture holders and copies of trust deed.

61. Section 70 of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*b*) by striking out subsection (8).

Amendment of principal Act, s. 74— Qualification of trustee for debenture holders.

62. Section 74 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "a person who is a registered liquidator or a corporation" and inserting in lieu thereof the passage "a corporation (in this section called "the trustee corporation")";

(*b*) by striking out from subsection (1a) all the words after the end of paragraph (*c*);

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

(1b) Where the approval of a corporation has been revoked under subsection (1a) of this section, the borrowing corporation may appoint a trustee corporation qualified pursuant to this section in place of the trustee corporation which by reason of the revocation has ceased to be qualified.;

(*d*) by striking out from subsections (2) and (3) the passage "person or" wherever it occurs;

(*e*) by striking out from paragraph (*a*) of subsection (3) the passage "or an auditor";

(*f*) by striking out from paragraph (*e*) of subsection (3) the passage "or director of a corporation";

and

(*g*) by striking out from subsection (4) the passage "and hereinafter referred to as "the trustee corporation" ".

Amendment of principal Act, s. 74a— Retirement of trustees.

63. Section 74a of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "person or";

(*b*) by striking out from subsection (3) the passage "person or";

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

(5) Where the trustee for the holders of the debentures has ceased to exist or to be qualified under section 74 of this Act and in the case where a trustee for the holders of debentures

has not been appointed pursuant to subsection (1a) of that section or where the trustee for the holders of debentures fails or refuses to act or is disqualified under that section the Court may on the application of the borrowing corporation or the trustee for the holders of the debentures or the holder of any of the debentures or the Commission appoint any corporation qualified pursuant to section 74 of this Act to be the trustee for the holders of the debentures in place of the trustee which has ceased to exist or to be qualified or which has failed or refused to act as trustee or is disqualified as aforesaid.;

and

(*d*) by striking out from subsection (6) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 74b— Contents of trust deed.

64. Section 74b of the principal Act is amended by striking out subsection (3).

Amendment of principal Act, s. 74d— Duties of trustees.

65. Section 74d of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) of subsection (1) the passage "himself or";

(*b*) by striking out paragraphs (*c*) and (*d*) of subsection (1) and inserting in lieu thereof the following paragraphs:—

(*c*) shall ensure that the borrowing corporation and each of its guarantor corporations comply with the provisions of Division VII of this Part so far as they relate to debentures and are applicable;

(*d*) shall exercise reasonable diligence to ascertain whether or not the borrowing corporation and each of its guarantor corporations has committed any breach of the covenants, terms and provisions of the debentures or the trust deed;;

(*c*) by striking out from subsection (2) the word "Minister" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*d*) by striking out from paragraph (*b*) of subsection (3) the word "Minister" and inserting in lieu thereof the word "Commission";

(*e*) by striking out from subsection (6) the word "Minister" and inserting in lieu thereof the word "Commission";

and

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

Amendment of principal Act, s. 74f— Obligations of borrowing corporation.

66. Section 74f of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out paragraphs (*a*) and (*b*) of subsection (2) and inserting in lieu thereof the following paragraphs:—

(*a*) whether or not the limitations on the amount that the corporation may borrow have been exceeded and, if they have been exceeded, particulars of borrowings exceeding those limitations;

(*b*) whether or not the borrowing corporation and each of its guarantor corporations has observed and performed all the covenants and provisions binding upon them respectively by or pursuant to the debentures or any trust deed;;

(*c*) by striking out from paragraph (*d*) of subsection (2) the passage "which are or should be known to the directors or the corporation";

(*d*) by striking out from paragraph (*f*) of subsection (2) the passage "particulars of" and inserting in lieu thereof the passage "particulars, with respect to each corporation that is so deemed, of";

(*e*) by inserting after subsection (2) the following subsection:—

(2a) Where during the period to which a report referred to in subsection (1) of this section relates—

(*a*) a corporation has become a guarantor corporation;

(*b*) a guarantor corporation has ceased to be liable for the payment of the whole or part of the moneys for which it was liable under the guarantee;

or

(*c*) a guarantor corporation has changed its name,

the report shall so state and shall give particulars of the matters so stated.;

(*f*) by striking out paragraph (*a*) of subsection (4) and inserting in lieu thereof the following paragraph:—

(*a*) the directors of every borrowing corporation which has issued debentures (other than debentures of a kind that if issued after the commencement of the Companies Act Amendment Act, 1964, could be lawfully described pursuant to section 38 of this Act as mortgage debentures or certificates of mortgage debenture stock) and of every guarantor corporation which has guaranteed the repayment of the moneys raised by the issue of those debentures shall—

(i) at some date not later than seven months or in the case of a particular corporation not later than the expiration of such other period as is for the time being fixed by the Commission with the consent of the trustee for the debenture holders for that corporation, after the expiration of each financial year of the corporation cause to be made out and lodged with the Commission and with the trustee for the holders of the debentures (if any) a profit and loss account for that financial year and a balance-sheet as at the end of that financial year;

and

(ii) at some date not later than ten months, or in the case of a particular corporation, not later than the expiration of such other period as is for the

time being fixed by the Commission with the consent of the trustee for the debenture holders for that corporation, after the expiration of each financial year of the corporation cause to be made out and lodged with the Commission and with the trustee for the holders of the debentures (if any) a profit and loss account for the period from the end of that financial year until the expiration of six months after the end of that financial year and a balance-sheet as at the end of the period to which the profit and loss account relates.

Penalty: One hundred dollars. Default penalty.;

(*g*) by striking out paragraph (*b*) of subsection (4);

(*h*) by striking out from paragraph (*d*) of subsection (4) the word "Governor" and inserting in lieu thereof the word "Commission";

(*i*) by striking out from paragraph (*e*) of subsection (4) the word "Governor" and inserting in lieu thereof the word "Commission";

(*j*) by inserting after subsection (4) the following subsection:—

(4a) Subsections (1), (3) and (4) of this section do not apply in respect of a borrowing corporation or a guarantor corporation which is being wound up or in respect of which a receiver or receiver and manager has been appointed and has not ceased to act under that appointment;

and

(*k*) by striking out subsections (5), (6) and (7) and inserting in lieu thereof the following subsections:—

(5) The provisions of section 162 of this Act (other than subsections (5) and (6), subsections (1), (2) and (3) of section 162a of this Act, section 162c of this Act, subsections (1), (2), (3), (4), (5), (6), (9) and (10) of section 167 of this Act and section 167c of this Act (other than any provision which requires the laying of accounts or group accounts within the meaning of those sections before an annual general meeting) shall with such adaptations as are necessary be applicable to every profit and loss account and balance-sheet made out and lodged pursuant to subsection (4) of this section as if that profit and loss account and balance-sheet were a profit and loss account and balance-sheet referred to in those sections but notwithstanding the foregoing provisions of this subsection where any guarantor corporation, being a corporation which is incorporated in the United Kingdom or in any State or Territory of the United States of America, has lodged with the Department of Trade and Industry in the United Kingdom or the Securities and Exchange Commission of the United States of America a profit and loss account and balance-sheet for the relevant period it shall be sufficient compliance with the requirements of subsection (4) of this section, if there is (with the consent of the trustee for the debenture holders) lodged with the Commission and the trustee for the debenture holders certified copies of the profit and loss account and balance-sheet so lodged.

(6) Where the directors of a borrowing corporation do not lodge with the trustee for the holders of debentures a report as required by subsection (1) of this section, or where the directors of a borrowing corporation or the directors of a guarantor corporation do not lodge with the trustee the balance-sheets, profit and loss accounts and reports as required by subsection (4) of this section within the time prescribed the trustee shall forthwith lodge notice of that fact with the Commission.

(7) Notwithstanding anything contained in this section, a profit and loss account and balance-sheet of a borrowing corporation or its guarantor corporation relating to a period of six months immediately following a financial year of the corporation required to be made out and lodged in accordance with subsection (4) of this section—

(*a*) need not be audited, or the audit thereof may be of a limited nature or extent, if the trustee for the holders of the debentures of the borrowing corporation has, by notice in writing, consented to the audit being dispensed with or being of a limited nature or extent, as the case may be;

(*b*) may, unless the trustee for the holders of the debentures of the borrowing corporation otherwise requires in writing, be based upon the value of the stock in trade of the borrowing corporation or the guarantor corporation, as the case may be, as reasonably estimated by the directors thereof on the basis of the values of such stock in trade as adopted for the purpose of the profit and loss account and balance-sheet of that corporation laid before the corporation at its last preceding annual general meeting and certified in writing by them as such.

(8) Where the trustee has, by notice in writing, so consented, the directors of the corporation in respect of whose profit and loss account and balance-sheet the notice was given, shall lodge with the Commission a copy of the notice at the time when the profit and loss account and balance-sheet to which the notice relates are lodged with the Commission.

Amendment of principal Act, s. 74h—Loans and deposits to be immediately repayable on certain events.

67. Section 74h of the principal Act is amended by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

68. Section 76 of the principal Act is amended—

Amendment of principal Act, s. 76—Interpretation.

(*a*) by striking out from subsection (1) the definitions of "interest" and "investment contract" and inserting in lieu thereof the following definitions:—

"interest" means any right to participate, or interest, whether enforceable or not and whether actual prospective or contingent—

(*a*) in any profits, assets or realisation of any financial or business undertaking or scheme whether in the the State or elsewhere;

(*b*) in any common enterprise whether in the State or elsewhere in which the holder of the right or interest is led to expect profits, rent or interest from the efforts of the promoter of the enterprise or a third party;

or

(*c*) in any investment contract,

whether or not the right or interest is evidenced by a formal document and whether or not the right or interest relates to a physical asset, but does not include—

(*d*) any share in or debenture of a corporation;

(*e*) any interest in or arising out of a policy of life insurance;

(*f*) an interest in a partnership agreement, unless the agreement or proposed agreement—

(i) relates to an undertaking, scheme, enterprise or investment contract promoted by or on behalf of a person whose ordinary business is or includes the promotion of similar undertakings, schemes, enterprises or investment contracts, whether or not that person is, or is to become, a party to the agreement or proposed agreement;

or

(ii) is or would be an agreement, or is or would be within a class of agreements, prescribed by the regulations for the purposes of this paragraph;

or

(*g*) a prescribed right or interest or a right or interest of a prescribed class or kind declared by the regulations to be an exempt right or interest for the purposes of this Division:

"investment contract" means any contract scheme or arrangement which in substance and irrespective of the form thereof involves the investment of money in or under such circumstances that the investor acquires or may acquire an interest in or right in respect of property whether in the State or elsewhere which under or in accordance with the terms of investment will, or may at the option of the investor, be used or employed in common with any other interest in or right in respect of property whether in the State or elsewhere acquired in or under like circumstances:;

and

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

(1a) A regulation made for the purposes of subparagraph (ii) of paragraph (*f*) of the definition of "interest" in subsection (1) of this section does not apply to an agreement or a class of agreements relating to a partnership—

(*a*) being a partnership for the carrying on of a profession or trade where a person carrying on that profession or trade is required by any Act to be registered, licensed or otherwise authorized in order to do so;

and

(*b*) the business of which does not include any business other than the business of a partnership referred to in paragraph (*a*) of this subsection.

Amendment of principal Act, s. 77— Approved deeds.

69. Section 77 of the principal Act is amended by striking out from paragraph (*a*) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 78— Approval of deeds.

70. Section 78 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "the Registrar may, subject to this section, grant his approval" and inserting in lieu thereof the passage "the Commission may, subject to this section, grant its approval";

(*b*) by striking out from subsection (2) the passage "The Registrar shall not grant his approval" and inserting in lieu thereof the passage "The Commission shall not grant its approval";

and

(*c*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 80— Covenants to be included in deeds.

71. Section 80 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "A deed shall" and inserting in lieu thereof the passage "Subject to subsection (1a) of this section, a deed shall";

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

(1a) The Minister may by notice published in the *Gazette* declare that, subject to such terms and conditions as are specified in the notice, a specified deed that makes provision for the appointment of a specified company as trustee for or representative of the holders of the interests to which the deed relates is not required to contain covenants to the effect of such of the matters referred to in subsection (1) of this section as are specified in the notice and the Minister may, by notice so published, revoke such a notice or vary it in such manner as he thinks fit.

(1b) Where before the commencement of the Companies Act Amendment Act, 1979, a notice was published under section 88 of this Act purporting to exempt a company, subject to such terms and conditions as were specified in the notice, from complying with the provisions of subsection (1) of this section in respect of a deed specified in the notice, the notice—

(*a*) shall, notwithstanding any provision of this Act, have effect and be deemed always to have had effect according to its tenor;

and

(*b*) may, notwithstanding any provision of this Act, be varied or revoked by the Minister by notice published in the *Gazette.*;

and

(*c*) by striking out from paragraph (*b*) of subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 82— Statement to be issued.

72. Section 82 of the principal Act is amended—

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

(1) Before a company or an agent of a company issues or offers to the public for subscription or purchase or invites the public to subscribe for or purchase any interest the company shall issue or cause to be issued a statement in writing in connection therewith which statement shall for all purposes be deemed to be a prospectus issued by a company, and subject to subsection (2) of this section, all provisions of this Act and rules of law relating to prospectuses or to the offering or to an intended offering of shares for subscription or purchase to the public shall with such adaptations as are necessary apply and have effect accordingly and, without limiting the generality of the foregoing, apply and have effect as if—

(*a*) the interest were shares offered or intended to be offered to the public for subscription or purchase;

(*b*) persons accepting any offer or invitation in respect of or subscribing for or purchasing any such interest were subscribers for shares;

(*c*) a reference in paragraph (*a*) of subsection (4) of section 40 of this Act to "the corporation" were a reference to the financial or business undertaking or scheme, the common enterprise or the investment contract to which the statement relates;

(*d*) the reference in subparagraph (iv) of paragraph (*a*) of subsection (4) of section 40 of this Act to "the directors" were a reference to the management company for the interest and the directors thereof;

and

(*e*) in subparagraph (vi) of paragraph (*a*) of subsection (4) of section 40 of this Act a reference to "debentures" were a reference to an interest and a reference to "the trustee for the debenture holders" were a reference to the trustee for, or representative of, the holders of the interests.;

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*c*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*d*) by striking out from subsection (3) the passage "by writing under his hand" and inserting in lieu thereof the passage "by instrument in writing".

Amendment of principal Act, s. 84— Register of interest holders.

73. Section 84 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "The management company" and inserting in lieu thereof the passage "Subject to subsection (4) of this section, the management company";

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

(1a) A management company incorporated in a proclaimed State or Territory of the Commonwealth which—

(*a*) keeps a register of holders of interests in accordance with the law of the proclaimed State or Territory, being a law that corresponds with the preceding provisions of this section;

and

(*b*) keeps within the State a register containing, with respect to the holders of interests who are resident within the State, the information prescribed by subsection (1) of this section,

shall be deemed to comply with subsection (1) of this section.

(1b) A management company that is to be deemed by subsection (1a) of this section to comply with subsection (1) of this section shall, within fourteen days after receiving a written request from a holder of an interest resident in the State, make available for inspection by him a copy of the register of holders of interests kept under the law of the proclaimed State or Territory.

Penalty: Two hundred dollars. Default penalty.;

and

(*c*) by striking out subsections (2) and (3) and inserting in lieu thereof the following subsections:—

(2) The provisions of Division IV of Part V (section 157 excepted) of this Act shall, with such adaptations and modifications as are necessary, apply to and in relation to the registers kept under subsection (1) of this section and under paragraph (*b*) of subsection (1a) of this section.

(3) A management company which—

(*a*) keeps a register of holders of interests pursuant to subsection (1) of this section or paragraph (*b*) of subsection (1a) of this section, at a place within five kilometres of the office of the Commission; and

(*b*) provides reasonable accommodation and facilities for persons to inspect and take copies of its list of interest holders,

need not comply with the provision of paragraph (*a*) of subsection (1) of section 85 of this Act in relation to the deed under which the interests are held unless the Commission by order published in the *Gazette* otherwise directs.

(4) The Minister may by notice published in the *Gazette* declare that, subject to such terms and conditions as are specified in the notice, a specified management company is not required to comply with the provisions of subsection (1) of this section in respect of a deed specified in the notice.

Repeal of s. 85 of principal Act and enactment of section in its place.

74. Section 85 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Returns, information, etc., relating to interests.

85. (1) Where a deed is or has at any time been an approved deed under subsection (1) of section 77 of this Act, the management company shall, so long as the deed or any deed in substitution in whole or in part for the deed, remains in force lodge with the Commission within two months after the end of each financial year applicable to the deed a return in the prescribed form containing—

(*a*) a list of all persons who, at the end of the financial year, were holders of the interests to which the deed relates, showing the name and address of each holder and the extent of his holding and, if his interest consists of a specific interest in any property, a description of the property and its location sufficient to identify it;

(*b*) a summary of—

(i) all purchases and sales of land and marketable securities affecting the interests of the holders during the financial year; and

(ii) all other investments affecting the interests of the holders made during the financial year, showing the descriptions and quantities of those investments;

(*c*) a statement of the total amount of brokerage affecting the interests of the holders paid or charged by the management company during the financial year and the proportion thereof paid to any stock or share broker, or any partner, employee or nominee of any stock or share broker, who is an officer of the company and the proportion retained by the company;

(*d*) a list of all parcels of land and marketable securities, and other investments, held by the trustee or representative in relation to the deed, as at the end of the financial year, showing the value of the land, securities or other investments and the basis of valuations;

and

(*e*) such other statements and particulars (if any) as may be prescribed.

(2) Any document required to be lodged with the Commission by the management company under subsection (1) of this section shall be signed by at least one director of the management company.

(3) A company to which subsection (1) of this section applies shall, if so requested by any holder of an interest to which the deed relates within a period of one month after the end of the financial year, send by post or cause to be sent by post to the holder, within two months after the end of the financial year, a copy of the documents which the company is required to lodge with the Commission by virtue of paragraphs (*b*) to (*e*) (inclusive) of subsection (1) of this section.

75. Section 95 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 95 of principal Act and enactment of section in its place.

95. (1) Notwithstanding anything in its articles or in a deed relating to debentures or interests a company shall not register a transfer of shares, debentures or interests unless a proper instrument of transfer has been delivered to the company, but this subsection shall not prejudice any power to register as a shareholder, debenture holder or interest holder any person to whom the right to any shares in, debentures of, or interests made available by, the company has been transmitted by operation of law. Instrument of transfer.

(2) A transfer of shares, debentures or interests of a deceased holder made by his personal representative shall, although the personal representative is not himself registered as the holder of those shares, debentures or interests, be as valid as if he had been so registered at the time of the execution of the instrument of transfer.

(3) Where the personal representative of a deceased holder duly constituted as such under the law of any other State or Territory of the Commonwealth—

(*a*) executes an instrument of transfer of a share, debenture or interest of the deceased holder to himself or to another person;

and

(*b*) delivers the instrument to the company, together with a statutory declaration made by him to the effect that, to the best of his knowledge, information and belief, no grant of representation of the estate of the deceased holder has been applied for or made in the State and no application for such a grant will be made, being a statutory declaration made within the period of one month immediately preceding the date of delivery of the statutory declaration to the company,

the company shall register the transfer and pay to the personal representative any dividends or other moneys accrued in respect of the share, debenture or interest up to the time of the execution of the instrument, but this subsection shall not operate so as to require the company to do any act or thing which it would not have been required to do if the personal representative were the personal representative of the deceased holder duly constituted under the law of the State.

(4) Any transfer or payment made in pursuance of subsection (3) of this section, and any receipt or acknowledgement of such a payment, shall for all purposes be as valid and effectual as if the personal representative were the personal representative of the deceased holder duly constituted under the law of the State.

(5) For the purposes of this section, an application by a personal representative of a deceased person for registration as the holder of a share, debenture or interest in place of the deceased person shall be deemed to be an instrument of transfer effecting a transfer of the share, debenture or interest to the personal representative.

(6) The production to a company of any document which is under the law of the State or under the law of any other State or Territory of the Commonwealth sufficient evidence of probate of the will, or letters of administration of the estate, of a deceased person having been granted to some person shall be accepted by the company, notwithstanding anything in its articles or in a deed relating to debentures or interests, as sufficient evidence of the grant.

(7) In this section "interest" includes an interest within the meaning of Division V of this Part.

Repeal of s. 96 of principal Act and enactment of section in its place.

76. Section 96 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Registrations of transfer at request of transferor.

96. (1) On the request in writing of the transferor of any share in, debenture of, or interest made available by, a company the company shall enter in the appropriate register the name of the transferee in the same manner and subject to the same conditions as if the application for the entry were made by the transferee.

(2) On the request in writing of the transferor of a share in, debenture of, or interest made available by, the company, the company shall by notice in writing require the person having the possession, custody or control of the share certificate or debenture or any document evidencing title to the interest (as the case may be) and the instrument of transfer thereof or either of them to bring it or them into the office of the company within a stated period, being not less than seven and not more than twenty-eight days after the date of the notice, to have the share certificate debenture or document cancelled or rectified and the transfer registered or otherwise dealt with.

(3) If any person refuses or neglects to comply with a notice given under subsection (2) of this section the Court may, on application by the transferor, order that person to deliver up the documents mentioned in the notice to the company upon such terms or conditions as to the Court seems fit.

(4) Lists of share certificates, debentures and other documents called in under this section and not brought in shall be exhibited in the office of the company and shall be advertised in the *Gazette* and in such newspapers and at such times as the company thinks fit.

(5) In this section "interest" includes an interest within the meaning of Division V of this Part.

Amendment of principal Act, s. 97—Notice of refusal to register transfer.

77. Section 97 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "shares, debentures or other interests in the company" and inserting in lieu thereof the passage "shares in, debentures of, or interests made available by, the company";

and

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

(1a) In this section "interest" includes an interest within the meaning of Division V of this Part.

Amendment of principal Act, s. 98—Certification of transfers.

78. Section 98 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "shares, debentures or other interests in the company" and inserting in lieu thereof the passage "shares in, debentures of, or interests made available by, the company";

and

(*b*) by inserting after subsection (4) the following subsection:—

(5) In this section "interest" includes an interest within the meaning of Division V of this Part.

Repeal of s. 99 of principal Act and enactment of section in its place.

79. Section 99 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Duties of company with respect to issues of certificates.

99. (1) Every company shall within two months after the allotment of any shares in, the issue of debentures of, or the making available of interests by, the company and within one month after the date on which a transfer (other than such a transfer as the company is for any reason entitled to refuse to register and does not register) of any shares, debentures or interests is lodged with the company, complete and have ready for delivery all the appropriate certificates, debentures or other documents in connection with the allotment, issue, making available or transfer, unless in the case of shares the conditions of the issue otherwise provide and shall, unless otherwise instructed by the transferee, send or deliver the completed certificates, debentures or other documents to the transferee or, where the transferee has instructed the company in writing to send them to a nominated person to that person.

(2) If default is made in complying with this section the company and every officer of the company who is in default shall be guilty of an offence against this Act and liable, for each day during which the offence continues, to a penalty not exceeding one hundred dollars.

(3) If any company on which a notice has been served requiring the company to make good any default in complying with the provisions of this section fails to make good the default within ten days after the service of the notice, the Court may, on the application of the person entitled to have the certificates, debentures or other documents delivered to him, make an order directing the company and any officer of the company to make good the default within such time as is specified in the order.

(4) In this section "interest" includes an interest within the meaning of Division V of this Part.

Amendment of principal Act, s. 100— Registration of charges.

80. Section 100 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 102— Duty of company to register charges existing on property acquired.

81. Section 102 of the principal Act is amended by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 103— Register of charges to be kept by the Commission.

82. Section 103 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 105— Entries of satisfaction and release of property from charge.

83. Section 105 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*b*) by striking out from subsection (2) the passage "such evidence as the Registrar may require to satisfy him" and inserting in lieu thereof the passage "evidence to satisfy the Commission".

Amendment of principal Act, s. 108— Documents made out of State.

84. Section 108 of the principal Act is amended by striking out the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Repeal of s. 109 of principal Act.

85. Section 109 of the principal Act is repealed.

Amendment of principal Act, s. 111— Registered office of company.

86. Section 111 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) A company shall, as from the day of its incorporation, have a registered office within the State to which all communications and notices may be addressed and which shall be open and accessible to the public—

(*a*) where a notice has been lodged by the company with the Commission under subsection (1a) of section 112 of this Act or under a corresponding previous enactment—for such hours (being not less than three) between the hours of nine o'clock in the morning and five o'clock in the evening each day, Saturdays, Sundays and holidays excepted, as are specified in the later of that notice or a notice lodged by the company with the Commission under subsection (1c) of section 112 of this Act or under a corresponding previous enactment;

or

(*b*) where a notice has not been lodged by the company with the Commission under subsection (1a) of section 112 of this Act or under a corresponding previous enactment—for not less than five hours between ten o'clock in the morning and four o'clock in the afternoon each day, Saturdays, Sundays and holidays excepted.

Amendment of principal Act, s. 112—Office hours.

87. Section 112 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsections:—

(1) On the lodging of the memorandum of a proposed company for registration notice in the prescribed form of the address of the proposed registered office of the company shall be lodged with the Commission.

(1a) On the lodging of the memorandum of a proposed company for registration or at any later time, notice in the prescribed form of the hours (being not less than three) between the hours of nine o'clock in the morning and five o'clock in the evening each day, Saturdays, Sundays and holidays excepted, during which the registered office of the company is to be open and accessible to the public may be lodged with the Commission.

(1b) Notice in the prescribed form of a change of address of the registered office of a company shall be lodged with the Commission not later than seven days after the day on which the change occurs.

(1c) Where a notice has been lodged by a company under subsection (1a) of this section or under a corresponding previous enactment, notice in the prescribed form of a change of the hours during which the registered office of the company is open and accessible to the public shall be lodged with the Commission not later than seven days after the day on which the change occurs.

Repeal of s. 114 of principal Act and enactment of section in its place.

88. Section 114 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Directors.

114. (1) Every public company shall have at least three directors and every proprietary company shall have at least two directors.

(2) In the case of a public company at least two directors shall be natural persons who ordinarily reside within the Commonwealth and in the case of a proprietary company at least one director shall be a natural person who ordinarily so resides.

(3) Where the articles of a company incorporated before the commencement of the Companies Act Amendment Act, 1979, provide for the appointment of one director only, the articles shall, after that commencement, be deemed to provide for the appointment of two directors.

(4) Non-compliance with this section shall not invalidate any act of or any transaction entered into by or on behalf of a company.

(5) If default is made in complying with this section, the company and every officer of the company who is in default shall be guilty of an offence against this Act.

Penalty: Two hundred dollars.

Default penalty.

Amendment of principal Act, s. 115— Restriction on appointment or advertisement of director.

89. Section 115 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from paragraph (*c*) of subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission"; and

(*c*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 117— Undischarged bankrupts acting as directors.

90. Section 117 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "the Minister who" and inserting in lieu thereof the passage "the Commission which"; and

(*b*) by inserting after subsection (2) the following subsection:—

(3) Service on the Commission of originating process in proceedings for leave under this section shall be sufficient service on it of notice of intention to apply therefor for the purposes of subsection (2) of this section.

Amendment of principal Act, s. 120— Removal of Directors.

91. Section 120 of the principal Act is amended by inserting after subsection (7) the following subsection:—

(8) A director of a public company shall not be removed by, or be required to vacate his office by reason of any resolution request or notice of the directors or any of them notwithstanding anything in the articles or any agreement.

Repeal of s. 121 of principal Act and enactment of section in its place.

92. Section 121 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Age limit for directors.

121. (1) Subject to the provisions of this section no person of or over the age of seventy-two years shall be appointed or act as a director of a public company or of a subsidiary of a public company but nothing

in this subsection prevents a person from acting as a director of a company during the period commencing on the day on which he attains the age of seventy-two years and ending at the conclusion of the annual general meeting commencing next after that day.

(2) The office of a director of a public company or of a subsidiary of a public company shall become vacant at the conclusion of the annual general meeting commencing next after he attains the age of seventy-two years or, if he has attained the age of seventy-two before the commencement of the Companies Act Amendment Act, 1979, at the conclusion of the annual general meeting commencing next after the commencement of that Act.

(3) Any act done by a person as director shall be valid notwithstanding that it is afterwards discovered that he was of or over the age of seventy-two years at the time of his appointment or that his appointment had terminated by virtue of subsection (2) of this section.

(4) Where the office of a director has become vacant by virtue of subsection (2) of this section no provision for the automatic re-appointment of retiring directors in default of another appointment shall apply in relation to that director.

(5) If any such vacancy has not been filled at the meeting at which the office became vacant the office may be filled as a casual vacancy.

(6) Notwithstanding anything in this section a person of or over the age of seventy-two years may, by a resolution reciting the age of that person being a resolution of which no shorter notice than that required to be given to the members of the company of an annual general meeting has been duly given, passed by a majority of not less than three-fourths of such members of the company as being entitled so to do vote in person or, where proxies are allowed, by proxy, at a general meeting of that company be appointed or re-appointed as a director of that company to hold office until the conclusion of the next annual general meeting of the company or be authorized to continue in office as a director until the conclusion of the next annual general meeting of the company but where the company is a subsidiary of a public company, the appointment, re-appointment or authorization pursuant to this subsection shall not have effect unless either the person so appointed, re-appointed or authorized is a director of the holding company or the appointment or re-appointment of, or authorization relating to, the person as a director of the company has been approved by a similar resolution of the holding company.

(6a) Notwithstanding anything in this section, where the articles of a company limited by guarantee provide for the holding of postal ballots for the election of directors and a postal ballot for the election of a director or directors is held in which—

(*a*) the members entitled to vote have been given notice in writing by the company stating that a candidate is of or over the age of seventy-two years and reciting the age of the candidate;

and

(*b*) that candidate is elected by a majority of not less than three-fourths of the members who, being entitled to vote, vote in the ballot,

that candidate may be appointed or re-appointed as a director to hold office until the conclusion of the next annual general meeting of the company.

(6b) Notwithstanding anything in this section, where the articles of a company limited by guarantee provide for the election or appointment of directors otherwise than by members at a general meeting or by postal ballot of members and the Commission, by order in writing, declares that this section does not apply to the company or its directors, the section shall not, subject to any conditions that the Commission specifies in the order, so apply.

(6c) The Commission may, by instrument in writing, revoke or vary a declaration made under subsection (6b) of this section.

(6d) A vacancy in the office of a director occurring by virtue of subsection (2) of this section shall not be taken into account in determining when other directors are to retire.

(7) Nothing in this section shall limit or affect the operation of any provision of the memorandum or articles of a company preventing any person from being appointed a director or requiring any director to vacate his office at any age less than seventy-two years.

Amendment of principal Act, s. 122— Power to restrain certain persons from managing companies.

93. Section 122 of the principal Act is amended—

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

(*c*) of any offence under section 47, 124, 180j, 374b or 374c of this Act or any of the corresponding provisions of the law of another State or of a Territory of the Commonwealth or under section 113 of the Securities Industry Act, 1979, or a corresponding provision of the law of another State or of a Territory of the Commonwealth;;

(*b*) by striking out from subsection (2) the word "Minister" and inserting in lieu thereof the word "Commission";

(*c*) by inserting after subsection (2) the following subsection:—

(2a) Service on the Commission of originating process in proceedings for leave under this section shall, if the hearing is not less than ten days after the day of service, be sufficient compliance with subsection (2) of this section.;

and

(*d*) by striking out from subsection (3) the word "Minister" and inserting in lieu thereof the word "Commission".

Amendment of principal Act s. 123— Disclosure of interests in contracts, property, offices, etc.

94. Section 123 of the principal Act is amended—

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

(3) A director of a company shall be deemed not to be interested or to have been at any time interested in any contract or proposed contract or mortgage charge or other security or proposed mortgage charge or other security by reason only—

(*a*) that he has guaranteed or joined in guaranteeing the payment of any debt or the performance of any obligation of the company;

(*b*) that he has given or joined in giving an indemnity to any person in respect of any debt or obligation of the company;

or

(*c*) in a case where a contract or proposed contract or mortgage charge or other security or proposed mortgage charge or other security has been or will be made for the benefit of or on behalf of a corporation which by virtue of the provisions of subsection (5) of section 6 is deemed to be related to the company—that he is a director of that corporation,

and this subsection shall have effect not only for the purposes of this Act but also for the purposes of any other law but shall not affect the operation of any provision in the Articles of the company.;

and

(*b*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) For the purposes of subsection (1) of this section, a general notice given to the directors of a company by a director to the effect that he is an officer or a member of a specified corporation or a member of a specified firm and is to be regarded as interested in any contract which may, after the date of the notice, be made with that corporation or firm shall be deemed to be a sufficient declaration of interest in relation to any contract so made or proposed to be made if—

(*a*) the notice states the nature and extent of the interest of the director in the corporation or firm;

(*b*) when the question of confirming or entering into the contract is first taken into consideration, the extent of his interest in the corporation or firm is not greater than is stated in the notice;

and

(*c*) the notice is given at a meeting of the directors or the director takes reasonable steps to ensure that it is brought up and read at the next meeting of the directors after it is given.

95. Section 124 of the principal Act is amended— Amendment of principal Act, s. 124— Duty and liability of officers.

(*a*) by striking out from paragraph (*a*) of subsection (3) the word "liable" and inserting in lieu thereof the passage "subject to subsection (4) of this section, liable";

and

(*b*) by striking out subsection (4) and inserting in lieu thereof the following subsections:—

(4) Where an officer of a corporation who commits a breach of this section has been found by a court to be liable to pay to a person an amount by reason of a contravention of Part X of the Securities Industry Act, 1979, that was the subject of the same act or transaction as the breach of this section, the amount of the liability of the officer under this section shall be reduced by the firstmentioned amount.

(5) For the purposes of subsection (4) of this section the onus of proving that the liability of a person to pay an amount to another person arose from the same act or transaction from which another liability arose lies on the person liable to pay the amount.

(6) This section has effect in addition to and not in derogation from any other enactment or rule of law relating to the duty or liability of a director or officer of a corporation.

Repeal of s. 124a of principal Act.

96. Section 124a of the principal Act is repealed.

Amendment of principal Act, s. 126— Register of Directors' shareholdings.

97. Section 126 of the principal Act is amended—

(*a*) by striking out from paragraphs (*a*) and (*b*) of subsection (1) the passage "an interest" and inserting in lieu thereof, in each case, the passage "a relevant interest";

(*b*) by striking out from subsections (9) and (10) the word "Registrar" and inserting in lieu thereof, in each case, the word "Commission";

(*c*) by striking out from subsection (14) the passage "except subsections (1) and (3) of that section" and inserting in lieu thereof the passage "(paragraphs (*a*) and (*c*) of subsection (1) of that section excepted)";

and

(*d*) by striking out from subsection (14) the passage "an interest" and inserting in lieu thereof the passage "a relevant interest".

Amendment of principal Act, s. 127— General duty to make disclosure.

98. Section 127 of the principal Act is amended—

(*a*) by striking our the word "and" between paragraphs (*b*) and (*c*) of subsection (1);

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

and

(*d*) if he is a director of a public company or a subsidiary of a public company on the date when he attained, or will attain, the age of seventy-two years.;

(*c*) by striking out subparagraph (iii) of paragraph (*a*) of subsection (2) and inserting in lieu thereof the following subparagraph:—

(iii) as the case may require, the date on which the director became aware that he had a relevant interest in the shares, debentures or participatory interests or the date on which the director became aware that he had acquired the right or option or the date on which the director entered into the contract,;

(*d*) by striking out the word "and" between paragraphs (*a*) and (*b*) of subsection (2);

(*e*) by inserting after paragraph (*b*) of subsection (2) the following paragraph:—

and

(*c*) in the case of a notice under paragraph (*d*) of that subsection, within fourteen days after—

(i) the commencement of the Companies Act Amendment Act, 1979;

or

(ii) the date on which the director became a director,

whichever last occurs.;

and

(*f*) by striking out subsections (4), (5), (6) and (7) and inserting in lieu thereof the following subsections:—

(4) In any proceedings under this section, a person shall, in the absence of proof to the contrary, be presumed to have been aware at a particular time of a fact or occurrence of which a servant or agent of the person, being a servant or agent having duties or acting in relation to his master's or principal's interest or interests in a share in or a debenture of or a participatory interest made available by the company concerned, was aware at the time.

(5) In this section—

(*a*) a reference to a participatory interest is a reference to an interest within the meaning of section 76 of this Act;

and

(*b*) a reference to a person who has or acquires shares, debentures or participatory interests or a relevant interest in shares, debentures or participatory interests includes a reference to a person who, under an option, has or acquires the right to acquire a share, debenture or participatory interest or a relevant interest in a share, debenture or participatory interest.

(6) In determining, for the purposes of this section, whether a person has a relevant interest in a debenture or, participatory interest, the provisions of section 6a (paragraphs (*a*) and (*c*) of subsection (1) of that section excepted) have effect and, in applying those provisions, a reference to a share shall be read as a reference to a debenture or participatory interest.

Amendment of principal Act, s. 129— Payment to director for loss of office, etc.

99. Section 129 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Where such a payment is to be made to a director in connection with the transfer to any person, as a result of an offer made to shareholders, of all or any of the shares in the company, that director shall take all reasonable steps to secure that particulars with respect to the proposed payment, including the amount thereof, shall be included in or

sent with any notice of the offer made for their shares which is given to any shareholders unless those particulars are furnished to the shareholders by virtue of Part VIB of this Act.

Amendment of principal Act, s. 132— Secretary.

100. Section 132 of the principal Act is amended—

(*a*) by striking out subsections (2) and (3) and inserting in lieu thereof the following subsection:—

(2) The secretary or secretaries shall be appointed by the directors and a secretary who ordinarily resides in the State shall be present at the registered office of the company by himself or his agent or clerk on the days and at the hours during which the registered office is to be accessible to the public.;

and

(*b*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) If default is made in complying with any provision of this section the company and every officer of the company who is in default shall be guilty of an offence against this Act.

Penalty: One hundred dollars.

Default penalty.

Amendment of principal Act, s. 134— Register of directors, managers and secretaries.

101. Section 134 of the principal Act is amended—

(*a*) by striking out paragraph (*c*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*c*) particulars of directorships held by the director in other corporations that under the law of the State or any other State or of a Territory of the Commonwealth are public companies or subsidiaries of public companies, but it shall not be necessary for the register to contain particulars of directorships held by a director of a corporation in a related corporation.;

(*b*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) The register shall specify with respect to each manager and secretary his full name and address and other occupation (if any) and shall contain his consent in writing to his appointment as manager or secretary, as the case may be.;

and

(*c*) by striking out subsections (6), (7) and (8) and inserting in lieu thereof the following subsections:—

(6) The company shall lodge with the Commission—

(*a*) within one month after incorporation, a return in the prescribed form containing the particulars required to be specified in the register;

(*b*) within one month after a person ceases to be, or becomes, a director of the company, a return in the prescribed form notifying the Commission of the change and containing, with respect to each then director of the company, the particulars required to be specified in the register;

(*c*) within one month after a person becomes a manager or secretary of the company, a return in the prescribed form notifying the Commission of that fact and specifying the full name, address and other occupation (if any) of that person;

and

(*d*) within one month after a person ceases to be a manager or secretary of the company, a return in the prescribed form notifying the Commission of that fact.

(7) If default is made in complying with any provision of this section, the company and every officer of the company who is in default shall be guilty of an offence against this Act.

(8) A certificate of the Commission stating that from any return lodged with the Commission pursuant to this section it appears that at any time specified in the certificate any person was a director, manager or secretary of a specified company shall in all courts and by all persons having power to take evidence for the purposes of this Act, be received as *prima facie* evidence of the facts stated therein and for the purposes of this subsection a person who appears from any return so lodged to be a director, manager or secretary of a company shall be deemed to continue as such until by a subsequent return so lodged or by a notification of change in the prescribed form so lodged it appears that he has ceased to be such a director, manager or secretary.

Amendment of principal Act, s. 135— Statutory meeting and statutory report.

102. Section 135 of the principal Act is amended by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 136— Annual general meeting.

103. Section 136 of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (2c) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*c*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 137— Convening of extraordinary general meeting on requisition.

104. Section 137 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) The directors of a company, notwithstanding anything in its articles, shall on the requisition of members holding at the date of the deposit of the requisition not less than one-tenth of such of the paid-up capital as at the date of the deposit carries the right of voting at general meetings or, in the case of a company not having a share capital, of members representing not less than one-tenth of the total voting rights of all members having at that date a right to vote at general meetings or, in either case, of not less than two hundred members, forthwith proceed duly to convene an extraordinary general meeting of the company to be held as soon as practicable but in any case not later than two months after the receipt by the company of the requisition.

Amendment of principal Act, s. 138— Calling of meetings.

105. Section 138 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) A meeting of a company or of a class of members, other than a meeting for the passing of a special resolution, shall be called by notice in writing of not less than fourteen days or such longer period as is provided in the articles.

Amendment of principal Act, s. 140— Quorum, chairman, voting, etc.

106. Section 140 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "or a private company";

and

(*b*) by striking out subsections (3), (4), (5), (6) and (7) and inserting in lieu thereof the following subsections:—

(3) A body corporate may by resolution of its directors or other governing body—

(*a*) if it is a member of a company, authorize such person as it thinks fit to act as its representative either at a particular meeting or at all meetings of the company or of any class of members;

or

(*b*) if it is a creditor (including a holder of debentures) of a company, authorize such person as it thinks fit to act as its representative either at a particular meeting or at all meetings of any creditors of the company,

and a person so authorized shall in accordance with his authority and until his authority is revoked by the body corporate be entitled to exercise the same powers on behalf of the body corporate as the body corporate could exercise if it were an individual member creditor or holder of debentures of the company.

(4) Where—

(*a*) a person present at a meeting is authorized to act as the representative of a body corporate at the meeting by virtue of an authority given by the body corporate under subsection (3) of this section;

and

(*b*) the person is not otherwise entitled to be present at the meeting,

the body corporate shall, for the purposes of subsection (1) of this section, be deemed to be personally present at the meeting.

(5) A certificate under the seal of the body corporate shall be *prima facie* evidence of the appointment or of the revocation of the appointment (as the case may be) of a representative pursuant to the provisions of subsection (3) of this section.

(6) Where a holding company holds the whole of the issued shares of a subsidiary and a minute is signed by a representative of the holding company authorized pursuant to subsection (3) of this section stating that any act, matter, or thing, or any ordinary or special resolution, required by this Act or by the memorandum or articles of the subsidiary to be made, performed, or passed by or at an ordinary general meeting or an extraordinary general meeting of the subsidiary has been made, performed, or passed, that act, matter, thing, or resolution shall, for all purposes, be deemed to have been duly made, performed, or passed by or at an ordinary general meeting, or as the case requires, by or at an extraordinary general meeting of the subsidiary.

(7) Where by or under any provision of this Act any notice, copy of a resolution, or other document relating to any matter is required to be lodged by a company with the Commission, and a minute referred to in subsection (6) of this section is signed by the representative in pursuance of that subsection and the minute relates to such a matter the company shall, within one month after the signing of the minute, lodge a copy thereof with the Commission.

Amendment of principal Act, s. 141—Proxies.

107. Section 141 of the principal Act is amended—

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

(1) Subject to subsection (2) of this section, a member of a company entitled to attend and vote at a meeting of the company, or at a meeting of any class of members of the company, shall be entitled to appoint—

(*a*) in the case of a company not having a share capital—another member or, where the articles so provide, another person (whether a member or not);

or

(*b*) in any other case—not more than two other persons (whether members or not),

as his proxy or proxies to attend and vote instead of the member at the meeting and a proxy appointed to attend and vote instead of a member shall also have the same right as the member to speak at the meeting, but unless the articles otherwise provide a proxy shall not be entitled to vote except on a poll.

(1a) Where a member appoints two proxies, the appointment shall be of no effect unless each proxy is appointed to represent a specified proportion of the member's voting rights.;

(*b*) by striking out from subsection (2) the passage "or a private company";

and

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

(3) In every notice calling a meeting of a public company or of any class of members of a public company, there shall appear with reasonable prominence—

(*a*) in the case of a public company having a share capital, a statement—

(i) that a member entitled to attend and vote is entitled to appoint not more than two proxies;

(ii) that, where more than one proxy is appointed, each proxy must be appointed to represent a specified proportion of the member's voting rights;

and

(iii) that a proxy need not be a member;

or

(*b*) in the case of a public company not having a share capital, a statement—

(i) that a member entitled to attend and vote is entitled to appoint a proxy to attend and vote instead of the member;

and

(ii) that a proxy must, or need not be, a member (as the case requires),

and if default is made in complying with this subsection as respects any meeting, every officer of the company who is in default shall be guilty of an offence against this Act.

Amendment of principal Act, s. 142— Power of Court to order meeting.

108. Section 142 of the principal Act is amended by inserting after subsection (2) the following subsection:—

(3) For the purposes of an application to the Court or a meeting held by order of the Court under this section, the personal representative of a deceased member of a company shall be deemed to be a member of the company and, notwithstanding anything to the contrary in this Act or the memorandum or articles of the company, to have the same voting rights as the deceased member had immediately before his death by reason of his holding shares that on his death were transmitted to his personal representative by operation of law.

Amendment of principal Act, s. 144— Special resolutions.

109. Section 144 of the principal Act is amended—

(*a*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Notwithstanding the provisions of subsection (1) of this section if it is so agreed by a majority in number of the members having the right to attend and vote at the meeting, being a majority which together holds not less than ninety-five per centum in nominal value of the shares giving that right or, in the case of a company not having a share capital, together represents not less than ninety-five per centum of the total voting rights of all members having the right to attend and vote at the meeting, a resolution may be proposed and passed as a special resolution at a meeting of which less than twenty-one days' notice has been given.;

and

(*b*) by striking out paragraph (*b*) of subsection (4) and inserting in lieu thereof the following paragraph:—

(*b*) if no such provision is made by the articles, by three members so entitled, or by one member or two members so entitled, if that member holds or those two members together hold not less than ten per centum of the paid-up share capital of the company or, where the company does not have a share capital, if that member represents, or those two members together represent, not less than one-tenth of the total voting rights of all members having the right to attend and vote at the meeting.

Amendment of principal Act s. 146— Registration and copies of certain resolutions and agreements.

110. Section 146 of the principal Act is amended by striking out subsections (1) and (2) and inserting in lieu thereof the following subsections:—

(1) A printed copy of—

(*a*) every special resolution;

(*b*) each resolution or agreement which binds a class of shareholders, whether or not agreed to by all the members of that class;

and

(*c*) each document or resolution that attaches rights to shares (whether or not in substitution for other rights) and is not otherwise required to be lodged with the Commission under this Act,

shall, except where otherwise expressly provided by this Act, within one month after the passing or making thereof, be lodged by the company with the Commission.

(2) Where articles have not been registered a printed copy of every resolution, document or agreement to which this section applies shall be forwarded to any member at his request on payment of twenty-five cents or such less sum as the company directs.

Amendment of principal Act, s. 149— Inspection of minute books, etc.

111. Section 149 of the principal Act is amended by striking out subsections (1) and (2) and inserting in lieu thereof the following subsections:—

(1) The books containing the minutes of proceedings of any general meeting and of a meeting of the directors or of the managers (if any) of the company shall be kept by the company at the registered office or the principal place of business in the State of the company, and, in the case of the books containing the minutes of proceedings of general meetings, shall be open to the inspection of any member without charge.

(2) Any member shall be entitled to be furnished within seven days after he has made a request in writing in that behalf to the company with a copy of any minutes of a general meeting at a charge not exceeding twenty cents for every hundred words thereof.

Amendment of principal Act, s. 151— Register and index of members.

112. Section 151 of the principal Act is amended by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 152— Where register to be kept.

113. Section 152 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Every company shall within seven days after the register and index (if any) are first kept at a place other than the registered office lodge with the Commission notice of the place where the register and index (if any) are kept and shall within seven days after any change in the place at which the register and index (if any) are kept lodge with the Commission notice of the change.

Amendment of principal Act, s. 153— Inspection and closing of register.

114. Section 153 of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) Any member or other person may request the company to furnish him with a copy of the register, or of any part thereof, but only so far as it relates to names, addresses, number of shares held and amounts paid on shares, on payment in advance of twenty cents or such less sum as the company requires for every hundred words or fractional part thereof required to be copied and the company shall cause any copy so requested by any person to be sent to that person within a period of twenty-one days or within such further period as the Commission considers reasonable in the circumstances commencing on the day next after the day on which the request is received by the company.

Amendment of principal Act, s. 155— Power of court to rectify register.

115. Section 155 of the principal Act is amended—

(*a*) by striking out subsection (2);

and

(*b*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 156—Limitation of liability of trustee, etc., registered as owner of shares.

116. Section 156 of the principal Act is amended—

(*a*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) Except as provided in this section no notice of any trust expressed, implied or constructive shall be entered on the register or branch register kept in the State or be receivable by the Commission and no liabilities shall be affected by anything done in pursuance of subsection (1), subsection (2) or subsection (3) of this section and the corporation concerned shall not be affected with notice of any trust by anything so done.;

(*b*) by striking out from subsection (5) the passage "or a prescribed private company as defined in section 397";

and

(*c*) by striking out from subsection (5) the passage "or prescribed private company".

Amendment of principal Act, s. 157—Branch registers.

117. Section 157 of the principal Act is amended—

(*a*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) The company shall lodge with the Commission notice of the situation of the office where any branch register is kept and of any change in its situation, and if it is discontinued, of its discontinuance, and any such notice shall be lodged within one month after the opening of the office or of the change or discontinuance, as the case may be.;

and

(*b*) by striking out subsections (7) and (8) and inserting in lieu thereof the following subsections:—

(7) This section shall apply to all companies incorporated by or under any Act of the Parliament of the State.

(8) If by virtue of the law in force in any other country, State or Territory any corporation incorporated under that law keeps in the State a branch register of its members, the Commission may by order published in the *Gazette* declare that the provisions of this Act relating to inspection, place of keeping and rectification of registers of members shall, subject to any modifications specified in the order, apply to and in relation to any such branch register kept in the State as they apply to and in relation to the registers of companies under this Act and thereupon those provisions shall apply accordingly.

(9) If default is made in complying with this section the company and every officer of the company who is in default and every person who, pursuant to section 152 of this Act has arranged to make up the principal register, and who is in default shall be guilty of an offence against this Act.

Amendment of principal Act, s. 158—Annual return by a company having a share capital.

118. Section 158 of the principal Act is amended—

(*a*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out subsections (5) and (6) and inserting in lieu thereof the following subsections:—

(5) If a company fails to comply with this section the company and every officer of the company, who is in default shall be guilty of an offence against this Act.

Penalty: Two hundred dollars. Default penalty.

(6) A notice in force under this section as it existed before the enactment of the Companies Act Amendment Act, 1979, shall remain in force until the first day of July, 1979, and shall thereafter have no further force or effect.

Amendment of principal Act, s. 159— Annual return by a company not having share capital.

119. Section 159 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from paragraph (*c*) of subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 159a— Auditors' statement.

120. Section 159a of the principal Act is amended by striking out the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 160— Exemption of certain companies.

121. Section 160 of the principal Act is amended—

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

(*b*) keeps its principal share register at a place within five kilometres of the office of the Commission;;

and

(*b*) by striking out from subsection (2) the word "Governor" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 161— Interpretation.

122. Section 161 of the principal Act is amended—

(*a*) by inserting after the definition of "accounts" the following definition:—

"current liability", in relation to any accounts or group accounts, means a liability which would, in the ordinary course of events, be payable within twelve months after the end of the financial year to which the accounts or group accounts relate:;

and

(*b*) by inserting after the definition of "holding company" the following definitions:—

"non-current liability" means a liability that is not a current liability:

"the profit or loss" means—

(*a*) in relation to a corporation that—

(i) is not a holding company;

or

(ii) is a holding company for which group accounts are not required—

the profit or loss resulting from the operations of that corporation;

(*b*) in relation to a corporation that is a holding company for which group accounts are required —the profit or loss resulting from the operations of that corporation;

and

(*c*) in relation to a corporation referred to in paragraph (*b*) and its subsidiaries—the profit or loss resulting from the operations of the group of companies of which the corporation is the holding company:.

Repeal of s. 161aa of principal Act.

123. Section 161aa of the principal Act is repealed.

Amendment of principal Act, s. 161a— Accounts to be kept.

124. Section 161a of the principal Act is amended by striking out from subsection (6) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 161b— Financial years of grouped companies.

125. Section 161b of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*c*) by striking out from subsection (5) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*d*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) The Commission may request a registered company auditor to investigate and report to the Commission on the application.;

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

(8) The Commission may make an order granting or refusing the application or granting the application subject to such limitations, terms or conditions as the Commission thinks fit, and shall serve a copy of the order on the holding company.;

(*f*) by striking out the word "Board" wherever it occurs in subsections (9) and (10) and inserting in lieu thereof, in each case, the word "Court";

and

(*g*) by striking out the word "Registrar" wherever it occurs in subsections (9), (10), (11), (12), (13) and (14) and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 162— Profit and loss account, balance-sheet and group accounts.

126. Section 162 of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*b*) by striking out from subsection (8) the passage "or 165ab" and inserting in lieu thereof the passage "or 165b".

Amendment of principal Act, s. 162a— Director's reports.

127. Section 162a of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "(or in the case of a proprietary company that has only one director, by that director)";

(*b*) by striking out from paragraph (*l*) of subsection (1) the passage "will or may affect" and inserting in lieu thereof the passage "will or may substantially affect";

(*c*) by striking out from paragraph (*o*) of subsection (1) the passage "for the financial year in which the report is made" and inserting in lieu thereof the passage "for the next succeeding financial year";

and

(*d*) by striking out from subsection (2) the passage "(or in the case of a proprietary company that has only one director, by that director)".

Amendment of principal Act, s. 162c— Relief from requirements as to form and content of accounts and report.

128. Section 162c of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

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

(1a) Notice of an order under subsection (1) of this section shall be served on the company to which it relates.;

(*c*) by striking out from subsection (2) the passage "The Registrar may where he considers it appropriate" and inserting in lieu thereof the passage "The Commission may, where the Commission considers it appropriate";

(*d*) by striking out from subsection (2) the passage "Registrar thinks fit" and inserting in lieu thereof the passage "Commission thinks fit";

(*e*) by inserting after subsection (2) the following subsection:—

(2a) Notice of an order under subsection (2) of this section shall be published in the *Gazette*.;

(*f*) by striking out from subsection (3) the passage "The Registrar shall not make an order under subsection (1) or (2) unless he" and inserting in lieu thereof the passage "The Commission shall not make an order under subsection (1) or (2) of this section unless the Commission";

(*g*) by striking out from subsection (4) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word Commission";

(*h*) by inserting after subsection (4) the following subsection:—

(4a) The revocation or suspension under subsection (4) of this section of an order does not take effect until—

(*a*) in the case of an order under subsection (1) of this section—notice of the revocation or suspension is served on the company to which the order relates;

and

(*b*) in the case of an order under subsection (2) of this section—notice of the revocation or suspension is published in the *Gazette.;*

and

(*i*) by striking out subsections (5), (6), (7) and (8) and inserting in lieu thereof the following subsections:—

(5) In determining any application under subsection (1) of this section, in making an order under subsection (2) of this section, or in revoking or suspending the operation of any order made under this section the Commission shall take into account any views that the Commission knows to be held by the persons who in the other States and the Territories of the Commonwealth exercise under the corresponding laws of those States and Territories functions similar to those exercised by the Commission under this section.

(6) A person aggrieved by—

(*a*) an order under subsection (1) or (2) of this section;

(*b*) the revocation or suspension of the operation of such an order;

or

(*c*) the refusal of an application for an order or for revocation or suspension of the operation of an order,

may, within two months after the service or publication, as the case may be, of notice of the order or notice of the revocation or the suspension or after refusal, as the case may be, appeal to the Court and the Court may confirm, set aside or modify the order, or confirm or set aside the revocation, suspension or refusal and may make such further order as it thinks just.

129. Section 165 of the principal Act is amended— Amendment of principal Act, s. 165— Qualifications of auditors.

(*a*) by striking out from paragraph (*f*) of subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from paragraph (i) of subsection (2) the word "no" and inserting in lieu thereof the passage "except where the company is an exempt proprietary company, no".

Repeal of s. 165a of principal Act and enactment of section in its place.

130. Section 165a of the principal Act is repealed and the following section is enacted and inserted in its place:—

Unlimited exempt proprietary company need not appoint auditor in certain circumstances.

165a. (1) Notwithstanding the provisions of this Part, an exempt proprietary company that is an unlimited company is not required to appoint an auditor at an annual general meeting, whether that meeting is the first annual general meeting held after the company is incorporated as, or converts to, such a company or is a subsequent annual general meeting, if—

(*a*) at the date of the annual general meeting no member of the company is a person other than a natural person or an exempt proprietary company that is an unlimited company or a corporation that, under the law of another State or of a Territory of the Commonwealth, is an exempt proprietary company that is an unlimited company;

and

(*b*) not more than one month before the annual general meeting all the members of the company have agreed that it is not necessary for the company to appoint an auditor.

(2) The directors of an exempt proprietary company that is an unlimited company are not required to comply with subsection (1) of section 166 of this Act, if—

(*a*) all members of the company have agreed, on a date not later than fourteen days after the incorporation of the company, that it is not necessary for the company to appoint an auditor;

and

(*b*) between the date of the incorporation of the company and the date referred to in paragraph (*a*) of this subsection no member of the company is a person other than a natural person or an exempt proprietary company that is an unlimited company or a corporation that under the law of another State or a Territory of the Commonwealth is an exempt proprietary company that is an unlimited company.

(3) Where a company, by reason of the circumstances referred to in subsection (1) or (2) of this section, does not have an auditor, the secretary of the company shall record a minute to that effect in the book containing the minutes of proceedings of general meetings of the company.

(4) An exempt proprietary company that is an unlimited company and that at an annual general meeting did not appoint an auditor shall at the next annual general meeting of the company appoint an auditor unless the conditions referred to in subsection (1) of this section are satisfied.

(5) Within one month after—

(*a*) a company that by reason of the circumstances referred to in subsection (1) or (2) of this section does not have an auditor ceases to be an exempt proprietary company or ceases to be an unlimited company;

or

(*b*) a body corporate other than—

(*i*) an exempt proprietary company that is an unlimited company;

or

(ii) a corporation that under the law of another State or of a Territory of the Commonwealth is an exempt proprietary company that is an unlimited company,

becomes a member of an exempt proprietary company that by reason of the circumstances referred to in subsection (1) or (2) of this section does not have an auditor,

the directors of the company shall appoint (unless the company at a general meeting has appointed) a person or persons or a firm or firms or any combination thereof as auditor or auditors of the company.

(6) A person or firm appointed as auditor of a company under subsection (5) of this section shall, subject to this Division, hold office until the next annual general meeting of the company.

131. Sections 165ab and 165b of the principal Act are repealed and the following section is enacted and inserted in their place:— Repeal of ss. 165ab and 165b of principal Act and enactment of section in their place.

165b. (1) Notwithstanding the provisions of this Part, an exempt proprietary company that is not an unlimited company is not required to appoint an auditor at an annual general meeting, whether that meeting is the first annual general meeting held after the company is incorporated as, or becomes, such a company or is a subsequent annual general meeting, if, not more than one month before the annual general meeting, all the members of the company have agreed that it is not necessary for the company to appoint an auditor. Exempt proprietary company need not appoint auditor in certain circumstances.

(2) The directors of an exempt proprietary company that is not an unlimited company are not required to comply with subsection (1) of section 166 of this Act if all the members of the company have agreed, on a date not later than fourteen days after the incorporation of the company, that it is not necessary for the company to appoint an auditor.

(3) Where a company, by reason of the circumstances referred to in subsection (1) or (2) of this section, does not have an auditor, the secretary of the company shall record a minute to that effect in the book containing the minutes of proceedings of general meetings of the company.

(4) An exempt proprietary company that is not an unlimited company and that at an annual general meeting did not appoint an auditor shall at the next annual general meeting of the company appoint an auditor unless the conditions referred to in subsection (1) of this section are satisfied.

(5) Where, by reason of the circumstances referred to in subsection (1) or (2) of this section, accounts or group accounts of a company required to be laid before the company at its annual general meeting are not audited, there shall be included in, or attached to, the

annual return of the company for the financial year to which the accounts or group accounts relate a certificate signed by not less than two directors of the company stating whether—

(*a*) the company has, in respect of that financial year—

(i) kept such accounting records as correctly record and explain the transactions and financial position of the company;

(ii) kept its accounting records in such a manner as would enable true and fair accounts of the company to be prepared from time to time;

and

(iii) kept its accounting records in such a manner as would enable the accounts of the company to be conveniently and properly audited in accordance with this Act;

and

(*b*) the accounts and group accounts (if any) have been properly prepared by a competent person.

(6) Where—

(*a*) directors of a company state in a certificate in respect of a financial year of a company that—

(i) the company did not keep such accounting records as are required by this Act to be kept;

(ii) the accounting records of the company were not kept in the manner required by this Act;

or

(iii) the accounts of the company have not been prepared by a competent person;

or

(*b*) a director of the company has been convicted under subsection (2) of section 375 of this Act of an offence in relation to a certificate under subsection (5) of this section,

there shall be deemed to be a vacancy in the office of auditor of that company and subsection (5) of section 166 of this Act shall apply to that vacancy.

(7) Within one month after a company that by reason of the circumstances referred to in subsection (1) or (2) of this section does not have an auditor ceases to be an exempt proprietary company the directors of the company shall appoint (unless the company at a general meeting has appointed) a person or persons or a firm or firms or any combination thereof as auditor or auditors of the company.

(8) A person or firm appointed as auditor of a company under subsection (6) or (7) of this section shall, subject to this Division, hold office until the next annual general meeting of the company and subsection (1) of this section shall not apply to or in relation to that company.

132. Section 166 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 166 of principal Act and enactment of section in its place.

166. (1) Within one month after the date on which a company is incorporated, the directors of the company shall appoint (unless the company at a general meeting has appointed) a person or persons or a firm or firms or any combination thereof as auditor or auditors of the company. Appointment of auditors.

(2) A person or firm appointed as auditor of a company under subsection (1) of this section shall, subject to this Division, hold office until the first annual general meeting of the company.

(3) A company shall—

(*a*) at its first annual general meeting appoint a person or persons or a firm or firms or any combination thereof as auditor or auditors of the company;

and

(*b*) at each subsequent annual general meeting, if there is a vacancy in the office of auditor of the company, appoint a person or persons or a firm or firms or any combination thereof to fill the vacancy.

Penalty: One hundred dollars.

(4) A person or firm appointed as auditor under subsection (3) of this section shall hold office until death or removal or resignation from office in accordance with section 166b of this Act or until ceasing to be capable of acting as auditor by reason of subsection (1) or subsection (2) of section 165 of this Act.

(5) Within one month after a vacancy (other than a vacancy caused by the removal of an auditor from office) occurs in the office of auditor of the company, if there is no surviving or continuing auditor of the company, the directors shall, unless—

(*a*) the company at a general meeting has appointed a person or persons or a firm or firms or any combination thereof to fill the vacancy;

or

(*b*) where the company is an exempt proprietary company, all the members of the company have at an annual general meeting agreed that it is not necessary for the vacancy to be filled,

appoint a person or persons or a firm or firms or any combination thereof to fill the vacancy.

(6) While a vacancy in the office of auditor continues, the surviving or continuing auditor or auditors (if any) may act.

(7) A company or the directors of a company shall not appoint a person or firm as auditor of the company unless that person or firm has, before the appointment, consented by notice in writing given to the company or to the directors to act as auditor and has not withdrawn his or its consent by notice in writing given to the company or to the directors.

(8) A notice under subsection (7) of this section given by a firm shall be signed in the firm name and in his own name by a member of the firm who is a registered company auditor.

(9) If a company appoints a person or firm as auditor of a company in contravention of subsection (7) of this section the company and every officer of the company who is in default shall be guilty of an offence against this Act.

(10) Where an auditor of a company is removed from office at a general meeting in accordance with section 166b of this Act—

(*a*) the company may at that meeting (without adjournment) by a resolution passed by a majority of not less than three-fourths of such members of the company as, being entitled so to do, vote in person or, where proxies are allowed, by proxy, forthwith appoint as auditor a person or persons or a firm or firms or any combination thereof to whom or which has been sent a copy of the notice of nomination in accordance with subsection (3) of section 166a of this Act;

or

(*b*) if such a resolution is not passed or, by reason only that such a copy of the notice of nomination has not been sent to a person, could not be passed, the meeting may be adjourned to a date not earlier than twenty days and not later than thirty days after the day of the meeting and the company may, at the adjourned meeting, by ordinary resolution, appoint as auditor or auditors a person or persons or a firm or firms or any combination thereof, notice of whose nomination for appointment as auditor has been received by the company from a member of the company at least fourteen clear days before the date to which the meeting is adjourned.

(11) A company shall, forthwith after the removal of an auditor from office, give notice in writing to the Board of the removal.

(12) If after the removal from office of an auditor of a company the company fails to appoint another auditor under subsection (10) of this section the company shall, within seven days after the failure, notify the Board accordingly whereupon the Board shall, unless—

(*a*) there is another auditor of the company whom the Board believes to be able to carry out the responsibilities of auditor alone and who agrees to continue as auditor;

or

(*b*) where the company is an exempt proprietary company, all the members of the company have agreed at an annual general meeting that it is not necessary for another auditor to be appointed and the company has notified the Board of that agreement,

appoint as auditor or auditors of the company a person or persons or a firm or firms or any combination thereof who or which consents or consent to be so appointed.

(13) Subject to subsection (12) of this section, if a company does not appoint an auditor when required by this Act to do so, the Board

may, on the application in writing of any member of the company, appoint as auditor or auditors of the company a person or persons or a firm or firms or any combination thereof who or which consents or consent to be so appointed.

(14) A person or firm appointed as auditor of a company under subsection (5), (10), (12) or (13) of this section shall, subject to this Division, hold office until the next annual general meeting of the company.

(15) Notwithstanding subsection (4) of this section an auditor of a company that becomes a subsidiary of a corporation shall, unless he sooner vacates his office, retire at the annual general meeting of that subsidiary next held after it becomes such a subsidiary but, subject to this Division, shall be eligible for re-appointment.

(16) If a director of a company fails to take all reasonable steps to comply with or to secure compliance with subsection (1), (5) or (7) of this section he shall be guilty of an offence against this Act and liable to a penalty not exceeding one hundred dollars and, in the case of an offence against subsection (1) or (5) of this section, to a default penalty not exceeding ten dollars.

133. Section 166b of the principal Act is amended— Amendment of principal Act, s. 166b— Removal and resignation of auditor.

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

(5) An auditor of a company may, by notice in writing given to the company, resign his office as auditor of the company if—

(*a*) he has, by notice in writing given to the Board, applied for consent to his resignation and stated the reasons for his application and, at or about the same time as he gave the notice to the Board, notified the company in writing of his application to the Board;

and

(*b*) he has received the consent of the Board.;

(*b*) by striking out subsections (8), (9) and (10) and inserting in lieu thereof the following subsections:—

(8) A person aggrieved by the refusal of consent by the Board to the resignation of an auditor of a company may, within one month after the date of the refusal, appeal to the Court from the refusal, and thereupon the Court after giving the company an opportunity to be heard may confirm or reverse the refusal and may make such further order in the matter as to it seems proper.

(9) Subject to any order of the Court under subsection (8) and to subsection (10) of this section, the resignation of an auditor takes effect—

(*a*) on the date (if any) specified for the purpose in the notice of resignation;

(*b*) on the date on which the Board gives its consent to the resignation;

or

(*c*) on the date (if any) fixed by the Board for the purpose,

whichever last occurs.

(10) The resignation of an auditor of an exempt proprietary company does not require the consent of the Board under subsection (5) of this section and takes effect—

(*a*) on the date (if any) specified for the purpose in the notice of resignation;

or

(*b*) on the date on which notice is received by the company,

whichever is the later.;

and

(*c*) by striking out subsection (12) and inserting in lieu thereof the following subsection:—

(12) Within fourteen days after the receipt of a notice of resignation from an auditor of a company or, where an auditor of a company is removed from office, within fourteen days after the removal the company shall lodge a notice of the resignation or removal in the prescribed form with the Commission, and in the case of the resignation or removal from office of an auditor of a borrowing corporation, give a copy of the notice lodged with the Commission to the trustee for the holders of debentures of the borrowing corporation.

Penalty: One hundred dollars. Default penalty: Ten dollars.

Amendment of principal Act, s. 167— Powers and duties of auditors as to reports on accounts.

134. Section 167 of the principal Act is amended by striking out subsections (7), (8) and (9) and inserting in lieu thereof the following subsections:—

(7) An auditor of a company or his agent authorized by him in writing for the purpose is entitled to attend any general meeting of the company and to receive all notices of, and other communications relating to, any general meeting which a member is entitled to receive, and to be heard at any general meeting which he attends on any part of the business of the meeting which concerns the auditor in his capacity as auditor and is entitled so to be heard notwithstanding that he retires at that meeting or a resolution to remove him from office is passed at that meeting.

(8) If an auditor of a company becomes aware that the company or the directors have made default in complying with the provisions of section 136 of this Act or subsection (1), (3) or (4) of section 162 of this Act relating to the laying of accounts or group accounts before the annual general meeting of the company, the auditor shall immediately inform the Commission by notice in writing and, if accounts or group accounts have been prepared and audited, forward to the Commission a copy of the accounts or group accounts, and of his report thereon.

(9) Except in a case to which subsection (8) of this section applies, if an auditor, in the course of the performance of his duties as auditor of a company, is satisfied that—

(*a*) there has been a breach or non-observance of any of the provisions of this Act;

and

(*b*) the circumstances are such that in his opinion the matter has not been or will not be adequately dealt with by comment in his report on the accounts or group accounts or by bringing the matter to the notice of the directors of the company or, if the company is a subsidiary, of the directors of its holding company,

he shall forthwith report the matter in writing to the Commission.

(10) An officer or auditor of a corporation who refuses or fails without lawful excuse to allow an auditor of the corporation or of its holding company access, in accordance with this section, to any accounting records and other records (including registers) of the corporation in his custody or control, or to give any information or explanation as and when required under this section, or otherwise hinders, obstructs or delays an auditor in the performance of his duties or the exercise of his powers, is guilty of an offence against this Act.

Penalty: One hundred dollars. Default penalty: Ten dollars.

Repeal of s. 167b of principal Act and enactment of section in its place.

135. Section 167b of the principal Act is repealed and the following section is enacted and inserted in its place:—

Qualified privilege for auditors in respect of certain defamatory statements.

167b (1) An auditor has qualified privilege in respect of any defamatory matter published by him—

(*a*) in so far as the defamatory matter is so published in the course of, and relates to, the exercise or performance by the auditor of his functions or duties under this Act;

and

(*b*) in so far as the defamatory matter is so published in representations made by the auditor under subsection (3) of section 166b of this Act and relates to the exercise or performance by the auditor of his functions or duties under this Act.

(2) Subsection (1) of this section does not operate to prejudice or affect any qualified privilege—

(*a*) that an auditor has in respect of defamatory matter published by him where it is defamatory matter not referred to in that subsection or is published in circumstances not so referred to;

or

(*b*) that any other person has in respect of defamatory matter published by him, whether or not it is defamatory matter referred to in that subsection.

Amendment of principal Act, s. 167c—

Application of Part to certain corporations.

136. Section 167c of the principal Act is amended—

(*a*) by striking out from subsection (2) the word "or" secondly occurring and inserting in lieu thereof the word "of";

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

(5) Where, under a law of the Commonwealth relating to life insurance, a prescribed corporation is required to prepare accounts annually, the prescribed corporation and the

directors and auditors thereof shall not be deemed to have failed to comply with such of the provisions of this Part as are applicable to it or them by reason only—

(*a*) that no accounts are laid before the annual general meeting of the corporation other than accounts that—

(i) comply with the provisions of that law;

or

(ii) comply with such conditions as are specified by the Commission;

or

(*b*) that where accounts that comply with such conditions as are specified by the Commission are laid before the annual general meeting of the corporation, an auditor's report to the members on those accounts is not laid before the meeting.;

(*c*) by striking out from subparagraph (ii) of paragraph (*a*) of subsection (7) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*d*) by striking out from subsection (9) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 168— Interpretation and application.

137. Section 168 of the principal Act is amended—

(*a*) by striking out the word "and" between paragraphs (*a*) and (*b*) of the definition of "company" in subsection (1);

(*b*) by striking out from paragraph (*b*) of the definition of "company" in subsection (1) the word "Governor" and inserting in lieu thereof the word "Minister";

(*c*) by inserting after paragraph (*b*) of the definition of "company" in subsection (1) the following paragraph:—

and

(*c*) where the Minister has given his consent under section 172 of this Act in relation to a corporation, that corporation;;

and

(*d*) by inserting after subsection (2) the following subsection:—

(3) Where two or more inspectors have been appointed, whether by the same instrument or by different instruments, to investigate affairs of a company, each of those inspectors may exercise his powers or perform his functions under this Part independently of the other inspector or inspectors.

Amendment of principal Act, s. 169— Application for appointment of inspector.

138. Section 169 of the principal Act is amended by striking out subsections (3) and (4) and inserting in lieu thereof the following subsections:—

(3) Where an application is made under this section the applicants shall—

(*a*) furnish such information in connection with the application as the Minister requires to enable him to determine whether there are reasonable grounds for appointing an inspector;

and

(*b*) where the Minister so requires give security of such amount and in such manner as he determines for payment of the expenses of and incidental to the investigation.

(4) Where an application is made under this section the Minister shall, if he is satisfied that there are reasonable grounds for appointing an inspector and the applicants have complied with the provisions of this section, by instrument in writing appoint an inspector to investigate the affairs of the company to which the application relates or, if he is of the opinion that an investigation ought not to be made into all those affairs, into such of those affairs as he is satisfied ought to be investigated and specifies in the instrument.

139. Section 170 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 170 of principal Act and enactment of section in its place.

Appointment of inspector.

170. (1) Where it appears to the Minister that—

(*a*) it is desirable for the protection of the public or of members or creditors of a company or of holders of debentures of a company or of interests made available by a company;

(*b*) it is in the public interest because fraud or misfeasance or other misconduct by a person who is or has been concerned with affairs of a company is alleged;

or

(*c*) in any case it is in the public interest,

to appoint an inspector to investigate affairs of a company he may by instrument in writing appoint an inspector.

(2) Where—

(*a*) under a law of another State or of a Territory of the Commonwealth corresponding to this Part a person has been appointed to investigate affairs of a corporation or any necessary consent has been given for the investigation by such a person of affairs of a related corporation;

and

(*b*) the Minister is satisfied that in connection with that investigation it is expedient that an investigation be made into affairs of that corporation in the State,

the Minister may by instrument in writing appoint that person an inspector to investigate affairs of the corporation in the State or, if he is of the opinion that an investigation ought not to be made into all those affairs, into such of those affairs as he is satisfied ought to be investigated and specifies in the instrument.

(3) The Minister may, by instrument in writing, declare that a specified person whom he could appoint under subsection (2) of this section to investigate affairs of a specified corporation in the State shall have, in relation to the investigation of affairs of the corporation and subject to such terms and conditions as are specified in the instrument, such of the powers of an inspector appointed under subsection (1) of this section as are specified in the instrument, and the person so specified shall thereupon have the powers so specified, subject to the terms and conditions so specified, as if—

(*a*) the corporation were a company within the meaning of subsection (1) of section 168 of this Act;

and

(*b*) that person had been appointed an inspector under this section.

Repeal of s. 171 of principal Act and enactment of section in its place.

140. Section 171 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Conditions, etc., of appointment of inspector.

171. (1) The Minister shall, in the instrument appointing an inspector, specify full particulars of the appointment including—

(*a*) the matters into which the investigation is to be made being all the affairs or particular affairs of a company;

and

(*b*) the terms and conditions (if any) to which the appointment is subject.

(1a) The Minister—

(*a*) may, in the instrument appointing an inspector, specify the period in respect of which the investigation is to be made;

and

(*b*) may, at any time by notice in writing given to an inspector, vary particulars specified in the instrument of appointment, being particulars referred to in paragraph (*a*) or paragraph (*b*) of subsection (1) of this section or may vary the period in respect of which the investigation is to be made.

(2) The Minister may by notice in writing given to an inspector terminate his appointment at any time.

(3) Notice of the appointment, and notice of the termination of the appointment, of an inspector shall be published in the *Gazette*.

Enactment of s. 171a of principal Act.

141. The following section is enacted and inserted in the principal Act after section 171 thereof:—

Appointment of Commission as inspector.

171a (1) Nothing in this or any other Act prevents the appointment of the Commission as an inspector and, where the Commission is so appointed, any reference in this Act that includes an inspector includes the Commission.

(2) Paragraph (*a*) of subsection (1) of section 177 of this Act in its application to the Commission, as an inspector, shall be deemed to be amended by omitting the passage ", the power to administer an oath and the power to examine on oath".

Amendment of principal Act, s. 172— Investigation of affairs of related corporation.

142. Section 172 of the principal Act is amended by striking out the word "Governor" and inserting in lieu thereof the word "Minister".

Amendment of principal Act, s. 175— Officer failing to comply with requirement of this Part.

143. Section 175 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "certify the failure by writing under his hand to the Court" and inserting in lieu thereof the passage "apply to the Court for an order under subsection (2) of this section";

and

(*b*) by striking out from subsection (2) the passage "Where an inspector gives a certificate under subsection (1)" and inserting in lieu thereof the passage "Where an inspector applies to the Court under subsection (1) of this section".

Amendment of principal Act, s. 176— Notes of examination.

144. Section 176 of the principal Act is amended by striking out from subsection (6) the passage "institution of" and inserting in lieu thereof the passage "institution or preparation of".

Repeal of s. 178 of principal Act and enactment of section in its place.

145. Section 178 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Reports by inspectors, etc.

178. (1) An inspector may, and if so directed by the Minister shall, make interim reports to the Minister and on the completion or termination of the investigation the inspector shall report his opinion on or in relation to the affairs of the company or companies which he has investigated, together with the facts upon which his opinion is based, to the Minister.

(1a) An inspector may, when making a report under this section, give to the Minister any books of which he has taken possession under subsection (4) of section 173 of this Act and the Minister—

(*a*) may retain the books for such period as he considers to be necessary to enable a decision to be made as to whether or not any legal proceedings ought to be instituted as a result of the investigation;

(*b*) may retain the books for such further period as he considers to be necessary to enable any such proceedings to be instituted and prosecuted;

(*c*) may permit other persons to inspect the books while they are in his possession;

(*d*) may permit the use of the books for the purposes of any legal proceeding instituted as a result of the investigation; and

(*e*) shall permit a person who would be entitled to inspect any one or more of the books if they were not in the possession of the Minister to inspect at all reasonable times such of the books as that person would be so entitled to inspect.

(2) Subject to subsection (3) of this section, a copy of a final report shall, and a copy of the whole or any part of an interim report may, if the Minister thinks fit, be forwarded by the Minister to the registered office, in the place of its incorporation, of the company to which the report relates, and a further copy of any report so forwarded shall, at the request of an applicant under section 169 of this Act, be delivered to him.

(3) The Minister is not bound to furnish a company or any other person with a copy of any part of a report by an inspector or with a complete copy of such a report, if the Minister is of opinion that there is good reason for not divulging the contents of the report or of parts of the report.

(4) The Minister may, if he is of the opinion that it is in the public interest so to do, cause the whole or any part of the report to be printed and published.

(5) Where an inspector has caused notes of an examination under this Part to be forwarded to the Minister with the report to which they relate, a copy of the notes may, subject to section 176 of this Act, be supplied to such persons and upon such conditions as the Minister thinks fit.

(6) If from a report under this section, or from the notes of an examination under this Part, the Minister is of the opinion that an offence may have been committed by a person and that a prosecution ought to be instituted, the Minister shall cause a prosecution to be instituted and prosecuted.

(7) Where the Minister has formed the opinion referred to in subsection (6) of this section he may, by notice in writing given before or after the institution of a prosecution in accordance with that subsection, require an officer of the company of which affairs were investigated (not being an officer who is, or, in the opinion of the Minister, is likley to be, a defendant in the proceedings) to give all assistance in connection with the prosecution or proposed prosecution that he is reasonably able to give.

(8) Where a person to whom a notice has been given under subsection (7) of this section fails to comply with a requirement specified in the notice the Court may, on the application of the Minister, direct that person to comply with the requirement.

(9) If from a report of an inspector made under this section, or from the notes of an examination under this Part, the Minister is of the opinion that proceedings ought in the public interest to be brought by a company, affairs of which were investigated by the inspector, for the recovery of damages in respect of fraud, misfeasance or other misconduct in connection with affairs of the company or for the recovery of property of the company the Minister may cause proceedings to be instituted accordingly in the name of the company.

(10) A copy of a report of an inspector purporting to be certified as such a report by the Minister is admissable in legal proceedings as evidence of the inspector's report of his opinion for the purposes of paragraph (*g*) of subsection (1) of section 222 of this Act.

(11) The court before which legal proceedings are brought against a company or other person for or in respect of matters dealt with in a report under this Part may order that a copy of the report be given to that company or person.

(12) Nothing in this section operates to diminish the protection afforded to witnesses by the Evidence Act, 1929-1978.

146. Section 179 of the principal Act is amended by striking out subsections (2), (3) and (4) and inserting in lieu thereof the following subsections:— Amendment of principal Act, s. 179— Cost of investigation.

(2) Where the Minister is of the opinion that the whole or any part of the expenses of and incidental to an investigation into affairs of a company under this Part (including the expenses incurred and payable by the Minister in any proceedings brought by him in the name of a company) should be paid by the company, the Minister may apply to the court for an order directing that the expenses or part thereof be so paid, or, if they have been paid under subsection (1) of this section, that the company reimburse the Crown or, in either case, that the company reimburse the Crown in respect of the remuneration of any servant of the Crown concerned with the investigation, and the court may make such order with respect to the application or its subject matter as it thinks fit.

(3) An order under subsection (2) of this section may specify the amount of the expenses to be paid or reimbursed and the time or times and the manner in which the payment or reimbursement of the expenses shall be made.

(4) Where an order has been made by the Court under subsection (2) of this section, the company named in the order, to the extent therein specified, is liable to pay expenses or reimburse the Crown.

(5) Any amount for which a company is liable pursuant to an order under subsection (2) of this section may be recovered as a debt due to the Crown in a court of competent jurisdiction.

(6) An inspector may include in his report a recommendation whether an application or applications under subsections (2) or (7) of this section should be made.

(7) An application referred to in subsection (8) of this section may be made to a court by or on behalf of the Minister—

(*a*) in the course of proceedings in that court instituted in the name of a company under subsection (9) of section 178 of this Act;

or

(*b*) upon, or within fourteen days after, a conviction by the court in proceedings certified by the Minister, for the purposes of the application, to have been instituted as a result of an investigation under this Part of affairs of a specified company,

and that court may make such order with respect to the application or its subject-matter as it thinks fit.

(8) The application that may be made under subsection (7) of this section is an application for the same order against a specified person (being, where the application is made under paragraph (*a*) of that subsection, a party to the proceedings or being, where the application is made under paragraph (*b*) of that subsection, the person the subject of the conviction) as the Court is empowered by subsection (2) of this section to make—

(*a*) in the case of an application under paragraph (*a*) of subsection (7) of this section—against the company in whose name the proceedings were instituted;

or

(*b*) in the case of an application under paragraph (*b*) of subsection (7) of this section—against the company referred to in the Minister's certificate.

(9) The provisions of subsections (3), (4) and (5) of this section apply, with such modifications as may be necessary, to and in relation to an order made pursuant to an application under subsection (7) of this section as if that order were an order made under subsection (2) of this section.

(10) Where—

(*a*) an inspector was appointed in pursuance of an application under subsection (1) of section 169 of this Act;

(*b*) the applicants have given security in accordance with subsection (3) of section 169 of this Act;

and

(*c*) the company fails to comply with an order under subsection (2) of this section,

the security shall in the discretion of the Minister be forfeited or, if the amount that the company has failed to pay in pursuance of the order is less than the amount of the security, a part of the security equal to the amount ordered to be paid shall be forfeited.

Amendment of principal Act, s. 179b—Orders may be made by Minister.

147. Section 179b of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "and it appears to the Governor" and inserting in lieu thereof the passage "and it appears to the Minister";

(*b*) by striking out from subsection (1) the passage "the Governor may by proclamation" and inserting lieu thereof the passage "the Minister may by order published in the *Gazette*";

(*c*) by striking out from subsection (2) the passage "The Governor may by proclamation" and inserting in lieu thereof the passage "The Minister may, by order published in the *Gazette*,".

and

(*d*) by striking out subsections (3), (4), (5) and (6) and inserting in lieu thereof the following subsections:—

(3) A copy of an order under subsection (1) of this section and of any order by which it is rescinded, revoked, altered or varied shall be served on the company to which it refers.

(4) Where an order made under subsection (1) of this section is in force a person aggrieved by the order may apply to the Court for revocation or variation of the order and the Court may if it is satisfied that it is reasonable to do so revoke or vary the order and any order by which it has been varied.

(5) A person who contravenes or fails to comply with an order under subsection (1) of this section is guilty of an offence against this Act.

Penalty: One thousand dollars. Default penalty: Two hundred dollars.

(6) Where an offence under subsection (5) of this section is committed by a company, every officer (as defined in subsection (1) of section 5 of this Act) of the company who is in default is guilty of an offence against this Act.

Penalty: One thousand dollars. Default penalty: Two hundred dollars.

148. Section 180 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 180 of principal Act and enactment of section in its place.

180. (1) Where a report of an investigation under this Part has been made by an inspector application may be made to the Court by the Minister— Application for winding up.

(*a*) if the company the subject of the report is incorporated under this Act or any corresponding previous enactment, for the winding up of the company;

or

(*b*) if the company the subject of the report is a foreign company, for the winding up of the company so far as its assets in the State are concerned.

(2) Upon the making of the application, the provisions of this Act shall, with such adaptations as are necessary, apply as if—

(*a*) in the case of a company not being a foreign company—proceedings in the Court for winding up had been commenced by the company;

and

(*b*) in the case of a foreign company—proceedings for an order for the affairs of the company so far as assets in the State are concerned to be wound up in the State had been commenced in the Court by a creditor or contributory of the company upon the liquidation of the company in the place in which it is incorporated.

(3) Where, in the case of a foreign company on an application under subsection (1) of this section an order is made for the company so far as its assets in the State are concerned to be wound up within the State, the company shall not carry on business or establish or keep a place of business in the State.

(4) At the time of making an application under subsection (1) of this section the Minister shall cause notice of the application to be served on the company.

149. Section 180aa of the principal Act is repealed. Repeal of s. 180aa of principal Act.

Amendment of principal Act, s. 180a— Interpretation.

150. Section 180a of the principal Act is amended—

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

(*a*) shares in which that person has a relevant interest;

and

(*b*) shares in which an associate of that person has a relevant interest.;

and

(*b*) by striking out from subparagraph (ii) of paragraph (*a*) of subsection (7) the word "substantially".

Amendment of principal Act, s. 180b— Application of Part.

151. Section 180b of the principal Act is amended by striking out from subsection (1) the word "corporate" and inserting in lieu thereof the passage "corporate or unincorporate".

Amendment of principal Act, s. 180c— Take-over offers.

152. Section 180c of the principal Act is amended—

(*a*) by striking out from paragraph (*c*) of subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from paragraph (*c*) of subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 180d— Formula for calculating voting power.

153. Section 180d of the principal Act is amended by striking out from paragraph (*b*) of subsection (2) the passage "an interest" and inserting in lieu thereof the passage "a relevant interest".

Amendment of principal Act, s. 180g— Statement by offeree company.

154. Section 180g of the principal Act is amended by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 180h— Notice to offeree company.

155. Section 180h of the principal Act is amended by striking out from paragraph (*b*) of subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 180j— Liability for misstatements in Part A statements.

156. Section 180j of the principal Act is amended—

(*a*) by striking out subsections (1), (2) and (3) and inserting in lieu thereof the following subsections:—

(1) Where—

(*a*) there is, in a statement that purports to be a Part A statement given under section 180c of this Act, matter that is false in a material particular or materially misleading in the form and context in which it appears;

or

(*b*) there is an omission of material matter from such a statement,

a person to whom this subsection applies is, subject to this section, guilty of an offence against this Act.

Penalty: Two thousand dollars or imprisonment for one year, or both.

(1a) Where—

(*a*) there is, in a statement that purports to be a Part B statement given under section 180g of this Act, matter that is false in a material particular or materially misleading in the form and context in which it appears;

or

(*b*) there is an omission of material matter from such a statement,

a person to whom this subsection applies is, subject to this section, guilty of an offence against this Act.

Penalty: Two thousand dollars or imprisonment for one year, or both.

(2) A person to whom subsection (1) or (1a) of this section applies is, in the circumstances referred to in subsection (1) or (1a) of this section, whether he has been convicted of an offence under that subsection or not, liable, subject to this section, to pay compensation to a person who accepts a take-over offer on the faith of the contents of the statement, for any loss or damage sustained by reason of the false or misleading matter or by reason of the omission.

(3) The persons to whom subsection (1) of this section applies are—

(*a*) the offeror;

(*b*) where the offeror is or includes a corporation, a person who was a director of that corporation at the time the statement was given, not being—

(i) a director who was not present at the meeting at which the resolution authorizing the signing of the statement was agreed to;

or

(ii) a director who voted against that resolution;

and

(*c*) subject to subsection (4) of this section, a person a notice of whose consent to the inclusion in the statement of a report made by him has been given to the offeree company under paragraph (*b*) of subsection (1) or under paragraph (*b*) of subsection (3) of section 180c of this Act.

(3a) The persons to whom subsection (1a) of this section applies are—

(*a*) the offeree company;

and

(*b*) a person who was a director of the offeree company at the time when the statement was given, not being a director who was not present at the meeting at which the resolution authorizing the signing of the statement was agreed to or a director who voted against that resolution.;

and

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

(5) It is a defence to a prosecution of a person for an offence under subsection (1) or (1a) of this section if the person proves—

(*a*) that, when the statement was given, he—

(i) believed on reasonable grounds that the false matter was true;

(ii) believed on reasonable grounds that the misleading matter was not misleading;

(iii) in the case of an omission, believed on reasonable grounds that no material matter had been omitted;

or

(iv) in the case of an omission, did not know that the omitted matter was material;

and

(*b*) that—

(i) on the date of the complaint or summons, he so believed or did not so know;

or

(ii) before that date, he ceased so to believe or came to know that the omitted matter was material, and forthwith gave reasonable public notice containing such matters as were necessary to correct the false or misleading statement or the omission.

Amendment of principal Act, s. 180l—Variation of take-over offers.

157. Section 180l of the principal Act is amended by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 180r—Orders to protect rights under take-over schemes.

158. Section 180r of the principal Act is amended by striking out from subsection (1) the word "Minister" and inserting in lieu thereof the word "Commission".

159. Section 180u of the principal Act is amended— Amendment of principal Act, s. 180u— Regulations may be made with respect to certain matters.

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

(1) The regulations may amend the Tenth Schedule, either by omitting or altering any requirement set out in that Schedule or by adding additional requirements, and the Tenth Schedule, as so amended, shall be the Tenth Schedule to this Act.;

and

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

160. Section 180w of the principal Act is amended— Amendment of principal Act, s. 180w— Offences.

(*a*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) The penalty for an offence against this Act arising under this section is a fine not exceeding two thousand dollars or imprisonment for a period not exceeding six months, or both.;

and

(*b*) by inserting after subsection (5) the following subsection:—

(6) The provisions of this section do not apply in relation to section 180j of this Act.

161. Section 180x of the principal Act is amended by striking out from subsection (3) the passage "(disregarding any extension under subsection (3) of section 180l of the period during which the take-over offer remains open)" and inserting in lieu thereof the following passage "(any variation under subsection (3) of section 180l being disregarded)". Amendment of principal Act, s. 180x— Acquisition of shares of shareholders dissenting from a take-over scheme.

162. Sections 180z and 180za of the principal Act are repealed. Repeal of ss. 180z and 180za of principal Act.

163. Section 181 of the principal Act is amended— Amendment of principal Act, s. 181— Power to compromise with creditors and members.

(*a*) by striking out from subsection (1) the passage "in a summary way";

(*b*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*c*) by striking out from subsection (9) the passage "in a summary way".

164. Section 183 of the principal Act is amended by striking out subsections (3) and (4) and inserting in lieu thereof the following subsections:— Amendment of principal Act, s. 183— Provisions for facilitating reconstruction and amalgamation of companies.

(3) Where an order is made under this section, every company to which the order relates shall, within fourteen days after the making of the order, lodge with the Commission an office copy of the order.

(4) Notwithstanding the provisions of subsection (2) of this section the order so far as it relates to land shall not take effect until it is registered in the office of the Registrar-General and—

(*a*) in the case of land subject to the provisions of the Real Property Act, 1886-1975, until the Registrar-General has made in the Register Book such notations as are necessary to give effect to the order;

or

(*b*) in the case of land subject to the provisions of any Act relating to Crown lands, until either—

(i) an appropriate transfer is registered so that the land is transferred as provided by the order;

or

(ii) an entry of the vesting is made in the appropriate register kept under the Act to which the land is subject,

and, where an entry is made as provided in subparagraph (ii) of paragraph (*b*) of this subsection, the entry has the same effect as if the land were transferred.

Amendment of principal Act, s. 186— Remedy in cases of oppression.

165. Section 186 of the principal Act is amended—

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

(3) Where an order that the company be wound up is made pursuant to paragraph (*a*) of subsection (2) of this section the provisions of this Act relating to winding up of a company shall, with such adaptations as are necessary, apply as if the order had been made in proceedings in the Court commenced by the company.;

and

(*b*) by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s.189— Power of Court to fix remuneration of receivers or managers.

166. Section 189 of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "The power of the Court shall—" and inserting in lieu thereof the passage "The power of the Court shall, where no previous order has been made with respect thereto—";

and

(*b*) by striking out from paragraph (*a*) of subsection (2) the passage "where no previous order has been made with respect thereto,".

Amendment of principal Act, s. 191— Notification of appointment of receiver.

167. Section 191 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "notice in the prescribed form of the fact with the Registrar" and inserting in lieu thereof the passage "notice of the fact with the Commission";

and

(*b*) by striking out from subsection (2) the passage "lodge with the Registrar notice in the prescribed form" and inserting in lieu thereof the passage "lodge with the Commission notice".

Amendment of principal Act, s. 193—Provision as to information where receiver or manager appointed.

168. Section 193 of the principal Act is amended by striking out from subparagraph (i) of paragraph (*c*) of subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 194—Special provisions as to statement submitted to receiver.

169. Section 194 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Except to the extent that the Court otherwise directs, the statement shall be submitted by, and be verified by statutory declaration of, one or more of the persons who were at the date of the receiver's appointment the directors of the company and by the person who was at that date the secretary of the company, or by such of the persons hereafter in this subsection mentioned as the receiver may require to submit and verify the statement, that is to say—

(*a*) persons who are or have been officers;

(*b*) persons who have taken part in the formation of the company at any time within one year before the date of the receiver's appointment;

(*c*) persons who are in the employment of the company, or have been in the employment of the company within that year, and are in the opinion of the receiver capable of giving the information required;

(*d*) persons who are or have been within that year officers of or in the employment of a corporation which is, or within that year was, an officer of the company to which the statement relates.

Repeal of s. 195 of principal Act and enactment of section in its place.

170. Section 195 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Lodging of accounts of receivers and managers.

195. (1) Every receiver or manager of the property of a company or of the property within the State of any other corporation shall—

(*a*) within one month after the expiration of the period of six months from the date of his appointment and of every subsequent period of six months and within one month after he ceases to act as receiver or manager, lodge with the Commission an account in the prescribed form showing—

(i) his receipts and his payments during each period of six months, or, where he ceases to act as receiver or manager, during the period from the end of the period to which the last preceding account related or from the date of his appointment, as the case may be, up to the date of his so ceasing;

(ii) the aggregate amount of those receipts and payments during all preceding periods since his appointment;

and

(iii) where he has been appointed pursuant to the powers contained in any instrument, the amount owing under that instrument at the time of his appointment, in the case of the first account, and at the expiration of every six months after his appointment and where he has ceased to act as receiver or manager at the date of his so ceasing and his estimate of the total value of all assets of the company or other corporation which are subject to that instrument;

and

(*b*) before lodging such account, verify by statutory declaration all accounts and statements referred to therein.

(1a) Notwithstanding the provisions of subsection (1) of this section, the accounts referred to in that subsection may be lodged within such times as may be prescribed in lieu of the times specified in that subsection but so that accounts are lodged at least twice a year.

(2) The Commission may of its own motion or on the application of the company or other corporation or a creditor cause the accounts to be audited by a registered company auditor appointed by the Commission and for the purpose of the audit the receiver or manager shall furnish the auditor with such vouchers and information as he requires and the auditor may at any time require the production of and inspect any books of account kept by the receiver or manager or any documents or other records relating thereto.

(3) Where the Commission causes the accounts to be audited upon the request of the company or other corporation or a creditor the Commission may require the applicant to give security for the payment of the cost of the audit.

(4) Every receiver or manager who makes default in complying with the provisions of this section shall be guilty of an offence against this Act.

Penalty: One hundred dollars. Default penalty.

Amendment of principal Act, s.196— Payments of certain debts out of assets subject to floating charge in priority to claims under charge.

171. Section 196 of the principal Act is amended—

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

(1a) The receiver shall, within one month of his appointment, call a meeting of employees entitled to priority by virtue of this section—

(*a*) to inform them of their rights relating to payment of debts owed to them;

and

(*b*) as far as he is able, to inform them of the time at which payments in respect of those debts are likely to be made.;

and

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) For the purposes of this section—

(*a*) "employee" includes a former employee;

(*b*) "floating charge" includes a floating charge within the meaning of section 292 of this Act;

and

(*c*) the periods of time mentioned in section 292 of this Act shall be reckoned from the date of the appointment of the receiver or of possession being taken, as the case may be.

Repeal of s. 198a of principal Act.

172. Section 198a of the principal Act is repealed.

Amendment of principal Act, s. 199—

173. Section 199 of the principal Act is amended—

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

Power of company to call meeting of creditors to appoint official manager.

(1) Where it is resolved by the majority of the directors of a company present at a meeting of the directors specially called for that purpose that the company is unable to pay its debts as and when they become due and payable, the company may, and, where the company is so requested in writing by a creditor of the company who has a judgment against the company unsatisfied to the extent of not less than five hundred dollars the company shall, by giving notice thereof in accordance with subsection (9) of this section, within forty-two days of the passing of the resolution of the directors or the receipt by the company of the request by the judgment creditor or, where in the opinion of the Commission the company would not be able properly to comply with the requirements of this section, within such further period as the Commission allows, call a meeting of its creditors for the purpose of placing the company under official management and appointing an official manager of the company.;

(*b*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) Each director of the company shall furnish to the company a certificate under his hand certifying whether the statement of affairs does or does not, to the best of his knowledge, information and belief, give a true and fair view of the state of affairs of the company as at the date to which it is made up and, subject to subsection (7) of this section, a company shall be deemed not to have prepared a statement of its affairs in accordance with subsection (3) of this section unless each director has furnished to the company such a certificate.;

(*c*) by striking out from subsection (7) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*d*) by striking out from subsection (15) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 202— Power of creditors to place company under official management.

174. Section 202 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from subsection (6) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 202b— Notice of appointment and address of official manager.

175. Section 202b of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 203a— Six-monthly meetings of creditors and members.

176. Section 203a of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*c*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) The official manager shall—

(*a*) give written notice that the statement referred to in subsection (1) of this section has been prepared to every creditor and member of the company when next forwarding any report, notice of meeting, notice of call or dividend relating to the company;

and

(*b*) in the notice inform creditors and members of the company at what address and between what hours the statement may be inspected.;

and

(*d*) by striking out from subsections (7) and (8) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s.203b— Stay of proceedings.

177. Section 203b of the principal Act is amended by inserting at the end of subsection (1) the passage "until the company ceases to be under official management".

Amendment of principal Act, s. 203c— Power to extend period of official management.

178. Section 203c of the principal Act is amended—

(*a*) by striking out from subsection (2) the passage "or earlier terminated" and inserting in lieu thereof the passage "or is sooner terminated";

and

(*b*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 204—Termination of appointment of official manager.

179. Section 204 of the principal Act is amended by striking out paragraph (*c*) of subsection (2) and the word "or" immediately preceding that paragraph and inserting in lieu thereof the following paragraphs:—

(*c*) having been appointed official manager by an order of the Court under subsection (4) of section 202 of this Act he ceases to be a registered company auditor;

or

(*d*) having been appointed official manager he becomes the auditor of the company.

Amendment of principal Act, s. 206—Duties of official manager.

180. Section 206 of the principal Act is amended by striking out from subsection (9) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 208—Application and disposal of assets during official management.

181. Section 208 of the principal Act is amended by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) The official manager may with the leave of the Court sell or otherwise dispose of or mortgage or charge any assets of the company.

Amendment of principal Act, s. 211a—Lodgement of office copy of court order.

182. Section 211a of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 212—Release of official manager.

183. Section 212 of the principal Act is amended—

(*a*) by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by inserting after subsection (5) the following subsection:—

(5a) If the meeting is not held on the day for which it is called under subsection (2) of this section, the person who was official manager shall, within seven days after that day, lodge with the Commission—

(*a*) a notice that the meeting was not held on that day;

and

(*b*) a copy of the report prepared under subsection (1) of this section.

Penalty: One hundred dollars. Default penalty.;

(*c*) by striking out subsection (8a);

and

(*d*) by striking out subsections (9), (10) and (11) and inserting in lieu thereof the following subsections:—

(9) If the report referred to in subsection (1) of this section and the explanations thereof are not, within two months after notice of the meeting has been given under subsection (3) of this section to creditors of the company, adopted by a meeting of creditors the person who was official manager may apply to the Court for an order of release.

(10) The Court may grant or refuse the application and may direct that court costs incurred by the person who was official manager in connection with his application for release following his ceasing to be official manager shall be part of the costs of the official management and deemed to have been incurred during the period of the official management and the order, if granted, shall have effect as if the report and explanations had been adopted by a meeting of creditors of the company.

(11) Where the Court grants an application under subsection (10) of this section, the person who was the official manager shall lodge with the Commission an office copy of the order within seven days of the passing and entering of the order.

Penalty: One hundred dollars. Default penalty.

Amendment of principal Act, s. 213— Documents of company under official management.

184. Section 213 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) If default is made in complying with subsection (1) of this section, the company and every officer of the company who is in default shall be guilty of an offence against this Act.

Penalty: One hundred dollars.

Amendment of principal Act, s. 214— Functions of committee of management and appointment of deputy official manager.

185. Section 214 of the principal Act is amended by striking out from subsections (3) and (3a) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 218— Liability as contributories of present and past members.

186. Section 218 of the principal Act is amended—

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

(*aa*) where the company is a limited company and became a limited company by virtue of a change of status pursuant to paragraph (*a*) of subsection (1) of section 25 of this Act, a past member of the company who was a member thereof at the time of the change of status shall, if the winding up commences within the period of three years after the change of status—

(i) be liable notwithstanding paragraph (*a*) of this section to contribute in respect of debts and liabilities contracted before the change of status;

and

(ii) if no person who was a member of the company at the time of the change of status is a member at the commencement of the winding up, be liable so to contribute, notwithstanding paragraphs (*a*) and (*c*) of this subsection, and whether or not the existing members have satisfied the contributions required to be made by them in pursuance of this Act; ;

(*b*) by striking out from paragraph (*e*) of subsection (1) the passage "subject to subsection (4) of this section" and inserting in lieu thereof the passage "subject to subsection (2) of this section";

(*c*) by striking out from paragraph (*eb*) of subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*d*) by striking out subsections (2), (3) and (4) and inserting in lieu thereof the following subsection:—

(2) On the winding up of a company limited both by shares and guarantee every member shall be liable, in addition to the amount undertaken to be contributed by him to the assets of the company in the event of its being wound up, to contribute to the extent of any sums unpaid on any shares held by him.

Amendment of principal Act, s. 221—

Application for winding up.

187. Section 221 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "on the petition of" and inserting in lieu thereof the passage "on the application of";

(*b*) by striking out from paragraph (*a*) of subsection (2) the passage "present the petition" and inserting in lieu thereof the passage "commence proceedings for winding up";

(*c*) by striking out from subparagraph (i) of paragraph (*a*) of subsection (2) the passage "or a private company" wherever it occurs;

(*d*) by striking out from subparagraph (ii) of paragraph (*a*) of subsection (2) the passage "presentation of the petition" and inserting in lieu thereof the passage "commencement of the proceedings";

(*e*) by striking out paragraph (*b*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*b*) proceedings for winding up on the ground of default in lodging the statutory report or in holding the statutory meeting shall not be commenced by any person except a contributory nor before the expiration of fourteen days after the last day on which the meeting ought to have been held;

(*f*) by striking out from paragraph (*c*) of subsection (2) the passage "the petition if presented" and inserting in lieu thereof the passage "the proceedings if commenced";

and

(*g*) by striking out paragraph (*d*) of subsection (2) and the word "and" immediately preceding that paragraph.

Amendment of principal Act, s. 222— Circumstances in which company may be wound up by the Court.

188. Section 222 of the principal Act is amended—

(*a*) by striking out from paragraph (*d*) of subsection (1) the passage "or a private company" wherever it occurs;

and

(*b*) by striking out from paragraph (*a*) of subsection (2) the passage "by leaving at the registered office" and inserting in lieu thereof the passage "by leaving at the registered office or by delivering to the secretary or a director of the company or by otherwise serving on the company, in such manner as the Court approves or directs,"

Repeal of s. 223 of principal Act and enactment of section in its place.

189. Section 223 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Commencement of winding up by the Court.

223. (1) Where before the commencement of the proceedings a resolution has been passed by the company for voluntary winding up, the winding up of the company shall be deemed to have commenced at the time of the passing of the resolution, and, unless the Court on proof of fraud or mistake thinks fit otherwise to direct, all proceedings taken in the voluntary winding up shall be deemed to have been validly taken.

(2) In any other case the winding up shall be deemed to have commenced at the time of the commencement of the proceedings for the winding up.

(3) At the time of the commencement, withdrawal or dismissal of proceedings for a winding up the Court shall lodge with the Commission notice, in the prescribed form, of the commencement, withdrawal or dismissal of the proceedings.

Repeal of s. 224 of principal Act and enactment of section in its place.

190. Section 224 of the principal Act is repealed and the following section is enacted and inserted in its place:—

As to payment of preliminary costs, etc., by applicant (other than company or liquidator).

224. (1) The persons, other than the company itself or the liquidator thereof, on whose application any winding up order is made, shall at their own cost prosecute all proceedings in the winding up until a liquidator has been appointed under this Part.

(2) The liquidator shall, unless the Court orders otherwise, reimburse the applicant out of the assets of the company the taxed costs incurred by the applicant in any such proceedings.

(3) Where the company has no assets or not sufficient assets, and in the opinion of the Minister any fraud has been committed by any person in the promotion or formation of the company or by any officer of the company in relation to the company since the formation thereof, the taxed costs or so much of them as is not so reimbursed may, with the approval in writing of the Minister, to an extent specified by the Minister but not in any case exceeding three hundred dollars, be reimbursed to the applicant out of moneys provided by Parliament for the purpose.

(4) Where any winding up order is made upon the application of the company or the liquidator thereof, the costs incurred shall, subject to any order of the Court, be paid out of the assets of the company in like manner as if they were the costs of any other applicant.

191. Section 225 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 225 of principal Act and enactment of section in its place.

225. (1) On hearing proceedings for winding up the Court may dismiss the proceedings or adjourn the hearing conditionally or unconditionally or make any interim or other order that it thinks fit, but the Court shall not refuse to make a winding up order on the ground only that the assets of the company have been mortgaged to an amount equal to or in excess of those assets or that the company has no assets. Powers of Court on hearing application.

(2) The Court may on the hearing of the proceedings or at any time on motion of the applicant, the company, or any person who has given notice that he intends to appear on the hearing—

(*a*) direct that any notices be given or any steps taken before or after the hearing;

and

(*b*) dispense with any notices being given or steps being taken which are required by this Act, or by the rules, or by any prior order of the Court.

(3) Where the proceedings are commenced by members as contributories on the ground that it is just and equitable that the company should be wound up or that the directors have acted in a manner which appears to be unfair or unjust to other members, the Court, if it is of opinion that—

(*a*) the applicants are entitled to relief either by winding up the company or by some other means;

and

(*b*) in the absence of any other remedy it would be just and equitable that the company should be wound up,

shall make a winding up order unless it is also of the opinion both that some other remedy is available to the applicants and that they are acting unreasonably in seeking to have the company wound up instead of pursuing that other remedy.

(3a) Notwithstanding any rule of law to the contrary, the Court shall not refuse to make an order for winding up on the application of a person under paragraph (*c*) of subsection (1) of section 221 of this Act on the ground that if the order were made, no assets of the company would be available for distribution among the contributories.

(4) Where the proceedings are commenced on the ground of default in lodging the statutory report or in holding the statutory meeting, the Court may instead of making a winding up order, direct that the statutory report shall be lodged or that a meeting shall be held and may order the costs to be paid by any persons who, in the opinion of the Court, are responsible for the default.

192. Sections 226 and 227 of the principal Act are repealed and the following sections are enacted and inserted in their place:— Repeal of ss. 226 and 227 of principal Act and enactment of sections in their place.

226. At any time after the commencement of proceedings for winding up and before a winding up order has been made, the company or any creditor or contributory may, where any action or proceeding Power to stay or restrain proceedings against company.

against the company is pending, apply to the Court to stay or restrain further proceedings in the action or proceedings, and the Court may stay or restrain the proceedings accordingly on such terms as it thinks fit.

Avoidance of dispositions of property, etc.

227. (1) Any disposition of the property of the company including things in action and any transfer of shares or alteration in the status of the members of the company made after the commencement of the winding up by the Court shall unless the Court otherwise orders be void.

(2) Notwithstanding anything to the contrary in subsection (1) of this section, the Court may, where proceedings for winding up have been commenced but a winding up order has not been made, by order—

(*a*) validate the making after the commencement of the proceedings of any disposition of property of the company;

or

(*b*) permit the business of the company or any portion of the business of the company to be carried on and such acts as are incidental to the carrying on of the business or portion of the business to be done during the time before a winding up order (if any) is made,

on such terms as it thinks fit.

Amendment of principal Act, s. 229— Proceedings to be *lis pendens*.

193. Section 229 of the principal Act is amended by striking out the word "petition" and inserting in lieu thereof the word "proceedings".

Amendment of principal Act, s. 230— Copy of order to be lodged, etc.

194. Section 230 of the principal Act is amended—

(*a*) by striking out subsections (1) and (2) and inserting in lieu thereof the following subsections:—

(1) Within seven days after the making of a winding up order the applicant shall lodge with the Commission notice of—

(*a*) the order and its date;

and

(*b*) the name and address of the liquidator.

(2) The applicant shall within the time prescribed by the rules—

(*a*) lodge an office copy of the winding up order with the Commission;

(*b*) cause a copy to be served upon the secretary or manager of the company or upon such other person or in such manner as the Court directs;

and

(*c*) deliver a copy to the liquidator with a statement that the requirements of this subsection have been complied with.;

(*b*) by striking out from subsection (4) the passage "on the joint petition" and inserting in lieu thereof the passage "on the joint application";

and

(*c*) by striking out from subsection (5) the word "petitioner" and inserting in lieu thereof the word "applicant".

Repeal of s. 231 of principal Act and enactment of sections in its place.

195. Section 231 of the principal Act is repealed and the following sections are enacted and inserted in its place:—

Official liquidators.

231. For the purpose of conducting proceedings in winding up companies and assisting the Court therein, the Minister may from time to time appoint as many registered liquidators as he thinks fit to be official liquidators, and may revoke any appointment so made.

Appointment of liquidator.

231a. (1) On an order being made for the winding up of a company, the Court may appoint an official liquidator to be liquidator of the company.

(2) The Court may appoint an official liquidator provisionally at any time after the commencement of proceedings for winding up and before the making of a winding up order or, where there is an appeal against a winding up order, before a decision in the appeal is made, and the provisional liquidator shall have and may exercise such functions and powers as may be prescribed by the rules or as the Court may specify in the order appointing him.

Amendment of principal Act, s. 232— General provision as to liquidators.

196. Section 232 of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsections:—

(3) A liquidator shall be entitled to receive such salary or remuneration by way of percentage or otherwise as is determined by the Court or—

(*a*) by agreement between the liquidator and the committee of inspection (if any);

or

(*b*) failing such agreement or, where there is no committee of inspection, by a resolution passed at a meeting of creditors by a majority of not less than three-fourths in value and one-half in number of the creditors present in person or by proxy and voting at the meeting whose debts have been admitted to proof.

(3a) A meeting of creditors for the purposes of subsection (3) of this section shall be convened by the liquidator by sending to each creditor a notice to which is attached a statement of all receipts and expenditure by the liquidator and of the amount of remuneration sought by him.

Amendment of principal Act, s. 233— Custody and vesting of company's property.

197. Section 233 of the principal Act is amended—

(*a*) by striking out from subsection (3) the passage "seven days" and inserting in lieu thereof the passage "fourteen days";

(*b*) by striking out from paragraph (*a*) of subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*c*) by striking out paragraphs (*b*) and (*c*) of subsection (3) and inserting in lieu thereof the following paragraph:—

and

(*b*) where the order relates to land, an office copy of the order with the Registrar-General.

Amendment of principal Act, s. 234— Statement of company's affairs to be submitted to liquidator.

198. Section 234 of the principal Act is amended by striking out subsections (2) and (3) and inserting in lieu thereof the following subsections:—

(2) Except to the extent that the Court otherwise directs, the statement shall be submitted by, and verified by statutory declaration of, such one or more persons belonging to one or more of the following classes as the liquidator, by notice in writing, requires—

(*a*) persons who were at the date of the winding up order the directors and secretary of the company;

(*b*) persons who are or who have been officers of the company;

(*c*) persons who have taken part in the formation of the company at any time within one year before the date of the winding up order;

(*d*) persons who are in the employment of the company, or have been in the employment of the company within that year, and are in the opinion of the liquidator capable of giving the information required;

(*e*) persons who are or have been within that year officers of or in the employment of a corporation which is, or within that year was, an officer of the company to which the statement relates.

(2a) A liquidator may serve a notice on a person under subsection (2) of this section either personally or by sending it by post to the address of that person last known to the liquidator.

(3) A person required to submit a statement referred to in subsection (2) of this section shall, subject to subsection (3a) of this section, submit it not later than fourteen days after the liquidator serves notice of the requirement.

(3a) Where the liquidator believes there are special reasons for so doing, he may, on an application made to him whether before or after the expiration of the time limited by subsection (3) of this section, for the submission by the applicant of a statement under subsection (2) of this section, grant, by notice in writing, an extension of that time.

(3b) A liquidator—

(*a*) shall, within seven days after receiving a statement under subsection (2) of this section, cause a copy thereof to be filed with the Court and a copy thereof to be lodged with the Commission;

and

(*b*) shall, where he gives a notice under subsection (3a) of this section, forthwith send a copy of the notice to the Commission.

Amendment o principal Act, s. 240— As to orders for release or dissolution.

199. Section 240 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) of subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from subsection (6) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 243— Power to stay winding up.

200. Section 243 of the principal Act is amended by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 250— Power to order public examination.

201. Section 250 of the principal Act is amended—

(*a*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) Where a person directed to attend before the Court under subsection (1) of this section applies to the Court to be exculpated from any charges made or suggested against him the liquidator shall appear on the hearing of the application and call the attention of the Court to any matters which appear to him to be relevant.;

and

(*b*) by striking out subsection (8).

Amendment of principal Act, s. 254— Circumstances in which company may be wound up voluntarily.

202. Section 254 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) A company shall—

(*a*) within seven days after the passing of a resolution for voluntary winding up lodge a printed copy of the resolution with the Commission;

and

(*b*) within fourteen days after the passing of the resolution give notice of the resolution in the *Gazette*.

Amendment of principal Act, s. 257— Declaration of solvency.

203. Section 257 of the principal Act is amended by striking out from paragraph (*c*) of subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 259— Duty of liquidator to call creditors' meetings in case of insolvency.

204. Section 259 of the principal Act is amended by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) The liquidator, or if another person is appointed by the creditors to be liquidator, the person so appointed shall within seven days after a meeting has been held pursuant to the provisions of subsection (1) of this section lodge with the Commission a notice in the prescribed form and if default is made in complying with this subsection the liquidator or that person shall be guilty of an offence against this Act.

Penalty: Two hundred dollars. Default penalty.

Amendment of principal Act, s. 272— Final meeting and dissolution.

205. Section 272 of the principal Act is amended—

(*a*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from subsection (5) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*c*) by striking out from subsection (7) the word "Registrar" and inserting in lieu thereof the word "Commission".

Repeal of s. 276 of principal Act and enactment of section in its place.

Limitation on right to wind up voluntarily.

206. Section 276 of the principal Act is repealed and the following section is enacted and inserted in its place:—

276. Where proceedings in the Court have been commenced for the winding up of a company on the ground that it is unable to pay its debts the company shall not without the leave of the Court resolve that it be wound up voluntarily.

Enactment of s. 277a of principal Act.

Leave of Court required to act as liquidator in certain cases.

207. The following section is enacted and inserted in the principal Act after section 277 thereof:—

277a. (1) Subject to this section, a person shall not consent to be appointed and shall not act as liquidator of a company if he is not a registered liquidator or a corporation authorized by an Act to act as a liquidator.

Penalty: Two hundred dollars. Default penalty.

(1a) Subject to this section, a registered liquidator shall not, except with the leave of the Court, consent to be appointed and shall not act as liquidator of a company—

(*a*) if he is indebted to the company or to a related corporation in an amount exceeding one thousand dollars;

or

(*b*) if he is—

(i) an officer of the company;

(ii) a partner, employer or employee of an officer of the company;

or

(iii) a partner or employee of an employee of an officer of the company.

Penalty: Two hundred dollars. Default penalty.

(2) Subsection (1) of this section does not apply to a members' voluntary winding up of an exempt proprietary company and paragraph (*b*) of subsection (1a) of this section does not apply to a creditors' voluntary winding up if by a resolution carried by a majority of the creditors in number and value present in person or by proxy and voting at a meeting of which seven days' notice has been given to every creditor stating the object of the meeting it is determined that that paragraph shall not so apply.

(3) For the purposes of subsection (1a) of this section a person shall be deemed to be an officer of a company if he is an officer of a related corporation or has, at any time within the preceding period of twenty-four months, been an officer or promoter of the company or of a related corporation.

(4) A person shall not consent to be appointed, and shall not act, as liquidator of a company if he is an undischarged bankrupt or a person who has made any arrangement or composition with his creditors generally and has not been released from his indebtedness.

Penalty: Two hundred dollars. Default penalty.

(5) A person shall not be appointed as liquidator of a company unless he has, prior to his appointment, consented in writing to act as liquidator of the company.

Amendment of principal Act s. 278— Control of Court over liquidators.

208. Section 278 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) The Commission or the Board may report to the Court any matter which in its opinion is a misfeasance, neglect or omission on the part of the liquidator and the Court may order the liquidator to make good any loss which the estate of the company has sustained thereby and make such other order as it thinks fit.

Amendment of principal Act, s. 280— Notice of appointment and address of liquidator.

209. Section 280 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Amendment of principal Act, s. 281— Liquidator's accounts.

210. Section 281 of the principal Act is amended—

(*a*) by striking out subsections (1) and (2) and inserting in lieu thereof the following subsections:—

(1) Every liquidator shall, within one month after the expiration of the period of six months from the date of his appointment and of every subsequent period of six months

and in any case within one month after he ceases to act as liquidator and forthwith after obtaining an order of release, lodge with the Commission in the prescribed form and verified by statutory declaration an account of his receipts and payments and a statement of the position in the winding up.

Penalty: One hundred dollars. Default penalty.

(2) The Commission may cause the account to be audited by a registered company auditor, and for the purpose of the audit the liquidator shall furnish the auditor with such vouchers and information as he requires, and the auditor may at any time require the production of and inspect any books or accounts kept by the liquidator.;

and

(*b*) by inserting after subsection (5) the following subsection:—

(6) Notwithstanding the provisions of subsection (1) of this section, the accounts referred to in that subsection may be lodged within such times as may be prescribed in lieu of the times specified in that subsection but so that accounts are lodged at least twice a year.

Amendment of principal Act, s. 282— Liquidator to make good defaults.

211. Section 282 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

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

Amendment of principal Act, s. 284— Books of company.

212. Section 284 of the principal Act is amended by striking out subsection (3) and inserting in lieu thereof the following subsection:—

(3) Notwithstanding subsection (2) of this section, when a company has been wound up the books and papers referred to in subsection (1) of this section may be destroyed within a period of five years after the dissolution of the company—

(*a*) in the case of a winding up by the Court, in accordance with the directions of the Court;

(*b*) in the case of a members' voluntary winding up, as the company by resolution directs;

and

(*c*) in the case of a creditors' voluntary winding up, as the committee of inspection or, if there is no such committee, as the creditors of the company direct.

Amendment of principal Act, s. 286— Unclaimed assets.

213. Section 286 of the principal Act is amended by striking out the word "Registrar" wherever it occurs in subsections (1), (2), (3), (6), (7) and (8) and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 287—Expenses of winding up where assets insufficient.

214. Section 287 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*b*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Repeal of s. 290 of principal Act.

215. Section 290 of the principal Act is repealed.

Amendment of principal Act, s. 291—Proof of debts.

216. Section 291 of the principal Act is amended by inserting after subsection (2) the following subsections:—

(3) The amount of a debt of a company (including a debt that is for, or includes, interest) is to be computed for the purposes of the winding up—

(*a*) where the winding up is a winding up under an order of the Court of a company that has not previously commenced to be wound up voluntarily—as at the date of the order for winding up;

or

(*b*) in any other case—as at the date of the commencement of the winding up.

(4) Subsection (3) of this section does not apply to an amount required to be paid under subsection (1a) of section 292 of this Act.

Amendment of principal Act, s. 292—Priorities.

217. Section 292 of the principal Act is amended—

(*a*) by striking out subsections (1), (2), (3) and (4) and inserting in lieu thereof the following subsections:—

(1) Subject to the provisions of this Act, in a winding up there shall be paid in priority to all other unsecured debts—

(*a*) firstly, the costs and expenses of the winding up including the taxed costs of an applicant payable under section 224 of this Act the remuneration of the liquidator and the costs of any audit carried out pursuant to section 281 of this Act;

(*aa*) secondly, where the winding up of a company commences within two months after the determination of a period of official management of that company the costs of the official management properly and reasonably incurred by the official manager during that period of official management including the remuneration of the official manager, the deputy official manager (if any) and that of an auditor (if any) appointed in accordance with the provisions of Division III of Part VI of this Act;

(*ab*) thirdly, where the winding up of a company commences within two months after the determination of a period of official management of that company the debts of the company properly and reasonably incurred by the official manager in the conduct by him of the business of the company during the period of official management;

(*b*) fourthly, all wages or salary (whether or not earned wholly or in part by way of commission not being an overriding commission) including any amount payable by way of allowance or reimbursement under any contract of employment or award or agreement regulating conditions of employment, of any employee not exceeding one thousand five hundred dollars whether for time or piece work in respect of services rendered by him to the company before the relevant date;

(*c*) fifthly, all amounts due in respect of workers' compensation under any law relating to workers' compensation accrued before the relevant date;

(*d*) sixthly, all amounts due on or before the relevant date to or in respect of an employee of the company (whether remunerated by way of salary, wages, commission or otherwise) by virtue of—

(*a*) a contract of employment;

or

(*b*) a law of the Commonwealth, or of a State, or of a Territory of the Commonwealth,

relating to long service leave, extended leave, annual leave, recreation leave or sick leave;

(*e*) seventhly, the amount of all municipal or other local rates due from the company at the relevant date and having become due and payable within the twelve months next preceding that date, the amount of all land tax and income tax assessed under any Act or Acts of the Commonwealth before the relevant date and not exceeding in the whole one year's assessment and the amount of tax, within the meaning of the Pay-roll Tax Act, 1971-1977, payable by the company under that Act at the relevant date and which had become due and payable within twelve months next preceding that date; and any amount due and payable by way of repayment of any advance made to the company, or in payment of any amount owing by the company for goods supplied or services rendered to it under any Act or Acts of the Commonwealth or law of a Territory of the Commonwealth relating to or providing for the improvement, development or settlement of land or the aid, development or encouragement of mining;

and

(*f*) eighthly, any amount that, pursuant to an order under subsection (2) of section 179 of this Act, or under section 24 of the Securities Industry Act, 1979, the company was, at the relevant date, under an obligation to pay.

(1a) Where, after the relevant date, an order is made under section 179 of this Act or under section 24 of the Securities Industry Act, 1979, against a company that is being wound up, the amount that pursuant to the order the company is liable to pay shall be admissible to proof against the company and—

(*a*) where all the debts that under subsection (1) of this section have priority over all other unsecured debts have not been paid at the time when the amount has been admitted to proof—shall be paid in priority to all other unsecured debts except those having priority under subsection (1) of this section;

and

(*b*) where all the debts that under subsection (1) of this section have priority over all other unsecured debts have been paid at the time when the amount is admitted to proof—shall be paid in priority to all other unsecured debts that, at that time, have not been paid.

(1ab) Where a copy of an order referred to in subsection (1a) of this section against a company is served on the liquidator of the company and the liquidator has not admitted to proof the amount that, pursuant to the order, the company is liable to pay, the liquidator—

(*a*) shall serve notice on the Minister that he has not admitted that amount to proof;

and

(*b*) shall not make a payment or further payment out of the property of the company (other than payments of debts that, under subsection (1) of this section have priority over all other unsecured debts) until the expiration of seven days after service of that notice.

(1b) Where a contract of employment with a company being wound up was subsisting immediately before the relevant date, the employee under the contract shall, whether or not he is a person referred to in subsection (1c) of this section, be entitled to payment under subsection (1) of this section as if his services with the company had been terminated by the company on the relevant date.

(1c) Where, for the purposes of the winding up of a company, a liquidator employs a person whose services with the company had been terminated by reason of the winding up, that person shall, for the purpose of calculating any leave entitlement, be deemed, while the liquidator employs him for those purposes, to be employed by the company.

(1d) Subject to subsection (1e) of this section where, after the relevant date, an amount in respect of long service leave or extended leave becomes due to or in respect of a person referred to in subsection (1c) of this section in respect of the employment so referred to, the amount is a cost of the winding up.

(1e) Where, at the relevant date, the length of qualifying service of a person employed by a company that is being wound up is insufficient to entitle him to any amount in respect of long service leave or extended leave but, by the operation of subsection (1c) of this section, he becomes entitled to such an amount after that date, that amount—

(*a*) is a cost of the winding up to the extent of an amount that bears to that amount the same proportion as the length of his qualifying service after that relevant date bears to the total length of his qualifying service;

and

(*b*) shall, to the extent of the balance thereof, be deemed to be an amount referred to in paragraph (*d*) of subsection (1) of this section.

(2) After provision is made for the costs and expenses referred to in paragraph (*a*) of subsection (1) of this section, the debts of a class referred to in a paragraph of that subsection, paragraph (*a*) excepted, shall rank equally between themselves, and shall be paid in full, unless the property of the company is insufficient to meet them, in which case they shall abate in equal proportions between themselves.

(3) Where any payment has been made by the company on account of wages or salary or by virtue of—

(*a*) a contract of employment;

or

(*b*) the law of the Commonwealth, or of a State, or of a Territory of the Commonwealth,

relating to long service leave, extended leave, annual leave, recreation leave or sick leave and the payment was made out of money advanced by a person for that purpose, the person by whom the money was advanced shall, in a winding up, have a right of priority in respect of the money so advanced and paid, up to the amount by which the sum in respect of which the person who received the payment would have been entitled to priority in the winding up has been diminished by reason of the payment, and shall have the same right of priority in respect of that amount as the person who received the payment would have had if the payment had not been made.

(4) So far as the assets of the company available for payment of general creditors are insufficient to meet—

(*a*) any preferential debt specified in paragraphs (*b*) and (*d*) of subsection (1) of this section;

(*b*) any amount that, pursuant to subsection (1d) or (1e) of this section, is a cost of the winding up, being an amount that, if it had been payable on or before the relevant date, would have been a preferential debt specified in paragraph (*b*) or (*d*) of subsection (1) of this section;

and

(*c*) any amount payable in priority by virtue of subsection (3) of this section,

those debts shall have priority over the claims of the holders of debentures under any floating charge created by the company, and shall be paid accordingly out of any property comprised in or subject to that charge.;

and

(*b*) by striking out subsections (8), (9) and (10) and inserting in lieu thereof the following subsections:—

(8) Notwithstanding anything in subsection (1) of this section—

(*a*) paragraph (*c*) of that subsection shall not apply in relation to the winding up of a company in any case where the company is being wound up voluntarily merely for the purpose of reconstruction or of amalgamation with another company and the right to the compensation has on the reconstruction or amalgamation been preserved to the person entitled thereto, or where the company has entered into a contract with an insurer in respect of any liability under any law relating to workers' compensation;

and

(*b*) where a company has given security for the payment or repayment of any amount to which paragraph (*e*) of that subsection relates, that paragraph shall apply only in relation to the balance of any such amount remaining due after deducting therefrom the net amount realised from such security.

(9) Where an amount due in respect of workers' compensation under any law relating to workers' compensation is a weekly payment, that amount shall, for the purposes of paragraph (*c*) of subsection (1) of this section, be taken to be the amount of the lump sum for which the weekly payment could, if redeemable, be redeemed if an application were made for that purpose under that law.

(10) Where in any winding up assets have been recovered under an indemnity for costs of litigation given by certain creditors, or have been protected or preserved by the payment of moneys or the giving of indemnity by creditors, or where expenses in relation to which a creditor has indemnified a liquidator, have been recovered the Court may make such order as it deems just with respect to the distribution of those

assets and the amount of those expenses so recovered with a view to giving those creditors an advantage over others in consideration of the risk run by them in so doing.

(11) The liquidator shall, within one month of the relevant date, call a meeting of creditors entitled to priority by virtue of paragraphs (*b*) or (*d*) of subsection (1) of this section or by virtue of subsections (3) or (5) of this section—

(*a*) to inform them of their rights relating to payment of debts owed to them;

and

(*b*) as far as he is able, to inform them of the time at which payments in resepct of those debts are likely to be made.

(12) In this section—

(*a*) "employee" includes a former employee;

(*b*) "floating charge" includes a charge conferring a floating security at the time of its creation which has become a fixed or specific charge;

and

(*c*) "the relevant date" means—

(i) in the case of a company ordered to be wound up by the Court which has not previously commenced to be wound up voluntarily—the date of the winding up order;

and

(ii) in any other case—the date of the commencement of the winding up.

Amendment of principal Act, s. 293— Undue preference.

218. Section 293 of the principal Act is amended by striking out the passage "presentation of the petition", wherever it occurs, and inserting in lieu thereof, in each case, the passage "commencement of the proceedings".

Amendment of principal Act, s. 296— Disclaimer of onerous property.

219. Section 296 of the principal Act is amended by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) The Court may, on the application of a person who either claims any interest in any disclaimed property or is under any liability not discharged by this Act in respect of any disclaimed property and on hearing such persons as it thinks fit, make an order for the vesting of the property in or the delivery of the property to any person entitled thereto, or to whom it seems just that the property should be delivered by way of compensation for such liability as aforesaid or a trustee for him, and on such terms as the Court thinks just, and on any such vesting order being made and an office copy thereof being lodged with the Commission and, if the order relates to land, with the Registrar-General the property comprised therein shall vest accordingly in the person therein named in that behalf without any further conveyance or assignment.

Amendment of principal Act, s. 306— Prosecution of delinquent officers and members of company.

220. Section 306 of the principal Act is amended—

(*a*) by striking out the word "Minister" wherever it occurs in subsections (1) and (2) and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (2) the word "he" thirdly occurring and inserting in lieu thereof the passage "the Commission";

(*c*) by striking out from subsections (2) and (3) the word "him" wherever it occurs and inserting in lieu thereof, in each case, the passage "the Commission";

(*d*) by striking out from subsection (3) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

and

(*e*) by striking out subsections (4), (5), (6), (7) and (8) and inserting in lieu thereof the following subsections:—

(4) Where any report is made under subsection (2) or subsection (3) of this section the Commission may, if the Commission thinks fit, investigate the matter and may apply to the Court for an order conferring on the Commission or any person designated by the Commission for the purpose with respect to the company concerned all such powers of investigating the affairs of the company as are provided by this Act in the case of a winding up by the Court, but if it appears to the Commission that the case is not one in which the Commission ought to take proceedings, the Commission shall inform the liquidator accordingly, and thereupon, subject to the previous approval of the Court, the liquidator may himself take proceedings against the offender and for that purpose the Minister shall be deemed to have given his written consent to the proceedings being taken by the liquidator.

(5) If it appears to the Court in the course of a voluntary winding up that any past or present officer, or any member, of the company has been guilty as aforesaid and that no report with respect to the matter has been made by the liquidator to the Commission, the Court may, on the application of any person interested in the winding up or of its own motion, direct the liquidator to make such a report, and on a report being made accordingly the provisions of this section shall have effect as though the report had been made in pursuance of the provisions of subsection (2) of this section.

(6) If, where any matter is reported or referred to the Commission under this section, the Commission is of the opinion that an offence may have been committed and that the case is one in which a prosecution ought to be instituted, the Commission may institute a prosecution accordingly.

(6a) Where the Commission has formed the opinion referred to in subsection (6) of this section the Commission may, by notice in writing given before or after the institution of a prosecution in accordance with that subsection, require an officer of the company to which the matter reported or referred

to the Commission relates (not being an officer who is or, in the opinion of the Commission, is likely to be a defendant in the proceedings) to give all assistance in connection with the prosecution or proposed prosecution that he is reasonably able to give.

(7) For the purposes of subsection (6a) of this section "officer" in relation to a company means officer as defined in subsection (1) of section 5 of this Act and includes—

(*a*) a person who has at any time been an officer, as so defined;

and

(*b*) a person who acts or has at any time acted as banker, solicitor, auditor or in any other capacity for the company.

(8) Where a person to whom a notice has been given under subsection (6a) of this section fails to comply with a requirement specified in the notice the Court may, on the application of the Commission, direct that person to comply with the requirement.

(8a) Where an application is made under subsection (8) of this section with respect to a liquidator the Court may, unless it appears that the failure to comply was due to the liquidator not having in his hands sufficient assets of the company to enable him so to do, direct that the costs of the application shall be borne by the liquidator personally.

Amendment of principal Act, s. 307— Power of Court to declare dissolution of company void.

221. Section 307 of the principal Act is amended by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission".

Repeal of s. 308 of principal Act and enactment of section in its place.

222. Section 308 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Power of Commission to strike defunct company off register.

308. (1) Where the Commission has reasonable cause to believe that a company is not carrying on business or is not in operation, the Commission may send to the company by post a letter to that effect and stating that if an answer showing cause to the contrary is not received within one month from the date thereof a notice will be published in the *Gazette* with a view to striking the name of the company off the register.

(2) Unless the Commission receives an answer within one month from the date of the letter to the effect that the company is carrying on business or is in operation the Commission may publish in the *Gazette* and send to the company by registered post a notice that at the expiration of three months from the date of that notice the name of the company mentioned therein will unless cause is shown to the contrary be struck off the register and the company will be dissolved.

(3) If in any case where a company is being wound up the Commission has reasonable cause to believe that—

(*a*) no liquidator is acting;

(*b*) the affairs of the company are fully wound up and for a period of six months the liquidator has been in default in lodging any return required to be made by him;

or

(*c*) the affairs of the company have been fully wound up under Division II of this Part and there are no assets or the assets available are not sufficient to pay the costs of obtaining an order of the Court dissolving the company,

the Commission may publish in the *Gazette* and send to the company or the liquidator, if any, a notice to the same effect as that referred to in subsection (2) of this section.

(4) At the expiration of the time mentioned in the notice the Commission may, unless cause to the contrary is previously shown, strike the name of the company off the register, and shall publish notice thereof in the *Gazette* and on the publication in the *Gazette* of this notice the company shall be dissolved; but

(*a*) the liability, if any, of every officer and member of the company shall continue and may be enforced as if the company had not been dissolved;

and

(*b*) nothing in this subsection shall affect the power of the Court to wind up a company the name of which has been struck off the register.

(5) If any person feels aggrieved by the name of the company having been struck off the register, the Court on an application made by the person at any time within fifteen years after the name of the company has been so struck off may, if satisfied that the company was, at the time of the striking off, carrying on business or in operation or otherwise that it is just that the name of the company be restored to the register, order the name of the company to be restored to the register, and upon an office copy of the order being lodged with the Commission the company shall be deemed to have continued in existence as if its name had not been struck off, and the Court may by the order give such directions and make such provisions as seem just for placing the company and all other persons in the same position as nearly as may be as if the name of the company had not been struck off.

(6) A notice to be sent under this section to a liquidator may be addressed to the liquidator at his last known place of business, and a letter or notice to be sent under this section to a company may be addressed to the company at its registered office or, if no office has been registered, to the care of some officer of the company, or if there is no officer of the company whose name and address are known to the Commission may be sent to each of the persons who subscribed the memorandum of the company addressed to him at the address mentioned in the memorandum.

Amendment of principal Act, s. 309—Commission to act as representative of defunct company in certain events

223. Section 309 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*c*) by striking out from subsection (2) the passage "or sign";

and

(*d*) by striking out the word "he" and inserting in lieu thereof the passage "the Commission".

Amendment of principal Act, s. 310— Outstanding assets of defunct company to vest in Commission.

224. Section 310 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*c*) by striking out from subsection (2) the word "himself" and inserting in lieu thereof the word "itself".

Amendment of principal Act, s. 311— Outstanding interests in property how disposed of.

225. Section 311 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (1) the word "him" and inserting in lieu thereof the passage "the Commission";

(*c*) by striking out from subsection (1) the passage "he sees fit" and inserting in lieu thereof the passage "the Commission thinks fit";

(*d*) by striking out from subsection (2) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*e*) by striking out from subsection (2) the passage "he thinks" wherever it occurs and inserting in lieu thereof, in each case, the passage "the Commission thinks";

(*f*) by striking out from subsection (3) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*g*) by striking out from subsection (3) the passage "upon him" and inserting in lieu thereof the passage "upon the Commission";

(*h*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*i*) by striking out from subsection (4) the passage "on him" and inserting in lieu thereof the passage "on the Commission";

(*j*) by striking out from subsection (4) the passage "in his hands";

and

(*k*) by striking out from subsection (4) the word "he" and inserting in lieu thereof the passage "the Commission".

Amendment of principal Act, s. 312— Liability of Commission and Crown as to proprety vested in the Commission.

226. Section 312 of the principal Act is amended by striking out the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 313— Accounts and audit.

227. Section 313 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) The Commission shall—

(*a*) record a statement of any property got in by the Commission or under the control of the Commission or, to the

knowledge of the Commission, vested in the Commission by operation of this Subdivision and of the dealings of the Commission therewith;

(*b*) keep accounts of all moneys arising therefrom and of how they have been disposed of;

and

(*c*) keep all accounts, vouchers, receipts and papers relating to such property and moneys.

Amendment of principal Act, s. 314—Unregistered company.

228. Section 314 of the principal Act is amended by striking out from subsection (2) the passage "and subject to this Division, those provisions shall apply to the winding up of an unregistered company as if it were a company".

Amendment of principal Act, s. 315—Winding up of unregistered companies.

229. Section 315 of the principal Act is amended by striking out from subsection (3) the passage "so far as its assets in the State are concerned,".

Repeal of s. 334 of principal Act and enactment of section in its place.

230. Section 334 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Interpretation.

334. (1) In this Division, unless the contrary intention appears—

"investment company" means a corporation for the time being declared by order of the Minister published in the *Gazette* to be an investment company:

"net tangible assets" means tangible assets at book values less total liabilities at book values and less any aggregate amount by which the book value of the marketable securities held by the corporation exceeds their market value.

(2) The Minister may, by order published in the *Gazette*, declare to be an investment company any corporation which is engaged primarily in the business of investment in marketable securities for the purpose of revenue and for profit and not for the purpose of exercising control.

(3) The Minister may, by order published in the *Gazette*, vary or revoke any previous order under this section.

Repeal of s. 339 of principal Act and enactment of section in its place.

231. Section 339 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Not to hold shares in other investment companies.

339. No investment company shall purchase or after the expiration of three years after it is declared to be an investment company hold any shares in or debentures of—

(*a*) any other investment company;

or

(*b*) any corporation incorporated in any other State or Territory of the Commonwealth or in New Zealand which is engaged primarily in the business of investment in marketable securities for the purpose of revenue and for profit and not for the purpose of exercising control and which is specified by order of the Minister published in the *Gazette* for the purposes of this section.

Amendment of principal Act, s. 346— Documents, etc., to be lodged by foreign companies.

232. Section 346 of the principal Act is amended—

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

(1) Every foreign company shall, within one month after it establishes a place of business or commences to carry on business within the State, lodge with the Commission for registration—

(*a*) a certified copy of the certificate of its incorporation or registration in its place of incorporation or origin or a document of similar effect;

(*b*) a certified copy of its charter, statute or memorandum and articles or other instrument constituting or defining its constitution;

(*c*) a list of its directors containing similar particulars with respect to its directors as are by this Act required to be contained in the register of the directors, managers and secretaries of a company incorporated under this Act;

(*d*) where the list includes directors resident in the State who are members of the local board of directors a memorandum duly executed by or on behalf of the foreign company stating the powers of the local directors;

(*e*) a memorandum of appointment or power of attorney under the seal of the foreign company or executed on its behalf in such manner as to be binding on the company and, in either case, verified in the prescribed manner, stating the name and address of one or more persons resident in this State, not including a foreign company, authorized to accept on its behalf service of process and any notices required to be served on the company;

(*f*) notice of the situation of its registered office in the State;

and

(*g*) a statutory declaration in the prescribed form made by the agent of the company,

and the Commission shall register the company under this Division by registration of the documents.

(1a) A foreign company which has established a place of business or commenced to carry on business within the State may lodge with the Commission a notice of the hours (being not less than three) between the hours of 9 o'clock in the morning and 5 o'clock in the evening each day, Saturdays, Sundays and holidays excepted, during which the principal office of the foreign company in the State is open and accessible to the public.;

(*b*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*c*) by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) A foreign company shall have a registered office within the State to which all communications and notices may be addressed and which shall be open and accessible to the public—

(*a*) where a notice has been lodged by the foreign company with the Commission under subsection (1a) of this section—for such hours (being not less than three) between the hours of 9 o'clock in the morning and 5 o'clock in the evening each day, Saturdays, Sundays and holidays excepted, as are specified in the later of that notice and a notice lodged by the foreign company with the Commission under subsection (1a) of section 347 of this Act;

or

(*b*) where a notice has not been lodged by the foreign company under subsection (1a) of this section—for not less than five hours between 10 o'clock in the morning and 4 o'clock in the afternoon of each day, Saturdays, Sundays and holidays excepted.;

(*d*) by striking out from subsection (6) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

(*e*) by striking out subsections (9) and (10) and inserting in lieu thereof the following subsections:—

(9) On the registration of a foreign company under this Division or the lodging with the Commission of particulars of a change or alteration in a matter referred to in paragraph (*f*) of section 347 of this Act, the Commission shall issue a certificate in the prescribed form under the seal of the Commission which certificate shall be *prima facie* evidence in all courts of the particulars mentioned in the certificate.

(10) Nothing in this section shall require a foreign company which was registered under the repealed Act immediately before the commencement of this Act as a foreign company to register pursuant to this section.

233. Section 347 of the principal Act is amended— Amendment of principal Act, s. 347—

(*a*) by striking out subsection (1) and inserting in lieu thereof the following subsections:— Return to be filed where documents, etc., altered.

(1) Where any change or alteration is made in—

(*a*) the charter, statutes, memorandum or articles of the foreign company or other instrument lodged with the Commission;

(*b*) the directors of the foreign company;

(*c*) the agent or agents of the foreign company or the address of any agent;

(*d*) the situation of the registered office of the foreign company in the State;

(*e*) the address of the registered office of the foreign company in its place of incorporation or origin;

(*f*) the name of the foreign company;

or

(*g*) the powers of any directors resident in the State who are members of the local board of directors of the foreign company,

the foreign company shall within one month or within such further period as the Commission in special circumstances allows after the change or alteration lodge with the Commission particulars of the change or alteration and such documents as the regulations require.

(1a) Where a notice has been lodged by a foreign company under subsection (1a) of section 346 of this Act, the foreign company shall, where there is a change in the hours during which the principal office of the foreign company is open and accessible to the public, lodge with the Commission a notice giving particulars of the change within one month or such further period as the Commission in special circumstances allows after the change.;

and

(*b*) by striking out the word "Registrar" wherever it occurs in subsections (2) and (3) and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 348— Balance-sheets.

234. Section 348 of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*c*) by striking out from subsection (2) the passage "if he is of the opinion" and inserting in lieu thereof the passage "if of the opinion";

(*d*) by striking out from subsection (4) the word "Registrar" and inserting in lieu thereof the word "Commission";

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

(5) Except as provided in subsections (6) and (7) of this section, this section does not apply to or in relation to a foreign company—

(*a*) which is an unlimited private company under the law of the United Kingdom relating to companies and is exempt under that law from lodging accounts with the Registrar of Companies holding office under that law;

(*b*) which is included in a class of companies incorporated under the law of another State, Territory or country, being a class of companies which the Governor has declared by order published in the *Gazette* to be a class of companies of a kind the same or substantially the same as exempt proprietary companies under this Act;

(*c*) which is included in a class of companies incorporated under the law of another State, Territory or country, being a class of companies which the Governor has declared by order published in the *Gazette* to be a class of companies of a kind the same or substantially the same as proprietary companies under this Act where no beneficial interest in any share in the company is held, directly or indirectly, otherwise than by a natural person;

(*d*) which is a corporation incorporated in the United Kingdom or in any other State or Territory of the Commonwealth and which has, by the law of the place of its incorporation, exemptions and privileges similar to those which are provided for in section 24 of this Act;

or

(*e*) which is an association incorporated in any other State or Territory of the Commonwealth under an enactment of that place which makes special provision for the incorporation of associations which are formed for the purpose of providing recreation or amusement or promoting commerce, industry, art, science, religion, charity, pension or superannuation schemes or any other object useful to the community and which are by their constitutions prohibited from the payment of dividends to their members.;

and

(*f*) by striking out from subsections (6) and (7) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

235. Section 349 of the principal Act is repealed.

Repeal of s. 349 of principal Act.

236. Section 352 of the principal Act is amended—

Amendment of principal Act, s. 352— Cesser of business in the State.

(*a*) by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from paragraph (*a*) of subsection (2) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*c*) by inserting after subsection (2) the following subsection:—

(2a) If a foreign company incorporated under the law of any other State or Territory of the Commonwealth is placed under official management in its place of incorporation by any law or enactment corresponding to Part IX of this Act or if such period of official management is terminated the company shall, within one month after such commencement or termination or within such further time as the Commission in special circumstances allows, lodge or cause to be lodged with the Commission notice in the prescribed form of that fact.;

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

(*c*) shall, unless otherwise ordered by the Court, only recover and realise the assets of the foreign company in the State and shall pay the net amount so recovered and realised to the liquidator of that foreign company for the place where it was formed or incorporated.;

and

(*e*) by striking out from subsections (5) and (6) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Repeal of s. 352a of principal Act.

237. Section 352a of the principal Act is repealed.

Amendment of principal Act, s. 353— Restriction on use of certain names.

238. Section 353 of the principal Act is amended by striking out the word "Registrar" wherever it occurs in subsections (1) and (2) and inserting in lieu thereof, in each case, the word "Commission".

Amendment of principal Act, s. 354— The branch register.

239. Section 354 of the principal Act is amended—

(*a*) by striking out subsection (6) and inserting in lieu thereof the following subsection:—

(6) Where a foreign company opens a branch register in the State it shall within fourteen days after the opening thereof lodge with the Commission notice of that fact specifying the address where the register is kept.;

(*b*) by striking out from subsection (7) the word "Registrar" and inserting in lieu thereof the word "Commission";

and

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

(8) Where a company or corporation is entitled pursuant to a law of the place of incorporation of a foreign company that corresponds to section 180x or section 185 of this Act to give notice to a dissenting offeree or to a dissenting shareholder

in that foreign company that it desires to acquire any of his shares registered on a branch register kept in the State, this section shall cease to apply to that foreign company until—

(*a*) the shares have been acquired;

or

(*b*) that company or corporation has ceased to be entitled to acquire the shares.

(9) In this section and in sections 355 to 360 of this Act, a reference to shares shall, with necessary adaptations, be construed as including a reference to debentures and a reference to a member shall likewise be construed as including a reference to a debenture holder.

240. Section 362 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 362 of principal Act and enactment of section in its place.

362. (1) A document may be served on a company by leaving it at or sending it by post to the registered office of the company. Service of documents on company.

(2) For the purposes of subsection (1) of this section, the situation of the registered office of a company shall be deemed to be the address notified under subsection (1) of section 112 of this Act or, where notice of change of address has been given under subsection (1b) of section 112 of this Act, the address specified in that notice from the date specified in that notice as the date on which the change of address occurs.

(3) Where a liquidator of a company has been appointed, a document may be served on the company by leaving it at or sending by post to the last address of the office of the liquidator notice of which has been lodged with the Commission.

241. Section 363 of the principal Act is amended by striking out subsection (2). Amendment of principal Act, s. 363— Security for costs.

242. Section 364 of the principal Act is repealed and the following section is enacted and inserted in its place:— Repeal of s. 364 of principal Act and enactment of section in its place.

364. (1) Where a person has been shown in the register of members of a company as a member of the company for a period of not less than ten years and the company has for a period of not less than ten years— Disposal of shares of shareholder whose whereabouts unknown.

(*a*) had reasonable grounds for believing that that person had not during that last-mentioned period resided at the address shown in the register as his address;

and

(*b*) had, on each occasion during that last-mentioned period when, whether or not in accordance with a provision of this Act, it sought to communicate with that person, been unable after the exercise of reasonable diligence so to do,

the company may cause an advertisement to be published in a daily newspaper circulating in the place shown in the register of members as the address of the shareholder stating that the company intends after the expiration of one month from the date of the advertisement to apply to the Treasurer for permission to transfer to the Treasurer the shares held by the shareholder in the company and any rights to subscribe for shares held in right of those shares.

(2) If after the expiration of one month from the date of the advertisement, the whereabouts of the shareholder remain unknown, the company may apply to the Treasurer for permission to transfer to the Treasurer the shares held by the shareholder in the company and any rights to subscribe for shares held in right of those shares.

(3) The application shall be accompanied by a statuory declaration by a director or secretary or manager of the company in the prescribed form and a copy of the advertisement referred to in subsection (1) of this section.

(4) Where the Treasurer grants permission for the shares and rights (if any) to be transferred, the company may transfer the shares and any rights to the Treasurer and for that purpose may execute for and on behalf of the shareholder a transfer of the shares and rights (if any) to the Treasurer.

(5) The Treasurer shall sell or dispose of any shares or rights transferred to him under subsection (4) of this section or any shares or other property received by him in exchange for any shares or rights so transferred in such manner and at such time as he thinks fit and shall deal with the proceeds of the sale as if they were moneys paid to him pursuant to the law relating to unclaimed moneys.

(6) The Treasurer shall not be liable for any loss or damage suffered by any person arising out of the transfer, sale or disposal of any shares, rights or other property under this section or a corresponding previous enactment.

(7) The Treasurer shall not be subject to any obligation—

(*a*) to pay any call;

(*b*) to make any contribution to the debts and liabilities of the company;

or

(*c*) to discharge any other liability,

in respect of any shares transferred to him under this section, whether the obligation arises before or after the date of the transfer, and shall not be liable to be sued for any calls or contribution or other liability, but this subsection does not affect the right of any company to forfeit any share upon which any call or contribution remains unpaid or any liability undischarged.

(8) A reference in this section to any period of not less than ten years is a reference to a period that commenced before or after the commencement of the Companies Act Amendment Act, 1979.

Amendment of principal Act, s. 365— Power to grant relief.

243. Section 365 of the principal Act is amended by striking out subsection (3).

Amendment of principal Act, s. 367a— Power to examine defaulting officers.

244. Section 367a of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "Attorney-General" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission";

(*b*) by striking out from subsection (6) the passage "explain or qualify any answer given by him" and inserting in lieu thereof the passage "explain his conduct and dealings as an officer of the company or to explain or qualify any answer given by him";

(*c*) by striking out paragraph (*d*) of subsection (7) and inserting in lieu thereof the following paragraph:—

(*d*) may be inspected and copied by the person examined, the Minister, the Commission or applicant or, with the consent of the Court, by any creditor or member of the company.;

and

(*d*) by striking out subsection (8).

Repeal of s. 367b of principal Act and enactment of section in its place.

245. Section 367b of the principal Act is repealed and the following section is enacted and inserted in its place:—

Power of Court to assess damages against delinquent officers.

367b. (1) Where it appears to the Commission or a prescribed person that any other person who has taken part in the formation, promotion, administration, management or winding up of a company to which this section applies—

(*a*) has misapplied or retained or become liable or accountable for any money or property of the company;

or

(*b*) has been guilty of any negligence, default, breach of duty or breach of trust in relation to the company,

the Commission or prescribed person may apply to the Court to examine the conduct of that other person or for an order that that other person—

(*c*) repay or restore the money or property or such part thereof as the Court thinks fit together with interest at such rate as the Court thinks just;

or

(*d*) pay to the company such sum by way of damages in respect of the misapplication, retainer, negligence, default, breach of duty or breach of trust, as the Court thinks just,

or may apply for both such an examination and such an order.

(1a) In relation to a company referred to in subsection (1) of this section—

(*a*) a liquidator or provisional liquidator of the company;

(*b*) a contributory of the company;

(*c*) where the company is under official management—the official manager or a member of the company;

and

(*d*) a person authorized by the Commission to make an application under subsection (1) of this section,

are prescribed persons for the purposes of that subsection.

(2) This section extends and applies to the receipt of any money or property by any officer or former officer of the company, whether by way of salary or otherwise, which appears to the Court to have been unfair or unjust to the company or its members.

(3) The provisions of this section apply notwithstanding that the person concerned may be criminally liable in respect of the matters in respect of which the order is sought.

(4) Where the Court is satisfied that an application was made under this section without reasonable cause, it may order the whole or any part of the costs incurred by the person against whom the order was sought to be paid by the applicant.

Repeal of s. 367c of principal Act and enactment of section in its place.

246. Section 367c of the principal Act is repealed and the following section is enacted and inserted in its place:—

Interpretation.

367c. (1) In sections 367a and 367b of this Act "company to which this section applies" means a company, or an unregistered company within the meaning of Division V of Part X of this Act—

(*a*) which is in course of being wound up;

(*b*) which is under official management;

(*c*) in respect of affairs of which there is an inspector within the meaning of Part VIA of this Act;

(*d*) in respect of which a receiver or manager has been appointed whether by the Court or pursuant to the powers contained in any instrument;

(*e*) which has ceased to carry on business or is unable to pay its debts;

or

(*f*) which has entered into a compromise or scheme of arrangement with its creditors.

(2) For the purposes of subsection (1) of this section a company shall be deemed—

(*a*) to have ceased to carry on business if the Commission has—

(i) sent to the company by post a letter pursuant to the provisions of subsection (1) of section 308 of this Act and has not, within the next succeeding period of one month, received an answer to the effect that the company is carrying on business;

or

(ii) published in the *Gazette* a notice pursuant to the provisions of subsection (3) of section 308 of this Act;

and

(*b*) to be unable to pay its debts if execution or other process issued on a judgment, decree or order of any court in favour of a creditor of the company is returned unsatisfied wholly or in part.

Repeal of s. 368 of principal Act and enactment of section in its place.

247. Section 368 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Production and inspection of books where offence suspected.

368. (1) If on application to the Court by the Commission there is shown to be reasonable cause to believe that any person has, while an officer of a company, committed an offence in connection with the management of the company's affairs and that evidence of the commission of the offence is to be found in any books or papers of or under the control of the company, an order may be made—

(*a*) authorizing any person named therein to inspect such books or papers or any of them for the purpose of investigating and obtaining evidence of the offence;

or

(*b*) requiring the secretary or such other officer as is named in the order to produce such books or papers or any of them to a person named in the order at a place so named.

(2) An appeal shall not lie to the Full Court from any order or decision of the Court on or in relation to an application under this section, except by leave of the Full Court.

Amendment of principal Act, s. 370— Inspection of registers.

248. Section 370 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Any person permitted by this Act to inspect any register, minute book or document of a corporation or banking corporation may make copies of or take extracts from it and any officer of the corporation or banking corporation who fails to allow any person so permitted to make a copy of or take extracts from the register, minute book or document as the case may be shall be guilty of an offence against this Act.

Amendment of principal Act, s. 371— Translations of instruments.

249. Section 371 of the principal Act is amended by striking out from subsection (1) the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment o principal Act, s. 372— Certificate of incorporation conclusive evidence.

250. Section 372 of the principal Act is amended by striking out the passage "under the hand and seal of the Registrar" and inserting in lieu thereof the passage "under the seal of the Commission".

Amendment of principal Act, s. 374— Restriction on offering shares, debentures, etc., for subscription or purchase.

251. Section 374 of the principal Act is amended—

(*a*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Subsection (1) of this section shall not apply in the case of the shares of any corporation which, after notice of intention in the form prescribed to apply for exemption from

the provisions of subsection (1) of this section has been advertised in the *Gazette* and in a daily newspaper circulating generally throughout the State, has applied to the Minister for such exemption and the application has been granted, but such exemption may at any time be revoked by order of the Minister published in the *Gazette.*;

(*b*) by striking out paragraph (*a*) of subsection (4) and inserting in lieu thereof the following paragraph:—

(*a*) where the shares to which the offer relates are shares of a class which are quoted on a prescribed stock exchange in a State or a Territory of the Commonwealth, and the offer so states, specifying the stock exchange;;

(*c*) by striking out subparagraph (ii) of paragraph (*c*) of subsection (4) and inserting in lieu thereof the following subparagraph:—

(ii) deposits with or loans to a corporation of the kind referred to in subsection (6) of section 38 of this Act.;

and

(*d*) by inserting in paragraph (*b*) of subsection (14) the following subparagraph:—

(i) a credit union registered under the Credit Unions Act, 1976.

Repeal of s. 374b of principal Act, and enactment of section in its place.

252. Section 374b of the principal Act is repealed and the following section is enacted and inserted in its place:—

Liability where proper accounts not kept.

374b. Where the provisions of section 161a of this Act have not been complied with in respect of a company to which this section applies throughout the period of two years immediately preceding the relevant day or the period between the incorporation of the company and the relevant day, whichever is the shorter, every officer who is in default is, unless he shows that he acted honestly and shows that in the circumstances in which the business of the company was carried on the default was excusable, guilty of an offence against this Act.

Penalty: Two thousand five hundred dollars or imprisonment for one year.

Amendment of principal Act, s. 374c— Offences.

253. Section 374c of the principal Act is amended by inserting after subsection (2) the following subsection:—

(3) Notwithstanding anything in section 382 of this Act proceedings for an offence referred to in subsection (1) of this section, whenever committed, may be brought within the period of three years that next succeeds—

(*a*) the date on which the company became a company to which this section applies;

or

(*b*) the date on which the debt was contracted,

whichever is the later, but nothing in this subsection authorizes the institution of proceedings with respect to a debt contracted more than three years before the company became a company to which this section applies.

Amendment of principal Act, s. 374d— Powers of Court.

254. Section 374d of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "on the application of the appropriate officer or, with the consent of the Attorney-General, any creditor or contributory of the company" and inserting in lieu thereof the passage "on the application of the Commission or a prescribed person";

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

(1a) In relation to a company to which a conviction referred to in subsection (1) of this section relates—

(*a*) the appropriate officer;

and

(*b*) a creditor or contributory of the company authorized by the Minister to make an application under subsection (1) of this section,

are prescribed persons for the purposes of that subsection;

and

(*c*) by inserting in subsection (5) after the word "officer" the passage "or other applicant".

Amendment of principal Act, s. 374e— Interpretation.

255. Section 374e of the principal Act is amended—

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

(*a*) in relation to a company, or an unregistered company within the meaning of Division V of Part X of this Act, which is being wound up, the liquidator;;

(*b*) by striking out from paragraph (*c*) of the definition of "appropriate officer" in subsection (1) the passage "Attorney-General" and inserting in lieu thereof the word "Minister";

(*c*) by striking out paragraph (*e*) of the definition of "appropriate officer" in subsection (1) and inserting in lieu thereof the following paragraph:—

(*e*) in relation to any company which, within the meaning of subsection (2) of this section, has ceased to carry on business or is unable to pay its debts, the Commission;;

(*d*) by striking out from subsection (1) the definition of "company to which this section applies" and inserting in lieu thereof the following definition:—

"company to which this section applies" means a company, or an unregistered company within the meaning of Division V of Part X of this Act—

(*a*) which is in course of being wound up;

(*b*) which is under official management;

(*c*) in respect of affairs of which there is an inspector within the meaning of Part VIA of this Act;

(*d*) in respect of which a receiver or manager has been appointed whether by the Court or pursuant to the powers contained in any instrument;

or

(*e*) which, within the meaning of subsection (2) of this section, has ceased to carry on business or is unable to pay its debts;

(*e*) by striking out from subsection (1) the definition of "the relevant day" and inserting in lieu thereof the following definition:—

"the relevant day" means—

(*a*) in relation to a company, or an unregistered company within the meaning of Division V of Part X of this Act, which is being wound up, the day upon which, under the provisions of this Act, the winding up is or is deemed to have commenced;

(*b*) in relation to a company which is under official management, the day upon which it is determined that the company shall be placed under official management;

(*c*) in relation to a company in respect of affairs of which there is an inspector within the meaning of Part VIA of this Act, the day upon which the inspector was appointed;

(*d*) in relation to a company in respect of which a receiver or manager has been appointed, the day upon which the receiver or manager was appointed;

(*e*) in relation to a company which is, within the meaning of subsection (2) of this section, unable to pay its debts, the day upon which the execution or other process was returned unsatisfied in whole or in part;

and

(*f*) in relation to any company which has, within the meaning of subsection (2) of this section, ceased to carry on business, the day upon which the last return was lodged by the company pursuant to the requirements of section 158 or 159 of this Act, as the case requires.;

and

(*f*) by striking out paragraph (*a*) of subsection (2) and inserting in lieu thereof the following paragraph:—

(*a*) to have ceased to carry on business if the Commission has—

(i) sent to the company by post a letter pursuant to the provisions of subsection (1) of section 308 of this Act and has not, within the next succeeding period of one month, received an answer to the effect that the company is carrying on business;

or

(ii) published in the *Gazette* a notice pursuant to the provisions of subsection (3) of section 308 of this Act.

Amendment of principal Act, s. 374h— Court may disqualify person acting as director, etc., in certain circumstances.

256. Section 374h of the principal Act is amended—

(*a*) by striking out from subsection (1) the word "Registrar" and inserting in lieu thereof the word "Commission";

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) The Court shall not make an order under subsection (1) of this section unless it is satisfied—

(*a*) that the person to whom the application for an order relates was given notice of the application;

(*b*) that within the period of seven years before notice of the application was given to the person referred to in paragraph (*a*) of this subsection, whether that period commenced before or after the commencement of the Companies Act Amendment Act, 1979, that person was a director of or was concerned in the management of two or more companies to which this section applies;

and

(*c*) that in the case of each company referred to in paragraph (*b*) of this subsection the manner in which the affairs of the company had been managed was wholly or partly responsible for the company being wound up, being under official management, ceasing to carry on business, being unable to satisfy a levy of execution, being subject to the appointment of a receiver or manager or entering into a compromise or scheme of arrangement with its creditors.;

and

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

(5) In this section "company to which this section applies" means a corporation or an unregistered company within the meaning of Division V of Part X of this Act—

(*a*) that has been wound up, or is in the course of being wound up, because of inability to pay its debts as and when they became due;

(*b*) that has been, or is, under official management;

(*c*) that has ceased to carry on business because it was unable to pay its debts as and when they became due;

(*d*) in respect of which a levy of execution was not satisfied;

(*e*) in respect of the property of which a receiver or manager has been appointed whether by the court or pursuant to the powers contained in an instrument;

or

(*f*) that has entered into a compromise or scheme of arrangement with its creditors.

Amendment of principal Act, s. 375—False and misleading statements and frauds in connection with shares debentures, etc.

257. Section 375 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Every person who in any return, report or certificate or in accounts or in any other document required by or for the purposes of this Act wilfully makes or authorizes the making of a statement which is false or misleading in a material particular knowing it so to be false or misleading or wilfully omits or authorizes the omission of any matter or thing without which the document is misleading in a material respect shall be guilty of an offence against this Act and be liable—

(*a*) on conviction on indictment to imprisonment for a term of two years or to a fine of five thousand dollars or both;

or

(*b*) on summary conviction to imprisonment for a term of six months or to a fine of one thousand dollars or both.

Amendment of principal Act, s. 378a—Reciprocation in relation to offences under corresponding laws.

258. Section 378a of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) If, in the State, a person does an act or omits to do an act and that person would, if he had done that act, or had omitted to do that act, in another State or in a Territory of the Commonwealth, have been guilty of an offence against the law of that State or Territory that corresponds to a provision of this Act, that person is guilty of an offence against that provision of this Act.

Amendment of principal Act, s. 382—Proceedings under this Act.

259. Section 382 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) In any proceedings for an offence against this Act, any information, charge, complaint or application may be laid and made—

(*a*) in the name of the Commission where not required to be laid or made on oath;

(*b*) by the Commissioner, or by an officer or employee of the Commission authorized by the Commissioner in that behalf;

or

(*c*) with the consent of the Minister, by any person,

except where this Act otherwise provides.

Amendment of principal Act, s. 390— Discovery in aid of execution.

260. Section 390 of the principal Act is amended by striking out from subsection (1) the passage "four hundred dollars" wherever it occurs and inserting in lieu thereof, in each case, the passage "two thousand dollars".

Repeal of s. 396 of principal Act and enactment of section in its place.

261. Section 396 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Regulations.

396. (1) The Governor may make regulations not inconsistent with this Act for or with respect to—

(*a*) the keeping of registers by the Commission and the lodging or registration of documents and the time and manner of submission of documents for lodging or registration and the requirements with which documents lodged or to be lodged with the Commission shall comply;

(*b*) prescribing forms for the purposes of this Act;

(*c*) prescribing fees in respect of anything done in the course of the administration of this Act and without limiting the generality thereof prescribing fees in respect of any document required to be lodged, filed, registered with or issued by the Commission under this or any other Act or for any act required to be performed by the Commission or for the inspection of any such document or for any examination conducted by the Board;

(*ca*) prescribing the manner in which, and the persons by whom, and the directions or requirements in accordance with which, the forms prescribed for the purposes of this Act, or any of them, shall or may be signed, prepared, or completed, and generally regulating the signing, preparation, and completion of those forms, or any of them;

(*cb*) the summoning of, conduct of, and procedure and voting at, meetings of creditors, contributories, and holders of debentures, respectively, and at joint meetings of creditors and members of companies, the number of persons who shall constitute a quorum at any such meeting, the sending of notices of meetings to persons entitled to attend thereat, and the lodging with the Commission of copies of notices of meetings and of resolutions passed thereat, and generally regulating the conduct of, and procedure at, any such meeting;

(*cc*) prescribing the persons by whom, and the cases and manner in which, proxies may be appointed, and generally regulating the appointment and powers of proxies;

(*cd*) the proof of debts in the winding up of a company, the manner of proving debts and the time within which debts shall or may be proved, and generally regulating the proving of debts;

(*d*) prescribing times for the lodging of any documents with the Commission;

(*e*) all matters or things which by this Act are required or permitted to be prescribed otherwise than by rules or which are necessary or expedient to be prescribed for giving effect to this Act.

(2) The regulations may require—

(*a*) in cases where documents required by or under this Act to be lodged in accordance with this Act are to be verified or certified and no manner of verification or certification is prescribed by or under this Act, such documents or any of them to be verified or certified by statutory declaration or affidavit made by such persons as may be prescribed;

(*b*) in cases where no express provision is made for verification or certification of documents, such documents as may be prescribed to be verified or certified as referred to in paragraph (*a*) of this subsection.

(3) A person shall not in respect of any document be proceeded against for any offence in consequence of any regulation made pursuant to this subsection as well as against subsection (2) of section 375 of this Act.

(4) The regulations may provide that, in such cases as may be prescribed, where a document that is required by or under this Act to be lodged with the Commission is signed or lodged on behalf of a person by his agent thereunder authorized in writing there shall be—

(*a*) lodged with;

(*b*) endorsed on;

or

(*c*) annexed to,

that document, the original, or a verified copy of the authority.

(5) The regulations may impose a penalty not exceeding forty dollars for any breach thereof.

Repeal of Part XIII of principal Act and enactment of Part in its place.

262. Part XIII of the principal Act is repealed and the following Part is enacted and inserted in its place:—

PART XIII

THE CORPORATE AFFAIRS COMMISSION

DIVISION I—THE CORPORATE AFFAIRS COMMISSION

Establishment of the Commission.

397. (1) There shall be a Commission entitled the "Corporate Affairs Commission".

(2) The Commission—

(*a*) shall be a body corporate with perpetual succession and a common seal;

(*b*) shall be capable of suing and being sued;

(*c*) shall be capable of acquiring, holding, dealing with, and disposing of any interest in real or personal property;

(*d*) shall be capable of acquiring or incurring any other rights or liabilities;

(*e*) shall hold its property for and on behalf of the Crown;

and

(*f*) shall have the powers, authorities, functions and duties conferred, assigned or imposed upon it by or under this or any other Act.

(3) The Commission shall be constituted of—

(*a*) the Commissioner;

or

(*b*) the Deputy Commissioner.

(4) An apparently genuine document purporting to bear the common seal of the Commission shall be presumed in any legal proceedings, in the absence of proof to the contrary, to have been duly executed by the Commission.

Delegation.

398. (1) The Commission may, by instrument in writing, delegate all or any of its powers, authorities, functions or duties (except this power of delegation) under this Act to any person and those powers, authorities, functions or duties may be exercised or performed by that person accordingly.

(2) The Commission may by instrument in writing revoke or vary any delegation given under subsection (1) of this section.

(3) The exercise or performance of any power, authority, function or duty by a delegate pursuant to subsection (1) of this section shall not affect the exercise or performance of that power, authority, function or duty by the Commission.

Savings.

399. (1) All property real or personal and all powers, authorities, immunities, rights, privileges, functions, obligations and duties which immediately before the commencement of this section were vested in or imposed upon the Registrar of Companies in his capacity as such shall be vested in the Commission.

(2) Nothing in this Act shall render defective any application or proceeding by or against the Registrar of Companies and any application or proceeding that might have been continued or commenced by or against the Registrar of Companies may be continued or commenced by or against the Commission.

(3) Any reference in any Act, regulation, proclamation, order-in-council, rule, instrument, contract or document to the Registrar of Companies shall, unless inconsistent with the context or subject-matter, be deemed to be a reference to the Commission.

(4) All acts, matters or things of a continuing nature done or commenced before the commencement of this section by, on behalf of or in relation to the Registrar of Companies shall be deemed to have been made, done or commenced by, on behalf of or in relation to the Commission.

Payment of moneys into General Revenue.

400. (1) Except where otherwise provided by or under this or any other Act, all moneys payable to the Commission shall be collected and received by the Commission on account of, and shall be paid into, the General Revenue of the State.

(2) The Commission shall keep proper accounts of all moneys received or disbursed by the Commission.

(3) The Auditor-General may at any time, and shall at least once in each calendar year, audit the accounts of the Commission.

(4) The Auditor-General shall have in relation to the accounts and officers of the Commission the powers that are vested in the Auditor-General by the Audit Act, 1921-1975, in relation to public accounts and accounting officers.

Report to be prepared by Commission.

401. (1) The Commission shall, as soon as practicable after the thirtieth day of June, in each year, prepare and submit to the Minister a report on the administration of this Act during the period of twelve months ending on that day.

(2) The Minister shall, as soon as practicable after receipt of the report, cause a copy of the report to be laid before each House of Parliament.

Division II—The Commissioner, Deputy Commissioner and Assistant Commissioner

Appointment of the Commissioner.

402. (1) There shall be a Commissioner for Corporate Affairs.

(2) The Commissioner shall be appointed, and shall hold office, subject to, and in accordance with, the Public Service Act, 1967-1978.

Deputy Commissioner for Corporate Affairs.

403. (1) There shall be a Deputy Commissioner for Corporate Affairs.

(2) The Deputy Commissioner shall be appointed, and shall hold office, subject to, and in accordance with, the Public Service Act, 1967-1978.

Assistant Commissioner for Corporate Affairs.

404. (1) There shall be an Assistant Commissioner for Corporate Affairs.

(2) The Assistant Commissioner shall be appointed, and shall hold office, subject to, and in accordance with, the Public Service Act, 1967-1978.

Officers of the Commission.

405. (1) There shall be such officers of the Commission as are necessary for the administration of this Part.

(2) Any such officer shall be appointed, and shall hold office, under the Public Service Act, 1967-1978.

(3) For the purposes of the exercise or discharge by the Commission of its powers, authorities, duties and functions, the Commission may, with the approval of the Minister and of the body or person concerned

and on such terms and conditions as may be approved by the Public Service Board, make use of the services of any of the officers, employees or servants of any body or person.

(4) The Commission may, with the approval of the Public Service Board and on such terms and conditions as may be approved by the Board, appoint persons to be officers of the Commission for the purpose of conducting or assisting in the conduct of investigations or inspections under this Act or the Securities Industry Act, 1979.

(5) A person may be appointed to be an officer of the Commission pursuant to subsection (4) of this section for a term not exceeding three years, and upon the expiration of that term, shall be eligible for reappointment.

(6) An officer referred to in subsection (3) of this section is not, in his capacity as such, an officer within the meaning of the Public Service Act, 1967-1978, but, if the terms and conditions on which he is appointed so provide, any specified provisions of that Act or the regulations thereunder, whether with or without specified modifications, apply to and in respect of him as if he were an employee within the meaning of that Act.

(7) A reference in this Act to an officer or employee of the Commission is a reference to—

(*a*) an officer or employee referred to in subsection (1) of this section;

(*b*) an officer, employee or servant referred to in subsection (3) of this section whose services are being made use of under that subsection;

or

(*c*) an officer referred to in subsection (4) of this section.

Repeal of second schedule of principal Act.

263. The second schedule to the principal Act is repealed.

Amendment of fourth schedule of principal Act.

264. The fourth schedule to the principal Act is amended—

(*a*) by striking out from clause 45 of Table A the passage "seven days' notice" and inserting in lieu thereof the passage "fourteen days' notice";

(*b*) by striking out from clause 46 of Table A the passage "and fixing of the remuneration";

(*c*) by striking out from clause 47 of Table A the passage "or a private company";

(*d*) by striking out from clause 29 of Table B the passage "and fixing of the remuneration";

and

(*e*) by striking out from clause 28 of Table B the passage "seven days' notice" and inserting in lieu thereof the passage "fourteen days' notice".

Amendment of fifth schedule of principal Act.

265. The fifth schedule to the principal Act is amended—

(*a*) by striking out from subclause (2) of clause 20 the word "Minister" and inserting in lieu thereof the word "Commission";

(*b*) by striking out from clause 21 the word "Minister" and inserting in lieu thereof the word "Commission";

and

(*c*) by striking out from subclause (1) of clause 22 the word "Minister" and inserting in lieu thereof the word "Commission".

Amendment of sixth schedule of principal Act.

266. The sixth schedule to the principal Act is amended by striking out from Part II the word "Registrar" wherever it occurs and inserting in lieu thereof, in each case, the word "Commission".

Amendment of seventh schedule of principal Act.

267. The seventh schedule to the principal Act is amended by striking out clause 34 and inserting in lieu thereof the following clause:—

34. A declaration—

(*a*) that no units or sub-units of interests purchased or subscribed for pursuant to the statement shall be made available to applicants later than six months after the date appearing in the statement pursuant to paragraph 1;

and

(*b*) unless the conditions of issue of the units or sub-units expressly provide that certificates be not issued, that certificates shall be issued by the trustee or representative to purchasers of or subscribers for units or sub-units of interests purchased or subscribed for pursuant to the statement not more than two months after the units or sub-units are made available.

Amendment of eighth schedule of principal Act.

268. The eighth schedule to the principal Act is amended—

(*a*) by inserting after clause 2 the following clause:—

2a. A list of the business names under which the company carries on business.;

and

(*b*) by striking out clauses 4, 5 and 6 and inserting in lieu thereof the following clauses:—

4. Particulars of the total amount of the indebtedness of the company secured on the property (whether real or personal) or undertaking of the company.

5. Except in the case of a no-liability company and in the case of a company exempted under the provision of section 160 of this Act a list as at the date of the return or as at such other date as the Commission authorizes in the case of any company—

(*a*) containing the names (that is to say at least the surname and one Christian or other name and other initials) and addresses of all persons who on such date are members of the company;

(*b*) stating the number of shares held by each member at the date of the list;

(*c*) if the names are not arranged in alphabetical order, having annexed thereto an index sufficient to enable the name of any person in the list to be easily found.

6. Where the company has converted any of its shares into stock and given notice of the conversion to the Commission, the list must give particulars as to the amount of stock or the number of stock units instead of the amount of shares.

269. Part II of the eighth schedule to the principal Act is repealed and the following Part is enacted and inserted in its place:— Repeal of Part II of eighth schedule of principal Act and enactment of Part in its place.

PART II

Form of Annual Return of a Company Having a Share Capital

Annual return of the Limited

made up to the day of 19 [being

the date of or a date not later than the fourteenth day after the date of the Annual General Meeting in 19].

The accounts of the company *were / *were not laid before the Annual General Meeting of the company held on

19 , being *the date of this return. / *the date of the Annual General Meeting last held before the date of this return.

The address of the registered office of the company is

The address of the place at which the register of members is kept if other than the registered office is

The business names under which the company carries on business are

*Strike out whichever is inapplicable

Summary of Share Capital and Shares

Nominal share capital $ divided into[1] ..... { shares of $ each. / shares of $ each.

Total number of shares taken up[1] to the day of 19 (*being the date of the return or other authorized date.*)

Number of shares issued subject to payment wholly in cash .....

Number of shares issued as fully paid up otherwise than in cash .....

Number of shares issued as partly paid up to the extent of per share otherwise than in cash

[2]Number of shares (if any) of each class issued at a discount .....

Total amount of discount on the issue of shares which has not been written off at the date of this return $.

[3]There has been called up on each of shares, $.

[3]There has been called up on each of shares, $.

[3]There has been called up on each of shares, $.

[4]Total amount of calls received including payments on application and allotment.. $.

Total amount (if any) agreed to be considered as paid on shares which have been issued as fully paid up otherwise than in cash $.

Total amount (if any) agreed to be considered as paid on shares which have been issued as partly paid up to the extent of per share otherwise than in cash $.

Total amount of calls unpaid ..... $.

Total amount of the sums (if any) paid by way of commission in respect of any shares or debentures since the date of the last return $.

Total amount of the sums (if any) allowed by way of discount in respect of any debentures since the date of the last return $.

Total number of shares forfeited .....

Total amount paid (if any) on shares forfeited ..... $.

[5]Total amount of the indebtedness of the company secured on the property (whether real or personal) or undertaking of the company $.

[1]Where there are shares of different kinds or amounts (e.g., Preference and Ordinary or $20 and $40) state the numbers and nominal values separately.

[2]If the shares are of different kinds, state them separately.

[3]Where various amounts have been called or there are shares of different kinds, state them separately.

[4]Include what has been received on forfeited as well as on existing shares.

[5]State the total amount of indebtedness and show, in respect of any charge registered with the Commission, the registered number thereof, the date of registration and the amount of indebtedness at the date of the return.

Copy of Last Accounts of the Company

Except in the case of—

(*a*) a company that, during the whole of the financial year to which the return relates, was an exempt proprietary company and an unlimited company; or

(*b*) a company that, during the whole of the financial year to which the return relates was an exempt proprietary company, being a company of which the accounts and group accounts (if any) for that financial year were audited in accordance with the Companies Act, 1962-1979,

the return must include a copy, certified by a director, or by the manager or secretary, of the company to be a true copy, of all accounts and group accounts (if any) required to be laid before the company at the Annual General Meeting together with a copy of every document required by law to be attached or annexed thereto.

Certificate to be given by all companies

A certificate in the form set out hereunder shall be given by the secretary or a director of every company and in the case of an exempt proprietary company by both a director and a secretary.

Certificate

I/We[1] after having made due inquiries certify—

(*a*) that the provisions of the Unclaimed Moneys Act, 1891-1975, as amended, relating to unclaimed moneys have been complied with; and

(*b*) having made an inspection of the share register, that transfers

have[1] / *have not* been registered since the date of *the last annual return*[1] / *the incorporation of the company*

(*c*)[2] that the company has not since the date of the last annual return[3] issued any invitation to the public to subscribe for any shares in or debentures of the company or to deposit moneys for fixed periods or payable at call.

(*d*)[4] that the excess of members of the company above fifty (counting joint holders of shares as one person) consists wholly of persons who are in the employment of the company or of its subsidiary or persons who while previously in the employment of the company or of its subsidiary were and thereafter have continued to be members of the company.

(*e*)[5] that to the best of our knowledge and belief the company was an exempt proprietary company within the meaning of section 5 of the Companies Act, 1962-1979, as amended, during the whole of the period covered by the accounts.

(*f*)[6] that at the Annual General Meeting held on 19 the company pursuant to section 165a of the Companies Act, 1962–1979, did not appoint an auditor.

(*g*)[7] that at the Annual General Meeting held on 19 the company, pursuant to section 165b of the Companies Act, 1962-1979, did not appoint an auditor.

[1]Strike out whichever is inapplicable.

[2]Strike out this paragraph if the company is not a proprietary company.

[3]In the case of the first annual return of a proprietary company, strike out the words "last annual return" and substitute therefor the words "incorporation of the company."

[4]Strike out this paragraph except in the case of a proprietary company whose members exceed fifty.

[5]Strike out except in the case of an exempt proprietary company.

[6]Strike out this paragraph if inapplicable. Note, this paragraph is only applicable to an exempt proprietary company that is an unlimited company no member of which was, at the date of the Annual General Meeting, a person other than a natural person, or an exempt proprietary company that is an unlimited company, or a corporation that, under the law of another State or of a Territory of the Commonwealth is an exempt proprietary company that is an unlimited company, where all the members agreed not more than one month before that meeting not to appoint an auditor.

[7]Strike out this paragraph if inapplicable. Note, this paragraph is only applicable to an exempt proprietary company that is not an unlimited company all the members of which agreed not more than one month before the Annual General Meeting not to appoint an auditor.

NOTE—A certificate signed by the same person in the capacity of both director and secretary will not be accepted. See section 132 (5) of the Companies Act, 1962-1979.

*Particulars of the *Directors, Managers, Secretaries and Auditors of* *Limited,*
at the date of the Annual Return

The Present Christian or Other Name or Names and Surname†	Any Former Christian or Other Name or Names or Surname	Usual Address‡	Other Business Occupation and in the case of Directors Particulars of Other Directorships required to be shown by s. 134 (2) (*c*) and (3) (If none, state so)
Directors			
Manager (if any)			
Secretaries			
Auditors for current financial year			

*"Director" includes any person who occupies the position of a director by whatever name called and any person n accordance with whose directions or instructions the directors of a company are accustomed to act.

†In the case of a corporation its corporate name and registered or principal office should be shown.

‡In the case of directors the address given must be the usual residential address. See s. 134 (2) (*a*).

List of persons holding shares in Limited on the day of 19 (*being the date of the return or other authorized date*) and an account of the shares so held.

NOTE—If the names in this list are not arranged in alphabetical order, an index sufficient to enable the name of any person in the list to be readily found must be annexed to this list.

NOTE—In the case of a no-liability company or a company exempted under the provisions of section 160 of the Companies Act, 1962-1979, this list is not required to be supplied.

Folio in Register Ledger Containing Particulars	Names and Addresses	*Number of Shares held by Existing Members†

*The aggregate number of shares held, and not the distinctive numbers, must be stated, and the column must be added up throughout so as to make one total to agree with that stated in the summary to have been taken up.

†When the shares are of different classes these columns may be subdivided so that the number of each class held may be shown separately. Where any shares have been converted into stock particulars of the amount of stock must be shown.

No-Liability Companies

Particulars as to calls and sales of forfeited shares (to be given only in the case of a no-liability company)—

(*a*) the date when each call made since the date of the last return or, in the case of a first return, since incorporation was payable;

(*b*) the dates since the last return or, in the case of a first return, since incorporation when shares forfetied were offered for sale and the place of offer;

(*c*) the number of shares sold at each sale of forfeited shares made since the date of the last return or, in the case of a first return, since incorporation;

(*d*) the number of shares unsold at each offer for sale of forfeited shares made since the date of the last return or, in the case of a first return, since incorporation;

and

(*e*) the number of shares not sold at forfeiture sales, but disposed of by the company pursuant to section 324 (3) since the date of the last return or since the date of incorporation in the case of the first return.

[*Signature*]

[*State whether director or manager or secretary*]

Amendment of ninth schedule of principal Act.

270. The ninth schedule to the principal Act is amended by striking out paragraph (i) of subclause (4) of clause 5 and inserting in lieu thereof the following paragraph:—

(i) the total amount outstanding of any loans made, guaranteed or secured by the company or by the company and its subsidiaries, being loans made to a director of the company or of a related corporation or to a relative within the meaning of section 125 of this Act of such a director or to a corporation in which such a director or relative has, or two or more such persons together have, a substantial shareholding within the meaning of Division IIIA of Part IV of this Act.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 55 of 1979

An Act to regulate shareholdings in Santos Limited; and for other purposes.

[*Assented to 4th June,* 1979]

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 "Santos (Regulation of Shareholdings) Act, 1979".

Interpretation.

2. (1) In this Act—

"the Company" means Santos Limited:

"director" and "officer" in relation to a corporation have the meanings assigned by the Companies Act, 1962-1979:

"share" means a share in the capital of the Company and includes stock, or a unit of stock, in the capital of the Company:

"to hold", in relation to a share, means to have any legal or equitable interest in the share; and "shareholder" has a corresponding meaning.

(2) A reference in this Act to an "associate" of another person shall be construed as a reference to—

(*a*) if the other person is a corporation—an officer of that corporation;

(*b*) a corporation that is related to the other person or an officer of such a corporation;

(*c*) a person in accordance with whose directions, instructions or wishes or under whose authority the other person is accustomed or is under an obligation, whether formal or informal, to act;

(*d*) a person who is accustomed or is under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of, or with the authority of, the other person;

(*e*) a corporation that is, or the directors of which are, accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of, or with the authority of, the other person;

(*f*) a corporation in accordance with the directions, instructions or wishes, or with the authority, of which, or of the directors of which, the other person is accustomed or under an obligation, whether formal or informal, to act;

(*g*) a person who is under an obligation, whether formal or informal, to act in accordance with the directions instructions or wishes of, or with the authority of, a person in accordance with whose directions, instructions or wishes or under whose authority the other person is under an obligation, whether formal or informal, to act;

(*h*) a person who has acted, is acting, or proposes to act, in concert with the other person and in accordance with an agreement, arrangement, or understanding between them;

(*i*) a person who has, or proposes to enter into, an agreement, arrangement, understanding or undertaking, whether formal or informal and whether express or implied, with the other person by reason of which he or the other person may exercise, directly or indirectly control the exercise of, or substantially influence the exercise of, the voting rights attached to a share in the Company;

or

(*j*) a person who has entered into, or proposes to enter into, a transaction, or has done, or proposes to do, any other act or thing, with a view to enabling him to become associated with the other person as mentioned in any of the preceding paragraphs.

(3) For the purposes of subsection (2) of this section—

(*a*) a corporation is related to another corporation if it is so related for the purposes of the Companies Act, 1962-1979;

and

(*b*) a person shall not be regarded as a person in accordance with whose directions, instructions or wishes, or with whose authority, another person is accustomed to act by reason only of the fact that the other person acts on advice given by that person in a professional capacity.

(4) This Act applies in respect of any transaction, agreement, arrangement or understanding—

(*a*) whether the transaction, agreement, arrangement or understanding is entered into, or made, in this State or elsewhere;

(*b*) whether the shares (if any) to which the transaction, agreement, arrangement or understanding relates are registered in this State or not;

and

(*c*) whether the proper law of the transaction, agreement, arrangement or understanding is the law of this State or not.

Circumstances in which shareholders are to be regarded as a group of associated shareholders.

3. (1) For the purposes of this Act—

(*a*) where one or more shareholders are associates of any other shareholder those shareholders and the shareholder of whom they are associates constitute a group of associated shareholders;

(*b*) where two or more shareholders are associates of a person who is not a shareholder, those shareholders constitute a group of associated shareholders;

and

(*c*) where two or more shareholders are, in the opinion of the Minister, likely to act in concert with a view to taking control of the Company, or otherwise against the public interest, those shareholders constitute a group of associated shareholders.

(2) Notwithstanding any other provision of this Act, the Minister, or a director or the secretary of the Company, may at any time, by notice in writing served personally or by post upon any shareholder, require him to furnish information specified in the notice (and to verify the information by statutory declaration) for the purpose of enabling a determination to be made of whether the shareholder is a member of a group of associated shareholders and, if so, the membership of the group.

(3) If a shareholder fails to furnish, within the time allowed in a notice under subsection (2) of this section, the information required by the notice, verified as required in the notice, the shareholder shall not be entitled to exercise any voting rights attached to his shares while he remains in default.

(4) The Minister shall give to the Company—

(*a*) notice of any requirement made by the Minister in pursuance of subsection (2) of this section, and of any failure by the shareholder to whom the requirement is directed to comply with that requirement;

and

(*b*) notice of any determination of the Minister to the effect that two or more shareholders of the Company constitute a group of associated shareholders.

Limitation upon size of shareholdings in the Company.

4. No shareholder, and no group of associated shareholders, of the Company is entitled to hold more than fifteen per centum of the shares of the Company.

Minister may require divestment of shares.

5. (1) Where a shareholder, or a group of associated shareholders, holds more shares than the maximum number permissible under this Act, the Minister may, by notice in writing served personally or by post upon that shareholder, or any member of the group, require him, within a period (being a period of not less than six months) specified in the notice, to sell or dispose of such number of his shares as may be specified in the notice to a person who neither is, nor intends to become, an associate of the shareholder to whom the notice is directed or of any other person specified in the notice.

(2) The Minister shall give to the Company notice of any requirement made in pursuance of subsection (1) of this section.

(3) If a shareholder fails to comply with a requirement under subsection (1) of this section within the time allowed in the notice the shares of that shareholder shall, by force of this subsection, be forfeited to the Crown.

(4) Where—

(*a*) a person enters into a transaction by virtue of which he purports to acquire any legal or equitable interest in shares from any shareholder in the company;

and

(*b*) that person or any group of associated shareholders of which he is, or would become, a member holds, or would hold, more than the maximum number of shares permissible under this Act,

that transaction is illegal and void.

(5) Where shares have been transferred in pursuance of a transaction that is illegal and void by virtue of subsection (4) of this section, the Minister may, by notice in writing served personally or by post on the transferee, forfeit those shares to the Crown.

(6) A director or the secretary of the Company may, before a transfer of shares in the Company is registered, require the transferee to make a statutory declaration to the effect that, if the transfer were registered, neither he nor any group of associated shareholders of which he is, or would become, a member, would hold more shares of the Company than the maximum number permissible under this Act.

(7) If a transferee of shares in the Company fails to comply with a requirement under subsection (6) of this section, the Company may refuse to register the transfer.

Voting rights at general meetings of the Company.

6. (1) At a general meeting of the Company—

(*a*) the voting rights of a shareholder or group of associated shareholders that holds more shares than the maximum number permissible under this Act shall be determined as if that shareholder or group of associated shareholders held no more than the maximum permissible number of shares;

and

(*b*) the voting rights of a group of associated shareholders shall be divided amongst the individual members of the group in the proportion that the number of shares held by each bears to the total number of shares held by all the members of the group.

(2) Where the Minister determines that two or more shareholders constitute a group of associated shareholders, and gives notice of that determination to the Company, those shareholders shall, unless the determination has been revoked, be conclusively presumed at any subsequent general meeting of the Company to be a group of associated shareholders.

(3) The Minister may by notice in writing given to the Company revoke a determination under subsection (2) of this section.

Annulment of resolutions of Company.

7. (1) Where in the opinion of the Minister—

(*a*) a resolution of a general meeting of the Company has been passed as a result of the admission of votes that should not, in view of the provisions of this Act, have been admitted;

or

(*b*) a resolution of a general meeting of the Company is contrary to the public interest,

the Minister may, by notice published in the *Gazette*, annul that resolution.

(2) A notice under subsection (1) of this section must be published within one month of the date of the resolution to which it relates.

(3) If, throughout a period of three months (being a period that commences at some time after the commencement of this Act), there is no shareholder or group of associated shareholders that holds more than the maximum number of shares permissible under this Act, then, after the expiration of that period, no notice of annulment shall be published in pursuance of subsection (1) (*b*) of this section.

(4) Where a resolution is annulled by the Minister in pursuance of this section, the resolution shall be void *ab initio*.

Sale of forfeited shares.

8. (1) Any shares forfeited to the Crown under this Act shall be sold by the Registrar of Companies.

(2) For the purposes of any such sale, the Registrar is not bound by any restriction upon the sale of shares contained in the memorandum or articles of association of the Company.

(3) Any moneys realized from the sale of forfeited shares under this section shall, after deduction of the reasonable costs of the forfeiture and sale, be paid to the person from whom the shares were forfeited.

Immunity of Company and its officers from certain liability.

9. No liability attaches to the Company, or any director, officer or auditor of the Company for anything done in good faith and in compliance, or purported compliance, with the provisions of this Act.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 56 of 1979

An Act to amend the Administration of Acts Act, 1910-1978; and to repeal the Ministers' Titles Act, 1944.

[*Assented to 7th June,* 1979]

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 "Administration of Acts Act Amendment Act, 1979".

(2) The Administration of Acts Act, 1910-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Administration of Acts Act, 1910-1979".

Commencement.

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

Amendment of principal Act, s. 5—Constitution of Ministers and statutory officers as bodies corporate.

3. Section 5 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) The Governor may, by proclamation—

(*a*) constitute a particular Minister as a body corporate;

(*b*) constitute the Minister administering a specified Act, or carrying out specified statutory functions, and his successors as a body corporate;

(*c*) constitute the person holding, or acting in, a specified statutory office, and his successors, as a body corporate;

(*d*) dissolve a body corporate constituted under this section, and declare that its assets and liabilities shall become assets and liabilities of a Minister or other officer specified in the proclamation,

and any such proclamation shall have effect in accordance with its terms.

(3) Where a body corporate is established under subsection (2) of this section, the name of the body corporate shall, unless the proclamation provides otherwise, be the title or official designation of the Minister or officer who from time to time constitutes the body corporate.

4. The Ministers' Titles Act, 1944, is repealed.

Repeal of the Ministers' Titles Act, 1944.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 57 of 1979

An Act to provide for the licensing of persons who sell certain petroleum products in South Australia; to amend the Motor Fuel Distribution Act, 1973-1974; and for other purposes.

[*Assented to 16th August,* 1979]

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

PART I

PART I

PRELIMINARY

Short title.

1. This Act may be cited as the "Business Franchise (Petroleum Products) Act, 1979".

Commencement.

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

Arrangement of Act.

3. This Act is arranged as follows:—

PART I—PRELIMINARY.

PART II—ADMINISTRATION.

DIVISION I—THE COMMISSIONER.

DIVISION II—THE APPEAL TRIBUNAL.

DIVISION III—INSPECTORS.

PART III—LICENCES.

PART IV—OBJECTIONS AND APPEALS.

PART V—MISCELLANEOUS.

Interpretation.

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

"the appointed day" means the day declared by proclamation to be the appointed day for the purposes of this Act:

"Class A licence" means a Class A licence under this Act:

"Class B licence" means a Class B licence under this Act:

"the Commissioner" means the Commissioner of Stamps and includes a Deputy Commissioner of Stamps and any other person performing any of the duties or functions of the Commissioner of Stamps or Deputy Commissioner of Stamps:

"the Commissioner of Stamps" means the person for the time being holding or acting in the office of Commissioner of Stamps under the Stamp Duties Act, 1923-1978:

"dealing" in relation to petroleum products includes processing, distributing, selling or purchasing petroleum products:

"Deputy Commissioner of Stamps" means the person for the time being holding or acting in the office of Deputy Commissioner of Stamps under the Stamp Duties Act, 1923-1978:

"diesel fuel" means a petroleum or shale product used or capable of being used in propelling a diesel engined road vehicle but does not include any prescribed substance:

"Inspector" means an inspector appointed under this Act:

"licence" means a Class A licence or a Class B licence under this Act:

"licensee" means the holder for the time being of a licence:

"motor spirit" means petrol or other petroleum or shale spirit having a flash point of less than 23° Celsius when tested in an Abel Pensky closed test apparatus but does not include—

(*a*) aviation gasoline;

(*b*) solvents;

(*c*) special boiling point spirits;

(*d*) liquified petroleum gas;

or

(*e*) any prescribed substance:

"petroleum products" means motor spirit or diesel fuel:

"premises" includes any place, vehicle, ship, vessel or aircraft:

"record" includes book, account, deed, writing, or document and any other source of information compiled, recorded or stored in written form, or in microfilm, or by electronic process, or in any other manner or by any other means:

"relevant period", in relation to a Class A licence means the calendar month that is the last calendar month but one preceding the calendar month during which the licence, if granted, would be in force:

"the Tribunal" means the Business Franchise (Petroleum) Appeal Tribunal established under this Act:

"vending machine" means any machine, device or contrivance that is constructed to dispense petroleum products upon the insertion in the machine, device or contrivance of money, or a token or similar object:

"voting share" has the meaning ascribed thereto in subsection (1) of section 5 of the Companies Act, 1962-1979.

(2) Where pursuant to a sale and purchase made outside the State petroleum products are delivered within the State, that sale and purchase shall for the purposes of this Act be deemed to have been made within the State.

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

(4) The presence on any premises of a vending machine from which petroleum products may be obtained shall be deemed to constitute conclusive evidence that the occupier of the premises has sold petroleum products by means of the machine unless a licensee is authorized by his licence to sell petroleum products by means of the machine.

(5) This Act binds the Crown.

(6) The Governor may by proclamation declare a day specified in the proclamation to be the appointed day for the purposes of this Act.

Membership of a group of petroleum vendors.

5. (1) For the purposes of this Act, a person is a member of a group of petroleum vendors if—

(*a*) that person is one of the persons who constitute a group for the purposes of this Act;

(*b*) one or more members of the group sells, or intends to sell, petroleum products;

and

(*c*) there is not in force a determination under subsection (2) or (3) of this section by the Commissioner that that person is not a member of the group.

(2) The Commissioner may by writing under his hand determine that a person who would, but for the determination, be a member of a group for the purposes of this Act is not a member of the group of petroleum vendors if he is satisfied that that person has continuously carried on the business of selling petroleum products independently of the group and will continue to carry on that business independently of the group and is not subject to control by any other member of the group.

(3) The Commissioner may by writing under his hand determine that a person who would, but for the determination, be a member of a group for the purposes of this Act, is not a member of any group for the purposes of this Act if he is satisfied that the person is not, and has no intention of, selling petroleum products.

(4) A determination made under subsection (2) or (3) of this section shall come into force on the making thereof and shall continue in force until it is revoked by the Commissioner and notice of the revocation has been served on the person in respect of whom the determination was made.

(5) Notice of a determination under subsection (2) of this section shall be given by the Commissioner to the person in respect of whom the determination was made and to all the members of the group concerned.

(6) Notice of a determination under subsection (3) of this section shall be published in the *Gazette*.

(7) The Commissioner may at any time revoke a determination made under subsection (2) or (3) of this section.

(8) Notice of the revocation of a determination made under subsection (2) or (3) of this section shall be given by the Commissioner to the person in respect of whom the determination was made and all members of the group in respect of which the determination was made.

Grouping of corporations.

6. For the purposes of this Act, corporations constitute a group if they are related to each other within the meaning of the Companies Act, 1962-1979.

Grouping where employees used in another business.

7. For the purposes of this Act, if—

(*a*) an employee of an employer, or two or more employees of an employer, performs or perform duties solely or mainly for or in connection with a business carried on by that employer and another person or other persons or by another person or other persons;

or

(*b*) an employer has, in respect of the employment of, or the performance of duties by, one or more of his employees, an agreement, arrangement or undertaking (whether formal or informal, whether expressed or implied and whether or not the agreement, arrangement or undertaking includes provisions in respect of the supply of goods or services or goods and services) with another person or other persons relating to a business carried on by that other person or those other persons, whether alone or together with another person or other persons,

that employer and—

(*c*) each such other person;

or

(*d*) both or all of those other persons,

constitute a group.

Grouping of commonly controlled businesses.

8. (1) A reference in this section to two businesses does not include a reference to two businesses both of which are owned by the same person, not being a trustee, or by the trustee or trustees of a trust.

(2) For the purposes of this Act, where the same person has, or the same persons have together, a controlling interest, as referred to in subsection (3) of this section, in each of two businesses, the persons who carry on those businesses constitute a group.

(3) For the purposes of subsection (2) of this section, the same person has, or the same persons have together, a controlling interest in each of two businesses if that person has, or those persons have together, a controlling interest under any of the following paragraphs in one of the businesses and a controlling interest under the same or another of the following paragraphs in the other business:—

(*a*) a person has, or persons have together, a controlling interest in a business, being a business carried on by a corporation, if the directors, or a majority of the directors, or one or more of the directors, being a director or directors who is or are entitled to exercise a majority in voting power at meetings of the directors of

the corporation, are or is accustomed or under an obligation, whether formal or informal, to act in accordance with the directions, instructions or wishes of that person or of those persons acting together;

(*b*) a person has, or persons have together, a controlling interest in a business, being a business carried on by a corporation that has a share capital, if that person or those persons acting together could (whether directly or indirectly) exercise, control the exercise of or substantially influence the exercise of, half or more than half of the voting power attached to voting shares issued by the corporation;

(*c*) a person has, or persons have together, a controlling interest in a business, being a business carried on by a partnership, if that person or those persons—

(i) owns, or own together (whether beneficially or not) half or more than half of the capital of the partnership;

or

(ii) is, or are together, entitled (whether beneficially or not) to half or more than half of the profits of the partnership;

(*d*) a person has, or persons have together, a controlling interest in a business, being a business carried on under a trust, if that person (whether or not as the trustee of another trust) is the beneficiary, or those persons (whether or not as the trustees of another trust) are together the beneficiaries, in respect of half or more than half of the value of the interests in the trust firstmentioned in this paragraph;

(*e*) a person has a controlling interest in a business if, whether or not he is a trustee of a trust, he is the sole owner of the business, or persons, being two or more trustees of a trust, have a controlling interest in a business if they are the owners of the business.

(4) Where a corporation has a controlling interest under subsection (3) of this section in a business, it shall be deemed to have a controlling interest in any other business in which another corporation that is related to it (within the meaning of the Companies Act, 1962-1979), has a controlling interest.

(5) Where—

(*a*) a person has, or persons have together, a controlling interest under subsection (3) of this section in a business;

and

(*b*) the person or persons who carry on that business has or have such a controlling interest in another business,

the person or persons referred to in paragraph (*a*) of this subsection shall be deemed to have a controlling interest in the business referred to in paragraph (*b*) of this subsection.

(6) Where—

(*a*) a person is a beneficiary under a trust;

or

(*b*) two or more persons together are beneficiaries under a trust,

in respect of half or more than half of the value of the interests in that trust and the trustee or trustees of that trust has or have under subsection (3) of this section a controlling interest in a business, that beneficiary or those beneficiaries shall, for the purposes of subsection (3) of this section, be deemed to have a controlling interest in that business.

Smaller groups subsumed into larger groups.

9. (1) Notwithstanding any other provision of this Act (except subsection (2) of this section), where a person is, whether or not by virtue of this subsection, a member of two or more groups (each of which is in subsection (2) of this section referred to as a smaller group), all of the members of those groups constitute, for the purposes of this Act, one group.

(2) Except for the purpose of determining whether a group is constituted under subsection (1) of this section, a group which, but for this subsection, would be a smaller group ceases to be a group if its members are members of a group constituted under subsection (1) of this section.

Beneficiaries under discretionary trusts.

10. A person who, as the result of the exercise of a power or discretion by the trustee of a discretionary trust or by any other person or by that trustee and any other person, may benefit under that trust shall be deemed, for the purposes of this Act, to be a beneficiary in respect of half or more than half of the value of the interests in that trust.

Application of other Acts not affected.

11. The provisions of this Act are in addition to and do not derogate from the provisions of any other Act.

PART II

PART II

ADMINISTRATION

DIVISION I

DIVISION I—THE COMMISSIONER

The Commissioner.

12. (1) The Commissioner of Stamps shall have the general administration of this Act.

(2) The Commissioner of Stamps may, with the approval of the Minister controlling any Department of the Public Service of the State, on terms mutually arranged, make use of the services of an officer of that Department.

DIVISION II

DIVISION II—THE APPEAL TRIBUNAL

Constitution of Appeal Tribunal.

13. (1) The Governor may appoint a person to constitute the Business Franchise (Petroleum) Appeal Tribunal.

(2) The person appointed under subsection (1) of this section shall be appointed for a term of office of three years and on such terms and conditions as the Governor may determine and specifies in the instrument of his appointment and on the expiration of his term of office shall be eligible for re-appointment.

(3) The Governor may appoint a person to be the deputy of the person appointed under subsection (1) of this section and during any absence from or inability to perform the duties of his office on the part of that person the Tribunal shall be constituted of the deputy so appointed.

(4) A person appointed under subsection (1) or (3) of this section shall be entitled to receive such allowances and expenses as may from time to time be determined by the Governor.

The Registrar.

14. (1) There shall be a Registrar of the Tribunal.

(2) The Registrar shall be appointed and shall hold office subject to, and in accordance with, the Public Service Act, 1967-1978.

(3) The office of Registrar of the Tribunal may be held in conjunction with any other office in the Public Service of the State.

DIVISION III

DIVISION III—INSPECTORS

Inspectors.

15. (1) The Minister may appoint any person to be an inspector for the purposes of this Act.

(2) An Inspector may hold his office in conjunction with any other office in the Public Service of the State.

(3) Each Inspector shall be furnished by the Commissioner with a certificate of his appointment.

Powers of Inspector.

16. (1) An Inspector may for the purposes of this Act at any time, with such assistants as he considers necessary, without any warrant other than this section—

(*a*) enter and remain in any premises which, or which he reasonably suspects, are used for or in connection with the business of dealing with petroleum products or for the storage or custody of any record relating to the business of dealing with petroleum products;

(*b*) request any person found in or on any premises which, or which he reasonably suspects, are used for or in connection with the business of dealing with petroleum products or for the storage or custody of any record relating to the business of dealing with petroleum products—

(i) to produce any record which relates to, or which the Inspector reasonably suspects relates to, the business of dealing with petroleum products and which at the time of the request is in the possession or under the control of that person;

(ii) to produce a statement, written in the English language, setting out the particulars contained in any such record that are not written or not written in the English language;

and

(iii) to answer any question with respect to any such record or statement or the business of dealing with petroleum products;

or

(*c*) inspect, or take copies of, or extracts or notes from, any record or statement referred to in this subsection.

(2) A person shall not—

(*a*) prevent or attempt to prevent an Inspector from exercising any power conferred on him by subsection (1) of this section;

(*b*) hinder or obstruct any Inspector in the exercise of any such power;

or

(*c*) fail to comply with a request of an Inspector under paragraph (*b*) of subsection (1) of this section.

Penalty: Two thousand dollars or imprisonment for three months, or both and in the case of any offence under paragraph (*c*) of this subsection an additional penalty not exceeding two hundred dollars for every day on which the offence continues.

(3) A person is not guilty of an offence under paragraph (*c*) of subsection (2) of this section by reason of his failure to answer any question if he proves to the satisfaction of the court that he did not know, and could not with reasonable diligence have ascertained, the answer to the question.

(4) An Inspector who intends to exercise any of the powers conferred on him by this section shall not refuse or fail, at the request of a person in relation to whom he intends to exercise those powers, to produce to that person his certificate of appointment.

Penalty: One hundred dollars.

(5) A person is not excused from answering any question if required to do so under subsection (1) (*b*) of this section on the ground that the answer might tend to incriminate him of an offence but the information furnished by him shall not be admissible against him in any proceedings, civil or criminal, except in proceedings for an offence under subsection (2) of this section.

PART III

LICENCES

Petroleum sellers to be licensed.

17. (1) On or after the appointed day, a person shall not sell petroleum products (not being petroleum products purchased from the holder of a licence under a sale made in pursuance of that licence) unless he is the holder of a Class A licence.

Penalty: Two thousand dollars.

(2) On or after the appointed day, a person shall not sell petroleum products (being petroleum products purchased from the holder of a licence under a sale made in pursuance of that licence) unless he is the holder of a Class B licence.

Penalty: Two thousand dollars.

(3) Notwithstanding the foregoing provisions of this section, it shall be lawful—

(*a*) for the holder of a Class A licence to sell in pursuance of that licence petroleum products purchased from the holder of a Class A licence or a Class B licence;

and

(*b*) for the holder of a Class B licence to sell in pursuance of that licence petroleum products that were, before the appointed day, purchased from and delivered by a person who on that day becomes the holder of a Class A licence or a Class B licence.

(4) Nothing in this Act requires any person to hold a licence for the purpose of selling petroleum products manufactured by him to the holder of a Class A licence for the purposes of re-sale.

Fees

18. (1) The fees to be paid for licences under this Act shall be as follows:—

(*a*) for a Class A licence—a fee of fifty dollars together with an amount of—

(i) 4·5 per centum of the value of motor spirit;

and

(ii) 7·1 per centum of the value of diesel fuel,

sold by the applicant or, where the applicant is, or was during the relevant period, a member of a group, by the members of the group during the relevant period;

(*b*) for a Class B licence a fee of fifty dollars.

(2) In determining the amount of the fee for a Class A licence—

(*a*) the value of any petroleum products sold by the applicant or, as the case may be, a member of the applicant's group during the relevant period (the applicant or member being at the time of the sale the holder of a Class A licence) to another holder of a Class A licence for the purposes of re-sale;

(*b*) the value of any petroleum products sold by the applicant or, as the case may be, a member of the applicant's group during the relevant period for delivery and consumption outside the State;

(*c*) the value of any diesel fuel sold by the applicant or, as the case may be, a member of the applicant's group during the relevant period that is to be used otherwise than for propelling diesel engined road vehicles on roads,

and

(*d*) the value of any motor spirit sold by the applicant or, as the case may be, a member of the applicant's group during the relevant period (being a relevant period commencing on or after a day fixed by regulation for the purposes of this paragraph) that is to be used otherwise than for propelling road vehicles on roads,"

shall be disregarded.

(3) For the purposes of subsection (2) of this section, a person shall be deemed to have been the holder of a Class A licence before the appointed day if he becomes the holder of a Class A licence on the appointed day.

(4) For the purposes of determining the amount of the fee for a Class A licence—

(*a*) the value of motor spirit sold during the relevant period shall be determined by reference to the value per litre determined for motor spirit by regulation in force at the commencement of the calendar month during which the licence, if granted, would be in force;

and

(*b*) the value of diesel fuel sold during the relevant period shall be determined by reference to the value per litre determined for diesel fuel by regulation in force at the commencement of the calendar month during which the licence, if granted, would be in force.

(5) Subject to subsections (7) and (8) of this section the Governor may, by regulation, determine a value per litre for motor spirit and a value per litre for diesel fuel for the purposes of subsection (4) of this section.

(6) A determination under subsection (5) of this section shall come into force on the commencement of a calendar month specified in the regulation and shall have effect in substitution for any previous determination.

(7) The Governor shall not make a regulation under subsection (5) of this section determining—

(*a*) a value per litre for motor spirit that exceeds the maximum of the bulk wholesale resellers' maximum prices for premium grade motor spirit fixed by order under the Prices Act, 1948-1978, as in force at the commencement of the calendar month that is the last calendar month but one preceding the calendar month in which the determination comes into force;

or

(*b*) a value per litre for diesel fuel that exceeds the maximum of the bulk wholesale resellers' maximum prices for distillate fixed by order under the Prices Act, 1948-1978, as in force at the commencement of the calendar month that is the last calendar month but one preceding the calendar month in which the determination comes into force.

(8) Where a determination is in force under this section, a further determination, that comes into force before the expiration of three months from the day on which the former determination came into force, shall not be made.

(9) Where—

(*a*) an application is made on behalf of the members of a group of petroleum vendors for a Class A licence;

and

(*b*) any member of the group referred to in paragraph (*a*) of this subsection was, at any time during the relevant period, a member of another group of petroleum vendors (any one or more of the members of which is not a member of the group referred to in paragraph (*a*) of this subsection),

the petroleum products sold by members of the firstmentioned group during that relevant period shall, for the purposes of subsection (1) (*a*) of this section, be deemed to have included any petroleum products sold by any of the members of the other group during that period unless the applicant satisfies the Commissioner that a fee for a Class A licence has been paid to the Commissioner after having been assessed in respect of the sale of petroleum products by the members of the other group during that relevant period.

(10) Where an application is made for a Class A licence and the applicant or the group of which he is a member did not carry on the business of the holder of a Class A licence during the whole of the relevant period, the fee payable in respect of the licence shall be such amount as is assessed by the Commissioner as being just and reasonable in the circumstances of the case, having regard to the petroleum products that in the opinion of the Commissioner would have been sold if the applicant or the group had been carrying on that business during the whole of that period.

(11) Where an application is made for a Class A licence and the applicant or the group of which he is a member carried on the business of the holder of a Class A licence during the whole of the relevant period, but the Commissioner is of the opinion that he is unable for any reason accurately to assess the fee payable under this section, the fee payable in respect of the licence shall be such amount as is assessed by the Commissioner as being just and reasonable in the circumstances of the case.

(12) A fee payable in respect of a licence under this section is payable by the persons by or on behalf of whom the application is made.

Adjustment of fee.

19. (1) Where, in the opinion of the Commissioner, the fee assessed in respect of a Class A licence was assessed incorrectly, the Commissioner may at any time reassess the fee in accordance with this Act.

(2) Where on a reassessment of a fee under subsection (1) of this section the fee is reduced, the amount overpaid shall be refunded by the Commissioner.

(3) Where upon a reassessment of a fee under subsection (1) of this section, the amount of the fee is increased, the Commissioner may recover as a debt, in any court of competent jurisdiction, the amount by which the fee is increased from the person to whom the licence was granted.

(4) Where the licence was held by two or more persons, they shall be jointly and severally liable to pay any amount recoverable under subsection (3) of this section.

Particulars of dealings with petroleum products.

20. (1) The Commissioner may, by instrument in writing, require—

(*a*) a person who is carrying on, or has carried on, or is or was concerned in, a business of dealing with petroleum products;

(*b*) a person who, as agent or employee of a person referred to in paragraph (*a*) of this subsection, has or has had duties or provides or has provided services in connection with a business so referred to,

to furnish to the Commissioner in writing, within such period as is specified in the instrument or such further period as the Commissioner may allow—

(*c*) a statement of such particulars with respect to the petroleum products or any of them, as are so specified, not being particulars relating to any period after the date of the requirement;

and

(*d*) such statutory declarations or certificates as the Commissioner thinks fit verifying the accuracy of the statement.

(2) A person shall not fail to comply with any requirement made of him under subsection (1) of this section.

Penalty: Two thousand five hundred dollars.

(3) A person is not guilty of an offence under subsection (2) of this section if the court hearing the charges is satisfied—

(*a*) that the defendant could not, by the exercise of reasonable diligence, have complied with the requirement to which the charge relates;

or

(*b*) that the defendant complied with that requirement to the extent of his ability to do so.

Licences.

21. (1) The Commissioner upon—

(*a*) application made in a form approved by him for a licence;

(*b*) receipt of the particulars, if any, required by him;

and

(*c*) payment of the fee assessed by the Commissioner in accordance with this Act in the case of a Class A licence, or the fee fixed by this Act in the case of a Class B licence,

may grant or refuse to grant the licence to the applicant.

(2) Where an applicant for a Class A licence is a member of a group of petroleum vendors the application must be made on behalf of all members of the group.

(3) Where an application for a Class A licence is made on behalf of the members of a group, and a licence is granted upon that application, the names of all the members of the group shall be inserted in the licence and they shall be regarded as joint holders of the licence.

(4) The Commissioner shall, on the grant of a Class B licence, cause the premises which are to be used for, or in connection with, the business in respect of which the licence is granted to be specified in the licence and shall, upon receipt at any time of a request by the holder of the licence in a form approved by the Commissioner and payment of the prescribed fee (if any) alter the specification in accordance with the request.

(5) A holder of a Class B licence shall not carry on the business of selling petroleum products except at the premises for the time being specified in the licence pursuant to subsection (4) of this section.

Penalty: Two hundred and fifty dollars.

(6) A licence shall be in force on and from the date specified in the licence as the date on which the licence shall come into force.

(7) An application for a licence may not be made earlier than two months before the commencement of the period in respect of which the licence is applied for.

(8) Where the Commissioner refuses to grant a licence he shall, in writing, inform the applicant of the reasons for the refusal and refund to the applicant any fee paid by the applicant and referred to in subsection (1) of this section.

Term of licence.

22. (1) A Class A licence shall expire, subject to this Act, at the end of the calendar month in which it came into force.

(2) A Class B licence shall expire, subject to this Act, on the day preceding the next anniversary of the appointed day occurring after the grant of the licence.

Surrender of licence.

23. The holder of a Class B licence may, at any time, by notice in writing to the Commissioner, surrender his licence, and the licence shall thereupon cease to be in force.

Register of licences.

24. (1) The Commissioner shall cause a register to be kept of the holders of Class A licences and the holders of Class B licences.

(2) The register shall be available at the office of the Commissioner for inspection by members of the public during ordinary office hours.

Invoices, statements of accounts and receipts to be endorsed.

25. (1) A holder of a Class A licence shall endorse on every invoice, statement of account and receipt issued by him for or in relation to the sale of petroleum products the words "Licensed petroleum wholesaler".

Penalty: Five hundred dollars.

(2) A person who is not the holder of a Class A licence shall not issue an invoice, statement of account or receipt for or in relation to the sale of petroleum products which is endorsed with the words "Licensed petroleum wholesaler" or words of similar effect.

Penalty: One thousand dollars.

(3) Subsection (1) of this section shall come into operation on the first day of July, 1980.

Records to be kept.

26. (1) A person who carries on the business of dealing with petroleum products shall keep such accounts, records, books and documents as may be prescribed containing such particulars as may be prescribed relating to petroleum products and shall preserve each of those accounts, records, books and documents for a period of five years after the last entry was made in it.

Penalty: One thousand dollars.

(2) This section shall not apply so as to require the preservation of any accounts, records, books or documents—

(*a*) in respect of which the Commissioner has notified the person carrying on the business that preservation is not required;

or

(*b*) of a company which has gone into liquidation and which has been finally dissolved.

PART IV

OBJECTIONS AND APPEALS

Appeal.

27. (1) Subject to this Act, an appeal to the Tribunal may be instituted by—

(*a*) an applicant for a licence against a refusal by the Commissioner to grant the licence under this Act;

or

(*b*) a licensee against the assessment or reassessment of a fee in respect of his licence.

(2) Subject to this Act, the procedure for the hearing and determination of an appeal shall be as determined by the Tribunal.

Appeals other than appeals against assessment.

28. (1) An appeal against a refusal by the Commissioner to grant a licence must be instituted within one month of the refusal, but the Tribunal may, if it is satisfied that it is just and reasonable in the circumstances to do so, dispense with the requirement that the appeal should be so instituted.

(2) The Tribunal may, on the hearing of an appeal against a refusal to grant a licence, do one or more of the following, according to the nature of the case—

(*a*) affirm the decision appealed against, or quash the decision and substitute any decision that could have been made by the Commissioner in the first instance;

(*b*) remit the subject matter of the appeal to the Commissioner for further consideration;

(*c*) make any further or other order as to any other matter that the case requires.

PART IV

Objection to and appeal against assessment or reassessment.

29. (1) A person who is liable to pay a fee assessed or reassessed under this Act may, if he believes the fee to be excessive, object to the Commissioner against the assessment or reassessment on the ground that it was not properly made in accordance with this Act.

(2) The Commissioner shall, as soon as practicable, determine the objection and serve on the objector notice of his determination.

(3) If the objector is not satisfied with the determination of the Commissioner on his objection or if within one month after the objection was lodged the Commissioner has not given a determination with respect to the objection, the objector may appeal to the Tribunal against the assessment or reassessment of the fee on the ground referred to in subsection (1) of this section.

(4) An appeal under subsection (3) of this section may be lodged—

(*a*) where the objector is not satisfied with the determination of the Commissioner on his objection, within one month after his being notified by the Commissioner of that determination;

or

(*b*) where the Commissioner has not, within one month after the objection was lodged, given a determination with respect to the objection, within two months after the objection was lodged.

(5) The Tribunal shall hear and determine the appeal and assess the fee payable and the provisions of this Act apply to the Tribunal's assessment of that fee in the same way as they apply to the assessment of fees by the Commissioner.

(6) Where, on an objection or appeal made under this section, the Commissioner or the Tribunal upholds the objection or appeal, in whole or in part the Commissioner shall, where the whole of the fee as determined on the objection or appeal has been paid, refund any amount overpaid to the person who paid the whole of the fee as originally assessed.

Appeal to Local Court against decision of Tribunal.

30. (1) Subject to this section, an appeal to a Local Court of full jurisdiction against any decision or order of the Tribunal may be instituted by any person who was a party to the proceedings in which the decision or order was made.

(2) An appeal under this section must be instituted within one month of the making of the decision or order appealed against, but the Local Court may, if it is satisfied that it is just and reasonable in the circumstances to do so, dispense with the requirement that the appeal should be so instituted.

(3) The Local Court may, on the hearing of an appeal under this section do one or more of the following, according to the nature of the case—

(*a*) affirm the decision or order appealed against;

(*b*) quash the decision or order appealed against and substitute any decision or order that could have been made by the Tribunal;

(*c*) make any further or other order as to any other matter that the case requires.

(4) No appeal shall lie against a decision or order of the Local Court.

PART V

MISCELLANEOUS

Payment of fees into Highways Fund.

31. There shall be paid out of the General Revenue (which is hereby to the necessary extent appropriated accordingly) into the Highways Fund established under the Highways Act, 1926-1979, as soon as practicable after the end of each calendar month an amount equal to the amount collected in licence fees under this Act less an amount determined by the Treasurer as being the cost of the administration of this Act together with the cost of the administration of the Motor Fuel Distribution Act, 1973-1979, during that month.

Disclosure of information.

32. (1) Except as provided by subsection (2) of this section, a person shall not disclose any information or publish any document or part of a document obtained by him in connection with the administration or execution of this Act unless the disclosure or publication is made—

(*a*) with the consent of the person from whom the information or document was obtained;

(*b*) in connection with the administration or execution of this Act;

or

(*c*) for the purpose of any legal proceedings arising out of this Act or of any report of any such proceedings.

Penalty: Two thousand five hundred dollars.

(2) The Commissioner may communicate any matter which comes to his knowledge in the exercise or performance of his powers, authorities, duties or functions under this Act to an officer or authority engaged in administering or executing a law of another State or a Territory relating to the licensing of persons to carry on the business of selling petroleum products.

(3) Nothing in subsection (1) of this section prevents the disclosure of information or the publication of a document in accordance with any lawful requirement of the Commonwealth Statistician.

False or misleading statements.

33. (1) A person shall not—

(*a*) make or deliver an application or other document under this Act;

or

(*b*) make an answer whether orally or in writing to a question put to him pursuant to this Act by the Commissioner or the Tribunal,

that is to his knowledge false or misleading in a material particular.

Penalty: Five thousand dollars.

(2) A person shall not—

(*a*) in furnishing any information;

(*b*) in giving any notification;

or

(*c*) in keeping any record,

pursuant to this Act, make or cause to be made any statement or representation that is to his knowledge false or misleading in a material particular.

Penalty: Five thousand dollars.

Additional assessment.

34. (1) Where an applicant for a licence has made a false statement in or in relation to his application and the Commissioner believes that the false statement resulted in the fee paid for the licence being less than the fee that should have been paid, the Commissioner may make an assessment of the additional amount that, in his judgment, should have been paid.

(2) Where a person is assessed to pay an additional amount under subsection (1) of this section he shall pay the amount so assessed to the Commissioner within thirty days of the receipt of the assessment.

(3) The Commissioner may recover in any court of competent jurisdiction any amount payable under an assessment made in subsection (1) of this section as a debt due to the Crown.

Recovery of unpaid fees from unlicensed persons.

35. (1) Where a person was required by this Act to hold a licence in respect of any period, but did not do so, the person shall pay to the Commissioner an amount equal to the licence fee that would have been payable if he had been licensed.

(2) The Commissioner may assess the amount payable under this section.

(3) Notice of the assessment under this section shall be served on the person against whom the assessment was made.

(4) Any amount assessed under this section may be recovered by the Commissioner, as a debt, in any court of competent jurisdiction.

(5) Proceedings may not be commenced under subsection (4) of this section until—

(*a*) if the person does not object to the assessment—the expiration of one month after service of notice of the assessment under subsection (3) of this section;

(*b*) if the person objects to the assessment but does not appeal against the assessment—the expiration of the period during which an appeal could have been made;

or

(*c*) if the person appeals against the assessment—the appeal is determined.

(6) A certificate purporting to be signed by the Commissioner and stating that a specified amount is the amount assessed under this section in respect of a specified person is admissible in proceedings for the recovery of that amount and shall, in the absence of proof to the contrary, be proof of the assessment.

Evidence.

36. In any proceedings for an offence against this Act an allegation in the complaint that—

(*a*) a person is an Inspector;

or

(*b*) a person named therein was or was not the holder of a licence at the time mentioned therein,

shall, in the absence of proof to the contrary, be deemed to be proved.

PART V

Summary procedure.

37. (1) Proceedings in respect of offences under this Act shall be disposed of summarily.

(2) Proceedings for an offence against this Act may be commenced at any time within two years after the day on which the offence is alleged to have been committed.

Offences by bodies corporate.

38. Where a person convicted of an offence against this Act is a body corporate, every director and the manager of that body corporate shall be guilty of an offence and liable to the same penalty as is prescribed for the principal offence unless he proves that he could not, by the exercise of reasonable diligence, have prevented the commission of the offence by the body corporate.

Service of documents and notices.

39. Any document to be delivered or any notice to be given to any person under this Act may be delivered or given by post.

Regulations.

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

(2) Without limiting the generality of subsection (1) of this section those regulations may—

(*a*) provide for and require the making of returns relating to sales, purchases, or stocks of, or dealings with, petroleum products;

and

(*b*) impose a penalty not exceeding two hundred dollars for a breach of a regulation.

Amendment of Motor Fuel Distribution Act, 1973-1974.

41. (1) The Motor Fuel Distribution Act, 1973-1974, is amended—

(*a*) by striking out paragraph (*b*) of subsection (2) of section 17a and inserting in lieu thereof the following paragraph:—

(*b*) any failure to make application, in accordance with this Act, for renewal of the licence in respect of the premises;

(*b*) by inserting in section 31 after the passage "application for" the passage "the grant or renewal of";

(*c*) by striking out paragraph (*c*) of section 31;

(*d*) by striking out paragraph (*c*) of subsection (1) of section 34 and inserting in lieu thereof the following paragraph:—

(*c*) the licence expires and is not renewed;

(*e*) by striking out section 35 and inserting in lieu thereof the following section:—

Renewal of licence.

35. (1) A licence shall, subject to this Act, expire on the day being the anniversary of the appointed day next occurring after the grant of the licence or the last renewal of the licence, as the case may be.

(2) The Board shall grant a renewal of a licence upon application made in accordance with this Act before the expiry of the licence.

(3) The Board may grant a renewal of a licence notwithstanding that application for the renewal is made out of time.

(*f*) by striking out from subsection (3) of section 36 the passage "and be accompanied by the prescribed fee";

(*g*) by striking out paragraph (*c*) of section 41;

(*h*) by striking out from subsection (3) of section 45 the passage "and be accompanied by the prescribed fee";

and

(*i*) by striking out paragraph (*b*) of subsection (2) of section 64.

(2) The Motor Fuel Distribution Act, 1973-1974, as amended by subsection (1) of this section, may be cited as the "Motor Fuel Distribution Act, 1973-1979".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 58 of 1979

An Act to amend the Road Maintenance (Contribution) Act, 1963-1979.

[*Assented to* 16*th August*, 1979]

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 Maintenance (Contribution) Act Amendment Act (No. 2), 1979".

(2) The Road Maintenance (Contribution) Act, 1963-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Road Maintenance (Contribution) Act, 1963-1979".

Commencement.

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

Enactment of ss. 14 and 15 of principal Act.

3. The following sections are enacted and inserted in the principal Act after section 13 thereof:—

Non-application of Act to journeys on or after 1/7/79.

14. This Act shall not apply and be deemed not to have applied to or in relation to any journey, or part of any journey, occurring on or after the first day of July, 1979.

Expiry of Act.

15. (1) This Act shall expire on a day to be fixed by proclamation.

(2) The Governor may, by proclamation, fix a day for the purposes of subsection (1) of this section.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 59 of 1979

An Act to apply, out of the General Revenue, a further sum of Two Hundred and Seventy Million Dollars to the Public Service for the financial year ending on the thirtieth day of June, 1980.

[*Assented to* 16*th August,* 1979]

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

Short title.

1. This Act may be cited as the "Supply Act (No. 2), 1979".

Issue and application of $270 000 000.

2. Out of the General Revenue of the State there shall be issued and applied, from time to time, for the public service of the State for the financial year ending on the thirtieth day of June, 1980, in addition to any moneys so issued and applied pursuant to the Supply Act (No. 1), 1979, any moneys not exceeding in the whole two hundred and seventy million dollars.

Payments not to exceed last years Estimates except in certain respects.

3. (1) No payments for any establishment or service shall be made out of the moneys referred to in section 2 of this Act in excess of the rates voted for similar establishments or services on the Estimates for the financial year ended on the thirtieth day of June, 1979, but there may be paid out of those moneys increases of salaries or wages payable by the Government of the State pursuant to any return made under the Acts relating to the public service, or pursuant to any regulation, or any award, order, or determination of a Court or other body empowered to fix salaries or wages.

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

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 60 of 1979

An Act to apply, out of the General Revenue, a further sum of Sixty Million Dollars to the Public Service for the financial year ending on the thirtieth day of June, 1980.

[*Assented to 25th October,* 1979]

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. 3), 1979". 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 on the thirtieth day of June, 1980, in addition to any moneys so issued and applied pursuant to the Supply Acts (Nos. 1 and 2), 1979, any moneys not exceeding in the whole sixty million dollars. Issue and application of $60 000 000.

3. (1) No payments for any establishment or service shall be made out of the moneys referred to in section 2 of this Act in excess of the rates voted for similar establishments or services on the Estimates for the financial year ended on the thirtieth day of June, 1979, but there may be paid out of those moneys increases of salaries or wages payable by the Government of the State pursuant to any return made under the Acts relating to the public service, or pursuant to any regulation, or any award, order or determination of a Court, or other body empowered to fix salaries or wages. Payments not to exceed last years Estimates except in certain respects.

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

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 61 of 1979

An Act to amend the Land Tax Act, 1936-1977.

[*Assented to 8th November,* 1979]

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, 1979".

(2) The Land Tax Act, 1936-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Land Tax Act, 1936-1979".

Commencement.

2. This Act shall be deemed to have come into operation on the thirtieth day of June, 1979.

Amendment of principal Act, s. 10—Exemptions from land tax.

3. Section 10 of the principal Act is amended—

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

(l) Land that is exempt from land tax under section 10a of this Act.;

and

(*b*) by inserting after subsection (2) the following subsection:—

(3) The taxes so imposed for a particular financial year shall, subject to this Act, be calculated as at midnight on the thirtieth day of June immediately preceding that financial year on the basis of circumstances then existing.

Enactment of s. 10a of principal Act.

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

Exemption of land that constitutes the owner's principal place of residence.

10a. (1) Land is exempt from land tax under this section if—

(*a*) proper grounds exist for exempting the land from land tax;

and

(*b*) the land has been exempted from land tax in pursuance of this section and the exemption is, for the time being, in force.

(2) Where proper grounds exist upon which that land may be exempted from land tax in pursuance of this section an owner of the land may apply to the Commissioner for an exemption in respect of that land.

(3) A person shall not make any false or misleading statement or representation in an application made, or purporting to be made, under this section.

Penalty: One thousand dollars or imprisonment for three months.

(4) Where the Commissioner is satisfied, either upon application or otherwise, that proper grounds exist for exempting land from land tax under this section, he may exempt that land from land tax.

(5) Where the Commissioner exempts land from land tax in pursuance of this section, he shall give notice in writing to an owner of the land setting out the grounds on which the exemption is made.

(6) Where—

(*a*) a notice of exemption under subsection (5) of this section contains a statement purporting to be—

(i) a statement of fact;

and

(ii) a ground on which the exemption is made;

and

(*b*) the statement is inaccurate in any respect,

the owner to whom notice of the exemption was given shall, within twenty-one days after the date on which he receives the notice, notify the Commissioner of the inaccuracy.

Penalty: Five hundred dollars.

(7) Where—

(*a*) land has been exempted from land tax in pursuance of this section;

and

(*b*) in the opinion of the Commissioner, proper grounds for the exemption do not, or have ceased to, exist,

the Commissioner may revoke the exemption.

(8) Where land has been exempted from land tax in pursuance of this section, and proper grounds for the exemption cease to exist, the owner of the land shall forthwith inform the Commissioner in writing of that fact and (whether or not the Commissioner is so informed and whether or not the exemption is revoked) the land shall cease to be exempt from land tax.

(9) Where the owner of land fails to comply with subsection (8) of this section, he shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars.

(10) An exemption granted in pursuance of this section shall be effective from a day (which may be antecedent or subsequent to the day on which it was granted) determined by the Commissioner but no such exemption shall be effective before the thirtieth day of June, 1980.

(11) For the purposes of this section, proper grounds for exempting land from land tax exist if—

(*a*) the land is owned by—

(i) a natural person for whom the land constitutes his principal place of residence (whether or not he is the sole owner of the land);

or

(ii) a company entitled to the benefit of this section in respect of the land;

and

(*b*) the criteria for the time being in force under subsection (13) of this section are satisfied.

(12) Where—

(*a*) the whole of the land owned by a company consists of a group of dwellings and land appurtenant to those dwellings;

(*b*) all the issued shares of the company are owned by shareholders who acquire exclusive rights to occupy land of the company by virtue of their shareholdings in the company;

and

(*c*) each dwelling owned by the company is occupied by a shareholder in the company or a person deriving his rights of occupancy from a shareholder in the company,

the company is entitled to the benefit of this section in respect of any of its land that is occupied by a shareholder (being a natural person) as his principal place of residence.

(13) The Governor may, by regulation, determine criteria for the purposes of subsection (11) (*b*) of this section.

(14) A notice under this section may be given personally or by post.

(15) Where an owner of land contravenes or fails to comply with a provision of this section, and, in consequence, land tax is not assessed in respect of that land during a financial year for which land tax is payable upon the land, the Commissioner may assess the land tax upon the land for that financial year at a rate not exceeding double the rate that would otherwise have been applicable.

Amendment of principal Act, s. 11— Basis for establishing unimproved value of land.

5. Section 11 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) Subject to this Act, for the purpose of calculating land tax for a particular financial year, the unimproved value of land subject to land tax shall be based upon determinations of unimproved value relating to that land in force at midnight on the thirtieth day of June immediately preceding the commencement of that financial year.

Amendment of principal Act, s. 11a— Taxable value of land.

6. Section 11a of the principal Act is amended by inserting after subsection (3) the following subsection:—

(4) Where—

(*a*) the taxpayer in respect of any parcel of land is—

(i) a natural person;

or

(ii) a company entitled to the benefit of this subsection;

(*b*) a determination of unimproved value was in force in relation to that parcel of land as at the thirtieth day of June, 1978;

and

(*c*) the taxable value of the land as at midnight on the thirtieth day of June, 1979, was greater than the taxable value of the land as at midnight on the thirtieth day of June, 1978,

land tax in respect of the land for the financial year commencing on the first day of July, 1979, shall be calculated on the basis of the taxable value of the land as at midnight on the thirtieth day of June, 1978.

(5) A company is entitled to the benefit of subsection (4) of this section if—

(*a*) the whole of the land owned by the company consists of a group of dwellings and land appurtenant to those dwellings;

(*b*) all the issued shares of the company are owned by shareholders who acquire exclusive rights to occupy land of the company by virtue of their shareholdings in the company;

and

(*c*) each dwelling owned by the company is occupied by a shareholder in the company or a person deriving his rights of occupancy from a shareholder in the company.

Amendment of principal Act, s. 12a— Partially exempt land.

7. Section 12a of the principal Act is amended by striking out paragraph (*b*) of subsection (2) and inserting in lieu thereof the following paragraphs:—

(*b*) if the taxable value of the land exceeds $10 000 but does not exceed $20 000—$10 plus 1·5 cents for each $10 or part thereof over $10 000;

(*c*) if the taxable value of the land exceeds $20 000—$25 plus 2 cents for each $10 or part thereof over $20 000.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 62 of 1979

An Act for the appropriation of revenue of the State for the financial year ending on the thirtieth day of June, 1980, and for other purposes

[*Assented to 15th November,* 1979]

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

Short title.

1. This Act may be cited as the "Appropriation Act (No. 2), 1979".

Further issue.

2. Out of the moneys paid to the State by the Commonwealth, and any other General Revenue of the State not otherwise by law specially appropriated, there may be issued and applied such a further sum as will, together with all sums issued and applied pursuant to the Acts (other than this Act) authorizing the issue and application out of the General Revenue of any moneys for the public service of the State for the financial year ending on the thirtieth day of June, 1980, amount to the sum of one thousand and ninety-nine million, six hundred and sixty-seven thousand dollars.

Appropriation of General Revenue.

3. (1) The sum of one thousand and ninety-nine million, six hundred and sixty-seven thousand dollars referred to in section 2 of this Act is appropriated for the public service of the State for the financial year ending on the thirtieth day of June, 1980, for the purposes mentioned in the schedule.

(2) If—

(*a*) during the financial year ending on the thirtieth day of June, 1980, any increases of salaries or wages become payable by the State or in relation to any prescribed establishment pursuant to any return made under the Acts relating to the public service, or pursuant to any regulation or any award, order or determination of a court or other body empowered to fix salaries or wages;

and

(*b*) those increases, together with increases in pay-roll tax arising therefrom, were not provided for in the estimates of expenditure for that financial year,

the Governor may, by warrant under section 32a of the Public Finance Act, 1936, as amended, appropriate out of the General Revenue of the State such amounts as are equal to those increases of salaries, wages and pay-roll tax and those appropriations shall be additional to the appropriations made by virtue of subsection (1) of this section, and the aggregate amount which may be appropriated under section 32a of the Public Finance Act, 1936, as amended, for that financial year shall be increased by the amount appropriated pursuant to this subsection.

(3) The Governor may, by warrant under section 32a of the Public Finance Act, 1936, as amended, appropriate out of the General Revenue of the State any money required to meet further expenditure beyond the amounts provided in the estimates of expenditure for the financial year ending on the thirtieth day of June, 1980, for costs of electricity supplied to the Engineering and Water Supply Department for pumping water and the aggregate amount which may be appropriated under section 32a of the Public Finance Act, 1936, as amended, for that financial year shall be increased by the amount appropriated pursuant to this subsection.

(4) In this section—

"prescribed establishment" means any establishment in respect of which a grant towards its operation or maintenance has been included in the estimates of expenditure for the financial year ending on the thirtieth day of June, 1980.

Treasurer to pay the orders of Governor, and discharge by receipt of party.

4. This issue and payment by the Treasurer, from time to time, of any sums of money for the purposes hereinbefore mentioned, not exceeding in the whole the amount hereinbefore specified, in such portions as the Governor directs by any orders in writing signed by him and countersigned by the Chief Secretary, is hereby authorized; and the Treasurer shall, in his accounts, be allowed credit for all sums paid by him in pursuance of such orders accordingly; and the receipts of the persons to whom such sums are so paid shall be to him a full discharge for the sums for which the receipts are given, and the amounts thereof shall be passed to his credit in account accordingly.

Power to issue money other than revenue or money received from the Commonwealth.

5. If the moneys paid to the State by the Commonwealth and the General Revenue of the State are insufficient to make the payments authorized by section 3 of this Act, moneys may be issued to make good the deficiency out of loan funds or other public funds or out of moneys raised by way of bank overdraft.

Power to make payments.

6. The Treasurer may—

(*a*) out of the moneys appropriated by this Act and included in the estimates of expenditure for the financial year ending on the thirtieth day of June, 1980;

or

(*b*) out of any money which may be appropriated pursuant to subsection (2) of section 3 of this Act,

make any payment notwithstanding that the payment is in respect of a period prior to the first day of July, 1979.

Expenditure from Hospitals Fund.

7. The Treasurer may out of the account in the Treasury known as the "Hospitals Fund" expend such sums as may, in accordance with any Act, be available therein for the purposes of the provision, maintenance, development and improvement of public hospitals and equipment for public hospitals: But such expenditure shall not exceed in the aggregate—

(*a*) during the financial year ending on the thirtieth day of June, 1980, the sum of twenty-seven million dollars;

(*b*) during the period between the thirtieth day of June, 1980, and the commencement of the Act for the appropriation of revenue of the State for the financial year ending on the thirtieth day of June, 1981, the sum of nine million dollars.

Hospitals and public health.

8. (1) All moneys paid to the State by the Commonwealth by way of grant or payment under any Act or Acts of the Commonwealth relating to hospitals or public health shall be credited to such special accounts in the books of the Treasurer as the Treasurer shall determine and the Treasurer shall issue and pay out of the moneys so credited such sums as are required for the purposes specified in that Act or, as the case may be, respectively specified in those Acts.

(2) All moneys received in relation to hospitals or public health that would, but for this subsection, be payable to the General Revenue of the State, shall be paid to such special accounts in the books of the Treasurer as the Treasurer shall determine and are hereby appropriated for the purposes of hospitals and public health and the Treasurer shall issue and pay out of the moneys so appropriated such sums as are required for those purposes in addition to such other sums as may be appropriated for those purposes otherwise than by this subsection.

Payments to be in addition to other payments.

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

SCHEDULE

Amounts proposed to be expended from General Revenue during the Financial year ending 30th June, 1980

Purposes of Appropriation	Estimated Expenditure	
	$	
Legislative Council	226 000	Estimates 1979-80.
House of Assembly	454 000	
Parliamentary Library	178 000	
Joint House Committee	197 000	
Electoral	1 210 000	
Parliamentary Standing Committee on Public Works	41 000	
Parliamentary Committee on Land Settlement	5 000	
Legislature, Miscellaneous	1 512 000	
State Governor's Establishment	254 000	
Premier's	4 130 000	
Public Service Board	3 745 000	
Premier, Minister of State Development and Minister of Ethnic Affairs, Miscellaneous	1 194 000	
Treasury	4 063 000	
Treasurer, Miscellaneous	41 962 000	
Services and Supply	4 083 000	
Deputy Premier, Miscellaneous	520 000	
Mines and Energy	8 300 000	
Minister of Mines and Energy, Miscellaneous	626 000	
Law	9 814 000	
Supreme Court	1 082 000	
Attorney-General, Miscellaneous	729 000	
Corporate Affairs Commission	1 167 000	
Minister of Corporate Affairs, Miscellaneous	45 000	
Industrial Affairs and Employment	5 188 000	
Trade and Industry	1 370 000	
Minister of Industrial Affairs, Miscellaneous	7 292 000	
Public Buildings	57 894 000	
Education	324 750 000	
Further Education	43 252 000	
Minister of Education and Minister of Aboriginal Affairs, Miscellaneous	29 227 000	
Police	67 208 000	
Auditor-General's	1 572 000	
Correctional Services	10 408 000	
Chief Secretary, Miscellaneous	2 742 000	
Fisheries	1 670 000	
Minister of Fisheries, Miscellaneous	5 000	
Marine and Harbors	12 503 000	
Minister of Marine, Miscellaneous	904 000	
Local Government	8 922 000	
Minister of Local Government and Minister of Housing, Miscellaneous	2 787 000	
Arts	1 164 000	
Art Gallery	1 062 000	
Minister of Arts, Miscellaneous	7 917 000	

SCHEDULE—*continued*

Amounts proposed to be expended from General Revenue during the Financial year ending 30th June, 1980

Purposes of Appropriation	Estimated Expenditure
	$
Agriculture	16 963 000
Minister of Agriculture and Minister of Forests, Miscellaneous	5 932 000
Environment	8 739 000
Minister of Environment, Miscellaneous	61 000
Urban and Regional Affairs	2 730 000
Minister of Planning, Miscellaneous	1 692 000
Transport	10 095 000
Highways	20 146 000
Minister of Transport and Minister of Recreation and Sport, Miscellaneous	51 073 000
Community Welfare	31 717 000
Minister of Community Welfare, Miscellaneous	12 584 000
Public and Consumer Affairs	6 566 000
Minister of Consumer Affairs, Miscellaneous	39 000
Minister of Health, Miscellaneous	172 600 000
Tourism	2 670 000
Minister of Tourism, Miscellaneous	146 000
Engineering and Water Supply	63 832 000
Minister of Water Resources and Minister of Irrigation, Miscellaneous	3 785 000
Lands	14 611 000
Minister of Lands and Minister of Repatriation, Miscellaneous	312 000
Total	$1 099 667 000

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 63 of 1979

An Act to amend the Gift Duty Act, 1968-1976.

[*Assented to 15th November,* 1979]

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 "Gift Duty Act Amendment Act, 1979".

(2) The Gift Duty Act, 1968-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Gift Duty Act, 1968-1979".

Enactment of s. 5a of principal Act.

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

Non-application of this Act to certain gifts.

5a. Notwithstanding any other provision of this Act—

(*a*) this Act shall not apply to any gift made on or after the first day of January, 1980;

and

(*b*) no such gift shall be taken into account in assessing the duty payable in respect of a gift made before that date.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 64 of 1979

An Act to amend the Pay-roll Tax Act, 1971-1978.

[*Assented to 15th November,* 1979]

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 "Pay-roll Tax Act Amendment Act, 1979".

(2) The Pay-roll Tax Act, 1971-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Pay-roll Tax Act, 1971-1979".

Commencement.

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

Amendment of principal Act, s. 11a—Deduction from taxable wages.

3. Section 11a of the principal Act is amended—

(*a*) by striking out subparagraph (iv) of paragraph (*a*) of the definition of "minimum amount" in subsection (1) and inserting in lieu thereof the following subparagraphs:—

(iv) commencing on or after the first day of January, 1979, and ending before the first day of January, 1980, means the amount of two thousand four hundred and seventy-five dollars;

(v) commencing on or after the first day of January, 1980, means the amount of two thousand seven hundred dollars;;

and

(*b*) by striking out subparagraph (iv) of paragraph (*a*) of the definition of "prescribed amount" in subsection (1) and inserting in lieu thereof the following subparagraphs:—

(iv) commencing on or after the first day of January, 1979, and ending before the first day of January, 1980, means the amount of five thousand five hundred dollars;

(v) commencing on or after the first day of January, 1980, means the amount of six thousand dollars;.

Amendment of principal Act, s. 12— Exemption from pay-roll tax.

4. Section 12 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) Where—

(*a*) an employer employs on a full-time basis a person who is, at the commencement of that employment, under the age of twenty years;

(*b*) the employee was not employed on a full-time basis by that employer prior to the first day of October, 1979;

and

(*c*) the conditions of the regulations affecting the eligibility of the employer to obtain the benefit of this subsection in respect of that employee are satisfied,

the wages paid or payable to that employee (being wages that are paid or become payable after the commencement of the Pay-roll Tax Act Amendment Act, 1979) are not liable to pay-roll tax.

(3) For the purposes of subsection (2) of this section, an employee shall be regarded as being employed on a full-time basis if he is, under the terms of his employment, ordinarily required to work for at least thirty-five hours per week.

(4) The regulations first made for the purposes of subsection (2) (*c*) of this section shall be deemed to have come into operation on the commencement of the Pay-roll Tax Act Amendment Act, 1979.

Amendment of principal Act, s. 13a— "Financial year" for purposes of this section and sections 13b and 13c and "prescribed amount" for purposes of sections 13b and 13c.

5. Section 13a of the principal Act is amended—

(*a*) by striking out subparagraph (v) of paragraph (*e*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(v) in relation to the financial year commencing on the first day of July, 1979, the amount of thirty-three thousand dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of thirty-six thousand dollars;;

(*b*) by striking out subparagraph (iv) of paragraph (*g*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(iv) in relation to the financial year commencing on the first day of July, 1978, the amount of thirty-three thousand dollars;

(v) in relation to the financial year commencing on the first day of July, 1979, and each succeeding financial year, the amount of thirty-six thousand dollars;;

(*c*) by striking out subparagraph (v) of paragraph (*j*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(v) in relation to the financial year commencing on the first day of July, 1979, the amount of fourteen thousand eight hundred and fifty dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of sixteen thousand two hundred dollars;;

and

(*d*) by striking out subparagraph (iv) of paragraph (*k*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(iv) in relation to the financial year commencing on the first day of July, 1978, the amount of fourteen thousand eight hundred and fifty dollars;

(v) in relation to the financial year commencing on the first day of July, 1979, and each succeeding financial year the amount of sixteen thousand two hundred dollars;.

Amendment of principal Act, s. 14— Registration.

6. Section 14 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage "one thousand two hundred and fifty dollars" and inserting in lieu thereof the passage "one thousand three hundred and seventy-five dollars";

and

(*b*) by striking out from subsection (2b) the passage "one thousand two hundred and fifty dollars" and inserting in lieu thereof the passage "one thousand three hundred and seventy-five dollars".

Amendment of principal Act, s. 18k— "Financial year" for purposes of this section and sections 18l and 18m and "prescribed amount" for purposes of sections 18l and 18m.

7. Section 18k of the principal Act is amended—

(*a*) by striking out subparagraph (v) of paragraph (*e*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(v) in relation to the financial year commencing on the first day of July, 1979, the amount of thirty-three thousand dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of thirty-six thousand dollars;;

(*b*) by striking out subparagraph (iv) of paragraph (*g*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(iv) in relation to the financial year commencing on the first day of July, 1978, the amount of thirty-three thousand dollars;

(v) in relation to the financial year commencing on the first day of July, 1979, and each succeeding financial year, the amount of thirty-six thousand dollars;;

(*c*) by striking out subparagraph (v) of paragraph (*j*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(v) in relation to the financial year commencing on the first day of July, 1979, the amount of fourteen thousand eight hundred and fifty dollars;

(vi) in relation to the financial year commencing on the first day of July, 1980, and each succeeding financial year, the amount of sixteen thousand two hundred dollars;;

and

(*d*) by striking out subparagraph (iv) of paragraph (*k*) of subsection (2) and inserting in lieu thereof the following subparagraphs:—

(iv) in relation to the financial year commencing on the first day of July, 1978, the amount of fourteen thousand eight hundred and fifty dollars;

(v) in relation to the financial year commencing on the first day of July, 1979, and each succeeding financial year, the amount of sixteen thousand two hundred dollars;.

Enactment of s. 56a of principal Act.

8. The following section is enacted and inserted in the principal Act after section 56 thereof:—

Refund of pay-roll tax with a view to stimulating employment.

56a. (1) Where the Treasurer is satisfied—

(*a*) that unemployment could be materially reduced by the exercise of powers conferred by this section;

and

(*b*) that it would be in the public interest to exercise the powers conferred by this section,

the Governor may, by regulation, establish criteria under which—

(*c*) an employer, who adds to the number of his employees by employing persons under the age of twenty years, may qualify for a refund of pay-roll tax under this section;

and

(*d*) the extent of any such refund may be determined.

(2) An employer who qualifies for a refund of pay-roll tax in accordance with criteria in force under this section may apply to the Treasurer for a refund accordingly.

(3) An application under subsection (2) of this section must be supported by such evidence as the Treasurer may require.

(4) A person who makes a false or misleading statement or representation in, or in connection with, an application under this section shall be guilty of an offence and liable to a penalty not exceeding five thousand dollars.

(5) Where the Treasurer is satisfied that an applicant qualifies for a refund of pay-roll tax in accordance with criteria for the time being in force under this section, he may make such a refund accordingly.

(6) The amount of a refund payable to an employer under this section shall not exceed in any one year—

(*a*) where the refund is payable in relation to the employment of one additional employee—six hundred dollars;

or

(*b*) where the refund is payable in relation to the employment of two or more additional employees—eighteen hundred dollars.

(7) No appropriation or authority other than this section is required for the making of refunds of pay-roll tax out of the General Revenue of the State in pursuance of subsection (5) of this section.

(8) The Commissioner shall, at the request of the Treasurer, furnish him with such information as may be necessary or expedient for the purpose of determining eligibility for, and the extent of, refunds of pay-roll tax under this section.

(9) The Treasurer may delegate any of his powers or functions under this section to any other authority, body or person.

(10) A delegation under subsection (9) of this section shall be revocable at will.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 65 of 1979

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

[*Assented to 15th November,* 1979]

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, 1979".

Commencement of Act.

2. This Act shall be deemed to have come into operation on the first day of July, 1979.

Interpretation.

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

"schedule" means schedule to this Act:

"the financial agreement" means the Financial Agreement made between the Commonwealth and the States as set out in the schedule to the Agreement contained in the Appendix to the Amending Financial Agreement Act, 1944, as amended by the Agreement set out in the schedule to the Amending Financial Agreement Act, 1966, and as amended by the Agreement set out in the schedule to the Amending Financial Agreement Act, 1976:

"the loan fund" means the moneys mentioned in section 4 of this Act.

The loan fund.

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

(*a*) all money which immediately before the commencement of this Act was standing to the credit of the loan fund as defined in the Public Purposes Loan Act, 1978,

and

(*b*) all money credited after the commencement of this Act to the Loan Fund Account pursuant to the Public Finance Act, 1936, as amended.

Power to borrow.

5. On or before the thirtieth day of June, 1980, the Treasurer may borrow, on behalf of the State and in accordance with the financial agreement, the sum of one hundred and eight million one hundred and sixty-five thousand dollars and such other sums as may be approved by the Australian Loan Council.

Issue and application of money from loan fund.

6. (1) On or before the thirtieth day of June, 1980, there may be issued out of the loan fund any sums not exceeding two hundred and eighteen million five hundred thousand dollars.

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

(3) If the amount mentioned in any line of the first schedule as the proposed expenditure for the purpose mentioned in that line is insufficient for that purpose, the Treasurer may issue additional money from the loan fund for that purpose but so that the total amount issued under this Act from the loan fund during the financial year ending on the thirtieth day of June, 1980, for purposes mentioned in the first schedule shall not exceed two hundred and eighteen million five hundred thousand dollars.

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

Authority for advances under Public Finance Act.

7. The borrowing on behalf of the State of the sum of thirteen million six hundred and twelve thousand four hundred and twenty-seven dollars, being the amount advanced by the Treasurer during the financial year that ended on the thirtieth day of June, 1979, pursuant to section 32b of the Public Finance Act, 1936, as amended, and its application for the purposes mentioned in the second schedule are hereby authorized: but the borrowing shall form part of the borrowing authorized by section 5 of this Act.

Temporary finance for loan purposes.

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

Power to borrow and apply loan money in 1980-81.

9. (1) The Treasurer may borrow, during the period between the thirtieth day of June, 1980, and the commencement of the Act authorizing the raising and expenditure of loan money for the financial year ending on the thirtieth day of June, 1981, on behalf of the State and in accordance with the financial agreement, any sums not exceeding one hundred million dollars.

(2) There may be issued out of the loan fund during that period any sums not exceeding one hundred million dollars.

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

Power to borrow against Treasury Bills or by overdraft.

10. The Treasurer may during each of the financial years commencing on the first day of July, 1979, and on the first day of July, 1980, borrow in accordance with the financial agreement—

(*a*) any sum or sums against the issue of Commonwealth Treasury Bills, for the purpose of financing any temporary deficit in the Revenue Account of the State and any amounts so borrowed shall be repaid on or before the thirtieth day of June next following the date of the borrowing;

and

(*b*) any sum or sums not exceeding four million dollars for any purpose by way of overdraft from the Reserve Bank of Australia and any amounts so borrowed shall be repaid within seven days.

Authority to spend certain Commonwealth grants.

11. All money received by the State from the Commonwealth by way of grants under any Act or Acts of the Commonwealth relating to roads or transport shall be paid to such special accounts in the books of the Treasurer as the Treasurer shall determine and the Treasurer shall issue and pay out of the money so credited such sums as are required for the purposes respectively specified in those Acts.

SCHEDULES

FIRST SCHEDULE

Amounts proposed to be expended from the loan fund during the financial year ending 30th June, 1980

Loan Purposes	Estimated Expenditure	
	$	$
STATE BANK		
Advances for Housing	3 500 000	
Advances to State Bank	2 000 000	
Advances to Settlers	135 000	
Loans to Producers	2 750 000	
Loans for Fencing and Water Piping	5 000	
Student Hostels	10 000	
		8 400 000
HIGHWAYS		
Stormwater Drainage		1 350 000
LANDS		
Buildings, Plant, etc.		1 630 000
WOODS AND FORESTS		
Afforestation and Timber Milling		6 800 000
MARINE AND HARBORS		
Harbors Accommodation	7 100 000	
Fishing Havens	1 000 000	
		8 100 000
ENGINEERING AND WATER SUPPLY		
Waterworks, Sewers and Irrigation	67 130 000	
Renmark Irrigation Trust	500 000	
River Murray Weirs, Dams, Locks, etc.	1 400 000	
South-Eastern Drainage	175 000	
		69 205 000
PUBLIC BUILDINGS		
Government Buildings, Land and Services—		
Hospital Buildings	14 905 000	
Primary and Secondary Schools	37 500 000	
Further Education	14 100 000	
Other Government Buildings	24 500 000	
		91 005 000
ENVIRONMENT		
National Reserves		1 250 000
OTHER CAPITAL ADVANCES AND PROVISIONS		
Community Health and Associated Projects	1 130 000	
Non-Government Hospitals and Institution Buildings	8 845 000	
South Australian Development Corporation	1 000 000	
South Australian Teacher Housing Authority	1 000 000	
State Planning Authority	150 000	
State Transport Authority	7 000 000	
		19 125 000

FIRST SCHEDULE—*continued*

Amounts proposed to be expended from the loan fund during the financial year ending 30th June, 1980 —continued

Loan Purposes	Estimated Expenditure	
	$	$
MISCELLANEOUS		
Education—School Buses	1 500 000	
Fisheries—Plant and Equipment	510 000	
Local Government—		
Effluent Drainage	2 000 000	
Public Parks	400 000	
Mines and Energy—Buildings, Plant, etc.	1 290 000	
Services and Supply	2 790 000	
Transport—		
Recreation and Sport—		
Grants to Local Government Bodies	920 000	
Grants to Other Bodies	550 000	
Research and Development	1 075 000	
Discounts and Expenses of Floating Public Loans	600 000	
		11 635 000
Total		218 500 000

SECOND SCHEDULE

Advances by the Treasurer authorized by warrants issued since the commencement of the Public Purposes Loan Act, 1978, *pursuant to section* 32*b of the Public Finance Act,* 1936, *as amended*

Loan Purposes	Advances
	$
Advances for Housing	3 000 000
Loans to Producers	930 000
Roads and Bridges	1 000 000
Government Buildings, Land and Services—	
Other Government Buildings	3 182 428
State Transport Authority	4 000 000
South Australian Development Corporation	1 000 000
Non-Government Hospital and Institution Buildings	499 999
Total	13 612 427

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 66 of 1979

An Act to amend the Stamp Duties Act, 1923-1978.

[*Assented to 15th November,* 1979]

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, 1979".

(2) The Stamp Duties Act, 1923-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Stamp Duties Act, 1923-1979".

Commencement.

2. This Act shall come into operation on the first day of November, 1979.

Amendment of principal Act, s. 71—Conveyance operating as a voluntary disposition *inter vivos.*

3. Section 71 of the principal Act is amended by striking out subsections (5), (6), (7) and (8).

Enactment of s. 71c of principal Act.

4. The following section is enacted and inserted in the principal Act after section 71b thereof:—

Concessional rates of duty in respect of the purchase of a first home, etc.

71c. (1) Where, upon an application made in a manner and form determined by the Commissioner and supported by such evidence as he may require, the Commissioner is satisfied—

(*a*) that the applicant or applicants—

(i) are natural persons;

(ii) on or after the fifteenth day of September, 1979, entered into a contract for the purchase of a relevant interest in land, or for the purchase of shares in a company that confer a right to occupy land of the company;

(iii) are the sole purchasers of the land or the shares; and

(iv) have entered into a contract for the construction of a dwellinghouse on the land and intend to occupy the dwellinghouse as their principal place of residence within three months of completion of construction, or, where there is presently a dwellinghouse on the land, intend to occupy that dwellinghouse as their principal place of residence within three months of the date of the conveyance;

and

(*b*) that no party to the application has previously—

(i) held either in the State or elsewhere any relevant interest in a dwellinghouse or any interest in shares conferring upon him a right to occupy a dwellinghouse;

or

(ii) received the benefit of this section,

this section applies to a conveyance under which the land or shares are conveyed to the purchaser or purchasers.

(2) The duty payable upon a conveyance to which this section applies shall be as follows:—

(*a*) where the consideration or value in respect of which duty would, apart from this section, be calculated is $30 000 or less—no duty shall be payable;

(*b*) where the consideration or value in respect of which duty would, apart from this section, be calculated exceeds $30 000—the duty payable upon the conveyance shall be the amount payable apart from this section less the amount of duty appropriate to a consideration of $30 000.

(3) In this section—

"dwellinghouse" does not include residential premises that form part of industrial or commercial premises:

"perpetual lease" means a perpetual lease under the Crown Lands Act, 1929-1978:

"relevant interest", in relation to land or a dwellinghouse, means any estate or interest conferring a right to possession, including any such estate or interest arising under a perpetual lease, but not including any other leasehold estate or interest.

(4) This section applies to a conveyance lodged with the Commissioner for stamping on or after the first day of November, 1979.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 67 of 1979

An Act to amend the Succession Duties Act, 1929-1977.

[*Assented to 15th November,* 1979]

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, 1979".

(2) The Succession Duties Act, 1929-1977, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Succession Duties Act, 1929-1979".

Enactment of s. 4e of principal Act.

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

Non-application of this Act to the estates of persons who die on or after 1/1/80.

4e. This Act does not apply to or in relation to—

(*a*) property derived, or deemed to be derived, from a deceased person who dies on or after the first day of January, 1980; or

(*b*) the administrator of the estate of any such deceased person in his capacity as the administrator of that estate.

Amendment of principal Act, s. 55h—General statutory amount.

3. Section 55h of the principal Act is amended by striking out from subsection (5) the passage "and each subsequent year" and inserting in lieu thereof the passage "1977 and 1978".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 68 of 1979

An Act to request the Parliament of the Commonwealth to enact an Act to extend the legislative Powers of the States in and in relation to Coastal Waters.

[*Assented to* 16*th November,* 1979]

WHEREAS it has been agreed between the Government of the Commonwealth and the Governments of the States of Australia that the legislative powers of the States in and in relation to Coastal Waters should be extended by an Act of the Parliament of the Commonwealth enacted at the request of the Parliaments of the States in pursuance of paragraph (xxxviii.) of section 51 of the Constitution of the Commonwealth of Australia:

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 "Constitutional Powers (Coastal Waters) Act, 1979".

Request for enactment of Commonwealth Act.

2. The Parliament requests the enactment by the Parliament of the Commonwealth of an Act in, or substantially in, the terms set out in the schedule.

SCHEDULE

AN ACT

To extend the legislative powers of the States in and in relation to coastal waters.

Preamble. WHEREAS, in pursuance of paragraph (xxxviii.) of section 51 of the Constitution of the Commonwealth, the Parliaments of all the States have requested the Parliament of the Commonwealth to enact an Act in, or substantially in, the terms of this Act:

Be it therefore enacted by the Queen, and the Senate and House of Representatives of the Commonwealth of Australia, as follows:

Short title. 1. This Act may be cited as the *Coastal Waters (State Powers) Act* 1979.

Commencement. 2. This Act shall come into operation on a date to be fixed by Proclamation.

Interpretation. 3. (1) In this Act—

"adjacent area in respect of the State" means, in relation to each State, the area the boundary of which is described under the heading referring to that State in Schedule 2 to the *Petroleum (Submerged Lands) Act* 1967 as in force immediately before the commencement of this Act;

"coastal waters of the State" means, in relation to each State—

(*a*) the part or parts of the territorial sea of Australia that is or are within the adjacent area in respect of the State, other than any part referred to in sub-section 4 (2); and

(*b*) any sea that is on the landward side of any part of the territorial sea of Australia and is within the adjacent area in respect of the State but is not within the limits of the State or of a Territory.

(2) The *Acts Interpretation Act* 1901, in the form in which it was in force, as amended, immediately before the day on which this Act received the Royal Assent, applies to the interpretation of this Act.

Extent of territorial sea and coastal waters. 4. (1) For the purposes of this Act, the limits of the territorial sea of Australia shall be the limits existing from time to time, ascertained consistently with the *Seas and Submerged Lands Act* 1973 and instruments under that Act and with any agreement (whether made before or after the commencement of this Act) for the time being in force between Australia and another country with respect to the outer limit of a particular part of that territorial sea.

(2) If at any time the breadth of the territorial sea of Australia is determined or declared to be greater than 3 international nautical miles, references in this Act to the coastal waters of the State do not include, in relation to any State, any part of the territorial sea of Australia that would not be within the limits of that territorial sea if the breadth of that territorial sea had continued to be 3 international nautical miles.

Legislative powers of States. 5. The legislative powers exercisable from time to time under the constitution of each State extend to the making of—

(*a*) all such laws of the State as could be made by virtue of those powers if the coastal waters of the State, as extending from time to time, were within the limits of the State, including laws applying in or in relation to the sea-bed and subsoil beneath, and the airspace above, the coastal waters of the State;

(*b*) laws of the State having effect in or in relation to waters within the adjacent area in respect of the State but beyond the outer limits of the coastal waters of the State, including laws applying in or in relation to the sea-bed and subsoil beneath, and the airspace above, the first-mentioned waters, being laws with respect to—

(i) subterranean mining from land within the limits of the State; or

(ii) ports, harbours and other shipping facilities, including installations, and dredging and other works, relating thereto, and other coastal works; and

(*c*) laws of the State with respect to fisheries in Australian waters beyond the outer limits of the coastal waters of the State, being laws applying to or in relation to those fisheries only to the extent to which those fisheries are, under an arrangement to which the Commonwealth and the State are parties, to be managed in accordance with the laws of the State.

International status of territorial sea. 6. Nothing in this Act affects the status of the territorial sea of Australia under international law or the rights and duties of the Commonwealth in relation to ensuring the observance of international law, including the provisions of international agreements binding on the Commonwealth and, in particular, the provisions of the Convention on the Territorial Sea and the Contiguous Zone relating to the right of innocent passage of ships.

SCHEDULE—*continued*

Savings.

7. Nothing in this Act shall be taken to—

(*a*) extend the limits of any State;

(*b*) derogate from any power existing, apart from this Act, to make laws of a State having extra-territorial effect; or

(*c*) give any force or effect to a provision of a law of a State to the extent of any inconsistency with a law of the Commonwealth or with the Constitution of the Commonwealth of Australia or the Commonwealth of Australia Constitution Act.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 69 of 1979

An Act to amend the Consumer Transactions Act, 1972-1973.

[*Assented to 22nd November,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Consumer Transactions Act Amendment Act, 1979".

(2) The Consumer Transactions Act, 1972-1973, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Consumer Transactions Act, 1972-1979".

Repeal of s. 35 of principal Act and enactment of section in its place.

2. Section 35 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Fraudulent sale or disposal of goods subject to mortgage or lease.

35. (1) A person who sells, or purports to sell, goods that are subject to a consumer lease or a consumer mortgage without the consent of the lessor or the mortgagee shall be guilty of an offence and liable to a penalty not exceeding five thousand dollars or imprisonment for twelve months.

(2) It shall be a defence to a charge of an offence against this section for the defendant to prove that he did not know and could not by the exercise of reasonable diligence have ascertained that the goods to which the charge relates were subject to a consumer lease or consumer mortgage.

(3) An offence against this section is a minor indictable offence.

(4) This section does not derogate from any other criminal liability that may arise by reason of the sale, or purported sale, of goods subject to a consumer lease or consumer mortgage.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 70 of 1979

An Act to amend the Art Gallery Act, 1939-1978.

[*Assented to 22nd November,* 1979]

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

Short titles.

1. (1) This Act may be cited as the "Art Gallery Act Amendment Act, 1979".

(2) The Art Gallery Act, 1939-1978, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Art Gallery Act, 1939-1979".

Amendment of principal Act, s. 11— Chairman and deputy chairman.

2. Section 11 of the principal Act is amended—

(*a*) by inserting in subsection (1) after the passage "chairman of the board" the passage "and one member to be the deputy chairman of the board";

(*b*) by striking out from subsection (2) the passage "The member" and inserting in lieu thereof the passage "A member";

(*c*) by inserting in subsection (2) after the word "chairman" wherever it occurs the passage "or deputy chairman";

(*d*) by inserting in subsection (3) after the word "chairman" wherever it occurs the passage "or deputy chairman";

(*e*) by inserting in subsection (4) after the word "chairman" wherever it occurs the passage "or deputy chairman".

and

(*f*) by inserting after subsection (4) the following subsection:—

(5) In the absence of the chairman from the duties of his office, the deputy chairman shall exercise the powers and discharge the duties of the chairman.

Amendment of principal Act, s. 12—Who to preside at meetings.

3. Section 12 of the principal Act is amended—

(*a*) by striking out from subsection (1) the passage ", if present," and inserting in lieu thereof the passage "or, in his absence, the deputy chairman,";

and

(*b*) by inserting in subsection (2) after the passage "the chairman" the passage "and the deputy chairman".

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 71 of 1979

An Act to amend the Cattle Compensation Act, 1939-1976.

[*Assented to 22nd November,* 1979]

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 "Cattle Compensation Act Amendment Act, 1979".

(2) The Cattle Compensation Act, 1939-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Cattle Compensation Act, 1939-1979".

Commencement.

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

Amendment of principal Act, s. 4—Interpretation.

3. Section 4 of the principal Act is amended—

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

"carcass" means the carcass, or any portion of the carcass, of any cattle:;

and

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

"market value" of cattle means the value of the cattle calculated as if—

(*a*) the cattle were free from disease;

and

(*b*) the cattle were sold and delivered to the purchaser—

(i) at the place where the cattle were when ordered to be destroyed or when consent for their destruction was given;

or

(ii) where the cattle are taken by and at the expense of the owner of the cattle to abattoirs designated by the chief inspector or an inspector when ordering or consenting to their destruction—at the abattoirs where the cattle were destroyed.

4. Section 5 of the principal Act is amended— Amendment of principal Act, s. 5— Compensation payable to owners of cattle.

(*a*) by striking out from paragraph (*b*) of subsection (1) the passage "or portion of a carcass";

and

(*b*) by striking out subsection (2) and inserting in lieu thereof the following subsections:—

(2) Where the chief inspector or an inspector orders or consents to the destruction of cattle in the circumstances referred to in subsection (1) (*a*) or (1) (*c*) of this section, he may, by notice in writing given to the owner of the cattle, direct that the cattle be taken by the owner to abattoirs designated in the notice so that they may be destroyed at those abattoirs.

(2a) If the owner of cattle fails to comply with a direction under subsection (2) of this section, he shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars.

(2b) It shall be a defence to a charge of an offence against subsection (2a) of this section for the defendant to prove that the direction to which the charge relates was not reasonable in the circumstances.

5. Section 6 of the principal Act is amended by striking out from subsection (2) the words "or portion of a diseased carcass". Amendment of principal Act, s. 6— Amount of compensation.

6. Section 7 of the principal Act is amended— Amendment of principal Act, s. 7— Determination of value of cattle destroyed, etc.

(*a*) by striking out subsections (1), (2) and (3) and inserting in lieu thereof the following subsections:—

(1) Subject to this section, the market value of any cattle so destroyed, or carcass so condemned, shall be determined by the inspector or other person under whose authority the cattle were destroyed or the carcass was condemned.

(2) A determination of market value shall be made under subsection (1) of this section at the time authority is given for destruction of the cattle or the carcass is condemned.;

(*b*) by striking out from subsection (4) the passage "two hundred dollars" wherever it occurs and inserting in lieu thereof, in each case, the passage "the prescribed amount";

and

(*c*) by inserting after subsection (4) the following subsections:—

(5) The owner of any cattle destroyed or carcass condemned may, by notice in writing addressed to the Minister, object to any valuation made under this section upon grounds set out in detail in the notice.

(6) An objection under subsection (5) of this section must be made within one month after the owner receives notice of the valuation.

(7) Where an objection is made under subsection (5) of this section, the Minister may, on the advice of a competent valuer, confirm the valuation to which objection is taken or vary that valuation in such manner as he considers just.

(8) A decision of the Minister under subsection (7) of this section is final and without appeal.

(9) Where the Minister varies a valuation under this section—

(*a*) any additional compensation that becomes payable by reason of that variation shall be paid to the owner;

and

(*b*) if it appears that an overpayment of compensation has been made, the Minister may recover the amount of the excess from the owner as a debt.

Amendment of principal Act, s. 8— Application for compensation.

7. Section 8 of the principal Act is amended—

(*a*) by striking out the passage "or portion thereof" wherever it occurs in subsections (1) and (3);

(*b*) by striking out from subsection (2) the passage "or any portion thereof";

and

(*c*) by striking out from paragraph (*f*) of subsection (4) the passage "or any portion of any such carcass".

Enactment of s. 8a of principal Act.

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

Applicant for compensation must assign his rights to proceeds of sale of carcass, etc.

8a. (1) Where an owner makes an application for compensation under this Act, he shall assign to the Minister his rights to sell, and his rights to the proceeds of the sale of, the carcass and hide of the cattle destroyed or the carcass condemned (as the case may require).

(2) Subject to subsection (3) of this section, the net proceeds of the sale shall be paid into the fund.

(3) Where the net proceeds of the sale exceed the amount of compensation paid to an owner, the balance shall be paid to the owner.

(4) In this section—

"net proceeds" in relation to a sale means gross proceeds of the sale less any expenses incurred by the Minister in relation to transportation, slaughter and sale of the cattle or carcass.

Amendment of principal Act, s. 10—Trafficking in diseased cattle or carcasses with a view to compensation.

9. Section 10 of the principal Act is amended—

(*a*) by striking out from paragraph (*a*) the passage "or any portion of the carcass thereof";

(*b*) by striking out the passage "or any portion thereof" wherever it occurs in paragraph (*b*);

(*c*) by striking out from paragraph (*b*) the passage "or portion thereof";

and

(*d*) by striking out the passage "for every such carcass or portion thereof" and inserting in lieu thereof the passage "for every such carcass".

Amendment of principal Act, s. 15a—Minister may authorize testing for tuberculosis.

10. Section 15a of the principal Act is amended by striking out from subsection (1) the passage "any person, who is registered as a veterinary surgeon under the Veterinary Surgeons Act, 1935-1965" and inserting in lieu thereof the passage "an inspector".

Amendment of principal Act, s. 16—Regulations.

11. Section 16 of the principal Act is amended—

(*a*) by striking out from paragraph (*b*) the passage "or portion of a carcass";

and

(*b*) by striking out from paragraph (*c*) the passage "or portions thereof".

Amendment of principal Act, s. 17—Costs of administration of the Act.

12. Section 17 of the principal Act is amended by inserting after the present contents (which are hereby designated subsection (1) thereof) the following subsection:—

(2) Where the chief inspector so authorizes, the costs of destroying cattle found to be diseased shall be paid out of the fund.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

No. 72 of 1979

****

A.D. 1979

An Act to amend the Wheat Industry Stabilization Act, 1974-1979

[*Assented to 22nd November,* 1979]

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 "Wheat Industry Stabilization Act Amendment Act (No. 2), 1979".

(2) The Wheat Industry Stabilization Act, 1974-1979, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Wheat Industry Stabilization Act, 1974-1979".

Enactment of s. 30 of principal Act.

2. The following section is enacted and inserted in the principal Act after section 29 thereof:—

Temporary adaptation of this Act to new Commonwealth legislation.

30. (1) If an Act is passed by the Parliament of the Commonwealth in substitution for the Commonwealth Act, the Governor may, by regulation, declare that this Act shall operate with adaptations and modifications (specified in the regulation) that are necessary or expedient in view of the provisions of that later Act of the Commonwealth Parliament.

(2) Where a regulation is in force under subsection (1) of this section, this Act shall operate with the adaptations and modifications specified in the regulation.

(3) No regulation shall be made, or continue in force, under this section after the thirty-first day of March, 1980.

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

K. D. SEAMAN, Governor

ANNO VICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1979

****

No. 73 of 1979

An Act to amend the Pyap Irrigation Trust Act, 1923-1974.

[*Assented to 22nd November,* 1979]

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 "Pyap Irrigation Trust Act Amendment Act, 1979".

(2) The Pyap Irrigation Trust Act, 1923-1974, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Pyap Irrigation Trust Act, 1923-1979".

Enactment of ss. 59H and 59I of principal Act.

2. The following sections are enacted and inserted in the principal Act after section 59G thereof:—

Financial grants to the Trust.

59H. (1) The Treasurer may make grants of money to the Trust upon such conditions as he thinks fit.

(2) The Trust shall observe any condition upon which a grant of money is made to the Trust under this section.

Power of Trust to borrow money.

59I. (1) The Trust may borrow money from the Treasurer, or, with the consent of the Treasurer, from any other person.

(2) Any liability incurred with the consent of the Treasurer under subsection (1) of this section is guaranteed by the Treasurer.

(3) Any liability incurred by the Treasurer under a guarantee arising by virtue of subsection (2) of this section shall be satisfied out of the General Revenue of the State, which is hereby, to the necessary extent, appropriated.

(4) The powers conferred on the Trust by this section are in addition to, and do not derogate from, any other powers conferred on the Trust by this Act.

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

K. D. SEAMAN, Governor

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 1979 and which were not repealed as on 14th February, 1980.

In the case of an Act reprinted in Volumes 1 to 11 of the South Australian Statutes 1837-1975, 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.

The table also includes cross references to subject matters dealt with by legislation.

Title or Subject Matter	Volume	Page
ABATTOIRS ACT, 1911-1973	1	1
Abattoirs *see also* Health: Local Government: Port Lincoln Abattoirs: South Australian Meat Corporation		
Abduction *see* Kidnapping		
Aboriginal Affairs *see* Aboriginal Lands Trust: Community Welfare: Pastoral: Petroleum		
ABORIGINAL AND HISTORIC RELICS PRESERVATION ACT, 1965	1	36
ABORIGINAL HERITAGE ACT, 1979[1]	1979	
ABORIGINAL LANDS TRUST ACT, 1966-1975	1	44
Aboriginals *see also* Commonwealth Powers		
Abortion *see* Criminal Law Consolidation		
Absconding Debtors *see* Debtors: Local and District Criminal Courts: Supreme Court		
Absinthe *see* Food and Drugs		
Accidents, Notice of *see* Hospitals: Industrial Safety, Health and Welfare: Road Traffic		
Accumulations *see* Law of Property		
ACTION FOR BREACH OF PROMISE OF MARRIAGE (ABOLITION) ACT, 1971	1	53
Action, Survival of Causes of *see* Survival of Causes of Action		
Acts, Administration of *see* Administration of Acts		
ACTS INTERPRETATION ACT, 1915-1975	1	55
The Acts Interpretation Act, 1915-1975, *has been amended by the Subordinate Legislation Act*, 1978		
ACTS REPUBLICATION ACT, 1967-1972	1	72
Acts Republication *see also* Table of Public Acts of Restricted Application: Table of Acts Repealed		
Addicts, Alcohol and Drug *see* Alcohol and Drug Addicts (Treatment)		
Adelaide Circulating Library *see* Libraries and Institutes		
ADELAIDE COLLEGE OF THE ARTS AND EDUCATION ACT, 1978	1978	545
Adelaide Electric Supply Company *see* Electricity Trust of South Australia: Table of Public Acts of Restricted Application: Table of Private Acts		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
ADELAIDE FESTIVAL CENTRE TRUST ACT, 1971-1974	1	79
ADELAIDE FESTIVAL CENTRE TRUST ACT AMENDMENT ACT, 1976	1976	462
ADELAIDE FESTIVAL THEATRE ACT, 1964-1975	1	96
Adelaide Hospital *see* Hospitals: Infectious Diseases Hospital Transfer: Public Charities Funds		
ADELAIDE SHOW GROUNDS (BY-LAWS) ACT, 1929	1	107
Adelaide Show Grounds *see also* Table of Public Acts of Restricted Application		
ADELAIDE TO CRYSTAL BROOK STANDARD GAUGE RAILWAY AGREEMENT ACT, 1974	1	110
ADMINISTRATION AND PROBATE ACT, 1919-1975	1	121
ADMINISTRATION AND PROBATE ACT AMENDMENT ACT, 1978[1]	1978	378
Administration and Probate *see also* Family Relationships: Succession Duties: Supreme Court: Trustee: Wills		
ADMINISTRATION OF ACTS ACT, 1910-1973	1	171
ADMINISTRATION OF ACTS ACT AMENDMENT ACT, 1978	1978	326
ADMINISTRATION OF ACTS ACT AMENDMENT ACT, 1979	1979	
Administration of Justice *see* Foreign Judgments		
ADOPTION OF CHILDREN ACT, 1966-1975	1	173
ADOPTION OF CHILDREN ACT AMENDMENT ACT, 1976	1976	298
ADOPTION OF CHILDREN ACT AMENDMENT ACT, 1978	1978	120
Adoption of Children *see also* Births, Deaths and Marriages Registration: Community Welfare: Family Relationships: Supreme Court		
Adulteration of Wine and Brandy (Repeal) *see* Table of Public Acts of Restricted Application		
Advances for Homes *see* State Bank		
Advances for Rural Production *see* Rural Advances Guarantee		
ADVANCES TO SETTLERS ACT, 1930-1972	1	230
Advances to Settlers *see also* Agricultural Graduates Land Settlement: Crown Lands: Discharged Soldiers Settlement: State Bank		
Advertisements *see* Building Societies: Cigarettes (Labelling): Control of Advertisements: Highways: Local Government: Planning and Development: Road Traffic: Unfair Advertising		
Aerial Navigation *see* Air Navigation		
Affidavits *see* Evidence: Evidence (Affidavits): Oaths: Supreme Court		
Affiliation *see* Community Welfare		
Affirmations *see* Oaths		
AGED AND INFIRM PERSONS' PROPERTY ACT, 1940-1975	1	242
AGED CITIZENS CLUBS (SUBSIDIES) ACT, 1963-1971	1	257
Aged Citizens Clubs (Subsidies) *see also* Local Government		
AGENT-GENERAL ACT, 1901-1975	1	259
Agents, Business *see* Land and Business Agents		
Agents, Commission *see* Secret Commissions Prohibition		
Agents, Inquiry *see* Commercial and Private Agents		
Agents, Land *see* Land and Business Agents		
Agents, Mercantile *see* Mercantile Law		
Agents, Tax *see* Income Tax		

[1]As on 14th February, 1980, certain provisions of this Act had not come into operation.

Title or Subject Matter	Volume	Page
AGE OF MAJORITY (REDUCTION) ACT, 1970-1974	1	261
The Age of Majority (Reduction) Act, 1970-1974, *has been amended by the Surveyors Act*, 1975, *and the South Australian Health Commission Act*, 1975-1976[1]		
AGRICULTURAL CHEMICALS ACT, 1955-1975	1	276
The Agricultural Chemicals Act, 1955-1975, *has been amended by the Statutes Amendment (Agriculture) Act*, 1978		
Agricultural College *see* Crown Lands: Roseworthy Agricultural College		
AGRICULTURAL GRADUATES LAND SETTLEMENT ACT, 1922-1971	1	288
The Agricultural Graduates Land Settlement Act, 1922-1971, *has been amended by the Statutes Amendment (Irrigation Acts) Act*, 1978		
Agricultural Graduates Land Settlement *see also* Advances to Settlers: Crown Lands: Discharged Soldiers Settlement: Irrigation: State Bank		
THE AGRICULTURAL HOLDINGS ACT, 1891	1	296
AGRICULTURAL SEEDS ACT, 1938-1975	1	306
AIRCRAFT OFFENCES ACT, 1970-1971	1	318
AIR NAVIGATION ACT, 1937	1	325
Air Pollution *see* Health: Local Government		
Air Raid Precautions *see* Emergency Powers		
Air Transport *see* Civil Aviation (Carriers' Liability): Commonwealth Powers		
ALCOHOL AND DRUG ADDICTS (TREATMENT) ACT, 1961-1971	1	327
ALCOHOL AND DRUG ADDICTS (TREATMENT) ACT AMENDMENT ACT, 1976[2]	1976	466
ALCOHOL AND DRUG ADDICTS (TREATMENT) ACT AMENDMENT ACT, 1978[2]	1978	469
Alcohol *see also* Inflammable Liquids: Licensing		
Alcotest *see* Road Traffic		
Aliens *see* Firearms: Law of Property		
ALSATIAN DOGS ACT, 1934-1965	1	347
ALSATIAN DOGS ACT AMENDMENT ACT, 1979	1979	
The Alsatian Dogs Act, 1934-1965, *has been amended by the Dog Control Act*, 1979		
Alsatian Dogs *see also* Registration of Dogs		
AMENDING FINANCIAL AGREEMENT ACT, 1944	4	125
AMENDING FINANCIAL AGREEMENT ACT, 1966	4	151
AMENDING FINANCIAL AGREEMENT ACT, 1976	1976	96
Amendments Incorporation *see* Acts Republication		
Amusements Duty (Further Suspension) *see* Table of Public Acts of Restricted Application		
ANATOMY ACT, 1884-1954	1	350
The Anatomy Act, 1884-1954, *has been amended by the Transplantation of Human Tissue Act*, 1974		
Anatomy *see also* Health		
Ancient Lights *see* Law of Property		
Animals, Conservation of *see* National Parks and Wildlife		
Animals, Cruelty to *see* Prevention of Cruelty to Animals		
Annesley College *see* Table of Private Acts		
Anzac Highway, Advertisements near *see* Highways		

[1]As on 14th February, 1980, the amendments made to the Age of Majority (Reduction) Act, 1970-1975, by the South Australian Health Commission Act, 1975-1976, had not come into operation.

[2]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
Anzac Highway Agreement *see* Highways		
Apcel Limited *see* Pulp and Paper Mills Agreement: Pulp and Paper Mill (Hundreds of Mayurra and Hindmarsh): Table of Public Acts of Restricted Application		
APIARIES ACT, 1931-1974	1	356
APPEAL COSTS FUND ACT, 1979[1]	1979	
Apportionment *see* Law of Property		
APPRAISERS ACT, 1934-1961	1	365
Appraisers *see also* Auctioneers		
APPRENTICES ACT, 1950-1974	1	368
APPRENTICES ACT AMENDMENT ACT, 1978	1978	27
Apprentices *see also* Hairdressers Registration: Industrial Conciliation and Arbitration: Pharmacy: Public Service		
Appropriation Acts *see* Table of Public Acts of Restricted Application		
Appropriation (Federal Aid Roads Agreement) *see* Table of Public Acts of Restricted Application		
ARBITRATION ACT, 1891-1974	1	384
Arbitration *see also* Industrial Conciliation and Arbitration: Local and District Criminal Courts: Supreme Court		
ARCHITECTS ACT, 1939-1973	1	394
ARCHITECTS ACT AMENDMENT ACT, 1975	1	407
ARCHITECTS ACT AMENDMENT ACT, 1976	1976	460
Architects *see also* Builders Licensing		
Artesian Bores *see* Pastoral: Underground Waters Preservation		
ART GALLERY ACT, 1939-1975	1	414
ART GALLERY ACT AMENDMENT ACT, 1976	1976	232
ART GALLERY ACT AMENDMENT ACT, 1978	1978	124
ART GALLERY ACT AMENDMENT ACT (No. 2), 1978	1978	510
ART GALLERY ACT AMENDMENT ACT, 1979	1979	
ARTIFICIAL BREEDING ACT, 1961-1974	1	422
The Artificial Breeding Act, 1961-1974, *has been amended by the Statutes Amendment (Agriculture) Act*, 1978		
Artificial Breeding *see also* Stock Diseases: Veterinary Surgeons		
Art Unions *see* Lottery and Gaming		
Assayers *see* Gold Buyers: Table of Acts Repealed		
ASSOCIATIONS INCORPORATION ACT, 1956-1965	1	428
Associations Incorporation *see also* Business Names: Community Hotels (Incorporation): Companies: Libraries and Institutes		
AUCTIONEERS ACT, 1934-1961	1	440
Auctioneers *see also* Appraisers: Business Agents: Hide, Skin and Wool Dealers: Second-hand Dealers		
Auctions *see* Mock Auctions		
AUDIT ACT, 1921-1975	1	446
Audit *see also* Public Finance		
Australian Loan Council *see* Financial Agreement		
AUSTRALIAN MINERAL DEVELOPMENT LABORATORIES ACT, 1959-1973	1	460

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
AUSTRALIAN MINERAL DEVELOPMENT LABORATORIES ACT AMENDMENT ACT, 1978	1978	517
Australian Mineral Development Laboratories *see also* Mining		
Badges *see* Returned Services Badges		
Bailiffs and Inquiry Agents *see* Commercial and Private Agents		
BAKEHOUSES REGISTRATION ACT, 1945-1973	1	470
Bakehouses Registration *see also* Health: Industrial Code		
Bakers *see* Bread		
BALLOT ACT, 1862-1971	1	474
Bankers' Books *see* Evidence		
Bank Holidays *see* Holidays		
Banking Companies *see* Companies: Table of Public Acts of Restricted Application: Table of Acts Repealed		
Bankruptcy *see* Insolvent in the Table of Public Acts of Restricted Application		
Banks Statutory Obligations Amendment *see* Table of Public Acts of Restricted Application		
BARLEY MARKETING ACT, 1947-1973	1	482
BARLEY MARKETING ACT AMENDMENT ACT, 1977	1977	214
BARLEY MARKETING ACT AMENDMENT ACT, 1978	1978	313
Barley Marketing *see also* Bulk Handling of Grain: Harbors		
Barristers *see* Legal Practitioners: Supreme Court		
BEEF INDUSTRY ASSISTANCE ACT, 1975	1	492
Beekeepers *see* Apiaries: Local Government		
BENEFIT ASSOCIATIONS ACT, 1958-1974	1	496
Benefit Associations *see also* Companies:		
Benzol *see* Liquid Fuel		
Betting *see* Lottery and Gaming		
BEVERAGE CONTAINER ACT, 1975	1	502
BEVERAGE CONTAINER ACT AMENDMENT ACT, 1976	1976	27
BEVERAGE CONTAINER ACT AMENDMENT ACT (NO. 2), 1976	1976	474
Billiards *see* Licensing		
Bills of Lading *see* Mercantile Law		
BILLS OF SALE ACT, 1886-1972	1	509
Bills of Sale *see also* Companies: Consumer Transactions: Stock Mortgages and Wool Liens: Warehousemen's Liens		
Bird Cages *see* Prevention of Cruelty to Animals		
Birds, Conservation of *see* National Parks and Wildlife		
Birkenhead Bridge *see* Highways		
Births *see* Adoption of Children: Births, Deaths and Marriages Registration		
BIRTHS, DEATHS AND MARRIAGES REGISTRATION ACT, 1966-1975	1	525
Births, Deaths and Marriages Registration *see also* Adoption of Children: Coroners: Cremation: Medical Practitioners		
Births Registration *see also* Adoption of Children		
Blast Furnace *see* Broken Hill Proprietary Company's Indenture		
Blood, Sale of Human *see* Sale of Human Blood		
Blood Tests *see* Community Welfare: Road Traffic		
Blood Transfusion *see* Emergency Medical Treatment of Children		
Boat Harbors for Fishing Boats *see* Fisheries		

Title or Subject Matter	Volume	Page
BOATING ACT, 1974	1	560
BOATING ACT AMENDMENT ACT, 1975	1	575
BOATING ACT AMENDMENT ACT, 1978	1978	495
Boating *see also* Harbors: Local Government		
BOILERS AND PRESSURE VESSELS ACT, 1968-1971	1	577
BOILERS AND PRESSURE VESSELS ACT AMENDMENT ACT, 1978	1978	430
Boilers and Pressure Vessels *see also* Lifts and Cranes		
Bookmakers *see* Lottery and Gaming		
BOOK PURCHASERS PROTECTION ACT REPEAL ACT, 1979	1979	
Book Purchasers Protection *see* Door to Door Sales		
Boots *see* Footwear Regulation		
Bores *see* Underground Waters Preservation		
BOTANIC GARDENS ACT, 1978	1978	49
BRANDING OF PIGS ACT, 1964-1966	1	606
Branding of Pigs *see also* Brands: Stock Diseases		
BRANDS ACT, 1933-1975	1	611
BRANDS ACT AMENDMENT ACT, 1976	1976	285
Brands *see also* Branding of Pigs: Stock Diseases: Stock Mortgages and Wool Liens: Veterinary Surgeons		
Brandy Adulteration *see* Food and Drugs: Licensing		
Breach of Promise *see* Action for Breach of Promise of Marriage (Abolition): Evidence: Survival of Causes of Action		
BREAD ACT, 1954-1974	1	646
Bread *see also* Bakehouses Registration: Food and Drugs: Trade Measurements		
Breath Analysis *see* Road Traffic		
Breeding, Artificial *see* Artificial Breeding		
Brewers *see* Licensing		
BROKEN HILL PROPRIETARY COMPANY'S INDENTURE ACT, 1937-1940	1	652
BROKEN HILL PROPRIETARY COMPANY'S STEEL WORKS INDENTURE ACT, 1958	1	662
Broken Hill Proprietary Company *see also* Table of Public Acts of Restricted Application: Table of Private Acts		
Brokers *see* Sharebrokers		
Brokers, Licensed Land *see* Land and Business Agents: Real Property		
Brothels *see* Police Offences		
Broughton Irrigation *see* Lower River Broughton Irrigation Trust		
Buffer Wild Dog Fence *see* Dog Fence		
BUILDERS LICENSING ACT, 1967-1974	1	689
BUILDERS LICENSING ACT AMENDMENT ACT, 1976	1976	475
Builders Licensing *see also* Building		
BUILDING ACT, 1970-1971	1	721
BUILDING ACT AMENDMENT ACT, 1976	1976	2
Building *see also* Local Government: Planning and Development		
BUILDING CONTRACTS (DEPOSITS) ACT, 1953-1954	1	747
Building, Encroachment by *see* Encroachments		
Building Industry *see* Long Service Leave (Building Industry)		
Building Operations *see* Table of Acts Repealed		

Title or Subject Matter	Volume	Page
BUILDING SOCIETIES ACT, 1975	1	750
BUILDING SOCIETIES ACT AMENDMENT ACT, 1976	1976	10
Building Societies *see also* Companies: Friendly Societies: Homes: Housing Agreement: Industrial and Provident Societies		
BULK HANDLING OF GRAIN ACT, 1955-1969	1	786
BULK HANDLING OF GRAIN ACT AMENDMENT ACT, 1977	1977	221
Bulls, Licensing of *see* Dairy Cattle Improvement		
Burials *see* Anatomy: Births, Deaths and Marriages Registration: Coroners: Cremation: Health: Local Government: Medical Practitioners		
BUS AND TRAMWAYS ACT, 1935-1975	2	1
BUS AND TRAMWAYS ACT AMENDMENT ACT, 1978	1978	41
Bush Fires *see* Country Fires: Volunteer Fire Fighters Fund: Table of Acts Repealed		
Business Agents *see* Business Names: Commercial and Private Agents: Land and Business Agents: Real Property		
BUSINESS FRANCHISE (PETROLEUM PRODUCTS) ACT, 1979	1979	
Business Franchise (Petroleum) *see* Business Franchises (Miscellaneous Provisions): Table of Acts Repealed		
BUSINESS FRANCHISE (TOBACCO) ACT, 1974-1975	2	62
BUSINESS FRANCHISE (TOBACCO) ACT AMENDMENT ACT, 1978	1978	291
BUSINESS NAMES ACT, 1963	2	80
Business Names *see also* Associations Incorporation: Companies		
Butter *see* Dairy Industry: Dairy Produce: Food and Drugs: Margarine		
Cabarets *see* Places of Public Entertainment		
Cabs *see* Local Government: Metropolitan Taxi-Cab: State Transport Authority		
CAMELS DESTRUCTION ACT, 1925-1973	2	99
Cancer Reporting *see* Health		
Capital Issues Regulations *see* Economic Stability		
Capital Punishment, Abolition of *see* Criminal Law Consolidation: Statutes Amendment (Capital Punishment Abolition)		
CARRICK HILL VESTING ACT, 1971	2	101
THE CARRIERS ACT, 1891	2	104
Carriers *see also* Civil Aviation (Carriers' Liability): Railways: State Transport Authority		
Catholic Church Endowment Society *see* Table of Private Acts: *see also*, in the Table of Public Acts of Restricted Application, Exchange of Land (Hundred of Noarlunga)		
CATTLE COMPENSATION ACT, 1939-1974	2	108
CATTLE COMPENSATION ACT AMENDMENT ACT, 1976	1976	288
CATTLE COMPENSATION ACT AMENDMENT ACT, 1979	1979	
Cattle Compensation *see also* Stock Diseases: Veterinary Surgeons		
Cellulose Australia Limited *see* Pulp and Paper Mills Agreement: Table of Public Acts of Restricted Application		
Cemeteries *see* Cremation: Enfield General Cemetery: Local Government: West Terrace Cemetery		
Censorship *see* Places of Public Entertainment		

Title or Subject Matter	Volume	Page
CHAFF AND HAY ACT, 1922-1975	2	122
Chaff and Hay *see also* Stock Foods		
Chaff and Hay Acquisition *see* Drought Relief: Table of Public Acts of Restricted Application		
Chain Pharmacy Shops *see* Pharmacy		
Charitable Collections *see* Collections for Charitable Purposes		
Charitable Funds *see* Collections for Charitable Purposes: Public Charities Funds		
Charitable Trusts Procedure *see* Trustee		
Charles Birks and Co. Limited *see* Table of Private Acts		
Cheese *see* Dairy Industry: Dairy Produce: Food and Drugs		
Chemists *see* Pharmacy		
Child Minding Centres *see* Community Welfare: Friendly Societies: Local Government		
Children, Courts for Trial of *see* Children's Protection and Young Offenders		
Children, Emergency Medical Treatment of *see* Emergency Medical Treatment of Children		
Children, Evidence of *see* Evidence		
Children, Guardianship of *see* Guardianship of Infants		
Children, Homes for *see* Community Welfare		
Children, Illegitimate *see* Adoption of Children: Births, Deaths and Marriages Registration: Family Relationships		
Children, Legitimation of *see* Births, Deaths and Marriages Registration		
CHILDREN'S PROTECTION AND YOUNG OFFENDERS ACT, 1979[1]	1979	
Children's Protection *see also* Community Welfare		
Children, State *see* Community Welfare		
CHIROPODISTS ACT, 1950-1973	2	130
Chiropodists *see also* Physiotherapists: Medical Practitioners		
CHIROPRACTIC ACT, 1949	2	143
CHIROPRACTORS ACT, 1979[2]	1979	
Chowilla Reservoir *see* River Murray Waters		
Churches of Christ, Scientist *see* Table of Public Acts of Restricted Application		
The Church of England *see* Table of Public Acts of Restricted Application: Table of Private Acts		
The Church of Saint Mary Magdalene, Adelaide *see* Table of Private Acts		
The Church of the Holy Trinity, Adelaide *see* Table of Private Acts		
CIGARETTES (LABELLING) ACT, 1971-1972	2	145
CIGARETTES (LABELLING) ACT AMENDMENT ACT, 1975[2]	2	147
Cigarettes (Labelling) *see also* Control of Advertisements		
Circuit Courts *see* Supreme Court		
CITRUS INDUSTRY ORGANIZATION ACT, 1965-1972	2	150
CITY OF ADELAIDE DEVELOPMENT CONTROL ACT, 1976	1976	594
The City of Adelaide Development Control Act, 1976, has been amended by the South Australian Heritage Act, 1978		
City of Whyalla *see* Local Government		
City of Whyalla Town Lands *see* Crown Lands		

[1]As on 14th February, 1980, certain provisions of this Act had not come into operation.

[2]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
CIVIL AVIATION (CARRIERS' LIABILITY) ACT, 1962-1971	2	175
Civil Service *see* Public Service		
CLASSIFICATION OF PUBLICATIONS ACT, 1973-1974	2	178
CLASSIFICATION OF PUBLICATIONS ACT AMENDMENT ACT, 1977	1977	224
CLASSIFICATION OF PUBLICATIONS ACT AMENDMENT ACT, 1978	1978	451
CLASSIFICATION OF THEATRICAL PERFORMANCES ACT, 1978	1978	57
Closer Settlement *see* Crown Lands		
Closing Time *see* Shop Trading Hours		
Clothing *see* State Clothing Corporation		
Clubs *see* Aged Citizens Clubs (Subsidies): Licensing		
Coal *see* Table of Acts Repealed		
Coal Mining *see* Electricity Trust of South Australia: Mining		
COAST PROTECTION ACT, 1972-1975	2	188
The Coast Protection Act, 1972-1975, *has been amended by the Harbors Act Amendment Act*, 1978		
COLLECTIONS FOR CHARITABLE PURPOSES ACT, 1939-1947	2	202
Collections for Charitable Purposes *see also* Licensing: Marine Stores		
COLLEGES OF ADVANCED EDUCATION ACT, 1972	2	210
The Colleges of Advanced Education Act, 1972, *has been amended by the Hartley College of Advanced Education Act*, 1978, *the Adelaide College of the Arts and Education Act*, 1978, *and the Tertiary Education Authority Act*, 1979		
Colleges of Advanced Education *see also* Adelaide College of the Arts and Education: Hartley College of Advanced Education		
COMMERCIAL AND PRIVATE AGENTS ACT, 1972	2	223
COMMERCIAL AND PRIVATE AGENTS ACT AMENDMENT ACT, 1977-1978	1978	1
The Commercial and Private Agents Act, 1972, *has also been amended by the Fire and Accident Underwriters' Association of South Australia (Change of Name) Act*, 1976		
Commercial and Private Agents *see also* Business Names: Land and Business Agents		
Commercial Bank *see* Table of Private Acts		
COMMERCIAL MOTOR VEHICLES (HOURS OF DRIVING) ACT, 1973	2	242
COMMERCIAL MOTOR VEHICLES (HOURS OF DRIVING) ACT AMENDMENT ACT, 1979	1979	
Commissioner for Prices and Consumer Affairs, South Australian *see* Consumer Credit: Consumer Transactions: Fair Credit Reports: Prices		
COMMISSIONER OF PUBLIC WORKS INCORPORATION ACT, 1917	2	251
Commissioner of Public Works *see also* Ministers' Titles		
Commissioners for Taking Affidavits *see* Oaths: Supreme Court		
Commissions, Prohibition of *see* Secret Commissions Prohibition		
Commissions, Royal *see* Royal Commissions		
Common Employment, Abolition of Rule of *see* Wrongs		
COMMONWEALTH AND STATE HOUSING AGREEMENT ACT, 1945	2	253
COMMONWEALTH AND STATE HOUSING SUPPLEMENTAL AGREEMENT ACT, 1954	2	263
Commonwealth and State Housing Agreement *see also* Housing Agreement		
Commonwealth Housing *see* Advances for Homes		
Commonwealth Income Tax *see* Income Tax		

Title or Subject Matter	Volume	Page
COMMONWEALTH LEGISLATIVE POWER ACT, 1931	2	267
COMMONWEALTH PLACES (ADMINISTRATION OF LAWS) ACT, 1970	2	268
Commonwealth Powers *see* Air Navigation: Economic Stability: Table of Public Acts of Restricted Application		
Commonwealth National Security Regulations *see* Economic Stability		
Commonwealth Water Agreement Ratification *see* Table of Acts Repealed: Table of Public Acts of Restricted Application		
COMMUNITY HOTELS INCORPORATION ACT, 1938-1974	2	273
Community Hotels Incorporation *see also* Associations Incorporation: Licensing		
COMMUNITY WELFARE ACT, 1972-1975	2	275
COMMUNITY WELFARE ACT AMENDMENT ACT, 1976	1976	606
COMMUNITY WELFARE ACT AMENDMENT ACT, 1979	1979	
Community Welfare *see also* Adoption of Children: Prisons		
COMPANIES ACT, 1962-1974	2	374
COMPANIES ACT AMENDMENT ACT, 1979[1]	1979	
The Companies Act, 1962-1974, *has also been amended by the Enforcement of Judgments Act*, 1978[2]		
Companies *see also* Banking Companies: Bills of Sale: Unclaimed Moneys		
Compulsory Acquisition of Land *see* Land Acquisition		
Compulsory Voting *see* Electoral		
CONCILIATION ACT, 1929	2	747
Conciliation *see also* Industrial Conciliation and Arbitration		
Congregational Church *see* Uniting Church in Australia in Table of Public Acts of Restricted Application		
Conservation *see* National Parks and Wildlife		
Conservation Parks *see* National Parks and Wildlife		
CONSTITUTION ACT, 1934-1975	2	751
CONSTITUTION ACT AMENDMENT ACT, 1976	1976	309
CONSTITUTION ACT AMENDMENT ACT, 1978	1978	25
CONSTITUTION ACT AMENDMENT ACT (No. 2), 1978	1978	330
The Constitution Act, 1934-1976, *has also been amended by the Statutes Amendment (Remuneration of Parliamentary Committees) Act (No. 2)*, 1978		
Constitution *see* Commonwealth Powers: Table of Public Acts of Restricted Application		
CONSTITUTIONAL MUSEUM ACT, 1978	1978	126
CONSTITUTIONAL POWERS (COASTAL WATERS) ACT, 1979	1979	
Construction Safety *see* Industrial Safety, Health and Welfare: Mines and Works Inspection		
Construction Work *see* Industrial Safety, Health and Welfare		
Consumer *see* Manufacturers Warranties: Prices		
Consumer Contracts *see* Consumer Transactions		

[1]As on 14th February, 1980, certain provisions of this Act had not come into operation.

[2]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
CONSUMER CREDIT ACT, 1972-1973	3	1
Consumer Leases *see* Consumer Transactions		
Consumer Mortgages *see* Consumer Transactions		
Consumer Report *see* Fair Credit Reports		
CONSUMER TRANSACTIONS ACT, 1972-1973	3	29
CONSUMER TRANSACTIONS ACT AMENDMENT ACT, 1979	1979	
Consumer Transactions *see also* Bills of Sale: Consumer Credit: Prices		
Contracts, Building *see* Building Contracts (Deposits)		
Contracts for Purchase of Books *see* Book Purchasers Protection		
Contributory Negligence *see* Wrongs		
Controlled-Access Roads *see* Highways		
CONTROL OF ADVERTISEMENTS ACT, 1916-1935	3	56
Control of Advertisements *see also* Advertisements		
Control of Waters *see* Table of Acts Repealed: Water Resources		
Conversion of Public Securities *see* Commonwealth Legislative Power: Financial Agreement: Financial Emergency		
Conveyancing *see* Estates Tail: Law of Property: Real Property: Registration of Deeds: Settled Estates: Trustee: Wills		
Convicts' Property *see* Criminal Law Consolidation		
Co-operative Societies *see* Building Societies: Credit Unions: Friendly Societies: Industrial and Provident Societies		
COOPER BASIN (RATIFICATION) ACT, 1975	3	72
Copyright *see* Table of Public Acts of Restricted Application		
Corneal Grafting *see* Anatomy: Transplantation of Human Tissue		
CORONERS ACT, 1975	3	92
Coroners *see also* Births, Deaths and Marriages Registration: Fire Brigades: Justices: Medical Practitioners		
CORPORAL PUNISHMENT ABOLITION ACT, 1971-1973	3	102
COTTAGE FLATS ACT, 1966-1971	3	107
COTTAGE FLATS ACT AMENDMENT ACT, 1976	1976	307
Cottage Flats *see also* Homes		
COUNTRY FIRES ACT, 1976[1]	1976	639
COUNTRY HOUSING ACT, 1958-1960	3	109
Country Housing *see also* Homes		
Coupons, Trading *see* Trading Stamp		
Coursing *see* Racing		
Court of Disputed Returns *see* Electoral		
Courts, Children's *see* Children's Protection and Young Offenders		

[1]As on 14th February, 1980, certain provisions of this Act had not come into operation.

Title or Subject Matter	Volume	Page
Courts, Local and District Criminal *see* Local and District Criminal Courts		
Courts, Maintenance of Order in *see* Law Courts (Maintenance of Order)		
Courts, Restrictions on Publication of Reports of Proceedings of *see* Evidence: Children's Protection and Young Offenders: Police Offences		
Cranes *see* Lifts and Cranes		
Cream *see* Dairy Industry: Food and Drugs: Metropolitan Milk Supply		
Credit Providers, Control of *see* Consumer Credit		
Credit Transactions *see* Consumer Credit		
CREDIT UNIONS ACT, 1976	1976	665
Credit Unions *see also* Industrial and Provident Societies		
CREMATION ACT, 1891-1964	3	112
Cremation *see also* Births, Deaths and Marriages Registration: Health		
Criminal Appeals *see* Criminal Law Consolidation		
Criminal Children *see* Children's Protection and Young Offenders		
Criminal Conversation, Abolition of *see* Matrimonial Causes in the Table of Public Acts of Restricted Application		
CRIMINAL INJURIES COMPENSATION ACT, 1977-1978	1978	5
The Criminal Injuries Compensation Act, 1977-1978, *has been amended by the Children's Protection and Young Offenders Act*, 1979		
CRIMINAL LAW CONSOLIDATION ACT, 1935-1975	3	125
CRIMINAL LAW CONSOLIDATION ACT AMENDMENT ACT, 1976	1976	415
CRIMINAL LAW CONSOLIDATION ACT AMENDMENT ACT, 1978	1978	40
CRIMINAL LAW (PROHIBITION OF CHILD PORNOGRAPHY) ACT, 1978	1978	453
The Criminal Law Consolidation Act, 1935-1975, *has also been amended by the South Australian Health Commission Act*, 1975-1976[1], *and by the Statutes Amendment (Capital Punishment Abolition) Act*, 1976		
Criminal Law *see also* Children's Protection and Young Offenders: Justices: Kidnapping: Local and District Criminal Courts: Mental Health: Prisons		
Criminal Mental Defectives *see* Mental Health		
Crown Debtors Relief *see* Table of Acts Repealed		
CROWN LANDS ACT, 1929-1975	3	246
CROWN LANDS ACT AMENDMENT ACT, 1976-1977	1977	32
CROWN LANDS ACT AMENDMENT ACT, 1978	1978	270
The Crown Lands Act, 1929-1978, *has been amended by the Harbors Act Amendment Act*, 1978		
Crown Lands *see also* Advances to Settlers: Agricultural College: Agricultural Graduates Land Settlement: Discharged Soldiers Settlement: Dog Fence: Harbors: Irrigation: Marginal Lands: Pastoral: Real Property		
CROWN LANDS DEVELOPMENT ACT, 1943-1973	3	374
Crown Lands Development *see also* Land Settlement: Land Settlement (Development Leases)		
CROWN PROCEEDINGS ACT, 1972-1975	3	378
CROWN PROCEEDINGS ACT AMENDMENT ACT, 1977	1977	27
CROWN RATES AND TAXES RECOVERY ACT, 1945	3	384
The Crown Rates and Taxes Recovery Act, 1945, *has been amended by the Eight Mile Creek Settlement (Drainage Maintenance) Act Amendment Act*, 1977		

[1]As on 14th February, 1980, the amendments made to the Criminal Law Consolidation Act, 1935-1975, by the South Australian Health Commission Act, 1975-1976, had not come into operation.

Title or Subject Matter	Volume	Page
Cruelty to Animals *see* Prevention of Cruelty to Animals		
Cultural Centres *see* Regional Cultural Centres		
Currency, Decimal *see* Decimal Currency		
Dairies *see* Dairy Industry: Dairy Produce: Food and Drugs: Health: Metropolitan Milk Supply		
Dairy Blend *see* Dairy Industry: Dairy Produce: Margarine		
DAIRY CATTLE IMPROVEMENT ACT, 1921-1972	3	396
Dairy Cattle Improvement *see also* Dairy Industry		
Dairy Farms *see* Marginal Dairy Farms (Agreement)		
DAIRY INDUSTRY ACT, 1928-1973	3	402
DAIRY INDUSTRY ACT AMENDMENT ACT, 1974	3	417
DAIRY INDUSTRY ASSISTANCE (SPECIAL PROVISIONS) ACT, 1978[1]	1978	43
Dairy Industry *see also* Dairy Cattle Improvement: Dairy Produce: Food and Drugs: Health: Margarine: Metropolitan Milk Supply: Stock Diseases		
DAIRY PRODUCE ACT, 1934-1946	3	420
DAIRY PRODUCE ACT AMENDMENT ACT, 1974	3	427
Damages, Survival of Actions for *see* Survival of Causes of Action		
Dangerous Drugs *see* Narcotic and Psychotropic Drugs		
DANGEROUS SUBSTANCES ACT, 1979[1]	1979	
DAYLIGHT SAVING ACT, 1971-1972	3	429
Dealers *see* Marine Stores: Second-hand Dealers: Second-hand Motor Vehicles		
Death Certificates *see* Births, Deaths and Marriages Registration: Cremation: Medical Practitioners		
Death, Survival of Causes of Action after *see* Survival of Causes of Action		
Deaths Registration *see* Births, Deaths and Marriages Registration		
Debt Adjustment *see* Farmers Assistance: Primary Producers Debts		
DEBTORS ACT, 1936	3	431
The Debtors Act, 1936, *has been amended by the Enforcement of Judgments Act*, 1978[1]		
DEBTS REPAYMENT ACT, 1978[1]	1978	402
Decibels *see* Noise Control		
DECIMAL CURRENCY ACT, 1965-1973	3	434
Declarations *see* Oaths		
Defamation *see* Wrongs		
DEFECTIVE HOUSES ACT, 1976	1976	613
Dental Nurses *see* Nurses Registration		
DENTISTS ACT, 1931-1974	3	441
Dentists *see also* Narcotic and Psychotropic Drugs		
Destitute Children *see* Community Welfare		
Destitute Persons *see* Community Welfare		
Development Trusts *see* National Parks and Wildlife		
Disabled Persons *see* Motor Vehicles		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
DISCHARGED SOLDIERS SETTLEMENT ACT, 1934-1940	3	463
The Discharged Soldiers Settlement Act, 1934-1940, *has been amended by the Statutes Amendment (Irrigation Acts) Act*, 1978		
Discharged Soldiers Settlement *see also* Commonwealth Powers: Crown Lands: Irrigation: Land Settlement: Livestock (War Service Land Settlement): War Service Land Settlement Agreement		
Discrimination *see* Prohibition of Discrimination: Racial Discrimination: Sex Discrimination		
Distillers *see* Licensing		
Distress for Rent *see* Landlord and Tenant: Residential Tenancies		
District Council of Lacepede (Vesting of Land) *see* Table of Public Acts of Restricted Application		
District Councils *see* Local Government		
Divorce *see* Matrimonial Causes in the Table of Public Acts of Restricted Application		
Divorce Proceedings, Restrictions on Reports of *see* Police Offences		
DOG CONTROL ACT, 1979	1979	
DOG FENCE ACT, 1946-1975	3	487
DOG FENCE ACT AMENDMENT ACT, 1978	1978	489
Dog-Racing Control *see* Prevention of Cruelty to Animals: Racing: Table of Acts Repealed		
Dogs *see also* Alsatian Dogs: Dog Fence: Racing: Vertebrate Pests		
Domestic Noise *see* Noise Control		
DOOR TO DOOR SALES ACT, 1971	3	510
DOOR TO DOOR SALES ACT AMENDMENT ACT, 1979	1979	
Door to Door Sales *see also* Companies		
Draught Stallions Act Repeal *see* Table of Public Acts of Restricted Application		
DRIED FRUITS ACT, 1934-1972	3	520
Dried Fruits *see also* Irrigation		
Drive-in Theatre *see* Film Classification: Places of Public Entertainment		
Drivers' Licences *see* Motor Vehicles		
Drought and Frost Relief *see* Table of Public Acts of Restricted Application		
Drought Relief *see* Table of Public Acts of Restricted Application		
Drought Relief Charges *see* Farmers Assistance		
Drugs *see* Alcohol and Drug Addicts (Treatment): Benefit Associations: Food and Drugs: Friendly Societies: Narcotic and Psychotropic Drugs		
Earmark *see* Brands		
EASTER ACT, 1929[1]	3	535
Economic Stability *see* Table of Public Acts of Restricted Application		
EDUCATION ACT, 1972-1974	3	536
EDUCATION ACT AMENDMENT ACT, 1975	1976	11

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
EDUCATION ACT AMENDMENT ACT (No. 2), 1976	1976	617
EDUCATION ACT AMENDMENT ACT, 1979	1979	
The Education Act, 1972-1976, *has also been amended by the Children's Protection and Young Offenders Act*, 1979		
Education *see also* Apprentices: Colleges of Advanced Education: Public Examinations Board: Salaries Adjustment (Public Offices): South Australian Council for Educational Planning and Research		
EGG INDUSTRY STABILIZATION ACT, 1973-1974	3	579
Eggs, Marketing of *see* Marketing of Eggs		
EIGHT MILE CREEK SETTLEMENT (DRAINAGE MAINTENANCE) ACT, 1959-1970	3	604
EIGHT MILE CREEK SETTLEMENT (DRAINAGE MAINTENANCE) ACT AMENDMENT ACT, 1976	1976	222
EIGHT MILE CREEK SETTLEMENT (DRAINAGE MAINTENANCE) ACT AMENDMENT ACT, 1977	1977	226
EIGHT MILE CREEK SETTLEMENT (DRAINAGE MAINTENANCE) ACT AMENDMENT ACT, 1979	1979	
Ejectment *see* Crown Lands: Economic Stability: Housing Improvement: Landlord and Tenant: Landlord and Tenant (Control of Rents): Local and District Criminal Courts: Real Property: Residential Tenancies		
THE ELECTION OF SENATORS ACT, 1903	3	613
THE ELECTION OF SENATORS ACT AMENDMENT ACT, 1978	1978	15
Elections *see* Ballot: Constitution: Election of Senators: Electoral: Local Government		
ELECTORAL ACT, 1929-1975	3	615
ELECTORAL ACT AMENDMENT ACT, 1976	1976	225
ELECTORAL ACT AMENDMENT ACT (No. 3), 1976	1976	226
ELECTORAL ACT AMENDMENT ACT (No. 4), 1976	1976	623
Electoral *see also* Constitution		
Electoral Districts *see* Constitution		
Electoral Districts (Redivision) *see* Table of Public Acts of Restricted Application		
ELECTRICAL ARTICLES AND MATERIALS ACT, 1940-1967	3	678
Electrical Articles and Materials *see also* Electricity		
ELECTRICAL WORKERS AND CONTRACTORS LICENSING ACT, 1965-1966	3	684
ELECTRICAL WORKERS AND CONTRACTORS LICENSING ACT AMENDMENT ACT, 1978	1978	318
ELECTRICITY ACT, 1943-1973	3	694
ELECTRICITY (COUNTRY AREAS) SUBSIDY ACT, 1962-1965	3	699
ELECTRICITY SUPPLIES (COUNTRY AREAS) ACT, 1950	3	702
THE ELECTRICITY SUPPLY (INDUSTRIES) ACT, 1963-1975	3	707
ELECTRICITY TRUST OF SOUTH AUSTRALIA ACT, 1946-1975	3	709
THE ELECTRICITY TRUST OF SOUTH AUSTRALIA (PENOLA UNDERTAKING) ACT, 1967	3	728
THE ELECTRICITY TRUST OF SOUTH AUSTRALIA (TORRENS ISLAND POWER STATION) ACT, 1962	3	733
Electricity Trust *see also* Adelaide Electric Supply Company: Electrical Articles and Materials: Electricity Supplies (Country Areas)		

Title or Subject Matter	Volume	Page
Electric Supply Works *see* Electricity (Country Areas) Subsidy: Electricity Supplies (Country Areas): Local Electricity Undertakings (Security for Loans): Local Government		
Elevators *see* Lifts and Cranes		
EMERGENCY MEDICAL TREATMENT OF CHILDREN ACT, 1960-1971	3	737
EMERGENCY POWERS ACT, 1941-1952	3	739
EMPLOYEES REGISTRY OFFICES ACT, 1915-1973	3	742
Employers Liability *see* Workers Compensation: Wrongs		
EMU WINE COMPANIES (TRANSFER OF INCORPORATION) ACT, 1976	1976	453
ENCROACHMENTS ACT, 1944-1969	3	756
Encroachments *see also* Real Property		
ENFIELD GENERAL CEMETERY ACT, 1944-1972	3	762
Enfield General Cemetery *see also* Cremation: Local Government		
ENFIELD GENERAL CEMETERY (EXCHANGE OF LAND) ACT, 1952	3	777
ENFORCEMENT OF JUDGMENTS ACT, 1978[1]	1978	415
Enginedrivers *see* Boilers and Pressure Vessels		
Entertainments *see* Collections for Charitable Purposes: Licensing: Places of Public Entertainment		
ENVIRONMENTAL PROTECTION COUNCIL ACT, 1972	3	780
Erosion *see* Crown Lands: Pastoral: Soil Conservation		
THE ESTATES TAIL ACT, 1881	3	787
Evictions, Control of *see* Housing Improvement: Residential Tenancies		
EVIDENCE ACT, 1929-1974	3	790
EVIDENCE ACT AMENDMENT ACT, 1976	1976	421
EVIDENCE ACT AMENDMENT ACT, 1978	1978	331
EVIDENCE ACT AMENDMENT ACT, 1979	1979	
EVIDENCE (AFFIDAVITS) ACT, 1928-1974	3	823
Evidence (Affidavits) *see also* Oaths		
Evidence as to Wills *see* Aged and Infirm Persons' Property		
Excessive Rents *see* Housing Improvement: Landlord and Tenant: Residential Tenancies		
Exchange of Land (Hundred of Noarlunga) *see* Table of Public Acts of Restricted Application		
Exchange, Overseas *see* Commonwealth Powers		
Executive *see* Constitution		
Exempt Shops *see* Shop Trading Hours		
Exhumations *see* Coroners		
EXPLOSIVES ACT, 1936-1974	4	13
Explosives *see also* Harbors: Marine: Mining		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
Export Meat Works *see* South Australian Meat Corporation		
Eyes, Removal of from Deceased Persons *see* Anatomy: Transplantation of Human Tissue		
EYRE PENINSULA LAND PURCHASE ACT, 1946	4	35
Factories *see* Health: Industrial Code: Local Government: Manufacturing Industries Protection: Noxious Trades		
Factors *see* Mercantile Law		
FAIR CREDIT REPORTS ACT, 1974-1975	4	38
Fair Credit Reports *see also* Consumer Credit: Prices		
Fair Prices *see* Table of Acts Repealed: *see also* Commonwealth Powers: Prices: Table of Public Acts of Restricted Application		
Family Care *see* Community Welfare		
FAMILY RELATIONSHIPS ACT, 1975	4	46
Family Relationships *see also* Community Welfare		
FARMERS ASSISTANCE ACT, 1933-1943	4	53
Farmers Relief *see* Drought Relief: Rural Industry Assistance: Table of Public Acts of Restricted Application		
Fatal Accidents *see* Survival of Causes of Action: Wrongs		
Federal Aid Roads Agreement *see* Appropriation (Federal Aid Roads Agreement): Table of Public Acts of Restricted Application		
FEES REGULATION ACT, 1927	4	77
Fees, Statutory *see* Statutory Salaries and Fees		
FENCES ACT, 1975	4	80
FENCES ACT AMENDMENT ACT, 1977	1977	105
Fences *see also* Dog Fence: Vertebrate Pests		
Fencing Loans *see* Advances to Settlers: Loans for Fencing and Water Piping: Vertebrate Pests		
Ferries *see* Harbors: Local Government		
Fertilizers *see* Agricultural Chemicals		
Festival Hall (City of Adelaide) *see* Adelaide Festival Theatre		
FIBRE AND SPONGES ACT, 1909-1973	4	92
FILM CLASSIFICATION ACT, 1971-1974	4	98
FILM CLASSIFICATION ACT AMENDMENT ACT, 1977	1977	230
FILM CLASSIFICATION ACT AMENDMENT ACT, 1978	1978	455
FINANCIAL AGREEMENT ACT, 1927[1]	4	105
SUPPLEMENTARY FINANCIAL AGREEMENT (SOLDIER SETTLEMENT LOANS) ACT, 1934..	4	117
AMENDING FINANCIAL AGREEMENT ACT, 1944	4	125

[1]For the reader's convenience the Financial Agreement, as varied and amended by all amendments to the operative parts thereof up to and including the amendments contained in the schedule to the Amending Financial Agreement Act, 1966, is reprinted in volume 4 of the South Australian Statutes 1837-1975 immediately following that Act.

Title or Subject Matter	Volume	Page
AMENDING FINANCIAL AGREEMENT ACT, 1966	4	151
AMENDING FINANCIAL AGREEMENT ACT, 1976	1976	96
Financial Emergency *see* Table of Public Acts of Restricted Application		
Financial Journalist *see* Securities Industry		
Fingerprints *see* Evidence: Police Offences		
Fire and Accident Underwriters' Association of South Australia (Change of Name) *see* Table of Public Acts of Restricted Application		
FIREARMS ACT, 1977	1977	145
Firearms *see also* Criminal Law Consolidation: National Parks and Wildlife		
FIRE BRIGADES ACT, 1936-1974	4	185
FIRE BRIGADES ACT AMENDMENT ACT, 1976	1976	14
Fire Brigades *see also* Coroners: Country Fires: Local Government: Road Traffic		
Fire Control Officers *see* Country Fires		
Fire Fighters *see* Volunteer Fire Fighters Fund		
Fire Fighting Advisory Committee *see* Country Fires		
Fire Party Leaders *see* Country Fires		
Fires *see* Country Fires		
Fire-Safety of Buildings *see* Building		
Fireworks *see* Criminal Law Consolidation: Police Offences		
Firms *see* Companies: Partnership: Business Names: War Terms Regulation		
First Offenders *see* Justices: Offenders Probation		
FISHERIES ACT, 1971-1975	4	213
FISHERIES ACT AMENDMENT ACT, 1976-1977	1977	158
Fisheries *see also* Whaling		
Fishing Boats *see* Boating: Fisheries		
Fishing, Loans for *see* Loans to Producers		
Fishing Vessels, Control of *see* Fisheries: Marine		
FLAMMABLE CLOTHING ACT, 1973	4	244
THE FLINDERS UNIVERSITY OF SOUTH AUSTRALIA ACT, 1966-1973	4	248
Flour Prices *see* Wheat Products Prices		
FOOD AND DRUGS ACT, 1908-1972	4	261
FOOD AND DRUGS ACT AMENDMENT ACT, 1975-1976	1976	1
FOOD AND DRUGS ACT AMENDMENT ACT, 1976	1976	310
Food and Drugs *see also* Health: Metropolitan Milk Supply: Narcotic and Psychotropic Drugs: Stock Foods		
Food for Stock *see* Stock Foods		

Title or Subject Matter	Volume	Page
FOOT AND MOUTH DISEASE ERADICATION FUND ACT, 1958-1971	4	290
Foot and Mouth Disease *see also* Stock Diseases		
FOOTBALL PARK (RATES AND TAXES EXEMPTION) ACT, 1974	4	295
FOOTWEAR REGULATION ACT, 1969-1972	4	298
Foreign Governments *see* Real Property (Foreign Governments)		
FOREIGN JUDGMENTS ACT, 1971	4	306
Foreshores *see* Coast Protection: Harbors: Local Government: Planning and Development		
FORESTRY ACT, 1950-1974	4	312
Forestry *see also* Local Government (Forestry Reserves)		
Fraudulent Conveyances *see* Law of Property		
FRIENDLY SOCIETIES ACT, 1919-1975	4	319
Friendly Societies *see also* Building Societies: Companies: Homes: Pharmacy: Savings Bank of South Australia		
Frost Relief *see* Drought and Frost Relief		
Fruit *see* Citrus Industry Organization: Dried Fruits: Fruit and Plant Protection: Fruit and Vegetables (Grading): Fruit and Vegetables (Prevention of Injury): Fruit Cases: Fruit Fly: Fruitgrowing Industry (Assistance): Liens on Fruit: Oriental Fruit Moth Control: Red Scale Control: Sale of Fruit: San Jose Scale Control		
FRUIT AND PLANT PROTECTION ACT, 1968	4	356
FRUIT AND PLANT PROTECTION ACT AMENDMENT ACT, 1976	1976	257
FRUIT AND VEGETABLES (GRADING) ACT, 1934	4	364
FRUIT AND VEGETABLES (PREVENTION OF INJURY) ACT, 1927-1975	4	369
Fruit Cases *see* Table of Public Acts of Restricted Application		
FRUIT FLY ACT, 1947-1975	4	372
The Fruit Fly Act, 1947-1975, *has been amended by the Statutes Amendment (Agriculture) Act*, 1978		
Fruit Fly (Compensation) *see* Table of Public Acts of Restricted Application: Table of Acts Repealed		
FRUITGROWING INDUSTRY (ASSISTANCE) ACT, 1972	4	377
Fruit Moth, Oriental *see* Oriental Fruit Moth Control		
Fuel, Liquid *see* Liquid Fuel		
Funeral Benefits *see* Benefit Associations		
Fungicides *see* Agricultural Chemicals		
Furniture *see* Sale of Furniture		
FURTHER EDUCATION ACT, 1975	1976	104
FURTHER EDUCATION ACT AMENDMENT ACT, 1979	1979	
Game Reserves *see* National Parks and Wildlife		
Gaming *see* Lottery and Gaming		
Gaol *see* Prisons		

Title or Subject Matter	Volume	Page
GARDEN PRODUCE (REGULATION OF DELIVERY) ACT, 1967	4	379
Garden Suburb *see* Table of Acts Repealed		
GAS ACT, 1924-1974	4	392
Gas *see also* South Australian Gas Company		
Gas, Natural *see* Mining (Petroleum): Pipelines Authority		
Gas, Petroleum *see* Liquefied Petroleum Gas		
Gasworks *see* Local Government		
GENERAL TRAMWAYS ACT, 1884-1935	4	411
GEOGRAPHICAL NAMES ACT, 1969	4	434
GIFT DUTY ACT, 1968-1975	4	441
GIFT DUTY ACT AMENDMENT ACT, 1979	1979	
The Gift Duty Act, 1968-1975, *has also been amended by the Statutes Amendment (Gift Duty and Stamp Duties) Act*, 1976		
Gifts *see* Real Property: Stamp Duties: Succession Duties		
Gold Buyers *see* Table of Acts Repealed		
GOODS (TRADE DESCRIPTIONS) ACT, 1935-1969	4	448
Goods (Trade Descriptions) *see also* Food and Drugs: Trade Standards		
Goods *see also* Manufacturers Warranties: Prices: Sale of Goods: Textile Products Description: Trading Stamp: Unordered Goods and Services		
GOVERNMENT HOUSE DOMAIN DEDICATION ACT, 1927-1935	4	497
Government House Domain *see also* National Soldiers Memorial		
Government Printer *see* Evidence		
Governor *see* Constitution		
GOVERNORS' PENSIONS ACT, 1976	1976	218
Grain *see* Bulk Handling of Grain		
Grasshoppers *see* Noxious Insects		
Guarantee, Contracts of *see* Consumer Credit: Consumer Transactions: Mercantile Law		
Guardianship Board *see* Mental Health		
GUARDIANSHIP OF INFANTS ACT, 1940-1975	4	498
The Guardianship of Infants Act, 1940-1975, *has been amended by the Children's Protection and Young Offenders Act*, 1979		
Guardianship of Infants *see also* Family Relationships: Matrimonial Causes		
Gun Licences *see* Firearms: National Parks and Wildlife	—	
Habitual Criminals *see* Criminal Law Consolidation		
HAIRDRESSERS REGISTRATION ACT, 1939-1951	4	504
HAIRDRESSERS REGISTRATION ACT AMENDMENT ACT, 1978	1978	353
Hairdressers Registration *see also* Physiotherapists		
HALLETT COVE TO PORT STANVAC RAILWAY ACT, 1959	4	517
HALLETT COVE TO PORT STANVAC RAILWAY EXTENSION ACT, 1971	4	519

Title or Subject Matter	Volume	Page
Hansard *see* Wrongs		
HARBORS ACT, 1936-1974	4	521
HARBORS ACT AMENDMENT ACT, 1978	1978	499
Harbors *see also* Boating: Explosives: Fisheries: Local Government: Prevention of Pollution of Waters by Oil: Real Property		
Harbors for Fishing Boats *see* Fisheries		
Harmac (Australia) Limited *see* Pulp and Paper Mill (Hundred of Gambier) Indenture		
HARTLEY COLLEGE OF ADVANCED EDUCATION ACT, 1978	1978	531
HAWKERS ACT, 1934-1960	4	590
Hay *see* Chaff and Hay: Chaff and Hay (Acquisition): Drought Relief		
HEALTH ACT, 1935-1975	4	598
HEALTH ACT AMENDMENT ACT, 1975	1976	120
HEALTH ACT AMENDMENT ACT, 1976	1976	313
HEALTH ACT AMENDMENT ACT, 1978	1978	475
The Health Act, 1935-1973, *has also been amended by the South Australian Health Commission Act*, 1975-1976, *as amended by South Australian Health Commission Act Amendment Act*, 1977		
Health *see also* Abattoirs: Commonwealth Powers: Food and Drugs: Health and Medical Services: Local Government: Metropolitan Milk Supply: South Australian Health Commission: South Australian Meat Corporation: Tuberculosis (Commonwealth Arrangement)		
Health and Medical Services *see* South Australian Health Commission: Table of Acts Repealed		
Helium *see* Petroleum		
Hide and Leather Industries Legislation Repeal *see* Table of Public Acts of Restricted Application		
HIDE, SKIN AND WOOL DEALERS ACT, 1915-1965	4	658
Hide, Skin and Wool Dealers *see also* Auctioneers: Stock Diseases		
HIGHWAYS ACT, 1926-1975	4	665
HIGHWAYS ACT AMENDMENT ACT, 1979	1979	
Highways *see also* Local Government: Motor Vehicles: Real Property: Roads (Opening and Closing): Road Traffic		
Hills Face Zone *see* Planning and Development		
Hire-Purchase Agreements *see* Consumer Transactions		
Hire-Purchase Agreements, Stamp Duties on *see* Stamp Duties		
Historical Relics *see* Aboriginal and Historic Relics Preservation: National Trust		
HOLIDAYS ACT, 1910-1975	4	706
Holidays *see also* Acts Interpretation: Industrial Code: Industrial Conciliation and Arbitration		

Title or Subject Matter	Volume	Page
HOMES ACT, 1941-1968	4	712
Homes *see also* Community Welfare: Cottage Flats: Country Housing: Savings Bank of South Australia		
Homes, Advances for *see* Advances for Homes: Advances to Settlers: Building Societies: Homes: Housing Agreement		
Homestead *see* Table of Acts Repealed		
Homing Pigeons *see* Police Offences		
Horse-Racing *see* Racing		
Hospital Benefits *see* Benefit Associations: Mental Institution Benefits: Table of Acts Repealed: Tuberculosis (Commonwealth Arrangement)		
HOSPITALS ACT, 1934-1971	4	719
Hospitals *see also* Local Government: Medical Practitioners: South Australian Health Commission		
Hospitals, Establishment and Licensing of *see* Health: Local Government: Mental Health		
Hostels *see* Student Hostels (Advances)		
Housing *see* Advances for Homes: Advances to Settlers: Building Operations: Building Societies: Commonwealth and State Housing Agreement: Cottage Flats: Country Housing: Homes: Housing Advances: Housing Agreement: Housing Grants Administration: Housing Improvement: Housing Loans Redemption Fund: Irrigation: South Australian Housing Trust: Teacher Housing Authority		
HOUSING ADVANCES ACT, 1976	1976	264
HOUSING AGREEMENT ACT, 1956	4	741
HOUSING AGREEMENT ACT, 1961	4	749
HOUSING AGREEMENT ACT, 1966	4	753
HOUSING AGREEMENT ACT, 1973	4	757
HOUSING AGREEMENT ACT, 1974	4	765
HOUSING AGREEMENT ACT, 1978	1978	356
HOUSING GRANTS ADMINISTRATION ACT, 1971	4	768
HOUSING IMPROVEMENT ACT, 1940-1973	4	772
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1977-1978	1978	65
Housing Improvement *see also* Real Property: Registration of Deeds: South Australian Housing Trust		
HOUSING LOANS REDEMPTION FUND ACT, 1962-1974	4	812
Human Blood, Sale of *see* Sale of Human Blood		
Hunting *see* National Parks and Wildlife		
Hypnotism *see* Psychological Practices		
Immigration *see* Table of Acts Repealed		
IMPOUNDING ACT, 1920-1975	4	820

Title or Subject Matter	Volume	Page
IMPOUNDING ACT AMENDMENT ACT, 1976	1977	103
Impounding *see also* Local Government		
IMPRINT ACT, 1951	5	1
Imprisonment for Debt *see* Debtors		
Income Tax *see* Table of Public Acts of Restricted Application		
Indecent Publications *see* Police Offences		
Indentures of Apprenticeship *see* Apprentices		
INDUSTRIAL AND PROVIDENT SOCIETIES ACT, 1923-1974	5	3
Industrial and Provident Societies *see also* Companies: Credit Unions: Stamp Duties		
INDUSTRIAL CODE, 1967-1972	5	28
The Industrial Code, 1967-1972, *has been amended by the Shop Trading Hours Act*, 1977		
INDUSTRIAL COMMISSION JURISDICTION (TEMPORARY PROVISIONS) ACT, 1975	5	49
INDUSTRIAL COMMISSION JURISDICTION (TEMPORARY PROVISIONS) ACT AMENDMENT ACT, 1976	1976	267
INDUSTRIAL COMMISSION JURISDICTION (TEMPORARY PROVISIONS) ACT AMENDMENT ACT, 1977	1977	232
INDUSTRIAL CONCILIATION AND ARBITRATION ACT, 1972-1975	5	51
INDUSTRIAL CONCILIATION AND ARBITRATION ACT AMENDMENT ACT, 1978	1978	364
INDUSTRIAL CONCILIATION AND ARBITRATION ACT AMENDMENT ACT, 1979	1979	
Industrial Disease *see* Workers Compensation		
Industrial Districts *see* Manufacturing Industries Protection: Noxious Trades		
Industrial Noise *see* Noise Control		
Industrial Premises *see* Industrial Safety, Health and Welfare		
INDUSTRIAL SAFETY, HEALTH AND WELFARE ACT, 1972	5	130
INDUSTRIAL SAFETY, HEALTH AND WELFARE ACT AMENDMENT ACT, 1976	1976	424
INDUSTRIAL SAFETY, HEALTH AND WELFARE ACT AMENDMENT ACT, 1978	1978	33
INDUSTRIES DEVELOPMENT ACT, 1941-1974	5	148
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1975	1976	32
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1977	1977	88
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT (No. 2), 1977	1977	233
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1978	1978	68
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT (No. 2), 1978	1978	310
Industries Encouragement *see* Commonwealth Powers: Electricity Supply (Industries): Industries Development: Industries Establishment: Native Industries Encouragement: Table of Public Acts of Restricted Application		
Industries Establishment *see* Table of Public Acts of Restricted Application		

Title or Subject Matter	Volume	Page
Inebriates *see* Aged and Infirm Persons' Property: Alcohol and Drug Addicts (Treatment): Licensing		
Infants, Guardianship of *see* Guardianship of Infants		
Infants' Property *see* Administration and Probate: Law of Property		
INFECTIOUS DISEASES HOSPITAL TRANSFER ACT, 1947	5	161
Infectious Diseases Hospital *see also* Table of Acts Repealed		
INFLAMMABLE LIQUIDS ACT, 1961-1974	5	164
INFLAMMABLE LIQUIDS ACT AMENDMENT ACT, 1976	1976	268
Inflammable Liquids *see also* Industrial Safety, Health and Welfare: Motor Fuel Distribution: Prevention of Pollution of Waters by Oil		
Inheritance *see* Administration and Probate: Adoption of Children: Law of Property		
INHERITANCE (FAMILY PROVISION) ACT, 1972-1975	5	178
Inheritance (Family Provision) *see also* Family Relationships		
Innkeepers *see* Licensing		
Inquests *see* Coroners: Country Fires: Fire Brigades		
Inquiry Agents *see* Commercial and Private Agents		
Insecticides *see* Agricultural Chemicals		
Insemination of Stock *see* Artificial Breeding: Stock Diseases		
Insolvency *see* Table of Public Acts of Restricted Application		
Inspection of Motor Vehicles *see* Road Traffic		
INSTITUTE OF MEDICAL AND VETERINARY SCIENCE ACT, 1937-1974	5	186
INSTITUTE OF MEDICAL AND VETERINARY SCIENCE ACT AMENDMENT ACT, 1978	1978	268
The Institute of Medical and Veterinary Science Act, 1937-1974, *has also been amended by the South Australian Health Commission Act*, 1975-1976[1]		
Institute *see also* Libraries and Institutes		
Institute of Medical and Veterinary Science *see also* Table of Public Acts of Restricted Application		
Institute of Technology *see* South Australian Institute of Technology: Table of Acts Repealed		
Insurance *see* Fire Brigades: State Government Insurance Commission		
Insurance Companies (Deposits) *see* Table of Acts Repealed		
Insurance Council of Australia *see* Fire and Accident Underwriters' Association of South Australia (Change of Name)		
Insurance, Third Party *see* Motor Vehicles		
INTEREST ON CROWN ADVANCES AND LEASES ACT, 1944-1951	5	193
Interest Rates *see* Commonwealth Powers		

[1]As on 14th February, 1980, the amendments made to the Institute of Medical and Veterinary Science Act, 1937-1974, by the South Australian Health Commission Act, 1975-1976, had not come into operation.

Title or Subject Matter	Volume	Page
Interstate Motor Vehicles *see* Road Maintenance (Contribution): Road Traffic: State Transport Authority		
Intestate Estates *see* Administration and Probate		
Irradiating Apparatus *see* Health		
IRRIGATION ACT, 1930-1975	5	196
The Irrigation Act, 1930-1975, *has been amended by the Statutes Amendment (Rates and Taxes Remission) Act*, 1977, *and by the Statutes Amendment (Irrigation Acts) Act*, 1978		
IRRIGATION ON PRIVATE PROPERTY ACT, 1939-1958	5	253
The Irrigation on Private Property Act, 1939-1958, *has been amended by the Statutes Amendment (Irrigation Acts) Act*, 1978		
Irrigation *see also* Agricultural Graduates Land Settlement: Discharged Soldiers Settlement: Lower River Broughton Irrigation Trust: Ramco Heights Irrigation Area: Renmark Irrigation Trust: Water Rates Remission		
Jervois Bridge *see* Highways		
Jetties *see* Harbors: Local Government		
JOINT HOUSE COMMITTEE ACT, 1941	5	276
JUDGES' PENSIONS ACT, 1971-1974	5	280
Judgments, Reciprocal Enforcement of *see* Foreign Judgments		
Judicial Separation *see* Matrimonial Causes in the Table of Public Acts of Restricted Application		
Judiciary *see* Constitution: Justices: Local and District Criminal Courts: Supreme Court		
JURIES ACT, 1927-1974	5	293
JURIES ACT AMENDMENT ACT, 1976	1976	34
The Juries Act, 1927-1974, *has also been amended by the Statutes Amendment (Capital Punishment Abolition) Act*, 1976		
JUSTICES ACT, 1921-1975	5	316
JUSTICES ACT AMENDMENT ACT, 1976	1976	296
The Justices Act, 1921-1975, *has also been amended by the Statutes Amendment (Capital Punishment Abolition) Act*, 1976, *the Statutes Amendment (Narcotic and Psychotropic Drugs and Justices) Act*, 1977, *and the Children's Protection and Young Offenders Act*, 1979		
Justices *see also* Industrial Conciliation and Arbitration: Local and District Criminal Courts: Offenders Probation: Supreme Court		
Justices of the Peace *see* Justices: Sex Disqualification (Removal)		
Juvenile Courts *see* Table of Acts Repealed		
Kerosene *see* Inflammable Liquids		
KIDNAPPING ACT, 1960-1971	5	433
KINDERGARTEN UNION ACT, 1974-1975	5	434
Kingston College of Advanced Education *see* Hartley College of Advanced Education: Table of Acts Repealed		

Title or Subject Matter	Volume	Page
Laboratories for Mineral Development *see* Australian Mineral Development Laboratories		
LAND ACQUISITION ACT, 1969-1972	5	462
Land Acquisition *see also* Lands for Public Purposes Acquisition: Local Government: Monarto (Land Acquisition): Planning and Development: Red Cliff Land Vesting		
Land Agents *see* Land and Business Agents		
LAND AND BUSINESS AGENTS ACT, 1973-1975	5	478
LAND AND BUSINESS AGENTS ACT AMENDMENT ACT, 1977	1977	212
LAND AND BUSINESS AGENTS ACT AMENDMENT ACT, 1979	1979	
Land Brokers *see* Land and Business Agents: Real Property		
LAND COMMISSION ACT, 1973	5	528
LAND COMMISSION ACT AMENDMENT ACT (No. 1), 1977	1977	69
LANDLORD AND TENANT ACT, 1936-1974	5	538
LANDLORD AND TENANT ACT AMENDMENT ACT, 1977-1978	1978	70
Landlord and Tenant *see also* Agricultural Holdings: Economic Stability: Housing Improvement: Local Government: Residential Tenancies		
Landlord and Tenant (Control of Rents) *see* Table of Public Acts of Restricted Application		
Land Prices *see* Prices: Urban Land (Price Control)		
Land Salesmen *see* Land and Business Agents		
LAND SETTLEMENT ACT, 1944-1974	5	554
LAND SETTLEMENT ACT AMENDMENT ACT, 1978	1978	282
Land Settlement *see also* Crown Lands: Crown Lands Development: Eyre Peninsula Land Purchase: Land Acquisition: Land Settlement (Development Leases): Livestock (War Service Land Settlement): War Service Land Settlement Agreement		
LAND SETTLEMENT (DEVELOPMENT LEASES) ACT, 1949-1969	5	567
THE LANDS FOR PUBLIC PURPOSES ACQUISITION ACT, 1914-1972	5	570
LAND TAX ACT, 1936-1975	5	575
LAND TAX ACT AMENDMENT ACT, 1976	1976	249
LAND TAX ACT AMENDMENT ACT, 1977	1977	174
LAND TAX ACT AMENDMENT ACT, 1979	1979	
The Land Tax Act, 1936-1975, *has also been amended by the Statutes Amendment (Rates and Taxes Remission) Act*, 1977		
Land Tax *see also* Local Government: Planning and Development: Valuation of Land		
Land Transactions, Control of *see* Planning and Development: Urban Land (Price Control)		
Land, Valuation of *see* Valuation of Land		
LAND VALUERS LICENSING ACT, 1969-1974	5	606

Title or Subject Matter	Volume	Page
LAW COURTS (MAINTENANCE OF ORDER) ACT, 1928	5	615
LAW OF PROPERTY ACT, 1936-1975	5	618
Law of Property *see also* Companies: Real Property: Supreme Court: Trustee: Wrongs		
Law Society *see* Legal Practitioners: Legal Services Commission		
Law of the State *see* Off-shore Waters (Application of Laws)		
Leave, Long Service *see* Industrial Conciliation and Arbitration: Long Service Leave: Public Service		
Legal Assistance *see* Legal Services Commission		
LEGAL PRACTITIONERS ACT, 1936-1972	5	662
LEGAL PRACTITIONERS ACT AMENDMENT ACT, 1977	1977	235
LEGAL PRACTITIONERS ACT AMENDMENT ACT, 1979	1979	
The Legal Practitioners Act, 1936-1972, *has also been amended by the Legal Services Commission Act*, 1977		
Legal Practitioners *see also* Legal Services Commission		
LEGAL SERVICES COMMISSION ACT, 1977	1977	131
LEGAL SERVICES COMMISSION ACT AMENDMENT ACT, 1979	1979	
Legislature *see* Constitution		
Legitimation *see* Births, Deaths and Marriages Registration		
Leigh Creek Coal *see* Electricity Trust of South Australia		
Leigh Creek North Coalfield to Marree Railway Agreement *see* Railway Acts in Table of Public Acts of Restricted Application		
Leigh Creek Town Lands *see* Crown Lands		
LEVI PARK ACT, 1948	5	694
LEVI PARK ACT AMENDMENT ACT, 1976	1976	269
Libel *see* Criminal Law: Wrongs		
LIBRARIES AND INSTITUTES ACT, 1939-1975	5	701
LIBRARIES AND INSTITUTES ACT AMENDMENT ACT, 1976	1976	261
LIBRARIES AND INSTITUTES ACT AMENDMENT ACT, 1977	1977	70
LIBRARIES AND INSTITUTES ACT AMENDMENT ACT, 1978	1978	366
LIBRARIES AND INSTITUTES ACT AMENDMENT ACT, 1979	1979	
Libraries and Institutes *see also* Associations Incorporation: Local Government		
LIBRARIES (SUBSIDIES) ACT, 1955-1958	5	753
LIBRARIES (SUBSIDIES) ACT AMENDMENT ACT, 1976	1976	262
LIBRARIES (SUBSIDIES) ACT AMENDMENT ACT, 1977	1977	101
Licensed Land Brokers *see* Land and Business Agents: Real Property		
LICENSING ACT, 1967-1975	5	756
LICENSING ACT AMENDMENT ACT, 1976	1976	28
LICENSING ACT AMENDMENT ACT (No. 2), 1976	1976	335

Title or Subject Matter	Volume	Page
LICENSING ACT AMENDMENT ACT, 1977	1978	20
Licensing *see also* Community Hotels Incorporation		
Licks for Stock *see* Stock Medicines		
Liens for Freight *see* Mercantile Law		
Liens of Unpaid Vendors *see* Mercantile Law: Sale of Goods		
LIENS ON FRUIT ACT, 1923-1975	6	1
Liens on Wool *see* Stock Mortgages and Wool Liens		
Liens, Warehousemen's *see* Warehousemen's Liens		
Liens, Workmen's *see* Workmen's Liens		
Life Assurance *see* State Government Insurance Commission: Table of Public Acts of Restricted Application		
LIFTS AND CRANES ACT, 1960-1972	6	8
LIFTS AND CRANES ACT AMENDMENT ACT, 1978[1]	1978	434
Lifts and Cranes *see also* Boilers and Pressure Vessels: Industrial Safety, Health and Welfare: Mines and Works Inspection: Mining		
Lights on Vehicles *see* Road Traffic		
LIMITATION OF ACTIONS ACT, 1936-1975	6	19
LIQUEFIED PETROLEUM GAS ACT, 1960-1973	6	34
Liquid Fuel *see* Table of Public Acts of Restricted Application: Table of Acts Repealed		
Liquid Fuel (Rationing) *see* Table of Acts Repealed		
Liquid, Inflammable *see* Inflammable Liquids		
Liquor Licences (Acquired Properties) *see* Table of Acts Repealed		
LISTENING DEVICES ACT, 1972-1974	6	38
Litter *see* Local Government		
LIVESTOCK (WAR SERVICE LAND SETTLEMENT) ACT, 1947	6	43
Loan Council *see* Financial Agreement		
Loan Money Appropriation (Working Accounts) *see* Table of Public Acts of Restricted Application		
Loan, Public Purposes *see* Public Purposes Loan in the Table of Public Acts of Restricted Application		
LOANS FOR FENCING AND WATER PIPING ACT, 1938-1975	6	46
LOANS FOR WATER CONSERVATION ACT, 1948	6	58
Loan Fund Account *see* Public Finance		
LOANS TO PRODUCERS ACT, 1927-1962	6	64
Loans to Producers *see also* Irrigation on Private Property		
Local Acts *see* Table of Public Acts of Restricted Application		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
LOCAL AND DISTRICT CRIMINAL COURTS ACT, 1926-1975	6	70
The Local and District Criminal Courts Act Amendment Act, 1972, has been amended by the Legal Services Commission Act, 1977		
LOCAL AND DISTRICT CRIMINAL COURTS ACT AMENDMENT ACT, 1978[1]	1978	437
The Local and District Criminal Courts Act, 1926-1975, has also been amended by the Statutes Amendment (Capital Punishment Abolition) Act, 1976		
Local and District Criminal Courts *see also* Criminal Law Consolidation: Justices: Licensing: Supreme Court		
LOCAL ELECTRICITY UNDERTAKINGS (SECURITIES FOR LOANS) ACT, 1950	6	189
LOCAL GOVERNMENT ACT, 1934-1975	6	191
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 2), 1975	1976	37
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1976	1976	375
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 4), 1976	1976	430
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1977	1977	1
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 2), 1977[2]	1977	237
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1978	1978	134
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 2), 1978	1978	194
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 3), 1978	1978	350
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1979	1979	
The Local Government Act, 1934-1975, has also been amended by the Statutes Amendment (Rates and Taxes Remission) Act, 1977, and by the Harbors Act Amendment Act, 1978		
Local Government *see also* Building: Hospitals: Land Acquisition: Renmark Irrigation Trust: Monarto Development Commission: Planning and Development		
Local Government By-laws, Offences against *see* Police Offences		
LOCAL GOVERNMENT (CITY OF ENFIELD LOAN) ACT, 1953-1961	6	594
LOCAL GOVERNMENT (CITY OF WOODVILLE WEST LAKES LOAN) ACT, 1970	6	598
Local Government (District Council of East Torrens) *see* Table of Acts Repealed		
LOCAL GOVERNMENT (FORESTRY RESERVES) ACT, 1944	6	603
Local Option *see* Licensing		
Lockouts *see* Industrial Conciliation and Arbitration		
Lodgers' Protection *see* Landlord and Tenant: Licensing		
Lodging Houses *see* Health: Local Government		
LONG SERVICE LEAVE ACT, 1967-1972	6	606
LONG SERVICE LEAVE (BUILDING INDUSTRY) ACT, 1975	1976	56
LONG SERVICE LEAVE (BUILDING INDUSTRY) ACT AMENDMENT ACT, 1976	1976	432
Long Service *see also* Industrial Conciliation and Arbitration: Long Service Leave (Building Industry): Public Service		

[1]As on 14th February, 1980, this Act had not come into operation.
[2]This Act did not come into operation prior to 31st May, 1978, the date of expiry referred to in section 4.

Title or Subject Matter	Volume	Page
Lotteries *see* Lottery and Gaming: Referendum (State Lotteries): State Lotteries		
LOTTERY AND GAMING ACT, 1936-1975	6	617
LOTTERY AND GAMING ACT AMENDMENT ACT, 1978	1978	276
The Lottery and Gaming Act, 1936-1975, *has also been amended by the Racing Act*, 1976		
Lottery and Gaming *see also* Licensing: Prohibited Areas (Application of State Laws): State Lotteries: Table of Public Acts of Restricted Application		
LOWER RIVER BROUGHTON IRRIGATION TRUST ACT, 1938-1972	6	708
Lunacy *see* Mental Health		
Lyrup Village Settlement *see* Crown Lands		
Main Roads *see* Highways		
Maintenance *see* Community Welfare		
Maintenance Orders *see* Community Welfare		
Mall *see* Rundle Street Mall		
Manningham Recreation Ground *see* Table of Public Acts of Restricted Application		
MANUFACTURERS WARRANTIES ACT, 1974	6	742
Manufacturing Areas *see* Manufacturing Industries Protection: Noxious Trades		
MANUFACTURING INDUSTRIES PROTECTION ACT, 1937	6	747
Manures *see* Agricultural Chemicals		
MARGARINE ACT, 1939-1975	6	750
Margarine *see also* Dairy Industry		
MARGINAL DAIRY FARMS (AGREEMENT) ACT, 1971	6	758
MARGINAL LANDS ACT, 1940-1974	6	768
Marginal Lands *see also* Crown Lands		
MARINE ACT, 1936-1975	7	1
MARINE ACT AMENDMENT ACT, 1976	1976	272
Marine *see also* Explosives: Prevention of Pollution of Waters by Oil: Second-hand Dealers		
MARINE STORES ACT, 1898-1975	7	72
Market *see* Adelaide Fruit and Produce Exchange: Table of Private Acts		
MARKETABLE SECURITIES ACT, 1971	7	86
Marketing *see* Barley Marketing: Citrus Industry Organization: Commonwealth Powers: Dried Fruits: Marketing of Eggs: Oats Marketing: Potato Marketing: Wheat Industry Stabilization		
MARKETING OF EGGS ACT, 1941-1973	7	108
Marketing of Eggs *see also* Egg Industry Stabilization		

Title or Subject Matter	Volume	Page
MARKETS CLAUSES ACT, 1870-1956	7	124
Markets Clauses *see also* Abattoirs: South Australian Meat Corporation		
Marriage *see* Births, Deaths and Marriages Registration		
Married Women's Property *see* Law of Property		
Married Women's Protection *see* Community Welfare		
Masseurs *see* Chiropractic: Physiotherapists		
Masters and Servants *see* Table of Acts Repealed		
Matches *see* Country Fires: Local Government: White Phosphorus Matches Prohibition		
Matrimonial Causes *see* Table of Public Acts of Restricted Application		
Medical Benefits *see* Benefit Associations: Friendly Societies		
MEDICAL PRACTITIONERS ACT, 1919-1974	7	137
MEDICAL PRACTITIONERS ACT AMENDMENT ACT, 1976	1976	281
Medical Practitioners *see also* Births, Deaths and Marriages: Chiropractic: Coroners: Health: Hospitals: Mental Health: Physiotherapists: Psychological Practices		
Medical Science *see* Institute of Medical and Veterinary Science		
Medical Service *see* Health and Medical Services		
Medical Treatment of Children *see* Emergency Medical Treatment of Children		
Medicines for Stock *see* Stock Medicines		
Meetings *see* Public Meetings		
Menindee Lakes *see* River Murray Waters		
Mental Defectives Property *see* Aged and Infirm Persons' Property: Law of Property: Mental Health		
MENTAL HEALTH ACT, 1976-1977	1977	107
MENTAL HEALTH ACT AMENDMENT ACT, 1979	1979	
MENTAL HEALTH (SUPPLEMENTARY PROVISIONS) ACT, 1935-1979—		
MENTAL HEALTH ACT, 1935-1974	7	167
The Mental Health Act, 1935-1974 *has been amended by the Mental Health Act*, 1976-1977 *as amended by the Mental Health Act Amendment Act*, 1979		
Mental Health *see also* Administration and Probate: Criminal Law Consolidation: Hospitals: Medical Practitioners: Prisons: South Australian Health Commission		
MENTAL INSTITUTION BENEFITS ACT, 1948	7	245
Mental Nurses *see* Nurses Registration		
MERCANTILE LAW ACT, 1936	7	248
The Mercantile Law Act, 1936, *has been amended by the Enforcement of Judgments Act*, 1978[1]		
Mercantile Law *see also* Sale of Goods		
Methodist Church *see* The Uniting Church in Australia in Table of Public Acts of Restricted Application		
METROPOLITAN ADELAIDE ROAD WIDENING PLAN ACT, 1972	7	254

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
METROPOLITAN ADELAIDE ROAD WIDENING PLAN ACT AMENDMENT ACT, 1976	1976	274
Metropolitan and Export Abattoirs: *see* South Australian Meat Corporation		
METROPOLITAN AREA (WOODVILLE, HENLEY AND GRANGE) DRAINAGE ACT, 1964-1974	7	258
Metropolitan County Board *see* Food and Drugs: Health		
METROPOLITAN DRAINAGE ACT, 1935-1974	7	264
Metropolitan Drainage *see also* Local Government: Metropolitan Area (Woodville, Henley and Grange) Drainage: South-Western Suburbs Drainage		
Metropolitan Drainage Works (Investigation) *see* Table of Public Acts of Restricted Application		
Metropolitan Infectious Diseases Hospital *see* Infectious Diseases Hospital Transfer		
METROPOLITAN MILK SUPPLY ACT, 1946-1974	7	277
Metropolitan Shopping District *see* Shop Trading Hours		
METROPOLITAN TAXI-CAB ACT, 1956-1974	7	298
METROPOLITAN TAXI-CAB ACT AMENDMENT ACT, 1978	1978	476
Metropolitan Taxi-Cab *see also* Motor Vehicles: Road Traffic: State Transport Authority		
Metropolitan Transport Advisory Council *see* Table of Acts Repealed		
Midwives *see* Nurses Registration		
Milk *see* Dairy Industry: Food and Drugs: Health: Metropolitan Milk Supply		
Mineral Development *see* Australian Mineral Development Laboratories		
MINES AND WORKS INSPECTION ACT, 1920-1974	7	312
MINES AND WORKS INSPECTION ACT AMENDMENT ACT, 1978	1978	333
Mines and Works Inspection *see also* Explosives: Industrial Safety, Health and Welfare: Lifts and Cranes: Mining		
MINING ACT, 1971-1975	7	326
MINING ACT AMENDMENT ACT, 1976	1976	574
MINING ACT AMENDMENT ACT (No. 2), 1978	1978	263
Mining *see also* Crown Lands: Explosives: Pastoral		
Mining at Leigh Creek *see* Electricity Trust of South Australia		
Mining for Uranium *see* Mining		
Mining (Petroleum) *see* Petroleum		
MINISTER OF AGRICULTURE INCORPORATION ACT, 1952	7	361
MINISTER OF LANDS INCORPORATION ACT, 1947	7	363
Ministers of the Crown *see* Administration of Acts: Commissioner of Public Works Incorporation: Constitution: Minister of Agriculture Incorporation: Minister of Lands Incorporation: Parliamentary Salaries and Allowances: Treasurer's Incorporation		
Minor Indictable Offences *see* Justices		

Title or Subject Matter	Volume	Page
MINORS CONTRACTS (MISCELLANEOUS PROVISIONS) ACT, 1979	1979	
MISREPRESENTATION ACT, 1971-1972	7	368
MOBIL LUBRICATING OIL REFINERY (INDENTURE) ACT, 1976	1976	394
MOCK AUCTIONS ACT, 1972	7	374
Model By-laws *see* Local Government		
MONARTO DEVELOPMENT COMMISSION ACT, 1973-1974	7	378
MONARTO DEVELOPMENT COMMISSION (ADDITIONAL POWERS) ACT, 1975	7	391
MONARTO (LAND ACQUISITION) ACT, 1972-1973	7	394
Money-lenders *see* Consumer Credit: Table of Acts Repealed		
Moneys, Unclaimed *see* Unclaimed Moneys		
MORPHETT STREET BRIDGE ACT, 1964-1974	7	404
Mortgages *see* Law of Property: Real Property: Trustee		
Mortgagors Relief *see* Table of Public Acts of Restricted Application		
Moth, Oriental Fruit *see* Oriental Fruit Moth Control		
Mothercraft Nurses *see* Nurses Registration		
Motor Boats, Licensing of Operators of *see* Boating		
Motor Boats, Registration of *see* Boating		
MOTOR FUEL DISTRIBUTION ACT, 1973-1974	7	411
The Motor Fuel Distribution Act, 1973-1974, *has been amended by the Business Franchise (Petroleum Products) Act*, 1979		
Motor Fuel Rationing (Temporary Provisions) *see* Table of Public Acts of Restricted Application		
Motor Omnibuses *see* Bus and Tramways: Local Government: Road Traffic: State Transport Authority		
Motor Spirit *see* Liquid Fuel		
MOTOR VEHICLES ACT, 1959-1975	7	435
MOTOR VEHICLES ACT AMENDMENT ACT, 1976	1976	70
MOTOR VEHICLES ACT AMENDMENT ACT (No. 2), 1976	1976	401
MOTOR VEHICLES ACT AMENDMENT ACT, 1978[1]	1978	562
Motor Vehicles *see also* Commercial Motor Vehicles (Hours of Driving): Highways: Local Government: Metropolitan Taxi-Cab: Noise Control: Road Maintenance (Contribution): Road Traffic: Second-hand Motor Vehicles: State Transport Authority: Wrongs		
Motor Vehicles Registration Fees (Refunds) *see* Table of Acts Repealed		
Municipal Corporations *see* Local Government		
Municipal Tramways Trust *see* Bus and Tramways: Highways		
Murray New Town (Land Acquisition) *see* Monarto (Land Acquisition)		
Murray Park College of Advanced Education *see* Hartley College of Advanced Education		

[1]As on 14th February, 1980, certain provisions of this Act had not come into operation.

Title or Subject Matter	Volume	Page
Museum *see* South Australian Museum: Table of Acts Repealed		
Names, Business *see* Business Names		
NARCOTIC AND PSYCHOTROPIC DRUGS ACT, 1934-1974	7	**528**
NARCOTIC AND PSYCHOTROPIC DRUGS ACT AMENDMENT ACT, 1976	1976	446
NARCOTIC AND PSYCHOTROPIC DRUGS ACT AMENDMENT ACT, 1977	1977	100
NARCOTIC AND PSYCHOTROPIC DRUGS ACT AMENDMENT ACT, 1978	1978	266
The Narcotic and Psychotropic Drugs Act, 1934-1977, *has been amended by the Statutes Amendment (Narcotic and Psychotropic Drugs and Justices) Act*, 1977		
Narcotic and Psychotropic Drugs *see also* Dentists: Food and Drugs: Health: Pharmacy		
National Gallery *see* Art Gallery		
NATIONAL PARKS AND WILDLIFE ACT, 1972-1974	7	**540**
NATIONAL PARKS AND WILDLIFE ACT AMENDMENT ACT, 1978	1978	208
NATIONAL PARKS AND WILDLIFE ACT AMENDMENT ACT (No. 2), 1978[1]	1978	477
National Security Regulations *see* Economic Stability: Prices		
NATIONAL SOLDIERS MEMORIAL ACT, 1949	7	**583**
NATIONAL TRUST OF SOUTH AUSTRALIA ACT, 1955-1975	7	**586**
National Works *see* Commonwealth Powers		
NATIVE INDUSTRIES ENCOURAGEMENT ACT, 1872-1974	7	**591**
Natural Gas Pipelines Authority *see* Pipelines Authority		
Neglected Children *see* Community Welfare:		
Newspapers, Restriction on Reports of Legal Proceedings in *see* Children's Protection and Young Offenders: Evidence: Police Offences: Wrongs		
NOISE CONTROL ACT, 1976-1977	1977	77
Noise Level *see* Noise Control		
Noisy Trades *see* Local Government: Manufacturing Industries Protection		
NOMENCLATURE ACT, 1935	7	**593**
Northern Areas and Whyalla Water Supply *see* Broken Hill Proprietary Company's Steel Works Indenture		
THE NORTHERN TERRITORY SURRENDER ACT, 1907	7	**596**
NORTHERN TERRITORY SURRENDER ACT AMENDMENT ACT, 1919	7	**604**
NORTH HAVEN DEVELOPMENT ACT, 1972	7	**608**
The North Haven Development Act, 1972, *has been amended by the North Haven Trust Act*, 1979		
NORTH HAVEN TRUST ACT, 1979	1979	
Notaries Public *see* Legal Practitioners: Sex Disqualification (Removal)		
Notification of Births *see* Births, Deaths and Marriages Registration		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
NOXIOUS INSECTS ACT, 1934-1974	7	618
NOXIOUS TRADES ACT, 1943-1965	7	622
Noxious Weeds *see* Pest Plants		
Nuisance by Manufactories *see* Health: Local Government: Manufacturing Industries Protection: Noxious Trades		
Nullity of Marriage *see* Matrimonial Causes in the Table of Public Acts of Restricted Application		
Nurse Aides *see* Nurses Registration		
Nurses' Memorial Centre of South Australia, Incorporated (Guarantee) *see* Table of Public Acts of Restricted Application		
NURSES REGISTRATION ACT, 1920-1970	7	633
Nursing Homes, Licensing of *see* Health		
OATHS ACT, 1936-1969	7	644
Oaths *see also* Acts Interpretation: Evidence		
Oats *see* Barley Marketing: Table of Acts Repealed		
OCCUPATIONAL THERAPISTS ACT, 1974	7	684
The Occupational Therapists Act, 1974, *has been amended by the South Australian Health Commission Act*, 1975-1976[1]		
OFFENDERS PROBATION ACT, 1913-1971	7	694
Offenders Probation *see also* Justices: Local and District Criminal Courts		
Offensive Trades *see* Health: Noxious Trades		
OFF-SHORE WATERS (APPLICATION OF LAWS) ACT, 1976	1976	215
Oil, Mining for *see* Petroleum		
Oil, Pollution of Water by *see* Prevention of Pollution of Waters by Oil		
OIL REFINERY (HUNDRED OF NOARLUNGA) ACT, 1958-1967	7	702
OIL REFINERY (HUNDRED OF NOARLUNGA) INDENTURE ACT AMENDMENT ACT, 1976	1976	94
The Oil Refinery (Hundred of Noarlunga) Indenture Act, 1958-1976, *has been amended by the Mobil Lubricating Oil Refinery (Indenture) Act*, 1976		
Oils, Inflammable *see* Inflammable Oils		
Old Angaston Cemetery *see* Table of Public Acts of Restricted Application		
OMBUDSMAN ACT, 1972-1974	7	710
Opera *see* State Opera of South Australia		
OPTICIANS ACT, 1920-1974	7	723
ORIENTAL FRUIT MOTH CONTROL ACT, 1962-1967	7	738
The Oriental Fruit Moth Control Act, 1962-1967, *has been amended by the Statutes Amendment (Agriculture) Act*, 1978		
Osteopaths *see* Chiropractic: Physiotherapists		

[1]As on 14th February, 1980, the amendments made to the Occupational Therapists Act, 1974, by the South Australian Health Commission Act, 1975-1976, had not come into operation.

Title or Subject Matter	Volume	Page
OUTBACK AREAS COMMUNITY DEVELOPMENT TRUST ACT, 1978	1978	215
Overseas Exchange *see* Commonwealth Powers		
Oyster Fisheries *see* Fisheries		
PACKAGES ACT, 1967-1972	7	745
Paper Mill *see* "Pulp and Paper" in the Table of Public Acts of Restricted Application		
Parking Areas *see* Private Parking Areas		
Parking Meters *see* Local Government		
Parks *see* Crown Lands: Levi Park: Local Government: National Parks and Wildlife: Public Parks: Recreation Grounds (Joint Schemes): West Beach Recreation Reserve		
Parliament *see* Constitution: Electoral: Joint House Committee: Land Settlement: Ministers' Titles: Parliamentary Superannuation: Parliamentary Salaries and Allowances: Public Works Standing Committee		
PARLIAMENTARY SALARIES AND ALLOWANCES ACT, 1965-1974	7	774
The Parliamentary Salaries and Allowances Act, 1965-1974, *has been amended by the Statutes Amendment (Remuneration of Parliamentary Committees) Act (No.* 2), 1978		
Parliamentary Select Committee of Inquiry into Prostitution: *see* Evidence		
PARLIAMENTARY SUPERANNUATION ACT, 1974	7	785
PARLIAMENTARY SUPERANNUATION ACT AMENDMENT ACT, 1978	1978	23
PARLIAMENTARY SUPERANNUATION ACT AMENDMENT ACT (No. 2), 1978	1978	511
Parliament House *see* Table of Public Acts of Restricted Application		
Parole *see* Prisons		
Partition *see* Law of Property		
PARTNERSHIP ACT, 1891-1975	8	1
Partnership *see also* Business Names: Companies		
PASTORAL ACT, 1936-1974	8	13
PASTORAL ACT AMENDMENT ACT, 1976	1976	167
PASTORAL ACT AMENDMENT ACT (No. 2), 1976	1976	449
Pastoral *see also* Crown Lands: Dog Fence: Soil Conservation: Stock Diseases: Underground Waters Preservation		
PAWNBROKERS ACT, 1888-1975	8	63
Pawnbrokers *see also* Second-hand Dealers		
Payment of Members of Parliament *see* Parliamentary Salaries and Allowances		
PAY-ROLL TAX ACT, 1971-1975	8	81
PAY-ROLL TAX ACT AMENDMENT ACT, 1976	1976	16
PAY-ROLL TAX ACT AMENDMENT ACT (No. 2), 1976	1976	405
PAY-ROLL TAX ACT AMENDMENT ACT, 1977	1977	206

Title or Subject Matter	Volume	Page
PAY-ROLL TAX ACT AMENDMENT ACT, 1978	1978	370
PAY-ROLL TAX ACT AMENDMENT ACT, 1979	1979	
Penalties, Remission of *see* Prisons		
Perpetuities *see* Law of Property		
Perpetuities, Rule against *see* Companies		
Pest Control *see* Health		
Pest Controller *see* Health		
Pest Destroyers *see* Agricultural Chemicals		
PEST PLANTS ACT, 1975	1976	168
Pesticide *see* Health		
Petition for Mercy *see* Criminal Law Consolidation		
Petition of Right *see* Crown Proceedings: Supreme Court		
Petrol *see* Inflammable Liquids: Liquid Fuel: Oil Refinery (Hundred of Noarlunga) Indenture		
PETROLEUM ACT, 1940-1971	8	128
PETROLEUM ACT AMENDMENT ACT, 1978	1978	458
Petroleum Gas *see* Liquefied Petroleum Gas		
PETROLEUM PRODUCTS SUBSIDY ACT, 1965	8	166
PETROLEUM PRODUCTS SUBSIDY ACT AMENDMENT ACT, 1978	1978	306
Petroleum resource *see* Pipelines Authority		
PETROLEUM (SUBMERGED LANDS) ACT, 1967-1974	8	172
Petrol Pumps *see* Local Government: Trade Measurements		
PHARMACY ACT, 1935-1973	8	268
Pharmacy *see also* Friendly Societies: Narcotic and Psychotropic Drugs: Stock Medicines		
PHYLLOXERA ACT, 1936-1975	8	287
PHYSIOTHERAPISTS ACT, 1945-1973	8	303
The Physiotherapists Act, 1945-1973, *has been amended by the Chiropractors Act*, 1979[1]		
Physiotherapists *see also* Chiropodists: Chiropractic		
Pigs *see* Branding of Pigs: Swine Compensation		
Pilotage *see* Harbors		
PIPELINES AUTHORITY ACT, 1967-1974	8	320

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
PIPELINES AUTHORITY ACT AMENDMENT ACT, 1977	1977	90
PIPELINES AUTHORITY ACT AMENDMENT ACT, 1978	1978	525
Pistol Licence *see* Firearms: National Parks and Wildlife		
PLACES OF PUBLIC ENTERTAINMENT ACT, 1913-1972	**8**	**338**
PLANNING AND DEVELOPMENT ACT, 1966-1975	**8**	**354**
PLANNING AND DEVELOPMENT ACT AMENDMENT ACT, 1977	1977	239
PLANNING AND DEVELOPMENT ACT AMENDMENT ACT, 1978	1978	220
PLANNING AND DEVELOPMENT ACT AMENDMENT ACT (No. 2), 1978	1978	559
The Planning and Development Act, 1966-1975, *has also been amended by the City of Adelaide Development Control Act*, 1976, *and by the South Australian Heritage Act*, 1978		
Planning and Development *see also* Land Acquisition: Local Government: North Haven Development: Real Property: West Lakes Development		
Plant Protection *see* Fruit and Plant Protection: National Parks and Wildlife		
Points Demerit Scheme *see* Motor Vehicles		
Poisons *see* Food and Drugs: Narcotic and Psychotropic Drugs		
Police *see* Police Offences: Police Regulation: Prohibited Areas (Application of State Laws): Table of Acts Repealed		
Police Appeal Board *see* Police Regulation		
POLICE OFFENCES ACT, 1953-1975	**8**	**429**
POLICE OFFENCES ACT AMENDMENT ACT, 1976	1976	260
POLICE OFFENCES ACT AMENDMENT ACT (No. 2), 1976	1976	318
POLICE OFFENCES ACT AMENDMENT ACT (No. 3), 1976[1]	1976	582
POLICE OFFENCES ACT AMENDMENT ACT, 1978	1978	223
POLICE OFFENCES ACT AMENDMENT ACT (No. 2), 1978	1978	457
POLICE OFFENCES ACT AMENDMENT ACT (No. 3), 1978	1978	484
POLICE OFFENCES ACT AMENDMENT ACT, 1979	1979	
Police Offences *see also* Criminal Law Consolidation		
POLICE PENSIONS ACT, 1971-1973	**8**	**463**
POLICE PENSIONS ACT AMENDMENT ACT, 1976	1976	189
POLICE PENSIONS ACT AMENDMENT ACT, 1978	1978	493
POLICE PENSIONS ACT AMENDMENT ACT, 1979	1979	
Police Prisons *see* Prisons		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
POLICE REGULATION ACT, 1952-1975	8	495
POLICE REGULATION ACT AMENDMENT ACT, 1978	1978	486
Pollution of Air *see* Health: Local Government		
Pollution of Waters by Oil *see* Prevention of Pollution of Waters by Oil		
PORT FLINDERS VESTING ACT, 1973	8	514
Port Lincoln Abattoirs *see* Table of Acts Repealed		
Port Stanvac *see* Hallett Cove to Port Stanvac Railway		
Post-secondary Institution *see* Tertiary Education Authority		
POTATO MARKETING ACT, 1948-1974	8	524
Poultry Diseases *see* Stock Diseases		
Poultry Industry (Commonwealth Levies) *see* Table of Acts Repealed		
POULTRY PROCESSING ACT, 1969	8	538
POULTRY PROCESSING ACT AMENDMENT ACT, 1976	1976	438
Powers of Attorney *see* Real Property: Registration of Deeds		
Preference to Sailors, Soldiers and Airmen *see* War Service (Preference in Employment)		
Premises, Recovery of *see* Crown Lands: Housing Improvement: Landlord and Tenant: Landlord and Tenant (Control of Rents): Local and District Criminal Courts: Real Property: Residential Tenancies		
Presbyterian Church *see* The Uniting Church in Australia in Table of Public Acts of Restricted Application		
Prescribed Trust Fund *see* Industries Development		
PREVENTION OF CRUELTY TO ANIMALS ACT, 1936-1973	8	546
Prevention of Cruelty to Animals *see also* Veterinary Surgeons		
PREVENTION OF POLLUTION OF WATERS BY OIL ACT, 1961-1975	8	558
PREVENTION OF POLLUTION OF WATERS BY OIL ACT AMENDMENT ACT, 1979	1979	
Prevention of Pollution of Waters by Oil *see also* Harbors: Inflammable Liquids: Marine		
Price Control *see* Commonwealth Powers: Economic Stability: Prices: Urban Land (Price Control)		
PRICES ACT, 1948-1975	8	569
PRICES ACT AMENDMENT ACT, 1976	1976	291
PRICES ACT AMENDMENT ACT, 1977	1977	241
PRICES ACT AMENDMENT ACT, 1978	1978	71
PRICES ACT AMENDMENT ACT (No. 2), 1978	1978	527

Title or Subject Matter	Volume	Page
Prices *see also* Consumer Credit: Consumer Transactions: Licensing		
Prices Regulations *see* Economic Stability: Prices		
PRIMARY PRODUCERS ASSISTANCE ACT, 1943	8	594
PRIMARY PRODUCERS' DEBTS ACT, 1935-1974	8	600
PRIMARY PRODUCERS EMERGENCY ASSISTANCE ACT, 1967	8	612
Printers *see* Imprint		
PRISONS ACT, 1936-1975	8	617
The Prisons Act, 1936-1975, *has been amended by the Statutes Amendment (Capital Punishment Abolition) Act*, 1976		
Prisons *see also* Community Welfare: Criminal Law Consolidation: Local and District Criminal Courts: Mental Health		
Private Acts *see* Table of Private Acts		
Private Agents *see* Commercial and Private Agents		
Private Detectives *see* Commercial and Private Agents		
PRIVATE PARKING AREAS ACT, 1965	8	646
Private Parking Areas *see also* Real Property: Road Traffic		
Probate *see* Administration and Probate		
Proceedings, Restrictions on Reports of *see* Children's Protection and Young Offenders: Evidence: Police Offences		
Process Servers *see* Commercial and Private Agents		
PROHIBITED AREAS (APPLICATION OF STATE LAWS) ACT, 1952-1973	8	651
Prohibition of Discrimination *see* Racial Discrimination: Sex Discrimination: Table of Acts Repealed		
Promissory Oaths *see* Oaths		
PROOF OF SUNRISE AND SUNSET ACT, 1923	8	659
Property *see* Aged and Infirm Persons' Property: Agricultural Holdings: Decimal Currency: Encroachments: Estates Tail: Housing Improvement: Landlord and Tenant: Landlord and Tenant (Control of Rents): Law of Property: Limitation of Actions: Private Parking Areas: Real Property: Registration of Deeds: Residential Tenancies: Settled Estates: Trustee: Wills		
Prostitution *see* Police Offences		
Protection Certificate *see* Rural Industry Assistance		
Provident Societies *see* Credit Unions: Industrial and Provident Societies		
Psychiatric Rehabilitation Centres *see* Mental Health		
Psychiatrist *see* Mental Health		
PSYCHOLOGICAL PRACTICES ACT, 1973	8	660
Psychosurgery *see* Mental Health		
PUBLIC ACCOUNTS COMMITTEE ACT, 1972-1974	8	674
The Public Accounts Committee Act, 1972-1974, *has been amended by the Statutes Amendment (Remuneration of Parliamentary Committees) Act (No. 2)*, 1978		
Publicans *see* Innkeepers: Licensing		
PUBLIC ASSEMBLIES ACT, 1972	8	679
Publication *see* Classification of Publications		

Title or Subject Matter	Volume	Page
PUBLIC CHARITIES FUNDS ACT, 1935-1974	8	682
PUBLIC EXAMINATIONS BOARD ACT, 1968	8	694
Public Examinations Board *see also* Education		
PUBLIC FINANCE ACT, 1936-1975	8	703
PUBLIC FINANCE (SPECIAL PROVISIONS) ACT, 1975[1]	8	717
PUBLIC FINANCE (SPECIAL PROVISIONS) ACT AMENDMENT ACT, 1976[1]	1976	150
Public Finance *see also* Audit		
Public Holidays *see* Holidays		
Public Library *see* Libraries and Institutes		
PUBLIC MEETINGS ACT, 1912-1934	8	719
Public Moneys *see* Audit		
Public Notaries *see* Legal Practitioners: Sex Disqualification (Removal)		
PUBLIC PARKS ACT, 1943-1975	9	1
Public Parks *see also* Land Acquisition: Local Government: National Parks and Wildlife		
Public Place in Prohibited Areas *see* Prohibited Areas (Application of State Laws)		
Public Purposes Loan Acts *see* Table of Public Acts of Restricted Application		
PUBLIC SERVICE ACT, 1967-1975	9	4
PUBLIC SERVICE ACT AMENDMENT ACT, 1977	1977	199
PUBLIC SERVICE ACT AMENDMENT ACT, 1978	1978	35
Public Service *see also* Education: Libraries and Institutes: Monarto Development Commission: Public Service Arbitration: Salaries Adjustment (Public Offices): Superannuation		
PUBLIC SERVICE ARBITRATION ACT, 1968-1975	9	54
PUBLIC SUPPLY AND TENDER ACT, 1914-1975	9	66
Public Trustee, Office of *see* Administration and Probate		
PUBLIC WORKS STANDING COMMITTEE ACT, 1927-1975	9	72
The Public Works Standing Committee Act, 1927-1975, *has been amended by the Statutes Amendment (Remuneration of Parliamentary Committees) Act (No. 2)*, 1978		
Pulp and Paper *see* Table of Public Acts of Restricted Application		
PYRAMID SALES ACT, 1973	9	84
Queen Elizabeth the Second, Royal Style and Titles of *see* Royal Style and Titles		

[1]The Public Finance (Special Provisions) Act, 1975-1976, expired on the 14th day of December, 1978. *See Gazette* 14th December, 1978, p. 2218.

Title or Subject Matter	Volume	Page
RACIAL DISCRIMINATION ACT, 1976	1976	585
RACING ACT, 1976	1976	520
RACING ACT AMENDMENT ACT, 1978	1978	281
Radioactive Substances *see* Health		
Radium Hill Water Supply Agreement *see* Table of Acts Repealed		
Railway Officers Classification Board *see* Railways		
RAILWAYS ACT, 1936-1975	9	95
RAILWAYS ACT AMENDMENT ACT, 1976	1976	411
RAILWAYS ACT AMENDMENT ACT, 1979	1979	
Railway Service Appeal Board *see* Railways		
Railways—Acts dealing with Construction, Discontinuance, Agreement, Alteration of route, Deviation, etc.: *See* Table of Public General Acts, Table of Public Acts of Restricted Application and Table of Private Acts		
RAILWAYS STANDARDIZATION AGREEMENT ACT, 1949-1974	9	144
RAILWAYS STANDARDIZATION AGREEMENT (COCKBURN TO BROKEN HILL) ACT, 1968-1969	9	150
RAILWAYS (TRANSFER AGREEMENT) ACT, 1975	9	162
Railways Uniform Gauge *see* Adelaide to Crystal Brook Standard Gauge Railway Agreement: Commonwealth Powers: Port Pirie to Cockburn Railway Deviation: Railways Standardization Agreement: Tarcoola to Alice Springs Railway Agreement		
THE RAMCO HEIGHTS IRRIGATION AREA ACT, 1963	9	176
The Ramco Heights Irrigation Area Act, 1963, *has been amended by the Statutes Amendment (Irrigation Acts) Act*, 1978		
RATES AND TAXES REMISSION ACT, 1974	9	182
Rates, Crown *see* Crown Rates and Taxes Recovery: Land Tax: Sewerage: Waterworks		
Rationing *see* Motor Fuel Rationing (Temporary Provisions)		
REAL PROPERTY ACT, 1886-1975	9	190
REAL PROPERTY ACT AMENDMENT ACT, 1978	1978	529
REAL PROPERTY ACT AMENDMENT ACT, 1979	1979	
Real Property *see also* Building: Crown Lands: Highways: Housing Improvement: Land Acquisition: Land Tax: Law of Property: Local Government: Planning and Development: Residential Tenancies		
REAL PROPERTY (COMMONWEALTH TITLES) ACT, 1924-1953	9	310
REAL PROPERTY (FOREIGN GOVERNMENTS) ACT, 1950	9	315
REAL PROPERTY (REGISTRATION OF TITLES) ACT, 1945-1975	9	318

Title or Subject Matter	Volume	Page
Re-assurances *see* Mercantile Law		
RECREATION GROUNDS (JOINT SCHEMES) ACT, 1947	9	326
RECREATION GROUNDS (REGULATIONS) ACT, 1931-1935	9	329
RECREATION GROUNDS (REGULATIONS) ACT AMENDMENT ACT, 1978	1978	67
THE RECREATION GROUNDS TAXATION EXEMPTION ACT, 1910	9	331
Recreation Parks *see* Local Government: National Parks and Wildlife: Public Parks		
RED CLIFF LAND VESTING ACT, 1973	9	332
Redivision of Electoral Districts *see* Electoral Districts (Redivision): Table of Public Acts of Restricted Application		
RED SCALE CONTROL ACT, 1962-1975	9	338
The Red Scale Control Act, 1962-1975, *has been amended by the Statutes Amendment (Agriculture) Act*, 1978		
REDUNDANT OFFICERS FUND ACT, 1936	9	345
Referendum (Metropolitan Area Shop Trading Hours) *see* Table of Public Acts of Restricted Application		
Referendum (State Lotteries) *see* Table of Acts Repealed		
Refinery *see* Oil Refinery (Hundred of Noarlunga) Indenture		
REGIONAL CULTURAL CENTRES ACT, 1976	1976	589
REGIONAL CULTURAL CENTRES ACT AMENDMENT ACT, 1977	1977	245
Registration of Births and Deaths *see* Births, Deaths and Marriages Registration		
REGISTRATION OF DEEDS ACT, 1935-1973	9	347
Registration of Deeds *see also* Housing Improvement: Local Government: Planning and Development: Real Property: Trustee		
Registration of Dogs *see* Alsatian Dogs: Dog Control: Impounding: Local Government		
Registration of Motor Vehicles *see* Motor Vehicles		
Registry Offices *see* Employees Registry Offices		
Regulations *see* Acts Interpretation: Subordinate Legislation		
Rehabilitation Loan *see* Rural Industry Assistance		
Relics *see* Aboriginal and Historic Relics Preservation		
Remission of Penalties *see* Prisons		
RENMARK IRRIGATION TRUST ACT, 1936-1973	9	380
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1977	1977	93
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1978	1978	319
The Renmark Irrigation Trust Act, 1936-1977, *has also been amended by the Statutes Amendment (Irrigation Acts) Act*, 1978		

Title or Subject Matter	Volume	Page
Rent, Distress for *see* Landlord and Tenant: Residential Tenancies		
Rent Restrictions *see* Housing Improvement: Landlord and Tenant (Control of Rents)		
Repatriation *see* Commonwealth Powers: Discharged Soldiers Settlement: Land Settlement: Livestock (War Service Land Settlement): War Service Land Settlement Agreement		
Reporting Agencies *see* Fair Credit Reports		
RESIDENTIAL TENANCIES ACT, 1978	1978	72
Rest Homes, Licensing of *see* Health		
Restricted Films *see* Film Classification		
Returned Sailors', Soldiers' and Airmen's Imperial League *see* Licensing: Returned Services Badges: Services Memorial Hall: Table of Private Acts		
Returned Sailors, Soldiers and Airmen, Preference in Employment of *see* Public Service: War Service (Preference in Employment)		
Returned Sailors, Soldiers, and Airmen, Preservation of Rights of *see* War Service Rights (State Employees)		
RETURNED SERVICES BADGES ACT, 1952-1975	9	453
REYNELLA OVAL (VESTING) ACT, 1973	9	455
RIVER MURRAY WATERS ACT, 1935	9	457
RIVER MURRAY WATERS ACT AMENDMENT ACT, 1948	9	481
RIVER MURRAY WATERS ACT AMENDMENT ACT, 1954	9	487
RIVER MURRAY WATERS ACT AMENDMENT ACT, 1958	9	491
RIVER MURRAY WATERS ACT AMENDMENT ACT, 1963	9	497
RIVER MURRAY WATERS AGREEMENT SUPPLEMENTAL AGREEMENT ACT, 1963	9	505
RIVER MURRAY WATERS ACT AMENDMENT ACT (No. 2), 1971	9	509
RIVER MURRAY WATERS (DARTMOUTH RESERVOIR) ACT, 1971	9	549
River Murray *see also* Control of Waters: Firearms: Irrigation: Irrigation on Private Property: Northern Areas and Whyalla Water Supply: Renmark Irrigation Trust: Ramco Heights Irrigation Area		
RIVER TORRENS ACQUISITION ACT, 1970-1972	9	552
RIVER TORRENS (PROHIBITION OF EXCAVATIONS) ACT, 1927-1972	9	556
RIVER TORRENS PROTECTION ACT, 1949	9	560
Road Accidents, Notice of *see* Hospitals: Motor Vehicles: Road Traffic		
Road and Railway Transport *see* Railways: Road Charges (Refunds): Road Transport Administration (Barring of Claims): State Transport Authority		
Road Charges (Refunds) *see* Table of Public Acts of Restricted Application		
ROAD MAINTENANCE (CONTRIBUTION) ACT, 1963-1975	9	566
ROAD MAINTENANCE (CONTRIBUTION) ACT AMENDMENT ACT, 1979	1979	

Title or Subject Matter	Volume	Page
ROAD MAINTENANCE (CONTRIBUTION) ACT AMENDMENT ACT (No. 2), 1979	1979	
Roads Agreement *see* Appropriation (Federal Aid Roads Agreement)		
ROADS (OPENING AND CLOSING) ACT, 1932-1975	9	574
ROADS (OPENING AND CLOSING) ACT AMENDMENT ACT, 1978	1978	261
Roads *see also* Crown Lands: Housing Improvement: Impounding: Highways: Local Government: Planning and Development		
ROAD TRAFFIC ACT, 1961-1975	9	592
ROAD TRAFFIC ACT AMENDMENT ACT, 1976	1976	233
ROAD TRAFFIC ACT AMENDMENT ACT (No. 2), 1976	1976	248
ROAD TRAFFIC ACT AMENDMENT ACT (No. 3), 1976	1976	495
ROAD TRAFFIC ACT AMENDMENT ACT, 1979	1979	
ROAD TRAFFIC ACT AMENDMENT ACT (No. 2), 1979	1979	
Road Traffic *see also* Highways: Local Government: Metropolitan Taxi-Cab: Motor Vehicles: State Transport Authority		
Road Traffic in Prohibited Areas *see* Prohibited Areas (Application of State Laws)		
ROAD TRANSPORT ADMINISTRATION (BARRING OF CLAIMS) ACT, 1954	9	669
ROSEWORTHY AGRICULTURAL COLLEGE ACT, 1973	9	670
The Roseworthy Agricultural College Act, 1973, *has been amended by the Tertiary Education Authority Act*, 1979		
Roseworthy College *see also* Agricultural Graduates Land Settlement		
Royal Agricultural and Horticultural Society *see* Adelaide Show Grounds		
Royal Arms *see* Unauthorized Documents		
ROYAL COMMISSIONS ACT, 1917	9	684
Royal Patronage *see* Associations Incorporation: Companies		
ROYAL STYLE AND TITLES ACT, 1973	9	691
Royal Warrant *see* Goods (Trade Descriptions)		
RUNDLE STREET MALL ACT, 1975.....	9	692
RUNDLE STREET MALL ACT AMENDMENT ACT, 1976.....	1976	294
RURAL ADVANCES GUARANTEE ACT, 1963	9	704
RURAL INDUSTRY ASSISTANCE ACT, 1977	1977	6
RURAL INDUSTRY ASSISTANCE (SPECIAL PROVISIONS) ACT, 1971-1972	9	710
Sailors and Soldiers Memorial Hall *see* Services Memorial Hall		
SALARIES ADJUSTMENT (PUBLIC OFFICES) ACT, 1976	1976	234
Salaries Adjustment (Public Service and Teachers) *see* Table of Acts Repealed		
Sale of Books *see* Door to Door Sales		

Title or Subject Matter	Volume	Page
SALE OF FRUIT ACT, 1915-1975	9	724
SALE OF FURNITURE ACT, 1904-1975	9	733
SALE OF GOODS ACT, 1895-1972	9	737
Sale of Goods *see also* Consumer Transactions: Door to Door Sales: Mercantile Law: Prices: Pyramid Sales		
SALE OF HUMAN BLOOD ACT, 1962	9	755
Sanctuaries *see* National Parks and Wildlife		
SANDALWOOD ACT, 1930-1975	9	758
Sand Washing *see* River Torrens Protection		
SAN JOSE SCALE CONTROL ACT, 1962-1975	9	762
The San Jose Scale Control Act, 1962, *has been amended by the Statutes Amendment (Agriculture) Act*, 1978		
SANTOS (REGULATION OF SHAREHOLDINGS) ACT, 1979	1979	
SAVINGS BANK OF SOUTH AUSTRALIA ACT, 1929-1975	10	1
SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1977	1977	246
SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1978	1978	312
Savings Bank of South Australia *see also* Homes		
Savings Bank *see* Banks Statutory Obligations Amendment in the Table of Public Acts of Restricted Application		
Scaffolding Inspection *see* Industrial Safety, Health and Welfare		
Scale *see* Red Scale Control: San Jose Scale Control		
School of Mines *see* South Australian Institute of Technology		
Scientology (Prohibition) *see* Table of Acts Repealed: Table of Public Acts of Restricted Application		
Sea, Oil Pollution of *see* Prevention of Pollution of Waters by Oil		
Seat Belts *see* Road Traffic		
SECOND-HAND DEALERS ACT, 1919-1971	10	40
Second-hand Dealers *see also* Marine Stores: Pawnbrokers		
SECOND-HAND MOTOR VEHICLES ACT, 1971	10	54
SECRET COMMISSIONS PROHIBITION ACT, 1920	10	72
SECURITIES INDUSTRY ACT, 1979[1]	1979	
SEEDS ACT, 1979[2]	1979	
Seeds *see* Agricultural Seeds: Pest Plants		
Senators *see* Election of Senators		
Septic Tanks *see* Health		
Services, Prices of *see* Prices		

[1]As on 14th February, 1980, certain provisions of this Act were not in operation.
[2]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
SERVICES MEMORIAL HALL ACT, 1939-1975[1]	10	80
SETTLED ESTATES ACT, 1880-1943	10	94
THE SETTLED ESTATES ACT AMENDMENT ACT, 1889	10	105
SEWERAGE ACT, 1929-1975	10	107
The Sewerage Act, 1929-1975, *has been amended by the Statutes Amendment (Rates and Taxes) Remission Act*, 1977		
Sewerage *see also* Local Government: Planning and Development: Valuation of Land: Waterworks		
SEX DISCRIMINATION ACT, 1975	10	141
SEX DISQUALIFICATION (REMOVAL) ACT, 1921	10	161
Sharebrokers *see* Securities Industry		
Shares, Restriction on sale of *see* Companies		
SHEARERS ACCOMMODATION ACT, 1975	10	180
SHEARERS ACCOMMODATION ACT AMENDMENT ACT, 1978	1978	508
Sheep Dipping *see* Stock Diseases		
SHERIFF'S ACT, 1978[2]	1978	398
Shipping *see* Boating: Explosives: Fisheries: Harbors: Inflammable Liquids: Marine: Prevention of Pollution of Waters by Oil: Wrongs		
Shipping Collisions *see* Marine: Supreme Court: Wrongs		
Shoes *see* Trade Standards		
SHOP TRADING HOURS ACT, 1977	1977	188
Showgrounds *see* Adelaide Show Grounds		
Sinking Fund *see* Appropriation (Federal Aid Roads Agreement): Financial Agreement: Public Finance		
Skin Dealers *see* Hide, Skin and Wool Dealers		
Slander *see* Wrongs		
Slaughterhouses *see* Abattoirs: Health: Local Government: Port Lincoln Abattoirs: South Australian Meat Corporation		
Slum Clearance *see* Housing Improvement		
SNOWY MOUNTAINS ENGINEERING CORPORATION (SOUTH AUSTRALIA) ACT, 1971-1973	10	185
Snowy Waters Scheme *see* River Murray Waters		
Soap *see* Food and Drugs		
Sobering-up Centre *see* Alcohol and Drug Addicts		
Social Welfare *see* Community Welfare		
Societies *see* Associations Incorporation: Benefit Associations: Building Societies: Friendly Societies: Industrial and Provident Societies: Trade Union: Unclaimed Moneys		

[1]A deed executed on the 3rd December, 1976, by the Returned Services' League (South Australian Branch) Incorporated, a copy of which has been deposited at the General Registry Office, Adelaide, and bears the number 208 of 1977 is relevant to the Indenture set out in the schedule to this Act.

[2]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
SOIL CONSERVATION ACT, 1939-1975	10	188
SOIL CONSERVATION ACT AMENDMENT ACT, 1978	1978	321
Soil Erosion *see* Crown Lands: Pastoral: Soil Conservation		
Soldier Settlement *see* Commonwealth Powers: Discharged Soldiers Settlement: Land Settlement: Livestock (War Service Land Settlement): War Service Land Settlement Agreement		
Soldiers' Memorial *see* Government House Domain Dedication: National Soldiers Memorial: Services Memorial Hall		
Soldiers' Widows, Housing of *see* Advances for Homes: Housing Improvement		
SOLICITOR-GENERAL ACT, 1972	10	208
Solicitors *see* Legal Practitioners: Supreme Court		
SOUTH AUSTRALIAN COUNCIL FOR EDUCATIONAL PLANNING AND RESEARCH ACT, 1974-1975	10	224
SOUTH AUSTRALIAN FILM CORPORATION ACT, 1972	10	232
SOUTH AUSTRALIAN FILM CORPORATION ACT AMENDMENT ACT, 1975	10	245
SOUTH AUSTRALIAN FILM CORPORATION ACT AMENDMENT ACT, 1978[1]	1978	374
SOUTH AUSTRALIAN FILM CORPORATION ACT AMENDMENT ACT, 1979	1979	
South Australian Gas Company *see* Gas: Table of Private Acts: Table of Public Acts of Restricted Application		
SOUTH AUSTRALIAN HEALTH COMMISSION ACT, 1975-1976[2]	1976	347
SOUTH AUSTRALIAN HEALTH COMMISSION ACT AMENDMENT ACT, 1977	1977	248
SOUTH AUSTRALIAN HEALTH COMMISSION ACT AMENDMENT ACT, 1978	1978	278
SOUTH AUSTRALIAN HEALTH COMMISSION ACT AMENDMENT ACT, 1979	1979	
SOUTH AUSTRALIAN HERITAGE ACT, 1978	1978	249
SOUTH AUSTRALIAN HERITAGE ACT AMENDMENT ACT, 1979[1]	1979	
SOUTH AUSTRALIAN HERITAGE ACT AMENDMENT ACT (No. 2), 1979	1979	
SOUTH AUSTRALIAN HOUSING TRUST ACT, 1936-1973	10	248
South Australian Housing Trust *see also* Country Housing: Enfield General Cemetery (Exchange of Land): Housing Improvement: Industries Development: Landlord and Tenant (Control of Rents): *and*, in the Table of Public Acts of Restricted Application, Exchange of Land (Hundred of Noarlunga)		
South Australian Industrial Assistance Corporation *see* Industries Development		
SOUTH AUSTRALIAN INSTITUTE OF TECHNOLOGY ACT, 1972	10	260
SOUTH AUSTRALIAN INSTITUTE OF TECHNOLOGY ACT AMENDMENT ACT, 1979	1979	
The South Australian Institute of Technology Act, 1972-1979, *has been amended by the Tertiary Education Authority Act*, 1979		
South Australian Land Commission *see* Land Commission		
SOUTH AUSTRALIAN LOCAL GOVERNMENT GRANTS COMMISSION ACT, 1976	1976	236

[1]As on 14th February, 1980, this Act had not come into operation.
[2]As on 14th February, 1980, certain provisions of this Act had not come into operation.

Title or Subject Matter	Volume	Page
SOUTH AUSTRALIAN MEAT CORPORATION ACT, 1936-1974	10	270
SOUTH AUSTRALIAN MEAT CORPORATION ACT AMENDMENT ACT, 1976	1976	480
SOUTH AUSTRALIAN MEAT CORPORATION ACT AMENDMENT ACT, 1977	1977	74
South Australian Meat Corporation *see also* Abattoirs: Health: Local Government		
SOUTH AUSTRALIAN MUSEUM ACT, 1976	1976	151
SOUTH AUSTRALIAN MUSEUM ACT AMENDMENT ACT, 1978	1978	375
SOUTH AUSTRALIAN OIL & GAS CORPORATION PTY. LTD. (GUARANTEE) ACT, 1977	1977	249
South Australian Railways Commissioner *see* Railways		
SOUTH AUSTRALIAN TIMBER CORPORATION ACT, 1979	1979	
SOUTH AUSTRALIAN WASTE MANAGEMENT COMMISSION ACT, 1979[1]	1979	
SOUTH-EASTERN DRAINAGE ACT, 1931-1974	10	323
The South-Eastern Drainage Act, 1931-1974, *has been amended by the Eight Mile Creek Settlement (Drainage Maintenance) Act Amendment Act*, 1977		
SOUTH-WESTERN SUBURBS DRAINAGE ACT, 1959-1970	10	358
Sparrows *see* Local Government		
Special Constables *see* Local Government: Police Regulation		
Spectacle Sellers *see* Opticians		
Spicer Cottages Trust *see* Table of Public Acts of Restricted Application		
Spirit *see* Food and Drugs: Licensing		
Sponges *see* Fibre and Sponges		
Sportspersons *see* Workers Compensation		
STAMP DUTIES ACT, 1923-1975	10	369
STAMP DUTIES ACT AMENDMENT ACT, 1976	1976	486
STAMP DUTIES ACT AMENDMENT ACT, 1977	1977	161
STAMP DUTIES ACT AMENDMENT ACT, 1978[1]	1978	106
STAMP DUTIES ACT AMENDMENT ACT (No. 2), 1978	1978	448
STAMP DUTIES ACT AMENDMENT ACT, 1979	1979	
The Stamp Duties Act, 1923-1975, *has also been amended by the Statutes Amendment (Gift Duty and Stamp Duties) Act*, 1976, *and by the Racing Act*, 1976		
Stamp Duties *see also* Cattle Compensation: Lottery and Gaming: Marketable Securities: Motor Vehicles: Real Property: State Lotteries: Swine Compensation		
THE STANDARD TIME ACT, 1898	10	465
Standard Time *see also* Daylight Saving		

[1]As on 14th February, 1980, certain provisions of this Act had not come into operation.

Title or Subject Matter	Volume	Page
STATE BANK ACT, 1925-1975	**10**	**467**
STATE BANK ACT AMENDMENT ACT, 1978	1978	315
State Children *see* Community Welfare		
STATE CLOTHING CORPORATION ACT, 1977	1977	250
State Employees *see* War Service Rights (State Employees)		
STATE GOVERNMENT INSURANCE COMMISSION ACT, 1970-1974	**10**	**486**
STATE GOVERNMENT INSURANCE COMMISSION ACT AMENDMENT ACT, 1977	1977	95
State Heritage *see* South Australian Heritage		
STATE LOTTERIES ACT, 1966-1975	**10**	**494**
STATE LOTTERIES ACT AMENDMENT ACT, 1978	1978	488
State Lotteries *see also* Lottery and Gaming: Referendum (State Lotteries) in Table of Acts Repealed		
THE STATE OPERA OF SOUTH AUSTRALIA ACT, 1976	1976	324
STATE THEATRE COMPANY OF SOUTH AUSTRALIA ACT, 1972-1979—		
SOUTH AUSTRALIAN THEATRE COMPANY ACT, 1972	**10**	**312**
SOUTH AUSTRALIAN THEATRE COMPANY ACT AMENDMENT ACT, 1979	1979	
STATE TRANSPORT AUTHORITY ACT, 1974-1975	**10**	**504**
STATE TRANSPORT AUTHORITY ACT AMENDMENT ACT, 1977	1977	75
STATE TRANSPORT AUTHORITY ACT AMENDMENT ACT, 1978	1978	46
STATE TRANSPORT AUTHORITY ACT AMENDMENT ACT (No. 2), 1978	1978	328
State Transport Authority *see also* Bus and Tramways: Railways		
STATISTICS ACT, 1935	**10**	**516**
Statute Law Revision *see* Table of Public Acts of Restricted Application		
Statute of Limitations *see* Limitation of Actions		
STATUTES AMENDMENT (AGRICULTURE) ACT, 1978	1978	464
STATUTES AMENDMENT (CAPITAL PUNISHMENT ABOLITION) ACT, 1976	1976	634
The Statutes Amendment (Capital Punishment Abolition) Act, 1976, has been amended by the Legal Services Commission Act, 1977		
STATUTES AMENDMENT (GIFT DUTY AND STAMP DUTIES) ACT, 1976	1976	270
STATUTES AMENDMENT (IRRIGATION ACTS) ACT, 1978	1978	112
STATUTES AMENDMENT (NARCOTIC AND PSYCHOTROPIC DRUGS AND JUSTICES) ACT, 1977	1977	171
STATUTES AMENDMENT (RATES AND TAXES REMISSION) ACT, 1977	1977	257
STATUTES AMENDMENT (REMUNERATION OF PARLIAMENTARY COMMITTEES) ACT (No. 2), 1978	1978	480

Title or Subject Matter	Volume	Page
Statutory Declarations *see* Acts Interpretation: Oaths		
STATUTORY SALARIES AND FEES ACT, 1947	10	521
Steam Boilers and Enginedrivers *see* Boilers and Pressure Vessels		
Steel Works *see* Broken Hill Proprietary Company's Steel Works Indenture		
Still-births *see* Births, Deaths and Marriages Registration		
Stock, Branding of *see* Branding of Pigs: Brands		
STOCK DISEASES ACT, 1934-1975	10	523
STOCK DISEASES ACT AMENDMENT ACT, 1976	1976	283
Stock Diseases *see also* Cattle Compensation: Foot and Mouth Disease Eradication Fund: Swine Compensation: Veterinary Surgeons		
STOCK EXCHANGE PLAZA (SPECIAL PROVISIONS) ACT, 1970	10	547
Stock Exchange *see* Securities Industry		
STOCK FOODS ACT, 1941-1956	10	550
STOCK FOODS ACT AMENDMENT ACT, 1972[1]	10	557
Stock Foods *see also* Chaff and Hay		
Stock, Insemination of *see* Artificial Breeding: Stock Diseases		
STOCK LICKS ACT REPEAL ACT, 1956	10	561
Stock Licks *see* Stock Foods: Stock Medicines: Table of Acts Repealed		
STOCK MEDICINES ACT, 1939-1956	10	562
STOCK MEDICINES ACT AMENDMENT ACT, 1973	10	571
The Stock Medicines Act, 1939-1973, *has been amended by the Statutes Amendment (Agriculture) Act*, 1978		
Stock Medicines *see also* Pharmacy: Stock Foods: Veterinary Surgeons		
STOCK MORTGAGES AND WOOL LIENS ACT, 1924-1975	10	576
Stock, Veterinary Treatment of *see* Veterinary Districts: Veterinary Surgeons		
Storage, Liens on Goods Deposited for *see* Warehousemen's Liens		
Strikes *see* Industrial Conciliation and Arbitration		
STUDENT HOSTELS (ADVANCES) ACT, 1961	10	586
Subdivided Land Debts *see* Table of Public Acts of Restricted Application		
Subdivision of Land *see* Land and Business Agents: Planning and Development: Real Property		
SUBORDINATE LEGISLATION ACT, 1978	1978	10
SUCCESSION DUTIES ACT, 1929-1975	10	590
SUCCESSION DUTIES ACT AMENDMENT ACT, 1976	1976	319
SUCCESSION DUTIES ACT AMENDMENT ACT, 1977	1977	71
SUCCESSION DUTIES ACT AMENDMENT ACT, 1979	1979	

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
Succession Duties *see also* Gift Duty: Real Property		
Suitors' Funds *see* Supreme Court		
Summary Jurisdiction *see* Children's Protection and Young Offenders: Justices		
Sunrise and Sunset *see* Proof of Sunrise and Sunset		
SUPERANNUATION ACT, 1974	10	635
SUPERANNUATION ACT AMENDMENT ACT, 1976	1976	157
SUPERANNUATION ACT AMENDMENT ACT (No. 2), 1976	1976	412
SUPERANNUATION ACT AMENDMENT ACT, 1978	1978	225
SUPERANNUATION ACT AMENDMENT ACT, 1979	1979	
SUPERANNUATION (TRANSITIONAL PROVISIONS) ACT, 1974	10	712
Superannuation *see also* Friendly Societies: Libraries and Institutes: Metropolitan Milk Supply: Parliamentary Superannuation: Police Pensions: Public Service: South Australian Housing Trust		
SUPPLEMENTARY FINANCIAL AGREEMENT (SOLDIER SETTLEMENT LOANS) ACT, 1934	4	117
Supply Acts *see* Table of Public Acts of Restricted Application		
Supply and Tender Board *see* Public Supply and Tender		
SUPREME COURT ACT, 1935-1975	10	718
SUPREME COURT ACT AMENDMENT ACT, 1978[1]	1978	339
The Supreme Court Act, 1935-1975, *has also been amended by the Sheriff's Act*, 1978[1]		
Surgical Operation *see* Emergency Medical Treatment of Children		
Surplus Revenue *see also* Public Finance: Table of Acts Repealed		
SURVEYORS ACT, 1975	11	18
SURVIVAL OF CAUSES OF ACTION ACT, 1940	11	33
Survival of Causes of Action *see also* Motor Vehicles: Supreme Court: Wrongs		
SWIMMING POOLS (SAFETY) ACT, 1972	11	35
SWINE COMPENSATION ACT, 1936-1975	11	38
SWINE COMPENSATION ACT AMENDMENT ACT, 1978	1978	377
The Swine Compensation Act, 1936-1975, *has also been amended by the Statutes Amendment (Agriculture) Act*, 1978		
TARCOOLA TO ALICE SPRINGS RAILWAY AGREEMENT ACT, 1974	11	51
TATIARA DRAINAGE TRUST ACT, 1949-1975	11	55
Taxation *see* Crown Rates and Taxes Recovery: Gift Duty: Land Tax: Payroll Tax: Sewerage: Stamp Duties: Succession Duties: Waterworks		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
Taxation of Vehicles *see* Motor Vehicles: Road Maintenance (Contribution)		
Taxi-Cabs *see* Local Government: Metropolitan Taxi-Cab: State Transport Authority		
TEACHER HOUSING AUTHORITY ACT, 1975	11	76
TEACHER HOUSING AUTHORITY ACT AMENDMENT ACT, 1976	1976	306
Teachers Salaries Board *see* Education		
Teachers Superannuation *see* Superannuation		
TEA TREE GULLY (GOLDEN GROVE) DEVELOPMENT ACT, 1978	1978	235
Technical Education of Apprentices *see* Apprentices		
Technical Schools *see* Education		
Technology, South Australian Institute of *see* South Australian Institute of Technology		
Telegraphic Messages *see* Evidence		
Temporary Housing *see* Building Operations		
Tenants' Improvements *see* Agricultural Holdings		
TERTIARY EDUCATION AUTHORITY ACT, 1979	1979	
Testamentary Causes *see* Administration and Probate		
Testator's Family Maintenance *see* Inheritance (Family Provision)		
TEXTILE PRODUCTS ACT, 1953-1972	11	86
Theatres *see* Places of Public Entertainment		
Third Party Insurance *see* Motor Vehicles		
Thorium *see* Mining		
Threats *see* Aircraft Offences: Kidnapping		
Timber *see* South Australian Timber Corporation		
Time *see* Daylight Saving: Standard Time		
Tobacco, Business of Selling *see* Business Franchise (Tobacco)		
TOBACCO INDUSTRY PROTECTION ACT, 1934	11	93
Torrens College of Advanced Education *see* Adelaide College of the Arts and Education		
Torrens Island *see* Electricity Trust of South Australia (Torrens Island Power Station)		
Torts *see* Survival of Causes of Action: Wrongs		
Totalizator *see* Lottery and Gaming: Racing: Stamp Duties		
Tow Trucks *see* Motor Vehicles		
Town Planning *see* Planning and Development		
TRADE MEASUREMENTS ACT, 1971-1975	11	109
TRADE MEASUREMENTS ACT AMENDMENT ACT, 1976	1976	490
Trade Practices *see* Consumer Credit: Consumer Transactions: Prices: Pyramid Sales		
Trade Schools *see* Education		

Title or Subject Matter	Volume	Page
TRADE STANDARDS ACT, 1979[1]	1979	
Trade Union *see* Industrial Conciliation and Arbitration: Table of Acts Repealed		
TRADING STAMP ACT, 1924-1935	11	136
Traffic *see* Local Government: Motor Vehicles: Police Offences: Road Traffic: State Transport Authority		
Tramways *see* Bus and Tramways: General Tramways		
Transfusion, Blood *see* Emergency Medical Treatment of Children		
TRANSPLANTATION OF HUMAN TISSUE ACT, 1974	11	143
Transport Control *see* Commercial Motor Vehicles (Hours of Driving): Emergency Powers: Local Government: Metropolitan Taxi-Cab: Motor Vehicles: Road Maintenance (Contribution): Road Traffic: Road Transport Administration (Barring of Claims): State Transport Authority		
Trap Shooting *see* Prevention of Cruelty to Animals		
Travelling Stock *see* Crown Lands: Impounding: Pastoral: Soil Conservation: Stock Diseases		
TREASURER'S INCORPORATION ACT, 1949	11	147
Trees, Protection of *see* Crown Lands: Highways: Local Government: National Parks and Wildlife: Pastoral: Pest Plants: Planning and Development: Soil Conservation		
TRESPASSING ON LAND ACT, 1951	11	148
Trotting *see* Racing		
TRUSTEE ACT, 1936-1974	11	152
Trustee *see also* Administration and Probate: Law of Property: Real Property: Table of Public Acts of Restricted Application		
Trust, National *see* National Trust of South Australia		
TUBERCULOSIS (COMMONWEALTH ARRANGEMENT) ACT, 1949	11	203
Tuberculosis *see also* Health		
Tyres, Re-grooved *see* Road Traffic		
UNAUTHORIZED DOCUMENTS ACT, 1916	11	206
UNAUTHORIZED DOCUMENTS ACT AMENDMENT ACT, 1979	1979	
Unclad Bathing *see* Police Offences		
UNCLAIMED MONEYS ACT, 1891-1975	11	210
Uncontrolled Children *see* Community Welfare		
Underground Waters Preservation *see* Table of Acts Repealed: Water Resources		
Unemployment Collections *see* Collections for Charitable Purposes		
Unemployment Relief *see* Commonwealth Powers: Table of Acts Repealed: Table of Public Acts of Restricted Application		

[1]As on 14th February, 1980, certain provisions of this Act had not come into operation.

Title or Subject Matter	Volume	Page
UNFAIR ADVERTISING ACT, 1970-1972	11	237
Unions *see* Industrial Conciliation and Arbitration		
The Uniting Church in Australia *see* Table of Public Acts of Restricted Application		
UNIVERSITY OF ADELAIDE ACT, 1971-1972	11	240
UNIVERSITY OF ADELAIDE ACT AMENDMENT ACT, 1978	1978	229
University of Adelaide *see also* Waite Agricultural Research Institute Grant		
University *see also* Flinders University		
UNORDERED GOODS AND SERVICES ACT, 1972	11	254
Uranium *see* Mining: Prohibited Areas (Application of State Laws): Table of Acts Repealed		
Uranium Production Working Account *see* Loan Money Appropriation (Working Accounts)		
URBAN LAND (PRICE CONTROL) ACT, 1973[1]	11	262
URBAN LAND (PRICE CONTROL) ACT AMENDMENT ACT, 1976	1976	333
VACCINATION ACT, 1936	11	276
VALUATION OF LAND ACT, 1971-1975	11	286
VALUATION OF LAND ACT AMENDMENT ACT, 1976	1976	458
Valuation of Land *see also* Land Tax: Local Government: Real Property: Sewerage: South-Eastern Drainage: Waterworks		
Valuers *see* Appraisers: Land Valuers Licensing: Valuation of Land		
Vegetables *see* Fruit and Plant Protection: Fruit and Vegetables (Grading): Fruit and Vegetables (Prevention of Injury)		
Vehicles Taxation *see* Motor Vehicles: Road Maintenance (Contribution)		
VENEREAL DISEASES ACT, 1947	11	300
Venereal Diseases *see also* Criminal Law Consolidation		
Vermin *see* Vertebrate Pests		
Vermin Destroyers *see* Agricultural Chemicals		
VERTEBRATE PESTS ACT, 1975	11	307
VERTEBRATE PESTS ACT AMENDMENT ACT, 1977	1977	35
VERTEBRATE PESTS ACT AMENDMENT ACT (NO. 2), 1977	1977	260
VETERINARY DISTRICTS ACT, 1940-1974	11	327
Veterinary Hospitals *see* Local Government		
Veterinary Medicines *see* Stock Medicines		
Veterinary Science *see* Institute of Medical and Veterinary Science		
VETERINARY SURGEONS ACT, 1935-1975	11	348
Veterinary Surgeons *see also* Artificial Breeding: Brands: Stock Diseases: Stock Medicines: Veterinary Districts		

[1] See Section 30 of this Act for date of expiry.

Title or Subject Matter	Volume	Page
Vine, Fruit, and Vegetable Protection *see* Fruit and Plant Protection		
Vineyards Protection *see* Phylloxera		
Vivisection *see* Prevention of Cruelty to Animals		
Voluntary Payments for Local Government Offences *see* Police Offences		
VOLUNTEER FIRE FIGHTERS FUND ACT, 1949-1975	11	362
The Volunteer Fire Fighters Fund Act, 1949-1975, *has been amended by the Fire and Accident Underwriters' Association of South Australia (Change of Name) Act*, 1976		
Volunteer Fire-Fighters Fund *see also* Workers Compensation		
Wages *see* Industrial Conciliation and Arbitration		
Wages Attachment *see* Community Welfare: Mercantile Law		
Waite Agricultural Research Institute *see* University of Adelaide: Table of Public Acts of Restricted Application		
Wallaroo Distillery *see* Table of Public Acts of Restricted Application		
WAREHOUSEMEN'S LIENS ACT, 1941-1974	11	368
Warehousemen's Liens *see also* Bills of Sale		
War Emergency Powers *see* Emergency Powers		
War Funds *see* Collections for Charitable Purposes: Table of Acts Repealed		
Warranty *see* Manufacturers Warranties		
War Restrictions *see* Economic Stability: Emergency Powers: Landlord and Tenant (Control of Rents)		
War Service Homes *see* Advances for Homes: Table of Public Acts of Restricted Application		
WAR SERVICE LAND SETTLEMENT AGREEMENT ACT, 1945	11	383
War Service Land Settlement *see also* Livestock (War Service Land Settlement)		
WAR SERVICE (PREFERENCE IN EMPLOYMENT) ACT, 1943	11	387
WAR SERVICE RIGHTS (STATE EMPLOYEES) ACT, 1945	11	389
WAR TERMS REGULATION ACT, 1920	11	391
Waste Management *see* South Australian Waste Management Commission		
WATER CONSERVATION ACT, 1936-1975	11	393
Water Conservation Loans *see* Loans for Water Conservation		
Water Piping Loans *see* Loans for Fencing and Water Piping		
Water, Pollution of by Oil *see* Prevention of Pollution of Waters by Oil		
WATER RESOURCES ACT, 1976	1976	125
WATER RESOURCES ACT AMENDMENT ACT (No. 3), 1976	1976	456
WATER RESOURCES ACT AMENDMENT ACT, 1979	1979	
Water Supply Loans *see* Loans for Water Conservation		

Title or Subject Matter	Volume	Page
Water, Underground *see* Petroleum: Underground Waters Preservation		
WATERWORKS ACT, 1932-1975	11	412
WATERWORKS ACT AMENDMENT ACT, 1978	1978	47
The Waterworks Act, 1932-1975, *has also been amended by the Statutes Amendment (Rates and Taxes Remission) Act*, 1977		
Waterworks *see also* Irrigation: Northern Areas and Whyalla Water Supply		
Weeds *see* Agricultural Seeds: Local Government: Pest Plants: Table of Acts Repealed		
Weights and Measures *see* Trade Measurements		
Wells *see* Petroleum: Water Resources		
WEST BEACH RECREATION RESERVE ACT, 1954-1975	11	466
WEST LAKES DEVELOPMENT ACT, 1969-1970	11	478
West Lakes Development *see also* Local Government: Planning and Development: Real Property		
WEST TERRACE CEMETERY ACT, 1976	1976	276
West Terrace Cemetery *see also* Table of Public Acts of Restricted Application		
WHALING ACT, 1937[1]	11	498
Wheat, Bulk Handling of *see* Bulk Handling of Grain		
WHEAT DELIVERY QUOTAS ACT, 1969-1975	11	505
WHEAT INDUSTRY STABILIZATION ACT, 1974-1975	11	540
WHEAT INDUSTRY STABILIZATION ACT AMENDMENT ACT, 1979	1979	
WHEAT INDUSTRY STABILIZATION ACT AMENDMENT ACT (No. 2), 1979	1979	
Wheat Price Stabilization Scheme Ballot *see* Table of Public Acts of Restricted Application		
Wheat Products Prices *see* Table of Acts Repealed		
WHITE PHOSPHORUS MATCHES PROHIBITION ACT, 1915-1974	11	554
Whyalla Blast Furnace *see* Broken Hill Proprietary Company's Indenture		
Whyalla City Commission *see* Local Government		
WHYALLA HOSPITAL (VESTING) ACT, 1969	11	558
Whyalla Town Lands *see* Crown Lands		
Whyalla Water Supply *see* Northern Areas and Whyalla Water Supply		
Width of Tyres *see* Road Traffic		
Wild Dogs *see* Dog Fence: Vertebrate Pests		
Wildflowers Conservation *see* National Parks and Wildlife		
Wild Life Conservation *see* National Parks and Wildlife		
Wild Life Reserves *see* National Parks and Wildlife		

[1]As on 14th February, 1980, this Act had not come into operation.

Title or Subject Matter	Volume	Page
WILLS ACT, 1936-1975	11	564
Wills *see also* Administration and Probate: Aged and Infirm Persons' Property: Law of Property		
Wine Adulteration *see* Food and Drugs: Licensing		
Woods and Forests *see* Forestry: Local Government (Forestry Reserves)		
Woods and Forests Working Account *see* Loan Money Appropriation (Working Accounts) in the Table of Public Acts of Restricted Application		
Wool Dealers *see* Hide, Skin and Wool Dealers		
Wool Liens *see* Stock Mortgages and Wool Liens		
Wool Products *see* Textile Products Description		
WORKERS COMPENSATION ACT, 1971-1979—		
WORKMEN'S COMPENSATION ACT, 1971-1974	11	576
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1979	1979	
WORKMEN'S COMPENSATION (SPECIAL PROVISIONS) ACT, 1977	1977	98
WORKMEN'S COMPENSATION (SPECIAL PROVISIONS) ACT AMENDMENT ACT, 1978	1978	449
WORKMEN'S LIENS ACT, 1893-1964	11	630
Work Injuries and Accidents *see* Industrial Safety, Health and Welfare: Workers Compensation: Wrongs		
Works *see* Commonwealth Powers: Public Works Standing Committee		
WRONGS ACT, 1936-1975	11	642
Wrongs *see also* Motor Vehicles: Road Traffic: Survival of Causes of Action: Workers Compensation		
Zoning of Building *see* Building: Planning and Development		
Zoning of Milk Deliveries *see* Metropolitan Milk Supply		

TABLE OF PUBLIC ACTS WHICH ARE OBSOLETE OR SUPERSEDED OR OF LOCAL OR RESTRICTED APPLICATION

The following table contains a list of the public Acts of the Parliament of South Australia passed up to the end of 1979 which were unrepealed as on 14th February, 1980, and which were of a local or restricted application or of which the operation had been superseded by Commonwealth legislation or wholly or partially exhausted.

Title of Act	Year	Number
Acts Republication Act, 1934	1934	2167
Adelaide Electric Supply Company's Act, 1931	1931	2009
The Adelaide Electric Supply Company Act, 1944	1944	17
See also (in the Table of Public General Acts) Electricity Trust of South Australia Act, 1946, *and* (in the Table of Private Acts) the South Australian Electric Light and Motive Power Company's Act, 1897 *and* The Adelaide Electric Supply Company's Act, 1922		
The Adelaide Gaol Reserve Alteration Act, 1911	1911	1039
Adelaide Park Lands Act, 1928	1928	1868
The Adelaide Park Lands Alteration Act, 1913	1913	1140
Adelaide Park Lands Alteration Act, 1917	1917	1275
Adelaide Park Lands Alteration Act, 1961	1961	5
Adelaide Park Lands Appropriation Act, 1880	1880	171
The Adelaide Show Grounds Act, 1913	1913	1136
Adelaide Show Grounds Act Amendment Act, 1923	1923	1590
Adelaide Show Grounds Act Amendment Act, 1925	1925	1706
Adelaide Show Grounds Act Amendment Act, 1935	1935	2202
Adulteration of Wine and Brandy (Repeal) Act, 1941	1941	8
Alberton Cemetery Act, 1938	1938	2396
Amusements Duty (Suspension) Act, 1942	1942	5
Amusements Duty (Further Suspension) Act, 1954	1954	33
Amusements Duty (Further Suspension) Act, 1957	1957	17
Amusements Duty (Further Suspension) Act, 1960	1960	15
Amusements Duty (Further Suspension) Act, 1963	1963	5
Angas Recreation Park Act, 1937	1937	2347
Appropriation Act, 1936	1936	2295
Appropriation Act, 1937	1937	2349
Appropriation Act (No. 2), 1937	1937	2364
Appropriation Act, 1938	1938	2397
Appropriation Act, 1939	1939	10
Appropriation Act, 1940	1940	17
Appropriation Act (No. 2), 1940	1940	30
Appropriation Act, 1941	1941	9
Appropriation Act (No. 2), 1941	1941	33
Appropriation Act, 1942	1942	9
Appropriation Act, 1943	1943	10
Appropriation Act, 1944	1944	12
Appropriation Act, 1945	1945	5
Appropriation Act, 1946	1946	13
Appropriation Act (No. 1), 1947	1947	2
Appropriation Act (No. 2), 1947	1947	16
Appropriation (Federal Aid Roads Agreement) Act, 1947	1947	34
Appropriation Act, 1948	1948	7
Appropriation Act (No. 2), 1948	1948	28
Appropriation Act (No. 1), 1949	1949	1
Appropriation Act (No. 2), 1949	1949	30
Appropriation Act (No. 1), 1950	1950	1
Appropriation Act (No. 2), 1950	1950	12
Appropriation Act (No. 1), 1951	1951	1

Title of Act	Year	Number
Appropriation Act (No. 2), 1951	1951	26
Appropriation Act (No. 1), 1952	1952	1
Appropriation Act (No. 2), 1952	1952	26
Appropriation Act (No. 1), 1953	1953	1
Appropriation Act (No. 2), 1953	1953	17
Appropriation Act (No. 1), 1954	1954	1
Appropriation Act (No. 2), 1954	1954	26
Appropriation Act (No. 1), 1955	1955	2
Appropriation Act (No. 2), 1955	1955	22
Appropriation (Grasshopper Destruction) Act, 1955	1955	53
Appropriation Act (No. 1), 1956	1956	1
Appropriation Act (No. 2), 1956	1956	11
Appropriation (Flood Relief) Act, 1956	1956	3
Appropriation (Flood Relief) Act (No. 2), 1956	1956	40
Appropriation Act (No. 1), 1957	1957	4
Appropriation Act (No. 2), 1957	1957	20
Appropriation Act (No. 1), 1958	1958	1
Appropriation Act (No. 2), 1958	1958	12
Appropriation Act (No. 1), 1959	1959	1
Appropriation Act (No. 2), 1959	1959	12
Appropriation Act (No. 1), 1960	1960	2
Appropriation Act (No. 2), 1960	1960	29
Appropriation Act, 1961	1961	6
Appropriation Act (No. 1), 1962	1962	2
Appropriation Act (No. 2), 1962	1962	9
Appropriation Act (No. 1), 1963	1963	1
Appropriation Act (No. 2), 1963	1963	13
Appropriation Act (No. 1), 1964	1964	10
Appropriation Act (No. 2), 1964	1964	25
Appropriation Act (No. 1), 1965	1965	1
Appropriation Act (No. 2), 1965	1965	10
Appropriation Act (No. 1), 1966	1966	31
Appropriation Act (No. 2), 1966	1966	48
Appropriation Act (No. 1), 1967	1967	22
Appropriation Act (No. 2), 1967	1967	44
Appropriation Act (No. 1), 1968	1968	1
Appropriation Act (No. 2), 1968	1968	12
Appropriation Act (No. 1), 1969	1969	20
Appropriation Act (No. 2), 1969	1969	31
Appropriation Act (No. 1), 1970	1970	1
Appropriation Act (No. 2), 1970	1970	23
Appropriation Act (No. 1), 1971	1971	20
Appropriation Act (No. 2), 1971	1971	57
Appropriation Act (No. 1), 1972	1972	11
Appropriation Act (No. 2), 1972	1972	80
Appropriation Act (No. 3), 1972	1972	107
Appropriation Act (No. 1), 1973	1973	1
Appropriation Act (No. 2), 1973	1973	34
Appropriation Act (No. 1), 1974	1974	5
Appropriation Act (No. 2), 1974	1974	74
Appropriation Act (No. 1), 1975	1975	56
Appropriation Act (No. 2), 1975	1975	69
Appropriation Act (No. 1), 1976	1976	7
Appropriation Act (No. 2), 1976	1976	26
Appropriation Act (No. 3), 1976	1976	39
Appropriation Act (No. 4), 1976	1976	97
Appropriation Act (No. 1), 1977	1977	5
Appropriation Act (No. 2), 1977	1977	33
Appropriation Act (No. 1), 1978	1978	12
Appropriation Act (No. 2), 1978	1978	69
Appropriation Act (No. 1), 1979	1979	7
Appropriation Act (No. 2), 1979	1979	62
Australia and New Zealand Banking Group Act, 1970	1970	12

Title of Act	Year	Number
The Australian Boy Scouts Association, South Australian Branch, Act, 1969	1969	65
Bagot's Executor Company *see* Table of Private Acts: Statutes Amendment (Executor Companies) in this Table		
Banking Companies Act Repeal Act, 1946	1946	21
Banks Statutory Obligations Amendment Act, 1962	1962	32
The Banks Statutory Obligations Amendment Act, 1962, *has been amended by the Statute Law Revision Act*, 1973		
Business Franchises (Miscellaneous Provisions) Act, 1975	1975	61
Cellulose Australia Ltd. (Government Shares) Act, 1957	1957	6
Cellulose Australia Ltd. (Government Shares) Act, 1960	1960	18
Chaff and Hay (Acquisition) Act, 1944	1944	4
Churches of Christ, Scientist, Incorporation Act, 1963	1963	36
The Church of England in Australia Constitution Act, 1961	1961	43
The Church of England Trust Property Act, 1971	1971	44
Commonwealth Powers Act, 1943	1943	3
Commonwealth Water Agreement Ratification Act Repeal Act, 1954	1954	31
The Copyright Act, 1878	1878	95
Da Costa Samaritan Fund (Incorporation of Trustees) Act, 1953	1953	54
Da Costa Samaritan Fund (Incorporation of Trustees) Act Amendment Act, 1969	1969	3
D. & J. Fowler (Transfer of Incorporation) Act, 1970	1970	31
District Council of Lacepede (Vesting of Land) Act, 1976	1976	42
Draught Stallions Act Repeal Act, 1955	1955	7
The Drought Relief Act, 1914	1914	1165
Drought Relief Act Amendment Act, 1920	1920	1433
Drought Relief Act, 1919	1919	1397
Drought Relief Act, 1923	1923	1557
Drought Relief Act, 1926	1926	1731
Drought Relief Act, 1927	1927	1832
Drought Relief Act, 1928	1928	1886
Drought Relief (Extension) Act, 1929	1929	1926
Drought Relief Act, 1940	1940	16
Drought and Frost Relief Act, 1944	1944	18
Drought Relief Act, 1945	1945	9
Drought Relief Act, 1946	1946	1
Economic Stability Act, 1946	1946	52
Elder's Executor Company *see* Table of Private Acts: Statutes Amendment (Executor Companies) in this Table		
Elder Smith and Co. Limited, Provident Funds Act, 1963	1963	58
Elders Trustee and Executor Company Limited Provident Funds Act, 1971	1971	28
Electoral Districts (Redivision) Act, 1954	1954	37
Electoral Districts (Redivision) Act, 1962	1962	34
Electoral Districts (Redivision) Act, 1968-1969	1969	2
Electoral Districts (Redivision) Act Amendment Act, 1969	1969	23
The Encounter Bay, Goolwa, and Waitpinga Boundaries Act	1884	313
Exchange of Land (Hundred of Noarlunga) Act, 1959	1959	11
Executors Company *see* Table of Private Acts: Statutes Amendment (Executor Companies) in this Table		
Fair Prices Act Repeal Act, 1973	1973	11
Farmers' Co-operative Executors *see* Table of Private Acts: Statutes Amendment (Executor Companies) in this Table		
Farmers Relief Act, 1931	1931	1996
Farmers Relief Act Extension Act, 1931	1931	2057
Farmers Relief Act, 1932	1932	2100
Federal Aid Roads Agreement Act, 1926	1926	1771
Federal Aid Roads Agreement Act, 1930	1930	1970
Amending Federal Aid Roads Agreement Act, 1931	1931	2014
Amending Federal Aid Roads Agreement Act, 1936	1936	2321
Federal Aid Roads Agreement Act, 1937	1937	2341
Financial Emergency Act, 1931-1936	—	—
Financial Emergency Act Extension Act, 1931	1931	2039
Financial Emergency Act Extension Act, 1934	1934	2162
Financial Emergency Act Amendment Act, 1937	1937	2342
Financial Emergency Act Extension Act, 1939	1939	39

Title of Act	Year	Number
Fire and Accident Underwriters' Association of South Australia (Change of Name) Act, 1976	1976	43
Frost Relief Act, 1927	1927	1829
Fruit Cases Act, 1949	1949	37
Fruit Fly (Compensation) Act, 1967	1967	24
Fruit Fly (Compensation) Act, 1968	1968	3
Fruit Fly (Compensation) Act, 1971	1971	5
Fruit Fly (Compensation) Act (No. 2), 1971	1971	18
Fruit Fly (Compensation) Act, 1972	1972	31
Fruit Fly (Compensation) Act (No. 2), 1972	1972	60
Fruit Fly (Compensation) Act, 1974	1974	50
Funding Loan Act, 1932	1932	2086
Gladstone Park Lands Act, 1880	1880	178
Glenelg Soldiers' Memorial Site Act, 1921	1921	1468
Gold Buyers Act Repeal Act, 1976	1976	45
Hailstorm Relief (Validation) Act, 1925	1925	1664
Henley and Grange Alignment Act, 1940	1940	8
Hide and Leather Industries Legislation Repeal Act, 1956	1956	6
Hummock Hill to Iron Knob Tramway Extension Act, 1927	1927	1821
See also (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, and the Broken Hill Proprietary Company's Steel Works Indenture Act, 1958, *and* (in the Table of Private Acts under Railway Acts) The Broken Hill Proprietary Company, Limited's Hummock Hill to Iron Knob Tramway and Jetties Act, 1900		
Income Tax Assessment Act, 1936	1936	2296
Income Tax Assessment Act Amendment Act, 1941	1941	37
Income Tax Assessment Act, 1936-1941 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Income Tax Assessment Act Amendment Act, 1946	1946	36
Income Tax Collection Act, 1940	1940	41
Income Tax (Rates) Act, 1936	1936	2307
Income Tax (Rates) Act, 1937	1937	2351
Income Tax (Rates) Act, 1938	1938	2401
Income Tax (Rates) Act, 1939	1939	12
Income Tax (Rates) Act, 1940	1940	19
Income Tax (Rates) Act, 1941	1941	26
Income Tax Suspension Act, 1942	1942	25
The Income Tax Suspension Act, 1942, *has been amended by the Income Tax Assessment Act Amendment Act*, 1946		
Income-Tax (War-Time Concessions) Act, 1940	1940	34
Industries Establishment Act, 1945	1945	17
The Insolvent Act, 1886	1886	385
The Insolvent Act Amendment Act, 1887	1887	404
The Insolvent Act Amendment Act, 1896	1896	655
The Insolvent Act Further Amendment Act, 1914	1914	1162
Insolvent Act Further Amendment Act, 1915	1915	1191
Insolvent Act Further Amendment Act, 1918	1918	1340
Insolvent Act Amendment Act, 1925	1925	1709
Insolvent Act Amendment Act, 1942	1942	18
Institute of Medical and Veterinary Science Grant Act, 1948	1948	48
Institute of Medical and Veterinary Science (Subsidy) Act, 1942	1942	26
John Miller Park Act, 1954	1954	54
Jubilee Exhibition Act, 1885	1885	351
Kingswood Recreation Ground (Vesting) Act, 1970	1970	48
Lady Kintore Cottages Act, 1920	1920	1430
Landlord and Tenant (Control of Rents) Act, 1942	1942	33
Landlord and Tenant (Control of Rents) Act Amendment Act, 1946	1946	38
Landlord and Tenant (Control of Rents) Act Amendment Act, 1947	1947	30
Landlord and Tenant (Control of Rents) Act Amendment Act, 1948	1948	5
Landlord and Tenant (Control of Rents) Act, 1942-1948 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1949	1949	9
Landlord and Tenant (Control of Rents) Act Amendment Act (No. 2), 1949	1949	63

Title of Act	Year	Number
Landlord and Tenant (Control of Rents) Act, 1942-1949 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1950	1950	50
Landlord and Tenant (Control of Rents) Act Amendment Act, 1951	1951	51
Landlord and Tenant (Control of Rents) Act, 1942-1951 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1952	1952	39
Landlord and Tenant (Control of Rents) Act Amendment Act, 1953	1953	25
Landlord and Tenant (Control of Rents) Act Amendment Act, 1954	1954	41
Landlord and Tenant (Control of Rents) Act Amendment Act, 1955	1955	20
Landlord and Tenant (Control of Rents) Act, 1942-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Landlord and Tenant (Control of Rents) Act Amendment Act, 1956	1956	118
Landlord and Tenant (Control of Rents) Act Amendment Act, 1957	1957	2
Landlord and Tenant (Control of Rents) Act Amendment Act (No. 2), 1957	1957	53
Landlord and Tenant (Control of Rents) Act Amendment Act, 1958	1958	49
Landlord and Tenant (Control of Rents) Act Amendment Act, 1959	1959	42
Landlord and Tenant (Control of Rents) Act Amendment Act, 1960	1960	70
Landlord and Tenant (Control of Rents) Act Amendment Act, 1961	1961	29
Largs Fort Encroachment *see* Table of Acts Repealed		
Legislative Council Vacancy Act, 1943	1943	40
Life Assurance Companies Act, 1936	1936	2283
Life Assurance Companies Act Amendment Act, 1939	1939	42
Life Assurance Companies Act Amendment Act, 1941	1941	40
Liquid Fuel Act, 1949	1949	28
Loan Money Appropriation (Working Accounts) Act, 1956	1956	14
Lottery and Gaming (Charitable Purposes) *see* Table of Acts Repealed		
Lottery and Gaming (Flood Relief) Act, 1956	1956	7
Main Roads Fund Act, 1920	1920	1424
Main Roads Fund Act, 1922	1922	1535
Manningham Recreation Ground Act, 1936	1936	2297
Manningham Recreation Ground Act Amendment Act, 1963	1963	27
Mareeba Babies Hospital Lease Act, 1951	1951	31
The Married Woman's Property Amendment Act, 1898	1898	701
Matrimonial Causes Act, 1929	1929	1946
Matrimonial Causes Act Amendment Act, 1935	1935	2259
Matrimonial Causes Act Amendment Act, 1938	1938	2428
Matrimonial Causes Act Amendment Act, 1941	1941	51
Matrimonial Causes Act, 1929-1941 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Methodist Church *see* Table of Private Acts: Table of Acts Repealed		
Metropolitan Drainage Works (Investigation) Act, 1957	1957	14
Metropolitan Drainage Works (Investigation) Act, 1962	1962	16
Mile End Overway Bridge Act, 1925	1925	1713
Mile End Overway Bridge Act Amendment Act, 1960	1960	23
Mortgagors Relief Act, 1931-1936	—	—
Mortgagors Relief Act, 1940	1940	20
Mortgagors Relief Act Amendment Act, 1941	1941	14
Mortgagors Relief Act, 1943	1943	25
Mortgagors Relief Act, 1931-1943 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Morphett Street Bridge *see* Table of Acts Repealed		
Motor Fuel Rationing (Temporary Provisions) Act, 1977[1]	1977	30
Motor Spirit Vendors' Agreement (Validation) Act, 1927	1927	1791
Mount Bold Waterworks Act, 1931	1931	2050
North Terrace and Railway Lands Act, 1926	1926	1742
North Terrace Alignment Act, 1925	1925	1715
North Terrace (Alignment) Act, 1929	1929	1928
Nurses' Memorial Centre of South Australia, Incorporated (Guarantee) Act, 1973	1973	39
Nurses' Memorial Centre of South Australia, Incorporated (Guarantee) Act Amendment Act, 1974	1974	108

[1]This Act did not come into operation prior to 31st October, 1977, the date of expiry referred to in section 26.

Title of Act	Year	Number
Oil Refinery (Hundred of Noarlunga) Indenture *see* Table of Public General Acts		
Old Angaston Cemetery (Vesting) Act, 1978	1978	75
Parliamentary Buildings Act, 1877	1877	87
Parliament House Act, 1934	1934	2170
Police Act Repeal Act, 1973	1973	12
Police Pensions Act, 1930	1930	1952
The Poonindie Exchange Act, 1895	1895	631
The Poppy Day Trust Deed Act, 1962	1962	50
Port Adelaide Canal Supplementary Act, 1889	1889	473
See also (in the Table of Private Acts) The Port Adelaide Canal Act		
Port Adelaide Public Recreation Ground Act, 1878	1878	91
Port Adelaide Reserves Act, 1871	1871	6
Port Augusta Park Lands Act, 1882	1882	258
Port Augusta Sub-Branch R.S.S. and A.I.L.A. (Purchase of Land) Act, 1952	1952	11
The Port Lincoln Catholic Church Property Act	1879	134
Port Pirie Drill Hall Site Act, 1921	1921	1470
Port Pirie Laboratory Site Act, 1922	1922	1537
Port Pirie Park Lands Act Repeal Act, 1951	1951	15
Port Pirie Racecourse Land Revestment Act, 1960	1960	28
Port Pirie Racecourse Land Revestment Act, 1965	1965	11
Port Pirie Racecourse Site Act, 1946	1946	45
Presbyterian Trusts Act, 1971	1971	60
Public Purposes Loan Act, 1933	1933	2109
Public Purposes Loan Act, 1934	1934	2146
Public Purposes Loan Act, 1935	1935	2226
Public Purposes Loan Act, 1936	1936	2262
Public Purposes Loan Act, 1937	1937	2345
Public Purposes Loan Act, 1938	1938	2386
Public Purposes Loan Act, 1939	1939	7
Public Purposes Loan Act, 1940	1940	6
Public Purposes Loan Act, 1941	1941	12
Public Purposes Loan Act, 1942	1942	7
Public Purposes Loan Act, 1943	1943	5
Public Purposes Loan Act, 1944	1944	8
Public Purposes Loan Act, 1945	1945	7
Public Purposes Loan Act, 1946	1946	7
Public Purposes Loan Act, 1947	1947	12
Public Purposes Loan Act, 1948	1948	4
Public Purposes Loan Act, 1949	1949	11
Public Purposes Loan Act, 1950	1950	6
Public Purposes Loan Act, 1951	1951	13
Public Purposes Loan Act, 1952	1952	4
Public Purposes Loan Act, 1953	1953	4
Public Purposes Loan Act, 1954	1954	11
Public Purposes Loan Act, 1955	1955	11
Public Purposes Loan Act, 1956	1956	5
Public Purposes Loan Act, 1957	1957	10
Public Purposes Loan Act, 1958	1958	4
Public Purposes Loan Act (No. 1), 1959	1959	2
Public Purposes Loan Act (No. 2), 1959	1959	7
Public Purposes Loan Act, 1960	1960	21
Public Purposes Loan Act, 1961	1961	2
Public Purposes Loan Act, 1962	1962	6
Public Purposes Loan Act, 1963	1963	4
Public Purposes Loan Act, 1964	1964	13
Public Purposes Loan Act, 1965	1965	8
Public Purposes Loan Act, 1966	1966	43
Public Purposes Loan Act, 1967	1967	30
Public Purposes Loan Act, 1968	1968	11
Public Purposes Loan Act, 1969	1969	29
Public Purposes Loan Act, 1970	1970	22
Public Purposes Loan Act, 1971	1971	51

Title of Act	Year	Number
Public Purposes Loan Act, 1972	1972	67
Public Purposes Loan Act, 1973	1973	13
Public Purposes Loan Act, 1974	1974	56
Public Purposes Loan Act, 1975	1975	65
Public Purposes Loan Act, 1976	1976	34
Public Purposes Loan Act, 1977	1977	34
Public Purposes Loan Act, 1978	1978	68
Public Purposes Loan Act, 1979	1979	65
Public Salaries Act Repeal Act, 1946	1946	19
Public Service Superannuation Fund (Arrangement) Act, 1960	1960	63
Pulp and Paper Mill (Hundred of Gambier) Indenture Act, 1961	1961	36
Pulp and Paper Mill (Hundred of Gambier) Indenture Act Amendment Act, 1963	1963	3
Pulp and Paper Mill (Hundreds of Mayurra and Hindmarsh) Act, 1964	1964	23
Pulp and Paper Mill (Hundreds of Mayurra and Hindmarsh) Act Amendment Act, 1976[1]	1976	107
Pulp and Paper Mills Agreement Act, 1958	1958	54
Pyap Irrigation Trust Act Amendment Act, 1926	1926	1772
Pyap Irrigation Trust Act Amendment Act, 1974	1974	83
Pyap Irrigation Trust Act Amendment Act, 1979	1979	73
The Pyap Irrigation Trust Act, 1923-1974, *has been amended by the Statutes Amendment (Irrigation Acts) Act*, 1978		
See also (in the Table of Private Acts) The Pyap Irrigation Trust Act, 1923		
The Railway and Corporation Lands Act, 1904	1904	853
Railway Acts—		
See also Railway Acts (in the Table of Private Acts)		
Adelaide and Gawler Town Railway Act, 1854	1854	18
The Adelaide and Gawler Town Railway Extension Act	1857-8	10
The Adelaide and Gawler Town Railway Further Extension Act	1858	2
Adelaide to Gawler Railway (Alteration to Dry Creek Terminus) Act, 1968	1968	14
Adelaide City and Port Railway Act, 1851	1851	1
Adelaide and Port Railway Loan Act, 1852	1852	12
Adelaide and Port Railway Loan Act, 1853	1853	18
The Adelaide and Port Adelaide Railway Extended Accommodation Act, 1873	1873	2
The Adelaide Loop-Line Railway Act, 1908	1908	966
The Adelaide Loop-Line Railway Act Amendment Act, 1909	1909	995
Adelaide to Nairne Railway Act, 1878	1878	117
Angle Pole Railway Act, 1887	1887	413
Balhannah and Mount Pleasant Railway (Discontinuance) Act, 1963	1963	34
Barunga Gap Railway, 1877	1877	72
Blyth to Gladstone Railway Act, 1891	1891	522
Brachina to Leigh Creek North Coalfield Railway Agreement Act, 1950	1950	48
Branch from Sandergrove to Milang Railway (Discontinuance) Act, 1970	1970	25
Brighton to Christie Downs Railway Duplication and Extension Act, 1974	1974	46
The Brinkworth to Port Broughton Railway Act, 1910	1910	1015
Broadening of Gauge (Brinkworth to Gladstone) Act, 1925	1925	1667
Broadening of Gauge (South-Eastern Railways) Act, 1944	1944	15
Bumbunga to Lochiel Railway Act, 1923	1923	1595
Burra and Hallett Railway Act, 1876	1876	31
Cambrai and Sedan Railway Discontinuance Act, 1966	1966	61
The Darke's Peak Railway Act, 1909	1909	982
The Darke's Peak Railway Act Amendment Act, 1911	1911	1042
The District Railways Act, 1911	1911	1067
Dry Creek and Port Adelaide Railway Act, 1866	1866-7	15
The Dry Creek and Port Adelaide Deviation Act, 1911	1911	1051
Eudunda and Morgan Railway (Discontinuance) Act, 1970	1970	9
Farina Town and Hergott Springs Railway Act, 1881	1881	226
Forrester's to Burra Railway Act, 1867	1867	20
The Gawler to Angaston Railway Act, 1907	1907	942
The Gawler to Angaston Railway Act Amendment Act, 1909	1909	984
The Gawler to Angaston Railway Act Amendment Act, 1910	1910	1016
The Gawler Town Railway Further Extension Act to Section 1403	1859	20
The Gladstone and James Town Railway Act, 1876	1876	28

[1]As on 14th February, 1980, this Act had not come into operation.

Title of Act	Year	Number
Railway Acts—*continued*		
Gladstone and Laura Railway Act, 1882	1882	253
Glanville to Semaphore Railway (Discontinuance) Act, 1978	1978	106
The Glenelg Railways Purchase Act, 1899	1899	726
The Goodwood to Willunga Railway Act, 1909	1909	993
The Goodwood to Willunga Railway Act, 1910	1910	1017
Goodwood to Willunga Railway (Alteration of Terminus) Act, 1970	1970	18
The Grange and Henley Beach Railway Act, 1898	1898	698
The Grange and Henley Beach Railway Alteration Act, 1911	1911	1041
The Goolwa Loop-Line Railway Act, 1913	1913	1145
The Guaranteed Railways Act Amendment Act, 1913	1913	1113
Hallett to Terowie Railway Act, 1878	1878	97
Hamley Bridge and Balaklava Railway Act, 1877	1877	62
The Harbor and Railway Act, 1901	1901	765
The Harbor and Railway Extension Act, 1910	1910	1011
Hergott Springs and Primrose Springs Railway Act, 1883	1883	281
The Hundred of Solomon and Decres Bay Railways Act, 1912	1912	1080
The Hundred of Solomon and Decres Bay Railway Act Amendment Act, 1913	1913	1142
Kadina and Wallaroo Railway Act, 1877	1877	76
Kadina and Wallaroo Railway Act, 1879	1879	149
Kadina to Barunga Gap Railway Act, 1876	1876	40
Kapinnie and Mount Hope Railway Discontinuance Act, 1966	1966	11
Kapunda and North-West Bend Railway Act, 1876	1876	27
Kielpa to Mangalo Hall Railway Act, 1916	1916	1265
Kimba to Buckleboo Railway Act, 1923	1923	1592
Kingston and Naracoorte Railway Alteration Act, 1958	1958	9
Kowulka Branch Railway Act, 1948	1948	37
The Laura to Booleroo Centre Railway Act, 1907	1907	941
The Laura to Booleroo Centre Railway Act Amendment Act, 1910	1910	1014
Leigh Creek North Coalfield to Marree Railway Agreement Act, 1954	1954	42
Millicent and Beachport Railway Discontinuance Act, 1959	1959	22
Moonta and Gawler Town Railways Acts Repealing Act, 1931	1931	2038
Mount Barker and Strathalbyn Railway Act, 1881	1881	221
Mount Gambier and Naracoorte Railway Act, 1884	1884	327
The Mount Hope Railway Act, 1912	1912	1094
The Mount Pleasant, Sedan, and Truro Railways Act, 1914	1914	1180
The Nairne to the Victorian Border Railway Act, 1882	1882	265
Nairne to Victorian Border Railway Deviation Act, 1924	1924	1622
Naracoorte to Tatiara Railway Act, 1879	1879	131
Northern Railway (Alteration of Route) Act, 1950	1950	54
North-South Railway Agreement Act, 1926	1926	1725
North-Western Railways System Development Act, 1917	1917	1307
Palmer to Monarto Railway Act, 1916	1916	1266
The Paringa to Renmark Railway Act, 1914	1914	1177
The Peebinga, Paringa, Loxton and Waikerie Railways Act, 1912	1912	1088
The Petersburg and Border Railway Act, 1884	1884	328
The Petersburg and Border Railway Amendment Act, 1886	1886	377
Pinnaroo Railway Act	1903	831
Pinnaroo Railway Act Amendment Act, 1970	1970	34
The Port Adelaide and Semaphore Railway Act, 1874	1874	13
Port Adelaide and Semaphore Railway Act Amendment Act, 1875	1875	14
The Port Adelaide and Semaphore Railway Amendment Act, 1880	1880	174
Port Adelaide and Semaphore Railway Deviation Act, 1917	1917	1297
Port Adelaide and Semaphore Railway Deviation Act Amendment Act, 1922	1922	1526
The Port Adelaide, Glanville, and Largs Additional Railway Act, 1908	1908	965
Port Augusta and Government Gums Railway Act, 1876	1876	26
The Port Augusta and Northern Railway Act, 1862	1862	28
Port Augusta to Whyalla Railway Agreement Act, 1970	1970	3
The Port Broughton Railway Act	1873	7
Port Broughton Railway (Discontinuance) Act, 1953	1953	26
The Port Lincoln Railway Act, 1905	1905	882
The Port Lincoln Railway Extension Act, 1907	1907	932
The Port Lincoln Railway Extension Act, 1909	1909	985

Title of Act	Year	Number
Railway Acts—*continued*		
The Port Pirie Railway Act	1873	8
Port Pirie to Cockburn Railway Deviation Act, 1964	1964	48
The Port Wakefield and Kadina Railway Act	1873	9
The Port Wakefield to Hoyles Plains Tramway Act, 1866	1866-7	25
The Port Wakefield and Hoyle's Plains Tramway Extension Act	1873	10
Railway Crossings (Bowden) Act, 1922	1922	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
Redhill to Port Augusta Railway Agreement Act, 1935	1935	2242
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 Forrester's Railway Act, 1866-7	1866-7	24
Roseworthy to Forrester's Railway Amendment Act, 1867	1867	18
The Salisbury to Long Plains Railway Act, 1913	1913	1139
The South-Eastern Railway Act, 1871	1871	7
Stirling North to Brachina Railway (Land and Materials) Act, 1952	1952	36
Strathalbyn and Middleton Tramway Act, 1866	1866	1
The Strathalbyn and Victor Harbor Railway Act, 1883	1883	294
The Tailem Bend and Brown's Well Railway Act, 1909	1909	980
Tatiara to Border Town Railway Act, 1881	1881	200
Terowie to Pichirichi Railway Act, 1878	1878	103
Thevenard to Kevin Railway Act, 1963	1963	9
Victor Harbor and Strathalbyn Tramways Amendment Act, 1869-70	1869-70	14
The Wallaroo Railway Station Extension Act, 1886	1886	371
Wallaroo to Moonta Railway Act, 1890	1890	490
Wanbi to Moorook Railway Act, 1923	1923	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
Wandilo and Glencoe Railway (Discontinuance) Act, 1959	1959	27
The Wilmington Railway Act, 1913	1913	1137
Woodlands Park to Tonsley Railway Act, 1955	1955	47
Referendum (Metropolitan Area Shop Trading Hours) Act, 1970	1970	11
Road Charges (Refunds) Act, 1958	1958	6
Road (Hundred of MacDonnell) Acquisition Act, 1923	1923	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
Rowland Flat War Memorial Hall Incorporated Act, 1966	1966	68
Royal Society for the Blind of South Australia Act, 1934-1974—		
Royal Institution for the Blind Act, 1934 (in the Table of Private Acts)	1934	—
Royal Institution for the Blind Act Amendment Act, 1974	1974	73
Scientology (Prohibition) Act, 1968, Repeal Act, 1973-1974	1974	159
The Semaphore Community Centre Trust Deed Act, 1964	1964	5
South Australian Gas Company's Act Amendment Act, 1952	1952	12
South Australian Gas Company's Act Amendment Act, 1964	1964	34
South Australian Gas Company's Act Amendment Act, 1979	1979	35
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
Spicer Cottages Trust Act, 1978	1978	88
Statute Law Revision Act, 1934[1]	1934	2168
Statute Law Revision Act, 1935[1]	1935	2246
Statute Law Revision Act, 1936[1]	1936	2293

[1]This Act has been amended by various other Acts by the repeal of provisions of this Act which amended Acts that have since been repealed.

Title of Act	Year	Number
Statute Law Revision Act (No. 2), 1936	1936	2316
Statute Law Revision Act, 1937[1]	1937	2346
Statute Law Revision Act, 1952[1]	1952	42
Statute Law Revision Act, 1957[1]	1957	42
Statute Law Revision Act, 1965[1]	1965	39
Statute Law Revision Act, 1973[1]	1973	77
Statute Law Revision Act, 1974[2]	1974	42
Statute Law Revision Act (No. 2), 1974	1974	84
Statute Law Revision Act, 1975	1975	24
Statute Law Revision Act (No. 3), 1975	1975	88
Statute Law Revision Act (No. 2), 1975	1975	118
Statutes Amendment (Administration of Acts and Acts Interpretation) Act, 1971[3]	1971	74
Statutes Amendment (Executor Companies) Act, 1971-1972	1972	9
Statutes Amendment (Executor Companies) Act, 1978	1978	81
Statutes Amendment (Miscellaneous Metric Conversions) Act, 1975	1975	32
The Statutes Amendment (Miscellaneous Metric Conversions) Act, 1975, has been amended by the Statute Law Revision Act (No. 2), 1975		
Strathalbyn Soldiers' Memorial Gardens Act, 1940	1940	51
Subdivided Land Debts Act, 1932-1934	—	—
Succession Duties (Peter Waite Benefactions) Act, 1920	1920	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
Supply Act (No. 1), 1953	1953	2
Supply Act (No. 2), 1953	1953	3
Supply Act (No. 1), 1954	1954	2
Supply Act (No. 2), 1954	1954	3
Supply Act (No. 3), 1954	1954	16

[1]This Act has been amended by various other Acts by the repeal of provisions of this Act which amended Acts that have since been repealed.

[2]This Act has been amended by the Statute Law Revision Act (No. 2), 1975, and by the Subordinate Legislation Act, 1978.

[3]This Act has been amended by the Statute Law Revision Act, 1973.

Title of Act	Year	Number
Supply Act (No. 1), 1955	1955	1
Supply Act (No. 2), 1955	1955	5
Supply Act (No. 3), 1955	1955	16
Supply Act (No. 1), 1956	1956	2
Supply Act (No. 2), 1956	1956	4
Supply Act (No. 1), 1957	1957	5
Supply Act (No. 2), 1957	1957	7
Supply Act (No. 3), 1957	1957	13
Supply Act (No. 1), 1958	1958	2
Supply Act (No. 2), 1958	1958	3
Supply Act (No. 1), 1959	1959	3
Supply Act (No. 2), 1959	1959	4
Supply Act (No. 3), 1959	1959	9
Supply Act (No. 1), 1960	1960	9
Supply Act (No. 1), 1961	1961	1
Supply Act (No. 1), 1962	1962	1
Supply Act (No. 2), 1962	1962	3
Supply Act (No. 3), 1962	1962	4
Supply Act (No. 1), 1963	1963	2
Supply Act (No. 2), 1963	1963	8
Supply Act (No. 1), 1964	1964	9
Supply Act (No. 2), 1964	1964	19
Supply Act (No. 1), 1965	1965	3
Supply Act (No. 2), 1965	1965	4
Supply Act (No. 1), 1966	1966	32
Supply Act (No. 2), 1966	1966	42
Supply Act (No. 1), 1967	1967	23
Supply Act (No. 2), 1967	1967	32
Supply Act (No. 1), 1968	1968	2
Supply Act (No. 2), 1968	1968	4
Supply Act (No. 1), 1969	1969	21
Supply Act (No. 2), 1969	1969	24
Supply Act (No. 1), 1970	1970	2
Supply Act (No. 2), 1970	1970	6
Supply Act (No. 1), 1971	1971	25
Supply Act (No. 2), 1971	1971	48
Supply Act (No. 1), 1972	1972	20
Supply Act (No. 2), 1972	1972	63
Supply Act (No. 1), 1973	1973	2
Supply Act (No. 2), 1973	1973	30
Supply Act (No. 1), 1974	1974	9
Supply Act (No. 2), 1974	1974	49
Supply Act (No. 1), 1975	1975	57
Supply Act (No. 2), 1975	1975	62
Supply Act (No. 1), 1976	1976	27
Supply Act (No. 2), 1976	1976	30
Supply Act (No. 1), 1977	1977	2
Supply Act (No. 2), 1977	1977	29
Supply Act (No. 1), 1978	1978	13
Supply Act (No. 2), 1978	1978	54
Supply Act (No. 1), 1979	1979	2
Supply Act (No. 2), 1979	1979	59
Supply Act (No. 3), 1979	1979	60
The Trades Hall Act, 1964	1964	6
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
Trustee Act (No. 2), 1931	1931	2030
Unemployment Relief Council Act Repeal Act, 1973	1973	14
The Uniting Church in Australia Act, 1976-1977	1977	8
The University Land Act, 1929	1929	1944
Victor Harbor Foreshore Act, 1917	1917	1281
Victor Harbor Foreshore Act, 1926	1926	1750

Title of Act	Year	Number
Voluntary Wheat Pool Agreement Ratification Act, 1924	1924	1620
Voluntary Wheat Pool Agreement Ratification Act, 1925	1925	1690
Waite Agricultural Research Institute Grant Act, 1948	1948	35
Wallaroo Distillery Act, 1948	1948	56
Wallaroo Park Lands Resumption Act, 1924	1924	1626
The Wallaroo Railway Lands Act, 1912	1912	1085
War Funds Regulation Act Repeal Act, 1976	1976	50
War Service Homes Agreement Act, 1934	1934	2184
Water Frontages Repeal Act, 1960	1960	40
The West Terrace Cemetery Extension Act, 1904	1904	852
West Terrace Cemetery (Soldiers' Section) Extension Act, 1944	1944	11
Wheat Price Stabilization Scheme Ballot Act, 1953	1953	50
Wheat Price Stabilization Scheme Ballot Act Amendment Act, 1954	1954	7
Wheat Stabilization Scheme Ballot Act, 1948	1948	13
The Wolseley Educational Lands Resumption Act, 1883	1883-4	301
Young Men's Christian Association of Port Pirie Act, 1918	1918	1349
Young Men's Christian Association of Port Pirie Act Amendment Act, 1951	1951	28
Young Men's Christian Association of Port Pirie Act Amendment Act, 1973	1973	4
The Young Women's Christian Association of Port Pirie Incorporated (Port Pirie Parklands) Act, 1955	1955	19

TABLE OF PRIVATE ACTS

The following table contains a list of the private Acts of the Parliament of South Australia passed up to the end of 1979 and which were unrepealed as on 14th February, 1980. These Acts are not included in Volumes 1 to 11 of the South Australian Statutes 1837-1975.

Title of Act	Year	Number
The Adelaide Electric Supply Company's Act, 1922	1922	—
The Adelaide Electric Supply Company's Act, 1922, *has been amended by the Electricity Trust of South Australia Act Amendment Act* (*No.* 2), 1973		
See also The South Australian Electric Light and Motive Power Company's Act, 1897 *and* (in the Table of Public General Acts) Electricity Trust of South Australia Act, 1946, *and* (in the Table of Public Acts of Restricted Application) The Adelaide Electric Supply Company's Act, 1931: The Adelaide Electric Supply Company Act, 1944		
The Adelaide Fruit and Produce Exchange Act, 1903	1903	—
Adelaide Marine and Fire Assurance Company Act, 1864	1864	—
The Adelaide Marine and Fire Assurance Company Act Amendment Act, 1881	1881	—
The Adelaide Marine and Fire Assurance Company Further Amendment Act, 1885	1885	—
Adelaide Synagogue Act, 1881	1881	—
The Adelaide Synagogue Act, 1881, Amendment Act	1895	—
Adelaide Workmen's Homes Incorporated Act, 1933	1933	—
Adelaide Workmen's Homes Incorporated Act Amendment Act, 1966	1966	69
Angas College Trusts Act, 1921	1921	—
Annesley College Act, 1920-1976—		
Methodist Ladies College Incorporation Act, 1920	—	—
The Methodist Ladies College Incorporation Act, 1920, *has been amended by The Uniting Church in Australia Act*, 1976-1977		
Australian Mutual Provident Society Act, 1874	1874	—
Australian Trust Company Act, 1861	1861	—
Bagot's Executor Company Act	1910	—
The Bagot's Executor Company Act has been amended by the Statutes Amendment (*Executor Companies*) *Act*, 1971-1972 *and by the Statutes Amendment* (*Executor Companies*) *Act*, 1978 (*see Table of Public Acts of Restricted Application*)		
Bank of Adelaide Act, 1865	1865	—
The Bank of Adelaide Act Amendment Act, 1904	1904	—
The Bank of Adelaide Act Amendment Act, 1920	1920	—
The Bank of Adelaide's Registration under the Companies Act, 1892 Act	1928	—
The Bank of Adelaide's Registration Under the Companies Act, 1892 Act Amendment Act, 1966	1966	—
The Catholic Church Endowment Society, Incorporated Sale of Lands Act	1896	—
Charles Birks & Co. Limited Employees' Welfare Trust Act, 1946	1946	—
The Church of England Clergy Superannuation Act, 1935	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	—
The East-End Market Act, 1872	1872	—
Elders Executor Company's Act, 1910	1910	—
Elders Executor Company's Amendment Act, 1915	1915	—

Title of Act	Year	Number
The Elders Executor Company's Act, 1910, *as amended, has also been amended by the Statutes Amendment (Executor Companies) Act*, 1971-1972 *and by the Statutes Amendment (Executor Companies) Act*, 1978 (*see Table of Public Acts of Restricted Application*)		
Executors Company's Act, 1885	1885	—
Executors Company's Amendment Act, 1900	1900	—
Executors Company's Amendment Act, 1915	1915	—
The Executors Company's Act, 1885, *as amended, and the Executors Company's Amendment Act*, 1900, *as amended, have been amended by the Statutes Amendment (Executor Companies) Act*, 1971-1972 *and by the Statutes Amendment (Executor Companies) Act*, 1978 (*see Table of Public Acts of Restricted Application*)		
Farmers' Co-operative Executors Act, 1919	1919	—
The Farmers' Co-operative Executors Act, 1919, *has been amended by the Statutes Amendment (Executor Companies) Act*, 1971-1972 *and by the Statutes Amendment (Executor Companies) Act*, 1978 (*see Table of Public Acts of Restricted Application*)		
Hagen Lands Act, 1852	1852	—
James Brown Memorial Trust Incorporation Act, 1894	1894	—
The James Umpherston Trusts Act, 1926	1926	—
Kensington and Norwood Boundaries Act, 1878	1878	—
Kingsland Irrigation Company Act, 1922	1922	—
Leigh Trust Incorporation Act, 1929	1929	—
The Liverpool and London and Globe Insurance Company's Act of 1879	1879	—
The Loxton District Hospital Purposes Act, 1927	1927	—
Mercantile Marine Insurance Company Act, 1869-70	1869-70	—
The Mercantile Marine and Fire Insurance Company's Amending Act	1878	—
The Methodist Church *see* Table of Acts Repealed		
Methodist Ladies College Incorporation *see* Annesley College		
The Methodist Union *see* Table of Acts Repealed		
Moonta Gas Company's Act	1873	—
Moonta Gas Company's Sale Act, 1882	1882	—
Murray River Company Act, 1853	1853	—
The Naracoorte Town Square Act, 1952	1952	—
National Marine and Fire Insurance Company Act, 1867	1867	—
National Marine Insurance Company's Act Amendment Act, 1873	1873	—
The Parkin Mission of South Australia Incorporated Act, 1968-1976—		
The Parkin Congregational Mission of South Australia Incorporated Act, 1968	1968	59
The Parkin Congregational Mission of South Australia Incorporated Act, 1968, *has been amended by The Uniting Church in Australia Act*, 1976-1977		
The Parkin Trust Incorporated Act, 1926	1926	—
The Parkin Trust Incorporated Act Amendment Act, 1961	1961	—
The Parkin Trust Incorporated Act Amendment Act, 1967	1967	60
The Parkin Trust Incorporated Act, 1926-1967, *has been amended by The Uniting Church in Australia Act*, 1976-1977		
Paxton Title Act, 1885	1885	—
Port Adelaide Canal Act	1887	—
See also (in the Table of Public Acts of Restricted Application) The Port Adelaide Canal Supplementary Act, 1889		
The Presbyterian Church of South Australia Act	1899	—
Prince Alfred College Incorporation Act, 1878	1878	—
The Prince Alfred College Incorporation Act, 1878-1900, *has been amended by The Uniting Church in Australia Act*, 1976-1977. *See also The Methodist Union Act*, 1900		
The Provincial Gas Company's Act	1868-9	—
Pyap Irrigation Trust Act, 1923	1923	—
The Pyap Irrigation Trust Act, 1923-1974 *has been amended by the Statutes Amendment (Irrigation Acts) Act*, 1978		
See also (in the Table of Public Acts of Restricted Application) The Pyap Irrigation Trust Act Amendment Act, 1926, the Pyap Irrigation Trust Act Amendment Act, 1974, and the Pyap Irrigation Trust Act Amendment Act, 1979		

Title of Act	Year	Number
Railway Acts—		
See also Railway Acts (in the Table of Public Acts of Restricted Application)		
Adelaide City and Port Railway Act, 1850	1850	—
Adelaide City and Port Railway Guarantee Act, 1850	1850	4
The Broken Hill Proprietary Company, Limited's Hummock Hill to Iron Knob Tramway and Jetties Act, 1900	1900	—
See also (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, and the Broken Hill Proprietary Company's Steel Works Indenture Act, 1958, *and* (in the Table of Public Acts of Restricted Application) The Hummock Hill to Iron Knob Tramway Extension Act, 1927		
Glenelg Railway Act Further Amendment Act, 1889	1889	—
Grange and Military Road Railway Act	1878	—
Largs Bay Railway Act	1882	—
The Wallaroo Railway Act	1861	—
The Wallaroo Railway Amendment Act, 1862	1862	—
The Wallaroo Railway Further Amendment Act	1875	—
Returned Sailors and Soldiers' Imperial League Club (Licensing) Act, 1934	1934	—
River Murray Navigation Company Act, 1853	1853	—
Royal Institution for the Blind Act, 1934	1934	—
See also (in the Table of Public Acts of Restricted Application) the Royal Society for the Blind of South Australia Act, 1934-1974		
Saint Andrew's Church, Walkerville, Alteration of Trusts Act	1919	—
Saint Paul's Church, Port Adelaide, Sale of Lands Act	1914	—
Saint Peter's Collegiate School Ordinance, 1849	1849	1
Saint Peter's Collegiate School Ordinance Amendment Act	1889	—
The Salvation Army (South Australia) Property Trust Act, 1931	1931	—
Scotch College, Adelaide, Incorporation Act, 1922	1922	—
South Australian Banking Company Act, 1843	1843	—
South Australian Company Act, 1840	1840	8
South Australian Company's Land Act, 1852	1852	—
The South Australian Electric Light and Motive Power Company's Act, 1897	1897	—
The South Australian Electric Light and Motive Power Company's Act, 1897, *has been amended by the Electricity Trust of South Australia Act Amendment Act* (*No.* 2), 1973		
See also The Adelaide Electric Supply Company's Act, 1922, *and* (in the Table of Public Acts of Restricted Application) the Adelaide Electric Supply Company's Act, 1931: The Adelaide Electric Supply Company Act, 1944		
The South Australian Gas Company's Act, 1861	1861	—
South Australian Gas Company Amendment Act, 1874	1874	—
The South Australian Gas Company's Further Amendment Act, 1882	1882	—
South Australian Gas Company's Act, 1912	1912	—
South Australian Gas Company's Act, 1919	1919	—
The South Australian Gas Company's Act, 1861, *has also been amended by the Statutes Amendment* (*Miscellaneous Metric Conversions*) *Act*, 1975 *and by the South Australian Gas Company's Act Amendment Act*, 1979		
See also (in the Table of Public General Acts) the Gas Act, 1924 *and* (in the Table of Public Acts of Restricted Application) the South Australian Gas Company's Act Amendment Act, 1952, the South Australian Gas Company's Act Amendment Act, 1964 and the South Australian Gas Company's Act Amendment Act, 1979		
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 *see* Table of Acts Repealed		
South Australian Widows' Fund and General Annuity Endowment Society Act, 1850	1850	13
Spicer Cottages Trust *see* Table of Public Acts of Restricted Application		
St. George's Church, Woodforde, Revocation of Trusts and Sale of Lands Act, 1920	1920	—
St. Martin's Lutheran Church, Mount Gambier, Incorporated Act, 1967	1967	59
Stirling Trust Estate Act, 1857-8	1857-8	—

Title of Act	Year	Number
The Thorngate Estate Act	1911	—
The Town and Country Bank Act, 1881	1881	—
Union Bank of Australia Act, 1850	1850	11
Way College Incorporation *see* Table of Acts Repealed		
The Wyatt Benevolent Institution Incorporated Act	1935	—

TABLE OF ACTS REPEALED

The following table contains a list of all Acts which have been repealed between the 3rd February, 1976 and the 14th February, 1980.

Title of Act Repealed	Repealed by
Advances for Homes Act, 1928-1970	State Bank Act Amendment Act, 1978
Book Purchasers Protection Act, 1963-1972	Book Purchasers Protection Act Repeal Act, 1979
Botanic Garden Act, 1935	Botanic Gardens Act, 1978
Botanic Garden Act Amendment Act, 1940	Botanic Gardens Act, 1978
Botanic Garden Act Amendment Act, 1960	Botanic Gardens Act, 1978
Botanic Garden Act Amendment Act, 1961	Botanic Gardens Act, 1978
Bush Fires Act, 1960	Country Fires Act, 1976
Bush Fires Act Amendment Act, 1968	Country Fires Act, 1976
Bush Fires Act Amendment Act, 1972	Country Fires Act, 1976
Consolidation of Regulations Act, 1937	Subordinate Legislation Act, 1978
Control of Waters Act, 1919	Water Resources Act, 1976
Control of Waters Act Amendment Act, 1925	Water Resources Act, 1976
Control of Waters Act Amendment Act, 1975	Water Resources Act, 1976
Criminal Injuries Compensation Act, 1969	Criminal Injuries Compensation Act, 1977-1978
Criminal Injuries Compensation Act Amendment Act, 1972	Criminal Injuries Compensation Act, 1977-1978
Criminal Injuries Compensation Act Amendment Act, 1974	Criminal Injuries Compensation Act, 1977-1978
Excessive Rents Act, 1962	Residential Tenancies Act, 1978
Excessive Rents Act (Amendment) Act, 1965-1966	Residential Tenancies Act, 1978
Firearms Act, 1958-1975	Firearms Act, 1977
Garden Suburb Act, 1919-1973	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act, 1919	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act Amendment Act, 1921	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act, 1925	Local Government Act Amendment Act (No. 2), 1975
Garden Suburb Act Amendment Act, 1960	Local Government Act Amendment Act (No. 2), 1975
Gold Buyers Act, 1916	Gold Buyers Act Repeal Act, 1976
Gold Buyers Act Amendment Act, 1935	Gold Buyers Act Repeal Act, 1976
Gold Buyers Act Amendment Act, 1967	Gold Buyers Act Repeal Act, 1976
Health and Medical Services Act, 1949-1974	South Australian Health Commission Act, 1975-1976
Health and Medical Services Act, 1949	South Australian Health Commission Act, 1975-1976
Health and Medical Services Act, 1974	South Australian Health Commission Act, 1975-1976
Juvenile Courts Act, 1971	Children's Protection and Young Offenders Act, 1979
Juvenile Courts Act Amendment Act, 1972	Children's Protection and Young Offenders Act, 1979
Juvenile Courts Act Amendment Act, 1974	Children's Protection and Young Offenders Act, 1979
Kingston College of Advanced Education Act, 1974	Hartley College of Advanced Education Act, 1978
Methodist Church (S.A.) Property Trust Act, 1972	The Uniting Church in Australia Act, 1976-1977
The Methodist Church Act, 1911	The Uniting Church in Australia Act, 1976-1977

Title of Act Repealed	Repealed by
Mining Act Amendment Act, 1978	Mining Act Amendment Act (No. 2), 1978
Ministers' Titles Act, 1944	Administration of Acts Act Amendment Act, 1979
Museum Act, 1939	South Australian Museum Act, 1976
Oats Marketing Act, 1972	Barley Marketing Act Amendment Act, 1977
Pistol Licence Act, 1929	Firearms Act, 1977
Pistol Licence Act Amendment Act, 1965	Firearms Act, 1977
Pistol Licence Act Amendment Act, 1971	Firearms Act, 1977
Pistol Licence Act Amendment Act (No. 2), 1971	Firearms Act, 1977
Poor Persons Legal Assistance Act, 1925	Legal Services Commission Act, 1977
Poor Persons Legal Assistance Act Amendment Act, 1968	Legal Services Commission Act, 1977
Poor Persons Legal Assistance Act Amendment Act, 1969	Legal Services Commission Act, 1977
Port Lincoln Abattoirs Act, 1937	South Australian Meat Corporation Act Amendment Act, 1976
Prohibition of Discrimination Act, 1966	Racial Discrimination Act, 1976
Prohibition of Discrimination Act Amendment Act, 1970	Racial Discrimination Act, 1976
Registration of Dogs Act, 1924-1975	Dog Control Act, 1979
Road and Railway Transport Act, 1930	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act, 1931	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1939	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1956	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1957	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1964	State Transport Authority Act, 1974-1975, s. 15a
Road and Railway Transport Act Amendment Act, 1971	State Transport Authority Act, 1974-1975, s. 15a
Salaries Adjustment (Public Service and Teachers) Act, 1960	Salaries Adjustment (Public Offices) Act, 1976
Salaries Adjustment (Public Service and Teachers) Act Amendment Act, 1975	Salaries Adjustment (Public Offices) Act, 1976
Sharebrokers Act, 1945-1975	Securities Industry Act, 1979
Shearers Accommodation Act, 1922	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1925	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1942	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1947	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1958	Shearers Accommodation Act, 1975
Shearers Accommodation Act Amendment Act, 1967	Shearers Accommodation Act, 1975
South Australian Board of Advanced Education Act, 1972	Tertiary Education Authority Act, 1979
The Spicer Cottages Trust Act, 1934-1938	Spicer Cottages Trust Act, 1978
Statutes Amendment (Remuneration of Parliamentary Committees) Act, 1978	Statutes Amendment (Remuneration of Parliamentary Committees) Act (No. 2), 1978
Surveyors Act, 1935-1975	Surveyors Act, 1975
Surveyors Act, 1935	Surveyors Act, 1975
Surveyors Act Amendment Act, 1948	Surveyors Act, 1975
Surveyors Act Amendment Act, 1949	Surveyors Act, 1975
Surveyors Act Amendment Act, 1956	Surveyors Act, 1975
Surveyors Act Amendment Act, 1961	Surveyors Act, 1975
Torrens College of Advanced Education Act, 1972	Adelaide College of The Arts and Education Act, 1978
Underground Waters Preservation Act, 1969	Water Resources Act, 1976
Underground Waters Preservation Act Amendment Act, 1970	Water Resources Act, 1976

Title of Act Repealed	Repealed by
Underground Waters Preservation Act Amendment Act, 1973	Water Resources Act, 1976
Underground Waters Preservation Act Amendment Act, 1975	Water Resources Act, 1976
War Funds Regulation Act, 1916-1935	War Funds Regulation Act Repeal Act, 1976
War Funds Regulation Act, 1916.....	War Funds Regulation Act Repeal Act, 1976
War Funds Regulation Act, 1917.....	War Funds Regulation Act Repeal Act, 1976
Way College Incorporation Act, 1899	The Uniting Church in Australia Act, 1976-1977
Weeds Act, 1956	Pest Plants Act, 1975
Weeds Act Amendment Act, 1963	Pest Plants Act, 1975
Weeds Act Amendment Act, 1969	Pest Plants Act, 1975

TABLE OF ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION

TABLE OF PUBLIC GENERAL ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION

The Acts contained in this Table are those published in the new edition of the South Australian Statutes, 1837-1975, and Acts which have come into force since the publication of the new edition, which have been amended by Acts passed since the 3rd February, 1976 but before the 1st January, 1980.

Acts which have been repealed since April, 1937, are shown in the Table of Acts Repealed. Acts repealed by Acts that had not come into operation before the 1st January, 1980, have not been deleted from this Table of Amendments and Cases. The amendment or repeal of individual provisions is shown, whether or not the amending or repealing Act had come into operation at that date. Acts listed in the Table of Public General Acts had come into operation at 14th February, 1980, unless that Table indicates otherwise.

This table also contains notes, placed against references to the appropriate sections of the Acts affected, of the reported decisions of the Privy Council, the High Court of Australia, the Supreme Court of South Australia, and the Industrial Court of South Australia, relating to the interpretation of those sections. The cases so noted are those comprised in reports published since 1st April, 1937, and include the cases reported up to the end of 1977 Appeal Cases, up to the end of 136 Commonwealth Law Reports, up to the end of 22 South Australian State Reports, and up to the end of 44 South Australian Industrial Reports. Cases comprised in reports published before 1st April, 1937, are noted in footnotes to the relevant sections of the Acts printed in Volumes 1 to 8 of the South Australian Statutes, 1837-1936. Where a reprinted Act was published in one of the Annual Volumes from 1937-1961, a reference to the 1937 relevant reports that were available at that time appeared in footnotes to that reprint, and those references are not included in this Table.

Act Affected		How Affected
Acts Interpretation Act, (New ed., Vol. 1, p. 55)	**1915-1975**	s. 12. *Samuels v. Songaila* 16 S.A.S.R. 397 s. 15. *Spiller v. Webb and another* (1940) S.A.S.R. 102 s. 16. *Dowler v. Princes Securities Pty. Ltd.* I.S.A.S.R. 578 *Wilkins Servis Pty. Ltd. v. Zrinsky* 41 S.A.I.R. 1369 *Collett v Minister of Health* 43 S.A.I.R. 1163 s. 22. *International Hotel Limited v. McNally* (1940) 64 C.L.R. 24; 14 A.L.J. 276 s. 22a. *Nilson v. The State of South Australia and others* (1955) 93 C.L.R. 292 *Pioneer Tourist Coaches Proprietary Limited v. The State of South Australia and others* (1955) 93 C.L.R. 307 *Australian Builders Labourers Federation—Application for Registration* 39 S.A.I.R. 1247 *Buck v. Bavone* 135 C.L.R. 110 *Perre v. Pollitt* 135 C.L.R. 139 *H. C. Sleigh Ltd. v. South Australia* 136 C.L.R. 475 s. 30. *Cobiac v. Liddy* 119 C.L.R. 257 s. 32. *Heffernan v. Richardson* (1946) S.A.S.R. 201 *The Queen v. Kruger* 17 S.A.S.R. 214 s. 36. *Palais Parking Station Pty. Ltd. v. Shea* 16 S.A.S.R. 350 s. 37. *Day v. Hunkin* (1938) 61 C.L.R. 65; 12 A.L.J. 269, affirming *Day v. Hunkin* (1938) S.A.S.R. 121, which reversed *Day v. Hunkin* (1937) S.A.S.R. 453 *Palais Parking Station Pty. Ltd. v. Shea* 16 S.A.S.R. 350 s. 38. Repealed by No. 3, 1978, s. 7. *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 s. 42. *Willing v. Watson* 8 S.A.S.R. 487 *The Queen v. Stewart-Crompton* 15 S.A.S.R. 370 s. 43. *The Queen v. Stewart-Crompton* 15 S.A.S.R. 370 s. 50. *O'Sullivan v. Friebe* (1956) S.A.S.R. 89

Act Affected	How Affected
Adelaide Festival Centre Trust Act, 1971-1974 (New ed., Vol. 1, p. 79)	s. 4. Amended by No. 95, 1976, s. 3 s. 20. Amended by No. 95, 1976, s. 4 s. 29c. Enacted by No. 95, 1976, s. 5 s. 35. Amended by No. 95, 1976, s. 6 ss. 36-37. Enacted by No. 95, 1976, s. 7 Third schedule. Enacted by No. 95, 1976, s. 8
Administration and Probate Act, 1919-1975 (New ed., Vol. 1, p. 121)	*s.* 4. Amended by No. 80, 1978, s. 3 s. 18. Amended by No. 80, 1978, s. 4 s. 21. *In re Knabenschuh* (1938) S.A.S.R. 136 *In re Swale* (1940) S.A.S.R. 391 *In re Bathern* (1941) S.A.S.R. 266 s. 31. Substituted by No. 80, 1978, s. 5 s. 52. *In re Hawker* (1939) S.A.S.R. 426 s. 56a. Enacted by No. 80, 1978, s. 6 s. 58. Amended by No. 80, 1978, s. 7 s. 69. *In re Jackson*, (1944) S.A.S.R. 82 *In re Scott, deceased* (1948) S.A.S.R. 193 *In re Grose, deceased* (1949) S.A.S.R. 55 *In re Symons, deceased* (1949) S.A.S.R. 289 *In the estate of Hunter, deceased* (1957) S.A.S.R. 194 *In the estate of Martin, deceased* (1958) S.A.S.R. 365 *In the estate of Kenny, deceased* (1965) S.A.S.R. 300 s. 70. *In re Babbage. Cave v. Babbage* (1936) S.A.S.R. 356 *In the estate of Hughes, deceased* (1947) S.A.S.R. 325; 22 A.L.J. 89 *In the estate of Taylor, deceased* (1965) S.A.S.R. 136 s. 71. Amended by No. 80, 1978, s. 8 ss. 73-76. Substituted by No. 80, 1978, s. 9 s. 77. Substituted by No. 80, 1978, s. 10 s. 77a. Enacted by No. 80, 1978, s. 10 s. 79. Amended by No. 80, 1978, s. 11 s. 81. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 82. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 87. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 88. *In the Trusts of the Will of James McEwin, deceased* (1968) S.A.S.R. 55 s. 88a. *Slape v. Tigman* 1 S.A.S.R. 589 s. 106. Repealed by No. 80, 1978, s. 12 s. 111a. Enacted by No. 80, 1978, s. 13 s. 112. Amended by No. 80, 1978, s. 14 s. 118a. Amended by No. 80, 1978, s. 15 Div. IV of Part IV and heading. Enacted by No. 80, 1978, s. 16 ss. 118b-118k. Enacted by No. 80, 1978, s. 16 Part IVA and heading. Enacted by No. 80, 1978, s. 17 ss. 118l-118r. Enacted by No. 80, 1978, s. 17 s. 119a. Substituted by No. 80, 1978, s. 18 s. 127. Enacted by No. 80, 1978, s. 19 s. 128. Enacted by No. 80, 1978, s. 19
Administration of Acts Act, 1910-1793 (New ed., Vol. 1, p. 171)	s. 3. Substituted by No. 62, 1978, s. 2 *G. H. Michell and Sons (Australia) Pty. Ltd. v. Minister of Works* 8 S.A.S.R. 7 s. 5. Amended by No. 56, 1979, s. 3 s. 6. Amended by No. 62, 1978, s. 3 s. 7. Enacted by No. 62, 1978, s. 4 s. 8. Enacted by No. 62, 1978, s. 4
Adoption of Children Act, 1966-1975 (New ed., Vol. 1, p. 173)	s. 2. Amended by No. 65, 1976, s. 2 s. 4. Amended by No. 65, 1976, s. 3 s. 5. Substituted by No. 29, 1978, s. 3 s. 10. Amended by No. 65, 1976, s. 4 s. 11. Amended by No. 65, 1976, s. 5 s. 13. Amended by No. 65, 1976, s. 6 s. 14. Amended by No. 65, 1976, s. 7 s. 15. Amended by No. 65, 1976, s. 8 s. 16. Amended by No. 65, 1976, s. 9 s. 19. Amended by No. 65, 1976, s. 10 s. 20. Amended by No. 65, 1976, s. 11 *In re Moffa* (1969) S.A.S.R. 457 s. 24. Amended by No. 65, 1976, s. 12 s. 25. Amended by No. 65, 1976, s. 13 s. 27. Amended by No. 65, 1976, s. 14 s. 28. Amended by No. 65, 1976, s. 15 s. 29. Amended by No. 65, 1976, s. 16 *Colmer v. O'Brien* 9 S.A.S.R. 378 s. 30. Amended by No. 65, 1976, s. 17 and by No. 29, 1978, s. 4 s. 32. Amended by No. 65, 1976, s. 18 ss. 35-37 and heading. Repealed by No. 65, 1976, s. 19 s. 39. *Rowden v. Kaine* (1973) S.A.S.R. 434 s. 40. Amended by No. 65, 1976, s. 20

Act Affected	How Affected
Adoption of Children Act, 1966-1975 (New ed., Vol. 1, 17 p.3)—*continued*	s. 44. Amended by No. 65, 1976, s. 21 s. 45. Amended by No. 65, 1976, s. 22 s. 47. Amended by No. 65, 1976, s. 23 s. 58. Amended by No. 65, 1976, s. 24 s. 59. Amended by No. 65, 1976, s. 25 s. 60. Amended by No. 65, 1976, s. 26 s. 61. Amended by No. 65, 1976, s. 27 s. 62. Amended by No. 65, 1976, s. 28 s. 63. Amended by No. 65, 1976, s. 29 s. 64. Amended by No. 65, 1976, s. 30 s. 68a. Enacted by No. 65, 1976, s. 31 s. 70. Amended by No. 65, 1976, s. 32 s. 71a. Enacted by No. 29, 1978, s. 5 s. 71b. Enacted by No. 29, 1978, s. 5 s. 72. Amended by No. 65, 1976, s. 33 and by No. 29, 1978, s. 6
Advances to Settlers Act, 1930-1972 (New ed., Vol. 1, p. 230)	s. 18. *Goodridge v. Jenkins* (1973) 5 S.A.S.R. 288
Age of Majority (Reduction) Act, 1970-1974 (New ed., Vol. 1, p. 261)	s. 3. *Lodge v. Lodge* 1 S.A.S.R., 407 *King v. Jones* 128 C. L. R. 221 s. 4. *Lodge v. Lodge* I.S.A.S.R., 407 Schedule, Part XVII. Repealed by No. 76, 1976, first schedule
Agriculture Chemicals Act, 1955-1975 (New ed., Vol. 1, p. 276)	s. 4. Amended by No. 96, 1978, s. 4 s. 27. Amended by No. 96, 1978, s. 5
Agriculture Graduates Land Settlement Act, 1922-1971 (New ed., Vol. 1, p. 288)	s. 17. Amended by No. 28, 1978, s. 31
Alcohol and Drug Addicts (Treatment) Act, 1961-1971 (New ed., Vol. 1, p. 327)	s. 2. Amended by No. 96, 1976, s. 3 s. 4. Amended by No. 96, 1976, s. 4 and by No. 97, 1978, s. 3 s. 5. Amended by No. 96, 1976, s. 5 and by No. 97, 1978, s. 4 s. 6. Amended by No. 97, 1978, s. 5 s. 7. Amended by No. 97, 1978, s. 6 s. 8. Amended by No. 96, 1976, s. 6 and by No. 97, 1978, s. 7 ss. 17-22. Repealed by No. 96, 1976, s. 7 Part IIIA and heading. Enacted by No. 96, 1976, s. 8 s. 29a. Enacted by No. 96, 1976, s. 8 and amended by No. 97, 1978, s. 8 s. 29b. Enacted by No. 96, 1976, s. 8 and amended by No. 97, 1978, s. 9 s. 29c. Enacted by No. 96, 1976, s. 8 s. 29d. Enacted by No. 96, 1976, s. 8 s. 32a. Enacted by No. 96, 1976, s. 9 and amended by No. 97, 1978, s. 10 s. 32b. Enacted by No. 96, 1976, s. 9 s. 32c. Enacted by No. 96, 1976, s. 9 and amended by No. 97, 1978, s. 11 s. 32d. Enacted by No. 96, 1976, s. 9 s. 32e. Enacted by No. 96, 1976, s. 9 s. 40. Amended by No. 97, 1978, s. 12
Alsatian Dogs Act, 1934-1965 (New ed., Vol. 1 p. 347)	s. 3. Amended by No. 27, 1979, s. 2 s. 5. Repealed by No. 48, 1979, s. 4 s. 6. Amended by No. 27, 1979, s. 3
Apprentices Act, 1950-1974 (New ed., Vol. 1, p. 368)	s. 5. Amended by No. 9, 1978, s. 3 s. 6. Amended by No. 9, 1978, s. 4 s. 13. Amended by No. 9, 1978, s. 5 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 14. Amended by No. 9, 1978, s. 6 s. 17. Repealed by No. 9, 1978, s. 7 s. 18. Amended by No. 9, 1978, s. 8 s. 19. *Ryszawa v. Samuels* (1969) S.A.S.R. 158 s. 19a. Amended by No. 9, 1978, s. 9 s. 19b. Repealed by No. 9, 1978, s. 10 s. 20. Repealed by No. 9, 1978, s. 11 s. 22. Repealed by No. 9, 1978, s. 12 s. 23. Amended by No. 9, 1978, s. 13 s. 24. Amended by No. 9, 1978, s. 14 s. 25. Amended by No. 9, 1978, s. 15 s. 25a. Amended by No. 9, 1978, s. 16 s. 26. Amended by No. 9, 1978, s. 17 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 26aa. Enacted by No. 9, 1978, s. 18 s. 26a. Amended by No. 9, 1978, s. 19 s. 26b. Amended by No. 9, 1978, s. 20 s. 26c. Enacted by No. 9, 1978, s. 21

Act Affected	How Affected
Apprentices Act, 1950-1974 (New ed., Vol. 1, p. 368)—*continued*	s. 27. Amended by No. 9, 1978, s. 22 *Lehmann Ceilings Pty. Ltd. v. Bryars* (1966) 33 S.A.I.R. 146 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 28. Repealed by No. 9, 1978, s. 23 s. 29. Amended by No. 9, 1978, s. 24 s. 33. Amended by No. 9, 1978, s. 25 *Lehmann Ceilings Pty. Ltd. v. Bryars* (1966) 33 S.A.I.R. 146 *Hatton v. Busch* 39 S.A.I.R. 1214 s. 35. Amended by No. 9, 1978, s. 26 s. 36. Substituted by No. 9, 1978, s. 27 s. 37. Amended by No. 9, 1978, s. 28 s. 38. Amended by No. 9, 1978, s. 29
Arbitration Act, 1891-1974 (New ed., Vol. 1, p. 384)	s. 3. *Anderson v. G. H. Michell & Sons Ltd.* (1941) 65 C.L.R. 543; 15 A.L.J. 255, reversing *Anderson v. G. H. Michell & Sons Ltd.* (1940) S.A.S.R. 285 *Adelaide Steamship Industries Pty. Ltd. v. Commonwealth of Australia*, 8 S.A.S.R. 425 and 10 S.A.S.R. 203 *O'Neill & Clayton Pty. Ltd. v. Ellis & Clark Pty. Ltd.* 20 S.A.S.R. 132 s. 7. *Ridge v. Taylor and Larner Construction Pty. Ltd.* 9 S.A.S.R. 428 s. 8. *Dinter v. Cunningham Bros. Pty. Ltd.* 13 S.A.S.R. 342 s. 9. *Morro v. Crowle* (1967) S.A.S.R. 165 s. 20. *Main Electrical Pty. Ltd. v. Civil & Civic Pty. Ltd.* 19 S.A.S.R. 34
Architects Act, 1939-1973 (New ed., Vol. 1, p. 394)	s. 3. Amended by No. 121, 1975, s. 3 s. 5. Repealed by No. 121, 1975, s. 4 s. 6. Substituted by No. 121, 1975, s. 5 s. 7. Amended by No. 121, 1975, s. 6 s. 9. Amended by No. 121, 1975, s. 7 s. 20. Substituted by No. 121, 1975, s. 8 s. 23. Amended by No. 121, 1975, s. 9 s. 28. Substituted by No. 121, 1975, s. 10 and amended by No. 94, 1976, s. 3 *Thompson v. Ewens* (1958) S.A.S.R. 193 *John S. Chappel Pty. Ltd. v. D. K. Pett Pty. Ltd.* 1.S.A.S.R. 188 s. 29. Amended by No. 121, 1975, s. 11 s. 32. Substituted by No. 121, 1975, s. 12 s. 32a. Enacted by No. 121, 1975, s. 12 and amended by No. 94, 1976, s. 4 s. 35. Amended by No. 121, 1975, s. 13 s. 38. Amended by No. 94, 1976, s. 5 s. 40. Amended by No. 121, 1975, s. 14 s. 42. Amended by No. 121, 1975, s. 15 s. 43. Amended by No. 121, 1975, s. 16 s. 44. Amended by No. 121, 1975, s. 17 s. 45a-e. Enacted by No. 121, 1975, s. 18
Art Gallery Act, 1939-1975 (New Ed., Vol. 1, p. 414)	s. 11. Amended by No. 70, 1979, s. 2 s. 12. Amended by No. 70. 1979, s. 3 s. 16. Amended by No. 30, 1978, s. 3 s. 16a. Enacted by No. 35, 1976, s. 2 s. 18. Amended by No. 111, 1978, s. 2 s. 23. Amended by No. 30, 1978, s. 4
Artificial Breeding Act, 1961-1974 (New ed., Vol. 1, p. 422)	s. 3. Amended by No. 96, 1978, s. 7 s. 24. Amended by No. 96, 1978, s. 8
Australian Mineral Development Laboratories Act, 1959-1973 (New ed., Vol. 1, p. 460)	s. 2. Amended by No. 113, 1978, s. 3 s. 3. Amended by No. 113, 1978, s. 4 s. 4. Amended by No. 113, 1978, s. 5 s. 5. Amended by No. 113, 1978, s. 6 s. 6. Substituted by No. 113, 1978, s. 7 s. 7. Repealed by No. 113, 1978, s. 8 s. 8. Amended by No. 113, 1978, s. 9 s. 10. Substituted by No. 113, 1978, s. 10 s. 11. Amended by No. 113, 1978, s. 11 s. 13. Substituted by No. 113, 1978, s. 12 s. 13a. Enacted by No. 113, 1978, s. 12 s. 15. Substituted by No. 113, 1978, s. 13 Part IIIA and heading. Enacted by No. 113, 1978, s. 14 s. 15a. Enacted by No. 113, 1978, s. 14 s. 15b. Enacted by No, 113, 1978, s. 14 s. 15c. Enacted by No. 113, 1978, s. 14 s. 15d. Enacted by No. 113, 1978, s. 14 s. 15e. Enacted by No. 113, 1978, s. 14 Heading preceding s. 16. Amended by No. 113, 1978, s. 15 s. 16. Substituted by No. 113, 1978, s. 16 s. 17. Amended by No. 113, 1978, s. 17 s. 17a. Repealed by No. 113, 1978, s. 18 s. 18. Substituted by No. 113, 1978, s. 19 s. 19. Repealed by No. 113, 1978, s. 20 s. 20. Substituted by No. 113, 1978, s. 21 Part VA (s. 21a). Repealed by No. 113, 1978, s. 22 s. 22. Substituted by No. 113, 1978, s. 23 s. 23. Repealed by No. 113, 1978, s. 24

Act Affected	How Affected
Barley Marketing Act, 1947-1973 (New ed., Vol. 1, p. 483)	Long Title. Substituted by No. 39, 1977, s. 3 s. 2a. Enacted by No. 39, 1977, s. 4 s. 3. Amended by No. 39, 1977, s. 5 s. 8a. Enacted by No. 39, 1977, s. 6 s. 9. Amended by No. 39, 1977, s. 7 s. 10. Amended by No. 39, 1977, s. 8 s. 12. Amended by No. 39, 1977, s. 9 Heading to s. 14. Amended by No. 39, 1977, s. 10 s. 14aa. Enacted by No. 39, 1977, s. 11 s. 14a. Amended by No. 39, 1977, s. 12 s. 15. Amended by No. 39, 1977, s. 13 s. 16. Amended by No. 39, 1977, s. 14 s. 17a. Enacted by No. 39, 1977, s. 15 s. 18a. Enacted by No. 39, 1977, s. 16 s. 19. Amended by No. 57, 1978, s. 2 s. 19a. Enacted by No. 39, 1977, s. 17 and amended by No. 57, 1978, s. 3 s. 20. Amended by No. 39, 1977, s. 18 s. 20a. Amended by No. 39, 1977, s. 19 s. 21. Amended by No. 39, 1977, s. 20 and substituted by No. 57, 1978, s. 4 s. 22. Amended by No. 39, 1977, s. 21
Beverage Container Act, 1975 (New ed., Vol. 1, p. 502)	s. 2. Amended by No. 98, 1976, s. 2 s. 13. Amended by No. 8, 1976, s. 3 s. 13a. Enacted by No. 8, 1976, s. 4
The Bills of Sale Act, 1886-1972 (New ed., Vol. 1, p. 509)	s. 9. *Burns v. McFarlane* (1940) 64 C.L.R. 108; 14 A.L.J. 264 s. 11 (2). *Riedel v. Freeman Motors* (1938) S.A.S.R. 261, affirmed by *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364 s. 37. *Miller v. O'Sullivan* (1947) S.A.S.R. 148
Boating Act, 1974 (New ed., Vol. 1, p. 560)	s. 5. Amended by No. 108, 1978, s. 3 s. 11. Amended by No. 78, 1975, s. 3 s. 12. Amended by No. 108, 1978, s. 4 s. 14. Amended by No. 108, 1978, s. 5 s. 15. Amended by No. 108, 1978, s. 6 s. 23. Amended by No. 108, 1978, s. 7 s. 25. Amended by No. 108, 1978, s. 8 s. 31. Substituted by No. 108, 1978, s. 9 s. 32. Amended by No. 108, 1978, s. 10 s. 35a. Enacted by No. 108, 1978, s. 11
Boilers and Pressure Vessels Act, 1968-1971 (New ed., Vol. 1, p. 577)	s. 3. Amended by No. 85, 1978, s. 3 s. 4. Amended by No. 85, 1978, s. 4 s. 7. Amended by No. 85, 1978, s. 5 s. 8. Substituted by No. 85, 1978, s. 6 Div. 3 of Part II. Enacted by No. 85, 1978, s. 7 s. 15a. Enacted by No. 85, 1978, s. 7 s. 16. Amended by No. 85, 1978, s. 18 s. 17. Amended by No. 85, 1978, s. 18 s. 18. Substituted by No. 85, 1978, s. 8 s. 19. Substituted by No. 85, 1978, s. 8 ss. 20-23. Repealed by No. 85, 1978, s. 8 s. 25. Amended by No. 85, 1978, s. 18 s. 26. Amended by No. 85, 1978, s. 18 s. 27. Amended by No. 85, 1978, s. 9 s. 28. Amended by No. 85, 1978, ss. 10, 18 s. 29. Amended by No. 85, 1978, ss. 11, 18 ss. 30-31. Repealed by No. 85, 1978, s. 12 s. 32. Amended by No. 85, 1978, s. 13 s. 33. Amended by No. 85, 1978, s. 14 s. 34. Amended by No. 85, 1978, ss. 15, 18 s. 40. Amended by No. 85, 1978, s. 18 s. 41. Amended by No. 85, 1978, s. 18 s. 44. Amended by No. 85, 1978, s. 16 s. 45. Amended by No. 85, 1978, s. 18 s. 46. Amended by No. 85, 1978, s. 18 s. 48. Amended by No. 85, 1978, s. 17 s. 49. Amended by No. 85, 1978, s. 18 s. 51. Amended by No. 85, 1978, s. 18
Brands Act, 1933-1975 (New ed., Vol. 1, p. 611)	s. 4. Amended by No. 60, 1976, s. 3 s. 17. Substituted by No. 60, 1976, s. 4 s. 18. Repealed by No. 60, 1976, s. 4 s. 53. Amended by No. 60, 1976, s. 5 s. 54. Amended by No. 60, 1976, s. 6 s. 62. Substituted by No. 60, 1976, s. 7

Act Affected	How Affected
Brands Act, 1933-1975 (New ed., Vol. 1, p. 611)—*continued*	s. 63. Amended by No. 60, 1976, s. 8 s. 70. *Samuels v. Centofanti* (1967) S.A.S.R. 251 Third schedule. Amended by No. 60, 1976, s. 9 Seventh schedule. Repealed by No. 60, 1976, s. 10 Twenty-third schedule. Amended by No. 60, 1976, s. 11 Twenty-fourth schedule. Varied by regulation *Gazette*, 24th March, 1977, p. 894
Builders Licensing Act, 1967-1974 (New ed., Vol. 1, p. 689)	s. 3. Amended by No. 99, 1976, s. 3 s. 4. Amended by No. 99, 1976, s. 4 s. 5. Amended by No. 99, 1976, s. 5 s. 14. Amended by No. 99, 1976, s. 6 s. 15. Amended by No. 99, 1976, s. 7 s. 16. Amended by No. 99, 1976, s. 8 s. 19j. Amended by No. 99, 1976, s. 9 s. 19m and heading. Enacted by No. 99, 1976, s. 10 s. 21. Amended by No. 99, 1976, s. 11 *Andrew v. Cox* (1974) S.A.S.R. 596 *Hall v. Baronian* 1 S.A.S.R. 280 *Dimella Constructions Pty. Ltd. v. Stocker and Stocker* 14 S.A.S.R. 215 *Jackson v. Crosby* 16 S.A.S.R. 1 *Jackson v. Crosby* (No. 2) 21 S.A.S.R. 280 *Baronian v. Potter Constructions Pty. Ltd.* 22 S.A.S.R. 215 s. 24. Substituted by No. 99, 1976, s. 12 s. 27a. Enacted by No. 99, 1976, s. 13
Building Act, 1970-71 (New ed., Vol. 1, p. 721)	s. 3. Substituted by No. 2, 1976, s. 3 s. 6. Amended by No. 2, 1976, s. 4 s. 7. Amended by No. 2, 1976, s. 5 s. 8. *Skaventos v. Vander-Lee*, 8 S.A.S.R. 33 *Honan v. Hammer* 9 S.A.S.R. 154 s. 9. Amended by No. 2, 1976, s. 6 s. 10. Amended by No. 2, 1976, s. 7 *Bob's Place Sales Pty. Ltd. v. Barrington* 12 S.A.S.R. 566 s. 11. Amended by No. 2, 1976, s. 8 s. 13. Amended by No. 2, 1976, s. 9 s. 24. Amended by No. 2, 1976, s. 10 s. 35. Amended by No. 2, 1976, s. 11 s. 38. Amended by No. 2, 1976, s. 12 Part VA (ss. 39a-39j). Enacted by No. 2, 1976, s. 13 s. 54. Amended by No. 2, 1976, s. 14 s. 56. Amended by No. 2, 1976, s. 15 s. 59. Amended by No. 2, 1976, s. 16 s. 59a. Enacted by No. 2, 1976, s. 17 s. 59b. Enacted by No. 2, 1976, s. 17 s. 60. Amended by No. 2, 1976, s. 18 s. 61. Amended by No. 2, 1976, s. 19
Building Societies Act, 1975 (New ed., Vol. 1, p. 750)	s. 86a. Enacted by No. 3, 1976, s. 3
Bulk Handling of Grain Act, 1955-1969 (New ed., Vol. 1, p. 787)	s. 2. Amended by No. 40, 1977, s. 3 s. 12. Amended by No. 40, 1977, s. 4 s. 14. Amended by No. 40, 1977, s. 5 s. 19. Amended by No. 40, 1977, s. 6 s. 30. Amended by No. 40, 1977, s. 7 Heading to s. 33. Amended by No. 40, 1977, s. 8 s. 33. Amended by No. 40, 1977, s. 9 s. 34. Amended by No. 40, 1977, s. 10
Bus and Tramways Act, 1935-1975 (New ed., Vol. 2, p. 1)	s. 43. Repealed by No. 15, 1978, s. 2 s. 49. Amended by No. 15, 1978, s. 3 s. 54. Amended by No. 15, 1978, s. 3 s. 55. Amended by No. 15, 1978, s. 3 s. 66. *Transway Services Pty. Ltd. (In Liquidation) v. The Corporation of the City of Elizabeth* 13 S.A.S.R. 537. s. 68. *Henwood and another v. The Municipal Tramways Trust* (1938) 60 C.L.R. 438; 12 A.L.J. 101, reversing *Henwood and another v. The Municipal Tramways Trust* (1937) S.A.S.R. 390 s. 79. Amended by No. 15, 1978, s. 3
Bush Fires Act, 1960-1972 (New ed., Vol. 2, p. 26)	s. 14. Amended by No. 43, 1976, schedule s. 21. Amended by No. 43, 1976, schedule

Act Affected	How Affected
Business Franchise (Tobacco) Act, 1974-1975 (New ed., Vol. 2, p. 62)	s. 4. Amended by No. 52, 1978, s. 2 s. 4a. Enacted by No. 52, 1978, s. 3 s. 4b. Enacted by No. 52, 1978, s. 3 s. 4c. Enacted by No. 52, 1978, s. 3 s. 4d. Enacted by No. 52, 1978, s. 3 s. 4e. Enacted by No. 52, 1978, s. 3 s. 4f. Enacted by No. 52, 1978, s. 3 s. 5a. Enacted by No. 52, 1978, s. 4 s. 8. Amended by No. 52, 1978, s. 5 s. 9. Amended by No. 52, 1978, s. 6 s. 11. Amended by No. 52, 1978, s. 7 s. 13. Substituted by No. 52, 1978, s. 8 s. 15. Amended by No. 52, 1978, s. 9 s. 16. Amended by No. 52, 1978, s. 10 s. 17. Amended by No. 52, 1978, s. 11 s. 18. Amended by No. 52, 1978, s. 12 s. 19. Amended by No. 52, 1978, s. 13 s. 20. Repealed by No. 52, 1978, s. 14 s. 22. Amended by No. 52, 1978, s. 15 s. 23. Amended by No. 52, 1978, s. 16 s. 24. Amended by No. 52, 1978, s. 17 s. 27a. Enacted by No. 52, 1978, s. 18 s. 27b. Enacted by No. 52, 1978, s. 18 s. 27c. Enacted by No. 52, 1978, s. 18 s. 29. Amended by No. 52, 1978, s. 19 First Schedule. Enacted by No. 52, 1978, s. 20
Business Names Act, 1963 (New ed., Vol. 2, p. 80)	s. 26. *Lee v. Evans* (1964) 112 C.L.R. 277; 38 A.L.J.R. 273 reversing *Evans v. Lee* (1964) S.A.S.R. 210
Cattle Compensation Act, 1939-1974 (New ed., Vol. 2, p. 108)	s. 4. Amended by No. 61, 1976, s. 3 and by No. 71, 1979, s. 3 s. 4a. Amended by No. 61, 1976, s. 4 s. 4b. Enacted by No. 61, 1976, s. 5 s. 5. Amended by No. 61, 1976, s. 6 and by No. 71, 1979, s. 4 s. 6. Amended by No. 61, 1976, s. 7 and by No. 71, 1979, s. 5 s. 7. Amended by No. 71, 1979, s. 6 s. 8. Amended by No. 71, 1979, s. 7 s. 8a. Enacted by No. 71, 1979, s. 8 s. 10. Amended by No. 71, 1979, s. 9 s. 11. Amended by No. 61, 1976, s. 8 s. 12a. Amended by No. 61, 1976, s. 9 s. 13. Amended by No. 61, 1976, s. 10 s. 15a. Amended by No. 71, 1979, s. 10 s. 16. Amended by No. 61, 1976, s. 11 and by No. 71, 1979, s. 11 s. 17. Amended by No. 71, 1979, s. 12
Children's Protection and Young Offenders Act, 1979 (p. 253)	s. 4. *The Queen v. Sander* 22 S.A.S.R. 361 s. 5. *Hallam v. O'Dea* 22 S.A.S.R. 133 s. 7. *Hallam v. O'Dea* 22 S.A.S.R. 133 s. 51. *The Queen v. Sander* 22 S.A.S.R. 361 s. 57. *The Queen v. Sander* 22 S.A.S.R. 361
Cigarettes (Labelling) Act, 1971-1972 (New ed., Vol. 2, p. 145)	Long title. Amended by No. 81, 1975, s. 3 s. 3. Amended by No. 81, 1975, s. 4 s. 4a. Enacted by No. 81, 1975, s. 5 s. 5. Amended by No. 81, 1975, s. 3
Citrus Industry Organisation Act, 1965-1972 (New ed., Vol. 2, p. 150)	s. 20. *Kalliontzis and another v. The Citrus Industry Organization Committee of S.A.* (1966) S.A.S.R. 294 *Perre Brothers v. Citrus Industry Organization Committee* 10 S.A.S.R. 555 *Perre v. Pollitt* 135 C.L.R. 139 s. 21. *Kalliontzis and another v. The Citrus Industry Organization Committee of S.A.* (1966) S.A.S.R. 294 s. 30. *Perre v. Pollitt* 135 C.L.R. 139
City of Adelaide Development Control Act, 1976	s. 6. Amended by No. 42, 1978, s. 25
Classification of Publications Act, 1973-1974 (New ed., Vol. 2, p. 179)	s. 4. Amended by No. 91, 1978, s. 2 s. 14. Amended by No. 41, 1977, s. 2 s. 15. Amended by No. 41, 1977, s. 3 s. 17. Amended by No. 41, 1977, s. 4 s. 18. Amended by No. 91, 1978, s. 3 s. 18a. Enacted by No. 91, 1978, s. 4 s. 18b. Enacted by No. 91, 1978, s. 4 s. 20. *Dunsmore v. Tiley* 18 S.A.S.R. 259 s. 20a. Enacted by No. 41, 1977, s. 5 s. 21. Substituted by No. 91, 1978, s. 5

Act Affected	How Affected
Coast Protection Act, 1972-1975 (New ed., Vol. 2, p. 188)	s. 14. Amended by No. 109, 1978, s. 39
Colleges of Advanced Education Act, 1972 (New ed., Vol. 2, p. 210)	s. 4. Amended by No. 117, 1978, s. 28 (2) and by No. 118, 1978, s. 28 (2)
Commercial and Private Agents Act, 1972 (New ed., Vol. 2, p. 223)	s. 5. Amended by No. 1, 1978, s. 3 s. 6. Amended by No. 1, 1978, s. 4 s. 7. Amended by No. 43, 1976, schedule s. 14. Amended by No. 1, 1978, s. 5 *The Queen v. Stewart-Crompton* 15 S.A.S.R. 370 s. 16. *Sobey v. Commercial & Private Agents Board* 22 S.A.S.R. 70 s. 16a. Enacted by No. 1, 1978, s. 6 s. 27. Amended by No. 1, 1978, s. 7 s. 28. Repealed by No. 1, 1978, s. 8 s. 40. *Sobey v. Commercial & Private Agents Board* 22 S.A.S.R. 70 s. 43. Amended by No. 1, 1978, s. 9 s. 47a. Enacted by No. 1, 1978, s. 10 s. 47b. Enacted by No. 1, 1978, s. 10 s. 50a. Enacted by No. 1, 1978, s. 11
Commercial Motor Vehicles (Hours of Driving) Act, 1973 (New ed., Vol. 2, p. 242)	s. 3. Amended by No. 3, 1979, s. 2 s. 5. Amended by No. 3, 1979, s. 3 s. 7. Amended by No. 3, 1979, s. 4
Community Welfare Act, 1972-1975 (New ed., Vol. 2, p. 275)	s. 4. Amended by No. 111, 1976, s. 3 and by No. 43, 1979, s. 3 s. 5. Amended by No. 43, 1979, s. 4 s. 6. Amended by No. 111, 1976, s. 4 and by No. 43, 1979, s. 5 s. 13. Amended by No. 111, 1976, s. 5 s. 38. Amended by No. 43, 1979, s. 6 Heading to s. 39. Amended by No. 43, 1979, s. 7 s. 39. Amended by No. 43, 1979, s. 8 s. 40. Substituted by No. 43, 1979, s. 9 s. 41. Amended by No. 43, 1979, s. 10 Heading to s. 42. Repealed by No. 43, 1979, s. 11 s. 42. Amended by No. 43, 1979, s. 12 s. 43. Amended by No. 43, 1979, s. 13 s. 44. Amended by No. 43, 1979, s. 14 s. 45. Amended by No. 43, 1979, s. 15 s. 46. Amended by No. 43, 1979, s. 16 s. 47. Amended by No. 43, 1979, s. 17 s. 48. Repealed by No. 43, 1979, s. 18 s. 49. Substituted by No. 43, 1979, s. 19 Heading to s. 58. Amended by No. 43, 1979, s. 20 s. 58. Amended by No. 43, 1979, s. 21 s. 59. Amended by No. 43, 1979, s. 22 s. 61. Amended by No. 111, 1976, s. 8 s. 65. *Robinson v. Cox* 21 S.A.S.R. 536 Heading to s. 66. Substituted by No. 111, 1976, s. 9 s. 69. Amended by No. 111, 1976, s. 10 s. 70. Amended by No. 111, 1976, s. 11 s. 71. Amended by No. 111, 1976, s. 12 ss. 71a-71c and heading. Enacted by No. 111, 1976, s. 13 ss. 72-73 and heading. Repealed by No. 111, 1976, s. 14 s. 73a. Enacted by No. 43, 1979, s. 23 s. 74. Amended by No. 43, 1979, s. 24 s. 75a. Enacted by No. 111, 1976, s. 15 s. 76. Substituted by No. 43, 1979, s. 25 s. 77. Amended by No. 43, 1979, s. 26 s. 78. Amended by No. 43, 1979, s. 27 s. 79. Amended by No. 43, 1979, s. 28 s. 81. Amended by No. 43, 1979, s. 29 s. 82. Repealed by No. 43, 1979, s. 30 ss. 82a-82f and heading. Enacted by No. 111, 1976, s. 16 s. 90. Enacted by No. 111, 1976, s. 17 s. 98. Amended by No. 43, 1979, s. 31 s. 99. Amended by No. 43, 1979, s. 32 s. 102. *Mackie v. Bassing* 18 S.A.S.R. 292 s. 123. Amended by No. 43, 1979, s. 33 s. 140. *Mackie v. Bassing* 18 S.A.S.R. 292 s. 142. Amended by No. 43, 1979, s. 34 s. 169. *R. v. Humby Ex p. Rooney* 8 S.A.S.R. 66 s. 236. Amended by No. 43, 1979, s. 35 s. 239. Amended by No. 43, 1979, s. 36 s. 240. Amended by No. 43, 1979, s. 37 s. 241. Repealed by No. 43, 1979, s. 38 s. 251. Amended by No. 43, 1979, s. 39

Act Affected	How Affected
Companies Act, 1962-1974 (New ed., Vol. 2, p. 374)	s. 3. Amended by No. 54, 1979, s. 3 s. 4. Amended by No. 54, 1979, s. 4 s. 5. Amended by No. 54, 1979, s. 5 s. 6a. Substituted by No. 54, 1979, s. 6 s. 7. Substituted by No. 54, 1979, s. 7 s. 8. Amended by No. 54, 1979, s. 8 s. 9. Substituted by No. 54, 1979, s. 9 *Laycock v. Companies Auditors Board* 21 S.A.S.R. 262 s. 10. Repealed by No. 54, 1979, s. 10 s. 11. Repealed by No. 54, 1979, s. 11 ss. 12-13. Substituted by No. 54, 1979, s. 12 s. 14. Amended by No. 54, 1979, s. 13 s. 15. Amended by No. 54, 1979, s. 14 s. 16. Amended by No. 54, 1979, s. 15 s. 20. Amended by No. 54, 1979, s. 16 s. 21. Amended by No. 54, 1979, s. 17 s. 22. Amended by No. 54, 1979, s. 18 s. 23. Amended by No. 54, 1979, s. 19 s. 24. Amended by No. 54, 1979, s. 20 s. 25. Amended by No. 54, 1979, s. 21 s. 26. Amended by No. 54, 1979, s. 22 s. 27. Amended by No. 54, 1979, s. 23 s. 28. Amended by No. 54, 1979, s. 24 s. 28a. Amended by No. 54, 1979, s. 25 s. 29. Amended by No. 54, 1979, s. 26 s. 34. Amended by No. 54, 1979, s. 27 s. 36. Amended by No. 54, 1979, s. 28 s. 37. Amended by No. 54, 1979, s. 29 s. 38. Amended by No. 54, 1979, s. 30 s. 39. Amended by No. 54, 1979, s. 31. s. 40. Substituted by No. 54, 1979, s. 32 ss. 40a-40b. Enacted by No. 54, 1979, s. 32 s. 42. Amended by No. 54, 1979, s. 33 s. 46. Amended by No. 54, 1979, s. 34 s. 50. Substituted by No. 54, 1979, s. 35 s. 51. Amended by No. 54, 1979, s. 36 s. 52. Amended by No. 54, 1979, s. 37 s. 54. Amended by No. 54, 1979, s. 38 s. 57. Substituted by No. 54, 1979, s. 39 s. 58. Amended by No. 54, 1979, s. 40 s. 60. Amended by No. 54, 1979, s. 41 *South Australian Barytes Limited v. Wood* 12 S.A.S.R. 527 s. 61. Amended by No. 54, 1979, s. 42 s. 62. Amended by No. 54, 1979, s. 43 s. 63. Amended by No. 54, 1979, s. 44 s. 64. Amended by No. 54, 1979, s. 45 *In re Birkenshaw Holdings Pty. Ltd.* 10 S.A.S.R. 577 s. 64a. Enacted by No. 54, 1979, s. 46 s. 65. Amended by No. 54, 1979, s. 47 s. 67. Amended by No. 54, 1979, s. 48 s. 69a. Amended by No. 54, 1979, s. 49 s. 69b. Amended by No. 54, 1979, s. 50 s. 69c. Amended by No. 54, 1979, s. 51 s. 69d. Amended by No. 54, 1979, s. 52 s. 69e. Substituted by No. 54, 1979, s. 53 s. 69f. Amended by No. 54, 1979, s. 54 s. 69g. Amended by No. 54, 1979, s. 55 s. 69h. Repealed by No. 54, 1979, s. 56 s. 69j. Amended by No. 54, 1979, s. 57 s. 69k. Amended by No. 54, 1979, s. 58 s. 69m. Substituted by No. 54, 1979, s. 59 s. 69n. Amended by No. 54, 1979, s. 60 s. 70. Amended by No. 54, 1979, s. 61 s. 74. Amended by No. 54, 1979, s. 62 s. 74a. Amended by No. 54, 1979, s. 63 s. 74b. Amended by No. 54, 1979, s. 64 s. 74d. Amended by No. 54, 1979, s. 65 s. 74f. Amended by No. 54, 1979, s. 66 s. 74h. Amended by No. 54, 1979, s. 67 s. 76. Amended by No. 54, 1979, s. 68 s. 77. Amended by No. 54, 1979, s. 69 s. 78. Amended by No. 54, 1979, s. 70 s. 80. Amended by No. 54, 1979, s. 71 s. 82. Amended by No. 54, 1979, s. 72 s. 84. Amended by No. 54, 1979, s. 73 s. 85. Substituted by No. 54, 1979, s. 74 s. 95. Substituted by No. 54, 1979, s. 75 s. 96. Substituted by No. 54, 1979, s. 76 s. 97. Amended by No. 54, 1979, s. 77 s. 98. Amended by No. 54, 1979, s. 78

Act Affected	How Affected
Companies Act, 1962-1974 (New ed., Vol. 2, p. 374)—*continued*	s. 99. Substituted by No. 54, 1979, s. 79 s. 100. Amended by No. 54, 1979, s. 80 s. 102. Amended by No. 54, 1979, s. 81 s. 103. Amended by No. 54, 1979, s. 82 s. 105. Amended by No. 54, 1979, s. 83 s. 106. *In re Flinders Trading Co. Pty. Ltd.* 20 S.A.S.R. 14 s. 108. Amended by No. 54, 1979, s. 84 s. 109. Repealed by No. 54, 1979, s. 85 s. 111. Amended by No. 54, 1979, s. 86 s. 112. Amended by No. 54, 1979, s. 87 s. 114. Substituted by No. 54, 1979, s. 88 s. 115. Amended by No. 54, 1979, s. 89 s. 117. Amended by No. 54, 1979, s. 90 s. 120. Amended by No. 54, 1979, s. 91 s. 121. Substituted by No. 54, 1979, s. 92 s. 122. Amended by No. 54, 1979, s. 93 *In re Van Reesema* 11 S.A.S.R. 322 s. 123. Amended by No. 54, 1979, s. 94 s. 124. Amended by No. 54, 1979, s. 95 s. 124a. Repealed by No. 54, 1979, s. 96 s. 126. Amended by No. 54, 1979, s. 97 s. 127. Amended by No. 54, 1979, s. 98 s. 129. Amended by No. 54, 1979, s. 99 s. 132. Amended by No. 54, 1979, s. 100 s. 134. Amended by No. 54, 1979, s. 101 s. 135. Amended by No. 54, 1979, s. 102 s. 136. Amended by No. 54, 1979, s. 103 s. 137. Amended by No. 54, 1979, s. 104 s. 138. Amended by No. 54, 1979, s. 105 s. 140. Amended by No. 54, 1979, s. 106 s. 141. Amended by No. 54, 1979, s. 107 s. 142. Amended by No. 54, 1979, s. 108 s. 144. Amended by No. 54, 1979, s. 109 s. 146. Amended by No. 54, 1979, s. 110 s. 149. Amended by No. 54, 1979, s. 111 s. 151. Amended by No. 54, 1979, s. 112 s. 152. Amended by No. 54, 1979, s. 113 s. 153. Amended by No. 54, 1979, s. 114 s. 155. Amended by No. 54, 1979, s. 115 s. 156. Amended by No. 54, 1979, s. 116 s. 157. Amended by No. 54, 1979, s. 117 s. 158. Amended by No. 54, 1979, s. 118 *Leydon v. Palm Green Pty. Ltd. and Others* 20 S.A.S.R. 304 s. 159. Amended by No. 54, 1979, s. 119 s. 159a. Amended by No. 54, 1979, s. 120 s. 160. Amended by No. 54, 1979, s. 121 s. 161. Amended by No. 54, 1979, s. 122 s. 161aa. Repealed by No. 54, 1979, s. 123 s. 161a. Amended by No. 54, 1979, s. 124 s. 161b. Amended by No. 54, 1979, s. 125 s. 162. Amended by No. 54, 1979, s. 126 s. 162a. Amended by No. 54, 1979, s. 127 s. 162c. Amended by No. 54, 1979, s. 128 s. 165. Amended by No. 54, 1979, s. 129 s. 165a. Substituted by No. 54, 1979, s. 130 s. 165ab. Repealed by No. 54, 1979, s. 131 s. 165b. Substituted by No. 54, 1979, s. 131 s. 166. Substituted by No. 54, 1979, s. 132 s. 166b. Amended by No. 54, 1979, s. 133 s. 167. Amended by No. 54, 1979, s. 134 s. 167b. Substituted by No. 54, 1979, s. 135 s. 167c. Amended by No. 54, 1979, s. 136 s. 168. Amended by No. 54, 1979, s. 137 s. 169. Amended by No. 54, 1979, s. 138 s. 170. Substituted by No. 54, 1979, s. 139 s. 171. Substituted by No. 54, 1979, s. 140 s. 171a. Enacted by No. 54, 1979, s. 141 s. 172. Amended by No. 54, 1979, s. 142 s. 175. Amended by No. 54, 1979, s. 143 s. 176. Amended by No. 54, 1979, s. 144 s. 178. Substituted by No. 54, 1979, s. 145 s. 179. Amended by No. 54, 1979, s. 146 s. 179b. Amended by No. 54, 1979, s. 147 s. 180. Substituted by No. 54, 1979, s. 148 s. 180aa. Repealed by No. 54, 1979, s. 149 s. 180a. Amended by No. 54, 1979, s. 150 s. 180b. Amended by No. 54, 1979, s. 151 s. 180c. Amended by No. 54, 1979, s. 152 s. 180d. Amended by No. 54, 1979, s. 153

Act Affected	How Affected
Companies Act, 1962-1974 (New ed., (Vol. 2, p. 374—*continued*	s. 180e. *In the Matter of the Northern Territory Land Company Limited* (1974) 6 S.A.S.R. 611 s. 180g. Amended by No. 54, 1979, s. 154 s. 180h. Amended by No. 54, 1979, s. 155 s. 180j. Amended by No. 54, 1979, s. 156 s. 180l. Amended by No. 54, 1979, s. 157 s. 180n. *In the Matter of the Northern Territory Land Company Limited* (1974) 6 S.A.S.R. 611 s. 180r. Amended by No. 54, 1979, s. 158 s. 180s. *In the Matter of the Northern Territory Land Company Limited* (1974) 6 S.A.S.R. 611 s. 180u. Amended by No. 54, 1979, s. 159 s. 180w. Amended by No. 54, 1979, s. 160 s. 180x. Amended by No. 54, 1979, s. 161 ss. 180z.-180za. Repealed by No. 54, 1979, s. 162 s. 181. Amended by No. 54, 1979, s. 163 *In re H. Stanke & Sons Pty. Ltd.* (1968) S.A.S.R. 156 *In re Slade Constructions Pty. Ltd.* (1970) S.A.S.R. 561 *In re A. and C. Constructions Pty. Limited* (1970) S.A.S.R. 565 *In re Forklift Sales (S.A.) Pty. Ltd.* 3 S.A.S.R. 21 *Trocko v. Renlita Products Pty. Ltd.; The Commonwealth Trading Bank and Shepherd (Claimants)* (1973) 5 S.A.S.R. 207 *In re Adelaide Air-conditioning and Domestic Engineers Ltd. (In Liquidation)* 6 S.A.S.R. 603 *In re South Pacific Transport Pty. Ltd.* (1974) 6 S.A.S.R. 603 *In re Waymouth Guarantee and Discount Co. Ltd.* 10 S.A.S.R. 407 *In re Kailis Groote Eylandt Fisheries Pty. Ltd. (Receivers and Managers Appointed)* 17 S.A.S.R. 35 *In re The Bank of Adelaide* 22 S.A.S.R. 481 s. 183. Amended by No. 54, 1979, s. 164 s. 186. Amended by No. 54, 1979, s. 165 s. 189. Amended by No. 54, 1979, s. 166 s. 191. Amended by No. 54, 1979, s. 167 s. 193. Amended by No. 54, 1979, s. 168 s. 194. Amended by No. 54, 1979, s. 169 s. 195. Substituted by No. 54, 1979, s. 170 s. 196. Amended by No. 54, 1979, s. 171 *(In the Matter of John Wiper Limited (Receiver Appointed) (In Liquidation)* (1973) 5 S.A.S.R. 360 s. 198a. Repealed by No. 54, 1979, s. 172 s. 199. Amended by No. 54, 1979, s. 173 s. 202. Amended by No. 54, 1979, s. 174 s. 202b. Amended by No. 54, 1979, s. 175 s. 203a. Amended by No. 54, 1979, s. 176 s. 203b. Amended by No. 54, 1979, s. 177 s. 203c. Amended by No. 54, 1979, s. 178 s. 204. Amended by No. 54, 1979, s. 179 s. 206. Amended by No. 54, 1979, s. 180 s. 208. Amended by No. 54, 1979, s. 181 s. 211a. Amended by No. 54, 1979, s. 182 s. 212. Amended by No. 54, 1979, s. 183 s. 213. Amended by No. 54, 1979, s. 184 s. 214. Amended by No. 54, 1979, s. 185 s. 218. Amended by No. 54, 1979, s. 186 *Australian Distributors v. Winter and others* 38 A.L.J. 330 *In the matter of the Adelaide Co-operative Society Limited (in Liquidation)* (1964) S.A.S.R. 266 s. 221. Amended by No. 54, 1979, s. 187 *In re Murray Citrus Marketing Co. Pty. Ltd.* 1 S.A.S.R. 490 *In re Exclusive Master Book-Binding and Manfacturing Co. Pty. Ltd.* 17 S.A.S.R. 522 s. 222. Amended by No. 54, 1979, s. 188 *In re W. Swan and Sons Limited* (1962) S.A.S.R. 310 *In re Mannum Haulage Pty. Ltd.* 8 S.A.S.R. 451 *In re Exclusive Master Book-Binding and Manufacturing Co. Pty. Ltd.* 17 S.A.S.R. 522 *In re Alpina Pty. Ltd.* 17 S.A.S.R. 528 s. 223. Substituted by No. 54, 1979, s. 189 s. 224. Substituted by No. 54, 1979, s. 190 s. 225. Substituted by No. 54, 1979, s. 191 *In re Golden Breed Pty. Ltd.* 22 S.A.S.R. 392 s. 226. Substituted by No. 54, 1979, s. 192 s. 227. Substituted by No. 54, 1979, s. 192 *Albion Reed (S.A.) Pty. Ltd. v. Baron Holdings Pty. Ltd.* 7 S.A.S.R. 564 s. 229. Amended by No. 54, 1979, s. 193 s. 230. Amended by No. 54, 1979, s. 194 s. 231. Substituted by No. 54, 1979, s. 195 *In re Club Mediterranean Pty. Ltd.* 11 S.A.S.R. 481 s. 231. Enacted by No. 54, 1979, s. 195

Act Affected	How Affected
Companies Act, 1962-1974 (New ed., Vol., 2, p. 374)—*continued*	s. 232. Amended by No. 54, 1979, s. 196 s. 233. Amended by No. 54, 1979, s. 197 s. 234. Amended by No. 54, 1979, s. 198 s. 240. Amended by No. 54, 1979, s. 199 s. 243. Amended by No. 54, 1979, s. 200 s. 249. *In re M.F.G. Boat Company Limited* 4 S.A.S.R. 584 s. 250. Amended by No. 54, 1979, s. 201 s. 254. Amended by No. 54, 1979, s. 202 s. 257. Amended by No. 54, 1979, s. 203 s. 259. Amended by No. 54, 1979, s. 204 s. 263. *R. A. Ringwood Pty. Ltd. v. Lower* (1968) S.A.S.R. 454 s. 272. Amended by No. 54, 1979, s. 205 s. 276. Substituted by No. 54, 1979, s. 206 *In re South Australian Air-Conditioning Centre Pty. Ltd.* 17 S.A.S.R. 31 s. 277a. Enacted by No. 54, 1979, s. 207 s. 278. Amended by No. 54, 1979, s. 208 s. 280. Amended by No. 54, 1979, s. 209 s. 281. Amended by No. 54, 1979, s. 210 s. 282. Amended by No. 54, 1979, s. 211 s. 284. Amended by No. 54, 1979, s. 212 s. 286. Amended by No. 54, 1979, s. 213 s. 287. Amended by No. 54, 1979, s. 214 s. 290. Repealed by No. 54, 1979, s. 215 s. 291. Amended by No. 54, 1979, s. 216 s. 292. Amended by No. 54, 1979, s. 217 *In the Matter of John Wiper Limited* (*Receiver Appointed*) (*In Liquidation*) (1973) 5 S.A.S.R. 360 s. 293. Amended by No. 54, 1979, s. 218 s. 296. Amended by No. 54, 1979, s. 219 s. 304. *Leydon v. Palm Green Pty. Ltd. and others* 20 S.A.S.R. 304 s. 306. Amended by No. 54, 1979, s. 220 s. 307. Amended by No. 54, 1979, s. 221 *In re Kilkenny Engineering Pty. Ltd.* (*In Liquidation*) 13 S.A.S.R. 258 s. 308. Substituted by No. 54, 1979, s. 222 s. 309. Amended by No. 54, 1979, s. 223 s. 310. Amended by No. 54, 1979, s. 224 s. 311. Amended by No. 54, 1979, s. 225 s. 312. Amended by No. 54, 1979, s. 226 s. 313. Amended by No. 54, 1979, s. 227 s. 314. Amended by No. 54, 1979, s. 228 *In re Kailis Groote Eylandt Fisheries Pty. Ltd.* (*Receivers and Managers Appointed*) 17 S.A.S.R. 35 s. 315. Amended by No. 54, 1979, s. 229 *Mercantile Credits Limited v. Foster Clark* (*Australia*) *Limited and another* (1964) 112 C.L.R. 169; 38 A.L.J. 271 reversing *In the matter of Foster Clark* (*Australia*) *Limited* (1963) S.A.S.R. 254 *In re Kailis Groote Eylandt Fisheries Pty. Ltd.* (*Receivers and Managers Appointed*) 17 S.A.S.R. 35 s. 334. Substituted by No. 54, 1979, s. 230 s. 366. *In the Matter of the Northern Territory Land Company Limited* (1974) 6 S.A.S.R. 611 s. 339. Substituted by No. 54, 1979, s. 231 s. 346. Amended by No. 54, 1979, s. 232 s. 347. Amended by No. 54, 1979, s. 233 s. 348. Amended by No. 54, 1979, s. 234 s. 349. Repealed by No. 54, 1979, s. 235 s. 352. Amended by No, 54, 1979, s. 236 s. 352a. Repealed by No. 54, 1979, s. 237 s. 353. Amended by No. 54, 1979, s. 238 s. 354. Amended by No. 54, 1979, s. 239 s. 362. Substituted by No. 54, 1979, s. 240 s. 363. Amended by No. 54, 1979, s. 241 *John Arnold's Surf Shop* (*In Liquidation*) *Pty. Ltd. v. Heller Factors Pty. Ltd. & Allert* 22 S.A.S.R. 20 s. 364. Substituted by No. 54, 1979, s. 242 s. 365. Amended by No. 54, 1979, s. 243 s. 367a. Amended by No. 54, 1979, s. 244 *Noble v. Susta* 21 S.A.S.R. 472 s. 367b. Substituted by No. 54, 1979, s. 245 *Noble v. Susta* 21 S.A.S.R. 472 s. 367c. Substituted by No. 54, 1979, s. 246 s. 368. Substituted by No. 54, 1979, s. 247 s. 370. Amended by No. 54, 1979, s. 248 s. 371. Amended by No. 54, 1979, s. 249 s. 372. Amended by No. 54, 1979, s. 250 s. 374. Amended by No. 54, 1979, s. 251 s. 374b. Substituted by No. 54, 1979, s. 252 s. 374c. Amended by No. 54, 1979, s. 253 s. 374d. Amended by No. 54, 1979, s. 254

Act Affected	How Affected
Companies Act, 1962-1974 (New ed., Vol. 2, p. 374—*continued*	s. 374e. Amended by No. 54, 1979, s. 255 s. 374h. Amended by No. 54, 1979, s. 256 s. 375. Amended by No. 54, 1979, s. 257 s. 378a. Amended by No. 54, 1979, s. 258 s. 382. Amended by No. 54, 1979, s. 259 *Leydon v. Tomlinson* 22 S.A.S.R. 302 s. 390. Repealed by No. 84, 1978, s. 39 s. 396. Substituted by No. 54, 1979, s. 261 Part XIII (ss. 397-399 inclusive) Repealed by No. 54, 1979, s. 262 Part XIII (ss. 397-404 inclusive) Enacted by No. 54, 1979, s. 262 Second Schedule. Repealed by No. 54, 1979, s. 263 Fourth Schedule. Amended by No. 54, 1979, s. 264 Fifth Schedule. Amended by No. 54, 1979, s. 265 Sixth Schedule. Amended by No. 54, 1979, s. 266 Seventh Schedule. Amended by No. 54, 1979, s. 267 Eighth Schedule. Amended by No. 54, 1979, s. 268 Eighth Schedule. Part II Substituted by No. 54, 1979, s. 269 Ninth Schedule. Amended by No. 54, 1979, s. 270
Conciliation Act, 1929 (New ed., Vol. 2, p. 747)	s. 3. *Warden v. Leviton* 7 S.A.S.R. 20 s. 5. *Baroutas v. Limberis and Sons Pty. Ltd. and Ryan and Phillis*, 8 S.A.S.R. 136
Constitution Act, 1934-1975 (New ed., Vol. 2, p. 751)	s. 33. Amended by No. 68, 1976, s. 2 s. 33a. Amended by No. 68, 1976, s. 3 s. 45. Amended by No. 101, 1978, s. 8 s. 55. Amended by No. 101, 1978, s. 9 s. 65. Amended by No. 64, 1978, s. 2 s. 71. Amended by No. 8, 1978, s. 2 s. 71a. Enacted by No. 8, 1978, s. 3 s. 86. *Gilbertson v. The State of South Australia* 15 S.A.S.R. 66
Consumer Credit Act, 1972-1973 (New ed., Vol. 3, p. 1)	s. 5. *In Re an Appeal from the Credit Tribunal by John Martin and Co. Ltd. Adelaide* 8 S.A.S.R. 237 s. 6. *In re an Appeal from the Credit Tribunal by John Martin and Co. Ltd. Adelaide* 8 S.A.S.R. 237 *South Australian Commissioner for Prices and Consumer Affairs v. Charles Moore (Aust.) Ltd. and others* 12 S.A.S.R. 214 s. 20. *In re an Appeal from the Credit Tribunal by John Martin and Co. Ltd. Adelaide* 8 S.A.S.R. 237 s. 21. *In re an Appeal from the Credit Tribunal by John Martin and Co. Ltd. Adelaide* 8 S.A.S.R. 237 s. 25. *Mobitel (International) Pty. Ltd. v. Dun & Bradstreet (Australia) Pty. Ltd.* 22 S.A.S.R. 288 s. 36. *The Queen v. The Credit Tribunal and others: Ex Parte General Motors Acceptance Corporation Australia* 15 S.A.S.R. 482 s. 40. *The Queen v. The Credit Tribunal and others: Ex Parte General Motors Acceptance Corporation Australia* 15 S.A.S.R. 482
Consumer Transactions Act, 1972-1973 (New ed., Vol. 3, p. 29)	s. 27. *Citicorp Australia Limited v. B. S. Sitwell Ford Pty. Ltd.* 21 S.A.S.R. 142 s. 35. Substituted by No. 69, 1979, s. 2
Control of Advertisements Act, 1916-1935 (New ed., Vol. 3, p. 56)	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
Cottage Flats Act, 1966-1971 (New ed., Vol. 3, p. 107)	s. 3. Substituted by No. 67, 1976, s. 2
Criminal Injuries Compensation Act, 1977-1978 (1978 p. 5)	s. 4. *In re Gage & Bird* 19 S.A.S.R. 239 *Brown v. Ween* 21 S.A.S.R. 72 *In re Bird* 21 S.A.S.R. 76 *Morrison v. Groom* 21 S.A.S.R. 153 s. 6. *In re Gollan* 21 S.A.S.R. 79 s. 7. Amended by No. 44, 1979. Schedule *In re Gollan* 21 S.A.S.R. 79
Criminal Law Consolidation Act, 1935-1975 (New ed., Vol. 3, p. 125)	s. 3. Amended by No. 83, 1976, s. 2 and by No. 115, 1976, s. 3 s. 5. Amended by No. 83, 1976, s. 3 s. 5a. Enacted by No. 115, 1976, s. 4 s. 10a. Enacted by No. 115, 1976, s. 5 s. 11. Amended by No. 115, 1976, s. 6 s. 12. *The Queen v. Forgione* (1969) S.A.S.R. 248 s. 14. *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 *R. v. Thompson* 11 S.A.S.R. 217 *R. v. Mayne* 11 S.A.S.R. 583 *The Queen v. Little* 14 S.A.S.R. 556 *The Queen v. Hill* 14 S.A.S.R. 507 *The Queen v. Stehbens* 14 S.A.S.R. 240 s. 38. *Teague v. McLachlan* (1957) S.A.S.R. 286 s. 38a. *Teague v. McLachlan* (1957) S.A.S.R. 286 s. 39. *Rozsa v. Samuels* (1969) S.A.S.R. 205

Act Affected	How Affected
Criminal Law Consolidation Act, 1935-1975 (New ed., Vol. 3, p. 125)—*continued*	s. 46. *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 *Machioro v. Miller* (1962) S.A.S.R. 233 s. 48. Substituted by No. 83, 1976, s. 4 *The Queen v. Sherrin (No. 2)* 21 S.A.S.R. 250 s. 49. Substituted by No. 83, 1976, s. 4 ss. 50-55. Repealed by No. 83, 1976, s. 4 s. 56. *R. v. Mogg* (1948) S.A.S.R. 32; 22 A.L.J. 190 s. 57a. Substituted by No. 83, 1976, s. 5 s. 57b. Repealed by No. 83, 1976, s. 6 s. 58. Amended by No. 92, 1978, s. 2 s. 59. Substituted by No. 83, 1976, s. 7 ss. 60-62. Repealed by No. 83, 1976, s. 7 s. 63. *The Queen v. Williams & Williams* 19 S.A.S.R. 423 s. 64. Amended by No. 83, 1976, s. 8 s. 65. Amended by No. 83, 1976, s. 9 ss. 66-68. Repealed by No. 83, 1976, s. 10 s. 69. Substituted by No. 66, 1976, s. 30 *The Queen v. Rigney* 12 S.A.S.R. 30 s. 72. Substituted by No. 83, 1976, s. 11 s. 73. Substituted by No. 83, 1976, s. 12 s. 75. Amended by No. 83, 1976, s. 13 s. 76. Amended by No. 83, 1976, s. 14 s. 76a. Amended by No. 83, 1976, s. 15 s. 77. Amended by No. 83, 1976, s. 16 *Rex v. Clough* (1941) S.A.S.R. 51 s. 77a. Amended by No. 76, 1976, first schedule, Part III and by No. 83, 1976, s. 17 *O'Sullivan v. De Young* (1956) S.A.S.R. 211 Heading to s. 80. Substituted by No. 83, 1976, s. 18 s. 80. Amended by No. 83, 1976, s. 19 s. 82. *R. v. Lindner* (1938) S.A.S.R. 412 s. 82a. Amended by No. 76, 1976, first schedule, Part III and by No. 14, 1978, s. 3 *The Queen v. Anderson* (1973) 5 S.A.S.R. 256 s. 84. *The Queen v. Jones* 22 S.A.S.R. 583 s. 130. *R. v. Lower* (1948) S.A.S.R. 227; 22 A.L.J. 432 s. 131. *Feist v. Bonython* (1944) S.A.S.R. 176 s. 132. *Reece v. Harris* (1943) S.A.S.R. 127 s. 156. *The Queen v. Cooper, Jones & Harris* 17 S.A.S.R. 472 s. 158. *R. v. Shillingford* (1954) S.A.S.R. 206 *R. v. Beaumont* (1955) S.A.S.R. 110 *The Queen v. Cooper, Jones & Harris* 17 S.A.S.R. 472 *The Queen v. Kruger* 17 S.A.S.R. 214 s. 170. *Rex v. Andrews* (1943) S.A.S.R. 44 s. 172. *R. v. DeKuyper* (1948) S.A.S.R. 108 *The Queen v. Wilson and Flanders* (1969) S.A.S.R. 218 *The Queen v. Korac* 18 S.A.S.R. 317 s. 176. *Cowan v. O'Sullivan* (1947) S.A.S.R. 181 s. 179. *R. v. Goodall* 11 S.A.S.R. 94 s. 184. *Dowd v. Dayman* (1939) S.A.S.R. 70 *R. v. Hansford* 8 S.A.S.R. 164 *R. v. Goodall* 11 S.A.S.R. 94 s. 189. *The Queen v. Johnson* 22 S.A.S.R. 161 s. 191. *R. v. Martyn and Martyn* (1954) S.A.S.R. 161 s. 192. *R. v. Martyn and Martyn* (1954) S.A.S.R. 161 s. 195. *Brook v. Crafter* (1937) S.A.S.R. 366 *R. v. Lower* (1948) S.A.S.R. 227; 22 A.L.J. 432 *The Queen v. Timperon (No. 2)* 15 S.A.S.R. 1 s. 200. *The Queen v. Elsom* 12 S.A.S.R. 416 s. 207. Amended by No. 115, 1976, s. 7 s. 238. Amended by No. 115, 1976, s. 8 s. 268. *Rex v. Sayers* (1943) S.A.S.R. 146 *The Queen v. White and White* 16 S.A.S.R. 571 *The Queen v. Mills* 16 S.A.S.R. 581 s. 270. *The Queen v. Kruger* 17 S.A.S.R. 214 s. 278. *The Queen v. Anderson* (1973) 5 S.A.S.R. 256 s. 296. Amended by No. 115, 1976, s. 9 s. 300. *R. v. Costello and others* (1937) S.A.S.R. 150 Heading to s. 301. Amended by No. 115, 1976, s. 10 ss. 301-306. Repealed by No. 115, 1976, s. 10 s. 310. *The Queen v. Rowland* (1971) S.A.S.R. 392 *The Queen v. Lucky* 12 S.A.S.R. 136 *The Queen v. Spiero* 22 S.A.S.R. 543 s. 314. Amended by No. 115, 1976, s. 11 s. 319. *R. v. Martin* (1937) S.A.S.R. 70 *Rex v. Tregaskis* (1937) S.A.S.R. 358 *R. v. Cook* (1955) S.A.S.R. 304 *R. v. White* (1962) S.A.S.R. 114

Act Affected	How Affected
Criminal Law Consolidation Act, 1935-1975 (New ed., Vol. 3, p. 125)—*continued*	*The Queen v. Ciemcioch* (1963) S.A.S.R. 64 *The Queen v. White* (1967) S.A.S.R. 184 *The Queen v. Wilson and Flanders (No. 2)* (1969) S.A.S.R. 293 s. 321. *R. v. Dinham* (1960) S.A.S.R. 121 s. 323. *R. v. White* (1948) S.A.S.R. 198 s. 328a. *Goddard v. Osborne* 18 S.A.S.R. 481 s. 349. *The Queen v. Ireland* 126 C.L.R. 321 s. 352. *R. v. Burch* (1939) S.A.S.R. 270 *The Queen v. Brown* (1963) S.A.S.R. 190 s. 353. *R. v. Semaschko* (1936) S.A.S.R. 337 *Rex v. Butler* (1939) S.A.S.R. 265 *The Queen v. Tamblyn* (1967) S.A.S.R. 140 *Harris v. The Queen* (1967) S.A.S.R. 316 *The Queen v. Leak* (1969) S.A.S.R. 172 *The Queen v. Hayes* (1973) 5.S.A.S.R. 278 *R. v. Emery* 11 S.A.S.R. 169 *The Queen v. Johnson* 22 S.A.S.R. 161 s. 354. *R. v. Lindner* (1938) S.A.S.R. 412 s. 357. Amended by No. 115, 1976, s. 12 *Rex v. Pullman* (1942) S.A.S.R. 262 s. 359. *The Queen v. Liosatos* (1964) S.A.S.R. 40 *R. v. Van Beelen (No. 2)* 7 S.A.S.R. 117 *In the matter of a petition by Frits Van Beelen* 9 S.A.S.R. 163 s. 364. *The Queen v. Fabry* 18 S.A.S.R. 479 *The Queen v. Lavery* (No. 3) 20 S.A.S.R. 472 *The Queen v. Thompson* 22 S.A.S.R. 12 s. 367. *Rex v. Tregaskis* (1937) S.A.S.R. 358 *The Queen v. White* (1966) S.A.S.R. 69 s. 369. Amended by No. 115, 1976, s. 13 *R. v. McPherson* (1939) S.A.S.R. 181 *In the matter of a petition by Frits Van Beelen* 9 S.A.S.R. 163 Schedules 8 and 9. Repealed by No. 115, 1976, s. 14
Crown Lands Act, 1929-1975 (New ed., Vol. 3, p. 246)	s.5. Amended by No. 109, 1978, s. 38 s. 9. Amended by No. 46, 1978, s. 3 s. 53. Amended by No. 46, 1978, s. 4 s. 82. Amended by No. 6, 1977, s. 3 s. 85. Amended by No. 46, 1978, s. 5 s. 87. Amended by No. 46, 1978, s. 6 s. 88a. Amended by No. 6, 1977, s. 4 and by No. 46, 1978, s. 7 Div. III of Part VIII (ss. 90-93) and heading. Repealed by No. 46, 1978, s. 8 s. 94. Amended by No. 6, 1977, s. 5 and by No. 46, 1978, s. 9 s. 95. Repealed by No. 46, 1978, s. 10 s. 96. Amended by No. 46, 1978, s. 11 ss. 97-98. Repealed by No. 46, 1978, s. 12 s. 99. Amended by No. 46, 1978, s. 13 s. 100. Repealed by No. 46, 1978, s. 14 s. 101. Amended by No. 6, 1977, s. 6 and by No. 46, 1978, s. 15 s. 102. Amended by No. 6, 1977, s. 7 s. 104. Substituted by No. 6, 1977, s. 8 and amended by No. 46, 1978, s. 16 s. 105. Substituted by No. 6, 1977, s. 9 s. 106. Repealed by No. 6, 1977, s. 9 and re-enacted by No. 46, 1978, s. 17 s. 107a. Amended by No. 46, 1978, s. 18 s. 108. Repealed by No. 6, 1977, s. 10 s. 109. Repealed by No. 6, 1977, s. 10 s. 110. Amended by No. 6, 1977, s. 11 s. 111. Substituted by No. 6, 1977, s. 12 s. 112. Substituted by No. 6, 1977, s. 12 s. 115. Substituted by No. 6, 1977, s. 13 s. 116. Substituted by No. 6, 1977, s. 13 s. 225. *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 s. 226. *Badenoch v. Nuske* (1940) S.A.S.R. 160 *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 *Harrington v. Keene* 11 S.A.S.R. 361 s. 227. *Badenoch v. Nuske* (1940) S.A.S.R. 160 *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 *Harrington v. Keene* 11 S.A.S.R. 361 s. 228aa. Enacted by No. 46, 1978, s. 19 s. 260. Substituted by No. 46, 1978, s. 20 s. 271d. Amended by No. 46, 1978, s. 21 s. 271e. Enacted by No. 46, 1978, s. 22 s. 288. Amended by No. 46, 1978, s. 23
Crown Proceedings Act, 1972-1975 (New ed., Vol. 3, p. 378)	s. 4. *Commercial Oil Refinery Pty. Ltd. v. State of South Australia* 9 S.A.S.R. 88 s. 7. Amended by No. 4, 1977, s. 2 s. 8. Amended by No. 4, 1977, s. 3 s. 11. *Commercial Oil Refinery Pty. Ltd. v. State of South Australia* 9 S.A.S.R. 88 s. 12a. Amended by No. 4, 1977, s. 4

Act Affected	How Affected
Crown Rates and Taxes Recovery Act, 1945 (New ed., Vol. 3, p. 384)	s. 2. Amended by No. 42, 1977, s. 10
Dairy Industry Act, 1928-1973 (New ed., Vol. 3, p. 402)	s. 28. *Kinross Transport v. Hannaford* (1966) S.A.S.R. 100
Debtors Act, 1936 (New ed., Vol. 3, p. 431)	s. 3. Amended by No. 84, 1978, s. 39 (2) *R. v. Keen* 7 S.A.S.R. 13 *In re Weetra* 18 S.A.S.R. 321
Dentists Act, 1931-1974 (New ed., Vol. 3, p. 443)	s. 21. *Taylor v. The Dental Board of South Australia* (1940) S.A.S.R. 306 *Willoughby v. The Dental Board of South Australia* (1963) S.A.S.R. 205 s. 40. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 s. 45. *In re the Dentists Act*, 1931-1939. *Ex parte Schonfeldt* (1939) S.A.S.R. 380 s. 48. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 s. 56. *Syme v. McFarling* (1953) S.A.S.R. 207 s. 60. *The Queen v. The Statutory Committee Constituted under the Dentists Act; Ex parte Frisken* 22 S.A.S.R. 117
Discharged Soldiers Settlement Act, 1934-1940 (New ed., Vol. 3, p. 463)	s. 37. Amended by No. 28, 1978, s. 33
Dog Fence Act, 1946-1975 (New ed., Vol. 3, p. 487)	s. 4. Amended by No. 105, 1978, s. 3 s. 27. Re-enacted by No. 105, 1978, s. 4 ss. 29-30. Repealed by No. 105, 1978, s. 5 s. 34. Amended by No. 105, 1978, s. 6
Door to Door Sales Act, 1971 (New ed., Vol. 3, p. 510)	s. 4. Repealed by No. 41, 1979, s. 3 s. 5. Amended by No. 41, 1979, s. 4 s. 6. Amended by No. 41, 1979, s. 5 ss. 7-8. Substituted by No. 41, 1979, s. 6 ss. 8a-8c (inclusive). Enacted by No. 41, 1979, s. 6 s. 9. Amended by No. 41, 1979, s. 7 s. 9a. Enacted by No. 41, 1979, s. 8 s. 11. Amended by No. 41, 1979, s. 9 ss. 11a-11b. Enacted by No. 41, 1979, s. 10 ss. 14a-14b. Enacted by No. 41, 1979, s. 11 s. 15. Amended by No. 41, 1979, s. 12 Schedule substituted by No. 41, 1979, s. 13 Second Schedule. Enacted by No. 41, 1979, s. 13
Dried Fruits Act, 1934-1972 (New ed., Vol. 3, p. 520)	s. 33. *Warnecke v. Pope* (1950) S.A.S.R. 113
Education Act, 1972-1974 (New ed., Vol. 3, p. 535)	s. 3. Amended by No. 4, 1976, s. 3 s. 5. Amended by No. 113, 1976, s. 3 and by No. 25, 1979, ss. 4 and 9 s. 9. Amended by No. 113, 1976, s. 4 and by No. 25, 1979, s. 10 s. 10. Amended by No. 25, 1979, s. 11 s. 15. Amended by No. 25, 1979, s. 12 s. 18. Repealed by No. 25, 1979, s. 5 s. 19. Amended by No. 25, 1979, s. 6 s. 20. Substituted by No. 25, 1979, s. 7 s. 21. Amended by No. 25, 1979, s. 8 s. 22. Amended by No. 113, 1976, s. 5 s. 24. Amended by No. 113, 1976, s. 6 s. 25. Amended by No. 113, 1976, s. 7 s. 26. Amended by No. 25, 1979, s. 13 s. 37. Amended by No. 4, 1976, s. 4 s. 39. Amended by No. 25, 1979, s. 14 s. 44. *Teachers (Non-Metropolitan) Award Reference Case* 41 S.A.I.R. 110 *Teachers (Recreation Leave Loading Award) (Referral of Question of Law) Case* 43 S.A.I.R. 741 s. 45. Amended by No. 4, 1976, s. 5 s. 49. Amended by No. 4, 1976, s. 6 s. 55. Amended by No. 113, 1976, s. 8 and by No. 25, 1979, s. 15 s. 57. Amended by No. 113, 1976, s. 9 s. 60. Amended by No. 113, 1976, s. 10 s. 61. Amended by No. 113, 1976, s. 11 s. 63. Amended by No. 113, 1976, s. 12 and by No. 25, 1979, s. 16 s. 67. Amended by No. 113, 1976, s. 13 s. 72. Amended by No. 25, 1979, s. 17 s. 73. Amended by No. 25, 1979, s. 18 s. 74. Amended by No. 25, 1979, s. 19 s. 75. Amended by No. 113, 1976, s. 14 s. 79. Substituted by No. 44, 1979, Schedule s. 80. Amended by No. 113, 1976, s. 15 s. 81. Amended by No. 25, 1979, s. 20 s. 82. Amended by No. 25, 1979, s. 21 s. 85. Amended by No. 113, 1976, s. 16 and by No. 25, 1979, s. 22 Part IX (ss. 91-101). Repealed by No. 4, 1976, s. 7 s. 107. Amended by No. 25, 1979, s. 23 *Teachers (Recreation Leave Loading Award) (Referral to Question of Law) Case* 43 S.A.I.R. 741

Act Affected	How Affected
Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959 (New ed., Vol. 3, p. 604)	s. 2. Amended by No. 31, 1976, s. 2 and by No. 42, 1977, s. 3 s. 3. Amended by No. 31, 1976, s. 3 and by No. 42, 1977, s. 4 ss. 4-12. (inc.) Repealed and s. 4 substituted by No. 42, 1977, s.5 s. 13. Amended by No. 66, 1970, s. 9 and by No. 42, 1977, s. 6 s. 14. Substituted by No. 42, 1977, s. 7 ss. 15-16. Repealed by No. 42, 1977, s. 8 s. 17. Amended by No. 42, 1977, s. 9, and by No. 8, 1979, s. 2
The Election of Senators Act, 1903 (New ed., Vol. 3, p. 613)	s. 2. Amended by No. 4, 1978, s. 2
Electoral Act, 1929-1975 (New ed., Vol. 3, p. 615)	s. 4. Amended by No. 114, 1976, s. 3 s. 5. Amended by No. 114, 1976, s. 4 s. 6. Amended by No. 114, 1976, s. 5 s. 6a. Amended by No. 114, 1976, s. 6 s. 6b. Amended by No. 114, 1976, s. 7 s. 6d. Amended by No. 114, 1976, s. 8 s. 6e. Amended by No. 114, 1976, s. 9 s. 6g. Substituted by No. 114, 1976, s. 10 s. 41. Repealed by No. 114, 1976, s. 11 s. 42. Amended by No. 114, 1976, s. 12 s. 65. Amended by No. 52, 1973, s. 25 s. 68. Amended by No. 49, 1973, s. 6 s. 71. Amended by No. 2379, 1937, s. 3, by No. 49, 1973, s. 5 and by No. 52, 1973, s. 24 s. 73. Amended by No. 114, 1976, s. 13 s. 73a. Enacted by No. 114, 1976, s. 14 s. 74. Amended by No. 114, 1976, s. 15 s. 75. Amended by No. 114, 1976, s. 16 s. 76a. Enacted by No. 114, 1976, s. 17 s. 79. Amended by No. 114, 1976, s. 18 s. 80. Amended by No. 114, 1976, s. 19 s. 81. Amended by No. 114, 1976, s. 20 s. 84. Amended by No. 114, 1976, s. 21 s. 86. Amended by No. 114, 1976, s. 22 Part XA (ss. 87a-87k). Enacted by No. 114, 1976, s. 23 s. 110a. Amended by No. 33, 1976, s. 2 s. 113. Amended by No. 114, 1976, s. 24 s. 118a. Amended by No. 114, 1976, s. 25 *Douglass v. Ninnes* 14 S.A.S.R. 377 s. 123. Amended by No. 114, 1976, s. 26 s. 125. Amended by No. 32, 1976, s. 2 and by No. 114, 1976, s. 27 s. 132. Amended by No. 114, 1976, s. 28
Electrical Workers and Contractors Licensing Act, 1965-1966 (New ed., Vol. 3, p. 684)	s. 2. Amended by No. 59, 1978, s. 2 s. 11. Amended by No. 59, 1978, s. 3
Electricity Trust of South Australia Act, 1946-1975 (New ed., Vol. 3., p. 709)	s. 15. *The Electricity Trust of South Australia v. Linterns Limited* (1950) S.A.S.R. 133 s. 40. *Bennett & Fisher Ltd. v. Electricity Trust of South Australia* 35 A.L.J. 481
Encroachments Act, 1944-1969 (New ed., Vol. 3, p. 756)	s. 2. *Bolton and another v. Clutterbuck and others* (1955) S.A.S.R. 253 *Clarke v. Wilkie* 17 S.A.S.R. 134
Evidence Act, 1929-1974 (New ed., Vol. 3. p. 709)	s. 2. Amended by No. 53, 1972, s. 3 and by No. 71, 1974, s. 3 s. 4. Amended by No. 84, 1976, s. 2 and by No. 9, 1979, s. 2 s. 18. *Stuart v. The Queen* (1959) 101 C.L.R. 1; 33 A.L.J. 113, affirming *R. v. Stuart* (1959) S.A.S.R. 144 *The Queen v. Barnowski* (1969) S.A.S.R. 386 *The Queen v. Yates* (1970) S.A.S.R. 302 *The Queen v. Warren* (1971) S.A.S.R. 316 *R. v. Congressi* 9 S.A.S.R. 257 *The Queen v. Pfitzner* 15 S.A.S.R. 171 *The Queen v. Bradshaw* 18 S.A.S.R. 83 *The Queen v. Beech* 20 S.A.S.R. 410 s. 27. *Price v. Beven* 8 S.A.S.R. 81 s. 30. *Adami v. The Queen* (1959) 108 C.L.R. 605; 33 A.L.J. 391 affirming *R. v. Adami* (1959) S.A.S.R. 81 s. 32. Repealed by No. 9, 1979, s. 3 s. 34. *The Queen v. O'Sullivan and Mackie* 13 S.A.S.R. 68 s. 34c. *In the estate of Constantine, deceased; Constantine v. Constantinides* (1960) S.A.S.R. 19 *Murphy v. Haskell* (1961) S.A.S.R. 1 *Alste v. Paramount Motors (Souter, Third Party)* (1965) S.A.S.R. 228 *White v. Venus* (1968) S.A.S.R. 83 *Smith v. L. A. Johnson Pty. Ltd.* (1968) S.A.S.R. 353 *Monfries v. Municipal Tramways Trust* (1970) S.A.S.R. 521 *Dunning v. Commissioner of Taxation* 3 S.A.S.R. 210

Act Affected	How Affected
Evidence Act, 1929-1974 (New ed., Vol. 3, p. 709)—*continued*	*O'Leary and Short v. Lamb and Lensworth Finance Ltd.* 7 S.A.S.R. 159 *Monaghan v. Glynde Auto Wreckers* 39 S.A.I.R. 1145 s. 34i. Enacted by No. 84, 1976, s. 3 *The Queen v. Byczko* 16 S.A.S.R. 506 *The Queen v. Gun; Ex parte Stephenson* 17 S.A.S.R. 165 *The Queen v. Robertson and Mihailov* 17 S.A.S.R. 479 *The Queen v. Gray, Adams, Brannon and Knox* 17 S.A.S.R. 534 *The Queen v. De Angelis* 20 S.A.S.R. 288 *The Queen v. Kooyman and Brydson* 22 S.A.S.R. 376 s. 37. Amended by No. 9, 1979, s. 4 s. 37c. Enacted by No. 9, 1979, s. 5 s. 40. *Verran (falsely called Wilton) v. Spearman (falsely called Wilton)* (1959) S.A.S.R. 259 s. 45. *N.T.I. Limited v. Queensland Insurance Company Limited* (1962) S.A.S.R. 51 s. 45a. Amended by No. 9, 1979, s. 6 *Bates v. Nelson* (1973) 6 S.A.S.R. 149 *O'Leary and Short v. Lamb and Lensworth Finance Ltd.* 7 S.A.S.R. 159 s. 45b. Amended by No. 9, 1979, s. 7 *Bates v. Nelson* (1973) 6 S.A.S.R. 149 *Pelagallo v. Central Mission Homes For the Aged Inc.* 40 S.A.I.R. 784 s. 59b. Amended by No. 9, 1979, s. 8 *Mehesz v. Redman* 21 S.A.S.R. 569 s. 61. Repealed by No. 9, 1979, s. 9 s. 64. *Cavanett v. Chambers* (1968) S.A.S.R. 97 *Fairbank v. Jones* 10 S.A.S.R. 367 *Slatter v. Kyalde Pty. Ltd.* 22 S.A.S.R. 196 s. 65. Amended by No. 9, 1979, s. 10 s. 67ab. Enacted by No. 9, 1979, s. 11 s. 67b. Enacted by No. 65, 1978, s. 2 s. 69. Substituted by No. 9, 1979, s. 12 *Miller v. Samuels* 22 S.A.S.R. 271 s. 71a. Enacted by No. 84, 1976, s. 4 s. 79. Amended by No. 9, 1979, s. 13
Fair Credit Reports Act, 1974-1975 (New ed., Vol. 4, p. 39)	s. 4. *South Australian Commissioner for Prices and Consumer Affairs v. Charles Moore (Aust.) Ltd. and others* 12 S.A.S.R. 214 s. 8. *Ats v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352 *Dun and Bradstreet (Australia) Pty. Ltd. v. Lyle* 15 S.A.S.R. 297 s. 9. *Ats v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352 *Mobitel (International) Pty. Ltd. v. Dun and Bradstreet (Australia) Pty. Ltd.* 17 S.A.S.R. 140 s. 12. *Ats v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352 s. 13. *Ats. v. Dun and Bradstreet (Australia) Pty. Ltd.* 15 S.A.S.R. 352
Family Relationships Act, 1975 (New ed., Vol. 4, p. 46)	s. 11. *Lesiw v. Commissioner of Succession Duties* 20 S.A.S.R. 481
Fences Act, 1975 (New ed., Vol. 4, p. 80)	s. 3. Amended by No. 23, 1977, s. 3 s. 20. Amended by No. 23, 1977, s. 4
Film Classification Act, 1971 (New ed., Vol. 4, p. 98)	s. 3. Amended by No. 93, 1978, s. 2 s. 4. Amended by No. 43, 1977, s. 2 *Dunsmore v. Tiley* 18 S.A.S.R. 259 s. 6. Amended by No. 93, 1978, s. 3 s. 11a. *Dickson and Others v. Greater Union Organisation Pty. Ltd.* 8 S.A.S.R. 448 s. 11b. Substituted by No. 43, 1977, s. 3 s. 14. Amended by No. 43, 1977, s. 4
Fire Brigades Act, 1936-1974 (New ed., Vol. 4, p. 185)	s. 26. Substituted by No. 5, 1976, s. 2 s. 27. Repealed by No. 5, 1976, s. 2 s. 27a. Repealed by No. 5, 1976, s. 2 s. 48. Amended by No. 5, 1976, s. 3 s. 77. Amended by No. 5, 1976, s. 4 s. 79. *Commercial Oil Refinery Pty. Ltd. v. State of South Australia* 9 S.A.S.R. 88
Fisheries Act, 1971 (New ed., Vol. 4, p. 213)	s. 5. Amended by No. 27, 1977, s. 3 s. 11. Amended by No. 27, 1977, s. 4 s. 24. Amended by No. 27, 1977, s. 5 s. 34. Amended by No. 27, 1977, s. 6 s. 36. *R. v. Olsen ex parte Vahlberg and V.* 11 S.A.S.R. 156 s. 37. Substituted by No. 27, 1977, s. 7 s. 47. *Fairbank v. McGovern* 8 S.A.S.R. 420 *Fairbank v. Jones* 10 S.A.S.R. 367 s. 52. *R. v. Olsen ex parte Vahlberg and V.* 11 S.A.S.R. 156 s. 55. Amended by No. 27, 1977, s. 8 s. 56. Amended by No. 27, 1977, s. 9 s. 57. Amended by No. 27, 1977, s. 10 s. 61. Repealed by No. 27, 1977, s. 11

Act Affected	How Affected
The Flinders University of South Australia Act, 1966-1973 (New ed., Vol. 4, p. 248)	s. 5. *Flinders University Officers Award (Appeal) Case* 42 S.A.I.R. 167 s. 6. *Flinders University Officers Award (Appeal) Case* 42 S.A.I.R. 167 s. 30. *Flinders University (Professional Non-Academic Staff) Award (Referral of Question of Law) Case* 43 S.A.I.R. 464
Food and Drugs Act, 1908-1972 (New ed., Vol. 4, p. 261)	s. 5. Amended by No. 69, 1976, s. 3 s. 7. Amended by No. 69, 1976, s. 4 s. 10. Amended by No. 69, 1976, s. 5 s. 12. Amended by No. 69, 1976, s. 6 s. 13. Amended by No. 69, 1976, s. 7 s. 15. Amended by No. 1, 1976, s. 3 s. 22. *Fullerton v. Rutter* 10 S.A.S.R. 382 s. 22a. *Gepp v. Anderson* (1949) S.A.S.R. 135 s. 30a. Amended by No. 69, 1976, s. 8 s. 33. Amended by No. 69, 1976, s. 9 s. 34. Amended by No. 69, 1976, s. 10 s. 35. Amended by No. 69, 1976, s. 11 s. 36. Amended by No. 69, 1976, s. 12 s. 38. Amended by No. 69, 1976, s. 13 s. 40. Amended by No. 69, 1976, s. 14 s. 41. Amended by No, 69, 1976, s. 15 s. 45. Amended by No, 69, 1976, s. 16 s. 46. Amended by No. 69, 1976, s. 17 s. 61a. Amended by No. 69, 1976, s. 18 s. 65. Amended by No. 69, 1976, s. 19
Fruit and Plant Protection Act, 1968 (New ed., Vol. 4, p. 356)	s. 7. Amended by No. 44, 1976, s. 2 s. 9. Amended by No. 44, 1976, s. 3 s. 20. Amended by No. 44, 1976, s. 4
Fruit Fly Act, 1947-1975 (New ed., Vol. 4, p. 372)	s. 2. Amended by No. 96, 1978, s. 10 s. 3. Amended by No. 96, 1978, s. 11
Further Education Act, 1975 (1976, p. 104)	s. 4. Amended by No. 13, 1979, s. 3 s. 5. Amended by No. 12, 1979, s. 8 s. 6. Amended by No. 13, 1979, s. 9 s. 18. Repealed by No. 13, 1979, s. 4 s. 19. Amended by No. 13, 1979, s. 5 s. 15. Amended by No. 13, 1979, s. 10 s. 20. Substituted by No. 13, 1979, s. 6 s. 21. Amended by No. 13, 1979, s. 7 s. 26. Amended by No. 13, 1979, s. 11 s. 37. Amended by No. 13, 1979, s. 12 s. 39. Substituted by No. 13, 1979, s. 13 s. 43. Amended by No. 13, 1979, s. 14
Gift Duty Act, 1978-1975 (New ed., Vol. 4, p. 441)	s. 5. Enacted by No. 63, 1979, s. 2 s. 11a. Amended by No. 54, 1976, s. 5
Guardianship of Infants Act, 1940-1975 (New ed., Vol. 4, p. 498)	s. 3. Amended by No. 44, 1979, Schedule s. 6. *Walker v. Walker* 14 S.A.S.R. 158 s. 7. *Vitch v. Vitch* 1 S.A.S.R. 312 s. 10. *In re H., an Infant* (1960) S.A.S.R. 55 s. 11. *Hedges v. Hedges* (1944) S.A.S.R. 266 *Besanko v. Besanko* (1949) S.A.S.R. 275 *Giles v. Giles* 1 S.A.S.R. 505 s. 21. *McCormick and Another v. Prowse* 21 S.A.S.R. 416 s. 22. Repealed by No. 44, 1979, Schedule
Hairdressers Registration Act, 1939-1951 (New ed., Vol. 4, p. 504)	s. 4. Amended by No. 71, 1978, s. 3 s. 17. Amended by No. 71, 1978, s. 4 s. 19. Substituted by No. 71, 1978, s. 5 s. 19a. Repealed by No. 71, 1978, s. 5 s. 20. Substituted by No. 71, 1978, s. 5 s. 21. Repealed by No. 71, 1978, s. 5 s. 29. Amended by No. 71, 1978, s. 6 s. 32. Amended by No. 71, 1978, s. 7 s. 35. Amended by No. 71, 1978, s. 8
Harbors Act, 1936-1974 (New ed., Vol. 4, p. 521)	s. 4. Amended by No. 109, 1978, s. 3 Heading preceding s. 5. Amended by No. 109, 1978, s. 4 s. 5. Amended by No. 109, 1978, s. 5 s. 6. Repealed by No. 109, 1978, s. 6 s. 8. Amended by No. 109, 1978, s. 7 Div. III of Part II (ss. 10-15). Repealed by No. 109, 1978, s. 8 Div. IV of Part II (ss. 16-30). Repealed by No. 109, 1978, s. 8 s. 32. Amended by No. 109, 1978, s. 9 s. 34. Substituted by No. 109, 1978, s. 10 ss. 35-37. Repealed by No. 109, 1978, s. 10 s. 40. Repealed by No. 109, 1978, s. 10

Act Affected	How Affected
Harbors Act, 1936-1974 (New ed., Vol. 4, p. 521)—*continued*	s. 43. Amended by No. 109, 1978, s. 11 s. 44. Substituted by No. 109, 1978, s. 12 s. 45. Repealed by No. 109, 1978, s. 12 s. 48. Repealed by No. 109, 1978, s. 13 s. 64. Amended by No. 109, 1978, s. 14 s. 66. Amended by No. 109, 1978, s. 15 s. 68. Substituted by No. 109, 1978, s. 16 s. 69. Amended by No. 109, 1978, s. 17 s. 70. Amended by No. 109, 1978, s. 18 s. 71. Repealed by No. 109, 1978, s. 19 s. 71a. Repealed by No. 109, 1978, s. 19 s. 75. Amended by No. 109, 1978, s. 20 Div. IVA of Part III and heading. Enacted by No. 109, 1978, s. 21 s. 86. Insterted by No. 109, 1978, s. 21 s. 89. Amended by No. 109, 1978, s. 22 ss. 92-93. Repealed by No. 109, 1978, s. 23 s. 94. Repealed by No. 109, 1978, s. 24 s. 109. Amended by No. 109, 1978, s. 25 s. 116a. Amended by No. 109, 1978, s. 26 s. 117. Amended by No. 109, 1978, s. 27 s. 122. Amended by No. 109, 1978, s. 28 s. 127. Amended by No. 109, 1978, s. 29 s. 132a. Repealed by No. 109, 1978, s. 30 s. 144. Amended by No. 109, 1978, s. 31 s. 161. Amended by No. 109, 1978, s. 32 s. 188. Repealed by No. 109, 1978, s. 33 s. 193. Amended by No. 109, 1978, s. 34 Third Schedule. Repealed by No. 109, 1978, s. 35 Fourth Schedule. Repealed by No. 109, 1978, s. 36
Hawkers Act, 1934-1960 (New ed., Vol. 4, p. 590)	s. 20. *Ward v. Pearson* (1939) S.A.S.R. 419
Health Act, 1935-1975 (New ed., Vol. 4, p. 598)	s. 3. Amended by No. 18, 1976, s. 3 and by No. 70, 1976, s. 3 s. 14a. Enacted by No. 18, 1976, s. 4 s. 14b. Enacted by No. 18, 1976, s. 4 s. 33. Amended by No. 18, 1976, s. 5 s. 34. Amended by No. 18, 1976, s. 6 s. 45. Amended by No. 70, 1976, s. 4 s. 47. Amended by No. 70, 1976, s. 5 s. 48. Amended by No. 70, 1976, s. 6 s. 49. Amended by No. 70, 1976, s. 7 s. 50. Amended by No. 70, 1976, s. 8 s. 53. Amended by No. 70, 1976, s. 9 s. 54. Amended by No. 70, 1976, s. 10 s. 55. Amended by No. 70, 1976, s. 11 s. 56. Amended by No. 70. 1976, s. 12 s. 57. Amended by No. 70, 1976, s. 13 s. 61. Amended by No. 70, 1976, s. 14 *Prince v. Hicks* (1970) S.A.S.R. 125 *Williams v. McCarthy* 21 S.A.S.R. 529 s. 62. Amended by No. 70, 1976, s. 15 s. 65. *Prince v. Hicks* (1970) S.A.S.R. 125 Heading to s. 82. Repealed by No. 18, 1976, s. 7 s. 83. *Caruso v. Boucher* 10 S.A.S.R. 71 s. 88. Substituted by No. 18, 1976, s. 8 s. 94b. Amended by No. 76, 1976, first schedule, Part IV s. 94c. Amended by No. 76, 1976, first schedule, Part IV and by No. 98, 1978, s 2. *Paull v. Munday* 11 S.A.S.R. 346 Heading to s. 95. Repealed by No. 18, 1976, s. 9 s. 111. *Boucher v. G. J. Coles and Co. Ltd.* 9 S.A.S.R. 495 *Boucher v. Tom the Cheap (S.A.) Pty. Ltd.* 10 S.A.S.R. 257 Heading to s. 116. Repealed by No. 18, 1976, s. 10 s. 117. *Piro and another v. Boorman* (1958) S.A.S.R. 226 s. 119. Amended by No. 28, 1956, s. 4 (*d*) and by No. 123, 1972, s. 30 s. 120. Amended by No. 123, 1972, s. 30 s. 121. Amended by No. 28, 1956, s. 4 (*c*) and by No. 123, 1972, s. 32 s. 123. Amended by No. 18, 1976, s. 11 s. 127. Amended by No. 70, 1976, s. 17 s. 129. Amended by No. 18, 1976, s. 12 s. 131. Amended by No. 70, 1976, s. 18 s. 132. Amended by No. 70, 1976, s. 19 s. 146b. Amended by No. 76, 1976, first schedule, Part IV s. 146c. Amended by No. 76, 1976, first schedule, Part IV s. 146d. Amended by No. 76, 1976, first schedule, Part IV s. 146e. Amended by No. 76, 1976, first schedule, Part IV s. 146f. Amended by No. 76, 1976, first schedule, Part IV s. 146g. Amended by No. 76, 1976, first schedule, Part IV

Act Affected	How Affected
Health Act, 1935-1975 (New ed., Vol. 4, p. 598)—*continued*	s. 146ga. Amended by No. 76, 1976, first schedule, Part IV s. 146h. Amended by No. 76, 1976 first schedule, Part IV s. 146q. Amended by No. 76, 1976, first schedule, Part IV Part IXD (ss. 146t-146x). Enacted by No. 18, 1976, s. 14 Part IXE (ss. 146y-146z). Enacted by No. 70, 1976, s. 20 s. 147. Amended by No. 18, 1976, s. 15 and by No. 70, 1976, s. 21 s. 158. Amended by No. 70, 1976, s. 22 s. 159. Amended by No. 70, 1976, s. 23 *Boucher v. Tom the Cheap (S.A.) Pty. Ltd.* 10 S.A.S.R. 257 s. 160. *Schulz v. Virgin* (1966) S.A.S.R. 94 *Turner v. Tsaousis* 7 S.A.S.R. 488 *Boucher v. Tom the Cheap (S.A.) Pty. Ltd.* 10 S.A.S.R. 257 Second schedule. Substituted by No. 70, 1976, s. 24 Third schedule. Substituted by No. 70, 1976, s. 24
Highways Act, 1926-1975 (New ed., Vol. 4, p. 665)	s. 12a. Enacted by No. 36, 1979, s. 2 s. 13. Substituted by No. 36, 1979, s. 3 s. 20. Amended by No. 36, 1979, s. 4 s. 26e. Enacted by No. 36, 1979, s. 5 s. 27ab. Amended by No. 36, 1979, s. 6 ss. 27ad-27af (inclusive). Enacted by No. 36, 1979, s. 7 s. 29. *Bonnett v. Commissioner of Highways* (1956) S.A.S.R. 10 s. 32. Amended by No. 36, 1979, s. 8
Hospitals Act, 1934-1971 (New ed., Vol. 4, p. 719)	s. 47. *Spiller v. Webb and another* (1940) S.A.S.R. 102
Housing Improvement Act, 1940-1973 (New ed., Vol. 4, p. 772)	s. 56a. *Silins v. Dempsey* (1966) S.A.S.R. 385 *French v. Ianella* (1967) S.A.S.R. 226 s. 60a. Amended by No. 21, 1978, s. 3 s. 61. Amended by No. 21, 1978, s. 4
Impounding Act, 1920-1975 (New ed., Vol. 4, p. 820)	s. 45. Amended by No. 22, 1977, s. 2 s. 45a. Enacted by No. 22, 1977, s. 3 s. 46. *Snell v. Ryan* (1951) S.A.S.R. 59 *Tanner v. Smart* (1965) S.A.S.R. 44 *Norcock v. Bowey* (1966) S.A.S.R. 250 Fourth schedule. Amended by No. 22, 1977 s. 4 Fifth schedule. Amended by No. 22, 1977, s. 5 Sixth schedule. Amended by No. 22, 1977, s. 6
Income Tax Assessment Act, 1936-1941 (1941, p. 251)	See Table of Public Acts of Restricted Application. For amendments to and reported decisions on this Act, see Table of Amendments and Cases 1975 Annual Volume.
Industrial and Provident Societies Act, 1923-1974 (New ed., Vol. 5, p. 3)	s. 5. *Australian Independent Distributors Limited v. Winter and others* 38 A.L.J. 330, 112 C.L.R. 443 *In the matter of the Adelaide Co-operative Society Limited (In Liquidation)* (1964) S.A.S.R. 266 s. 8. *United Co-operative Dairymen Ltd. v. Rayner* (1952) S.A.S.R. 81 s. 41. *Vahlberg v. South Australian Fishermen's Co-operative Limited* (1971) S.A.S.R. 378 s. 50. *Australian Independent Distributors Limited v. Winter and others* 38 A.L.J. 330
Industrial Code, 1967-1972 (New ed., Vol. 5, p. 28)	For reported decisions on the Industrial Code, 1920-1966, *see* 1966 Annual Volume s. 3. Amended by No. 35, 1977, s. 3 s. 4. *Davis v. Abotomey* 35 S.A.I.R. 415 s. 5. Amended by No. 35, 1977, s. 3 Heading to Division I of Part XII. Repealed by No. 35, 1977, s. 3 s. 165a. Repealed by No. 35, 1977, s. 3 s. 194. *Baking of Bread (Interpretation) Case* 38 S.A.I.R. 241 Part XV and heading. Repealed by No. 35, 1977, s. 3 ss. 220-227. Repealed by No. 35, 1977, s. 3 Third schedule. Repealed by No. 35, 1977, s. 3 Fourth schedule. Repealed by No. 35, 1977, s. 3
Industrial Commission Jurisdiction (Temporary Provisions) Act, 1975 (New ed., Vol. 5, p. 49)	s. 5. *The Queen v. Full Industrial Commission of South Australia; ex parte Public Service Association of South Australia Incorporated* 16 S.A.S.R. 496 s. 9. Substituted by No. 51, 1976, s. 2 and by No. 44, 1977, s. 2

Act Affected	How Affected
Industrial Conciliation and Arbitration Act, 1972-1975 (New ed., Vol. 5, p. 51)	s. 5. *Building Trades—Carpenters (Question of Law) Case* 42 S.A.I.R. 737 s. 6. *Teachers (Non-Metropolitan) Award Reference Case* 41 S.A.I.R. 110 *The Queen v. The Industrial Court of South Australia* 13 S.A.S.R. 460 *The Queen v. Industrial Commission of South Australia; ex parte The Fire Brigade Board* 15 S.A.S.R. 546 *The Queen v. Industrial Commission of South Australia; ex parte Adelaide Milk Supply Co-operative and others* 16 S.A.S.R. 6 *Flinders University (Professional Non-Academic Staff) Award* 43 S.A.I.R. 604 *The Queen v. Cawthorne; ex parte Public Service Association of South Australia Incorporated* 17 S.A.S.R. 321 *The Queen v. Industrial Commission of South Australia; ex parte Petersville Ltd.* 18 S.A.S.R. 356 *Milk Processing and Cheese etc. Manufacturing Award (Referral of Questions of Law) Case* 44 S.A.I.R. 83 *Australian Broadcasting Commission v. Industrial Court of South Australia and Another* 44 S.A.I.R. 1167 *The Queen v. The Industrial Commission of South Australia; ex parte Adelaide Milk Supply Co-operative Limited and Others* 44 S.A.I.R. 1202 s. 15. *R. v. Industrial Court of S.A. ex parte G.M.H. Pty. Ltd.* 10 S.A.S.R. 582 *Kilworth v. Zweck and Others* 40 S.A.I.R. 458 *Marineland (Reinstatement) Case* 40 S.A.I.R. 26 *Merrett and Davis v. Ralph McKay Ltd.* 40 S.A.I.R. 306 *Minchin and Gorman v. St. Jude's Child Care Centre (Reinstatement) Case* 40 S.A.I.R. 106 *Blacker v. Ashford Community Hospital Inc. (Appeal) Case* 41 S.A.I.R. 378 *Mitchell v. Kodak (A/Asia) Pty. Ltd.* 41 S.A.I.R. 511 *Ricciardi v. Camelec Limited* 41 S.A.I.R. 773 *The Queen v. The Industrial Court of South Australia* 13 S.A.S.R. 460 *The Queen v. Stanley; ex parte Redapple Restaurants Pty. Ltd.* 13 S.A.S.R. 290 *Bottrill v. James Hardie & Co. Pty. Ltd. (Appeal) Case* 42 S.A.I.R. 711 *Building Trades—Carpenters (Question of Law) Case* 42 S.A.I.R. 737 *Northrope v. Nationwide News Ltd.* 43 S.A.I.R. 447 *Coleman v. Redapple Restaurants Pty. Limited* 42 S.A.I.R. 990 *Coleman v. Redapple Restaurants Pty. Limited* 43 S.A.I.R. 147 *Reg. v. Stanley ex parte Redapple Restaurants Pty. Limited* 43 S.A.I.R. 965 *Reg. v. Industrial Court of S.A. ex parte General Motors-Holden's Proprietary Limited* 43 S.A.I.R. 999 *Reg. v. Industrial Court of S.A. ex parte General Motors-Holden's Proprietary Limited (No. 2)* 43 S.A.I.R. 1027 *Reg. v. Industrial Court, ex parte A.B.C.* 43 S.A.I.R. 973 *Gard v. Australian Broadcasting Commission* 43 S.A.I.R. 895 *Chas. Geddes & Co. Ltd. v. Fatchen* 44 S.A.I.R. 166 *Furner v. Goodall* 44 S.A.I.R. 1113 *A.B.C. v. Industrial Court of South Australia and Another* 44 S.A.I.R. 1167 *Reg v. Clarkson; ex parte General Motors Holden's Pty. Ltd.* 134 C.L.R. 56 *Dezsery Cleaning Service v. Milos* 44 S.A.I.R. 1408 s. 17. *Adelaide Assemblers Ltd. v. Kutos and Freeway Motors Ltd.* 9 S.A.S.R. 102 *Collins v. Pioneer Concrete (S.A.) Pty. Ltd. (Appeal) Case* 41 S.A.I.R. 84 *Sandery v. The South Australian Railways Commissioner* 41 S.A.I.R. 707 *Toffoli v. Kriven & another* 41 S.A.I.R. 1353 *Adelaide Assemblers Ltd. v. Kutos & another* 41 S.A.I.R. 1421 *Regan v. Commonwealth of Australia* 43 S.A.I.R. 1433 *S.A. Salaried Medical OQcers Assoc. (Registration) Case* 44 S.A.I.R. 458 *Bowey v. Public Service Assoc. of S.A.* 44 S.A.I.R. 836 *Kelvinator Australia Sales Ltd. v. Mazis* 44 S.A.I.R. 1390 s. 18. *Collins v. Pioneer Concrete (S.A.) Pty. Ltd. (Appeal) Case* 41 S.A.I.R.84 s. 25. *R. v. Bleby, Olsson and Stanley ex parte The S.A. Public Service Board (No. 1) (Teachers Case)* 9 S.A.S.R. 320 *Tertiary Institutions Staff (Jurisdiction) Case* 40 S.A.I.R. 229 *Clerks (Newspaper Industry) Case* 41 S.A.I.R. 280 *The Queen v. Industrial Commission of South Australia: ex parte Adelaide Milk Supply Co-operative and others* 16 S.A.S.R.C. *Milk Processing and Cheese etc. Manufacturing Award (Referral of Questison of Law) Case* 44 S.A.I.R. 83 s. 27. *The Queen v. Industrial Commission of South Australia; ex parte Petersville Ltd.* 18 S.A.S.R. 356 s. 28. *R. v. The Industrial Commission of S.A.: ex parte Minda Home Incorporated* 11 S.A.S.R. 333 *Mining Miscellaneous Award (Public Interest) Appeal Case* 42 S.A.I.R. 497 *Flinders University Professional Officers Award (Preliminary Issues) Case* 42 S.A.I.R. 863 *The Queen v. Industrial Commission of South Australia ex parte Minda Home Incorporated* 42 S.A.I.R. 1132

Act Affected	How Affected
Industrial Conciliation and Arbitration Act, 1972-1975 (New ed., Vol. 5, p. 51)—*continued*	*Quarrying, etc. of Stone, Sand, etc.* (*Wages Rates*) *Case* 43 S.A.I.R. 36 *Hotels, Clubs, etc. Award* (*Conditions*) *Case* 43 S.A.I.R. 228 *Shop Conciliation Committee Award* (*Referral of Question of Law*) *Case* 43 S.A.I.R. 549 *Reporters* (*Magistrates Courts*) *Case* 43 S.A.I.R. 579 s. 29. *Wine and Spirits* (*Interim Award*) *Case* 42 S.A.I.R. 611 *Fire Brigades Officers' Award Board of Reference* (*Appeal*) *Case* 42 S.A.I.R. 750 *State Wage Case* (*May*, 1976) 43 S.A.I.R. 245 *Cement Manufacturing* (*Off Site*) *Stand Down Case* 43 S.A.I.R. 290 *Milk Processing and Cheese Manufacturing, etc., Case* 43 S.A.I.R. 387 *State Wage* (*Retrospectivity*) *Question of Law Case* 43 S.A.I.R. 522 *Northrope v. Nationwide News Ltd.* 43 S.A.I.R. 560 *Flinders University* (*Professional Non-Academic Staff*) *Award* (*Referral of Question of Law*) 43 S.A.I.R. 604 s. 30. *Flinders University Professional Officers' Award* (*Preliminary Issues*) *Case* 42 S.A.I.R. 863 s. 33. *Mining Miscellaneous Award* (*Public Interest*) *Appeal Case* 42 S.A.I.R. 497 s. 35. *State Wage Case* (*May*, 1975) 42 S.A.I.R. 347 s. 36. *State Wage Case* (*May*, 1975) 42 S.A.I.R. 347 *State Wage Case* (*October*, 1975) 42 S.A.I.R. 688 *State Wage Case* (*December*, 1975) 42 S.A.I.R. 959 *State Wage Case* (*May*, 1976) 43 S.A.I.R. 245 *State Wage Case* (*Retrospectivity*) *Question of Law Case* 43 S.A.I.R. 522 *State Wage Case* (*March*, 1977) 44 S.A.I.R. 768 *The Queen v. Full Industrial Commission of South Australia: ex parte Public Service Association of South Australia Incorporated* 16 S.A.S.R. 496 s. 44. *Shop Conciliation Committee* (*Referral of Question of Law*) *Case* 43 S.A.I.R. 549 s. 48. *The Queen v. Cawthorne; ex parte Public Service Association of South Australia Incorporated* 17 S.A.S.R. 321 s. 54. *Clerks Newspaper Industry Conciliation Committee Enquiry Case* 42 S.A.I.R. 120 *Paint, etc. Manufacturing Conciliation Committee* (*Ambit*) *Case* 42 S.A.I.R. 415 s. 73. *Paint, etc. Manufacturing Conciliation Committee* (*Ambit*) *Case* 42 S.A.I.R. 415 s. 81. *Bulk Handling* (*Leave Payment on Termination*) *Case* 42 S.A.I.R. 172 s. 82. *South Australian Meat Corporation Salaried Officers* (*Down-Grading*) *Case* 43 S.A.I.R. 845 *The Queen v. Industrial Commission of South Australia ex parte Adelaide Milk Supply Co-operative and others* 16 S.A.S.R. 6 *Milk Processing and Cheese, etc. Manufacturing Award* (*Referral of Questions of Law*) *Case* 44 S.A.I.R. 83 s. 91. *Uniroyal* (*Variation of Industrial Agreements*) *Case* 42 S.A.I.R. 106 *Plumbers and Gasfitters* (*Allowance No.* 1) *Case* 42 S.A.I.R. 542 s. 92. *R. v. Bleby, Olsson and Stanley: ex parte The S.A. Public Service Board* (*No.* 1) (*Teachers Case*) 9 S.A.S.R. 320 *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354 s. 93. *Bowey v. Public Service Association of South Australia* 44 S.A.I.R. 836 s. 94. *Collins v. Pioneer Concrete* (*S.A.*) *Pty. Ltd.* (*Appeal*) *Case* 41 S.A.I.R. 84 *Chas. Geddes & Co. Ltd. v. Fatchen* 44 S.A.I.R. 166 s. 95. *R. v. Bleby, Olsson and Stanley: ex parte The S.A. Public Service Board* (*No.* 1) (*Teachers Case*) 9 S.A.S.R. 320 *R. v. The Industrial Commission of S.A.: ex parte Minda Home Incorporated* 11 S.A.S.R. 333 *Coleman v. Redapple Restaurants Pty. Ltd.* (*Limitation of Actions*) *Case* 42 S.A.I.R. 990 *Reg. v. Stanley ex parte Redapple Restaurants* 43 S.A.I.R. 965 *The Queen v. Industrial Commission for South Australia; ex parte Adelaide Milk Supply Co-operative Limited* (No. 2) 18 S.A.S.R. 65 *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354 s. 96. *Minda Home* (*Validity of Appeal*) *Case* 42 S.A.I.R. 338 s. 98. *R. v. The Industrial Commission of S.A.: ex parte Minda Home Incorporated* 11 S.A.S.R. 333 *Minda Home* (*Validity of Appeal*) *Case* 42 S.A.I.R. 338 *Breadcarters* (*Appeal*) *Case* 42 S.A.I.R. 404 s. 101. *Quarrying, etc. of Stone, Sand, etc.* (*Wage Rates*) *Case* 43 S.A.I.R. 36 s. 102. *R. v. Bleby, Olsson and Stanley ex parte The S.A. Public Service Board* (*No.* 1) (*Teachers Case*) 9 S.A.S.R. 320 *Flinders University* (*Professional Non-Academic Staff*) *Award* (*Referral of Question of Law*) *Case* 43 S.A.I.R. 612 s. 104. *The Queen v. Industrial Commission of South Australia; ex parte Public Service Association of South Australia Incorporated* 17 S.A.S.R. 396 *S.A. M.O.A. Registration Case* 44 S.A.I.R. 547 s. 110. *Northrope v. Nationwide News Ltd.* 43 S.A.I.R. 560 s. 113. *Bowey v. Public Service Association of South Australia* 43 S.A.I.R. 798 s. 114. Amended by No. 73, 1978, s. 2 *The Queen v. The Industrial Court of South Australia* 13 S.A.S.R. 460 *A.B.C. v. Industrial Court of South Australia and Another* 44 S.A.I.R. 1167

Act Affected	How Affected
Industrial Conciliation and Arbitration Act, 1972-1975 (New ed., Vol. 5, p. 49)—*continued*	s. 115. *Bowey v. Public Service Association of South Australia* 43 S.A.I.R. 798 *The Queen v. Cawthorne; ex parte Federated Clerk's Union of Australia (South Australian Branch)* 22 S.A.S.R. 433 s. 116. *South Australian Salaried Medical Officers Association Registration (Appeal) Case* 42 S.A.I.R. 673 *Federated Storemen and Packers Union (Registration) Case* 42 S.A.I.R. 1072 *South Australian Salaried Medical Officers Association (Registration) Case* 44 S.A.I.R. 458 s. 132. *Shop, Distributive and Allied Employers' Association S.A. Branch (Alteration to Rules) Case* 44 S.A.I.R. 1141 *Bowey v. Public Service Association of South Australia* 44 S.A.I.R. 836 s. 133. Amended by No. 10, 1979, s. 3 s. 134. *Bowey v. Public Service Association of South Australia* 43 S.A.I.R. 798 s. 135. *Evans v. Rogers and others (Preliminary Issues) Case* 41 S.A.I.R. 915 s. 137. *Bowey v. Public Service Association of South Australia* 43 S.A.I.R. 798 s. 157. *Merrett and Davis v. Ralph McKay Ltd.* 40 S.A.I.R. 306 *The Printing and Allied Industries Union v. Cutten* 42 S.A.I.R. 1035
Industrial Safety, Health and Welfare Act, 1972 (New ed., Vol. 5, p. 130)	s. 7. Amended by No. 85, 1976, s. 3 s. 7a. Enacted by No. 10, 1978, s. 3 s. 8. Amended by No. 85, 1976, s. 4 s. 11. Amended by No. 85, 1976, s. 5 s. 12. Substituted by No. 85, 1976, s. 6 s. 16. Amended by No. 85, 1976, s. 7 s. 19. Amended by No. 85, 1976, s. 8 s. 20. Amended by No. 85, 1976, s. 9 s. 21. Amended by No. 85, 1976, s. 10 s. 23. Amended by No. 85, 1976, s. 11 s. 24. Amended by No. 85, 1976, s. 12 s. 25. Repealed by No. 85, 1976, s. 13 s. 26. Amended by No. 85, 1976, s. 14 and by No. 10, 1978, s. 4 s. 27. Amended by No. 85, 1976, s. 15 s. 28. Amended by No. 85, 1976, s. 16 s. 29. Amended by No. 85, 1976, s. 17 s. 29a. Enacted by No. 85, 1976, s. 18 s. 30. Amended by No. 85, 1976, s. 19 s. 31. Amended by No. 85, 1976, s. 20 s. 32. Amended by No. 85, 1976, s. 21 s. 35. Amended by No. 85, 1976, s. 22 s. 36. Amended by No. 85, 1976, s. 23 s. 37. Amended by No. 10, 1978, s. 5 s. 39. Amended by No. 10, 1978, s. 6 Schedule. Amended by No. 85, 1976, s. 24
Industries Development Act, 1941-1974 (New ed., Vol. 5, p. 148)	s. 2. Amended by No. 10, 1976, s. 2 and by No. 45, 1977, s. 3 s. 10. Amended by No. 45, 1977, s. 4 s. 14a. Enacted by No. 15, 1977, s. 2 Heading to s. 16a. Substituted by No. 45, 1977, s. 5 s. 16a. Amended by No. 10, 1976, s. 4 and by No. 45, 1977, s. 6 s. 16e. Substituted by No. 23, 1978, s. 3 s. 16f. Amended by No. 45, 1977, s. 7 s. 16g. Amended by No. 45, 1977, s. 8 s. 18. Amended by No. 45, 1977, s. 9 s. 24. Substituted by No. 55, 1978, s. 2
Inheritance (Family Provision) Act, 1972 1975 (New ed., Vol. 5., P. 178)	s. 5. *In the estate of Barry* 9 S.A.S.R. 439 s. 6. *In the estate of Bridges, deceased* 8 S.A.S.R. 268 *In re Saxon deceased* 12 S.A.S.R. 110 *In the estate of Brooks, deceased* 22 S.A.S.R. 398 s. 7. *In the estate of Gough, deceased; Gough v. Fletcher* (1973) 5 S.A.S.R. 559 *In the estate of Bridges, deceased* 8 S.A.S.R. 268, 12 S.A.S.R. 1 *In the estate of Wardle, deceased* 22 S.A.S.R. 139 *In the estate of Puckridge, deceased* 20 S.A.S.R. 72 *In the estate of Brooks, deceased* 22 S.A.S.R. 398 s. 8. *In the estate of Barry* 9 S.A.S.R. 439 *In re Pope deceased: Pope v. Public Trustee* 11 S.A.S.R. 571
Institute of Medical and Veterinary Science Act, 1937-1974 (New ed., Vol. 5, p. 186)	s. 3. Amended by No. 45, 1978, s. 3 s. 5. Amended by No. 76, 1976, first schedule, Part III and by No. 45, 1978, s. 4 s. 17. Amended by No. 76, 1976, first schedule, Part III and by No. 45, 1978, s. 5 s. 19. Amended by No. 45, 1978, s. 6
Irrigation Act, 1930-1975 (New ed., Vol. 5, p. 196)	s. 4. Amended by No. 28, 1978, s. 5 s. 6. Amended by No. 28, 1978, s. 6 s. 8. Amended by No. 28, 1978, s. 7 s. 12. Amended by No. 28, 1978, s. 8 s. 35b. Amended by No. 28, 1978, s. 9 s. 39. Amended by No. 28, 1978, s. 10 s. 77a. Amended by No. 55, 1977, s. 14 s. 80a. Repealed by No. 28. 1978, s. 11 s. 80c. Amended by No. 28, 1978, s. 12 s. 80d. Amended by No. 28, 1978, s. 13 s. 80f. Amended by No. 28, 1978, s. 14

Act Affected	How Affected
Irrigation Act, 1930-1975 (New ed., Vol. 5, p. 196)—*continued*	s. 80g. Amended by No. 28, 1978, s. 15 s. 80h. Amended by No. 28, 1978, s. 16 s. 80i. Amended by No. 28, 1978, s. 17 Heading preceding s. 108. Substituted by No. 28, 1978, s. 18 ss. 108-109. Repealed by No. 28, 1978, s. 19 Heading preceding s. 110. Struck out by No. 28, 1978, s. 20 s. 110. Amended by No. 28, 1978, s. 21 s. 111. Amended by No. 28, 1978, s. 22 s. 112. Amended by No. 28, 1978, s. 23 s. 113. Amended by No. 28, 1978, s. 24 s. 113a. Amended by No. 28, 1978, s. 25 s. 122. Amended by No. 28, 1978, s. 26 s. 123. Repealed by No. 28, 1978, s. 27 Second schedule Amended by No. 28, 1978, s. 28 Third schedule. Amended by No. 28, 1978, s. 29
Irrigation on Private Property Act, 1939-1958 (New ed., Vol. 5, p. 253)	s. 4. Amended by No. 28, 1978, s. 35 First schedule. Amended by No. 28, 1978, s. 36
Juries Act, 1927-1974 (New ed., Vol. 5, p. 293)	s. 14a. Repealed by No. 11, 1976, s. 3 s. 30. Amended by No. 11, 1976, s. 4 s. 32. Amended by No. 11, 1976, s. 5 s. 55a. Amended by No. 115, 1976, s. 16 *The Queen v. Gray, Adams, Brannon and Knox* 17 S.A.S.R. 534 *The Queen v. McDonald* 21 S.A.S.R. 198 s. 56. Amended by No. 115, 1976, s. 16 *Douglass v. Ninnes* 14 S.A.S.R. 377 *The Queen v. Gray, Adams Brannon and Knox* 17 S.A.S.R. 534 *The Queen v. McDonald* 21 S.A.S.R. 198 s. 57. Amended by No. 115, 1976, s. 16 *The Queen v. Anderson* (1973) 5 S.A.S.R. 256 *The Queen v. Hamitov* 21 S.A.S.R. 596 s. 60b. Repealed by No. 11, 1976, s. 6 s. 75. *Corporations and District Councils (Jury Service) Case* 40 S.A.I.R. 351 s. 77. *Felstead v. Giersch* 14 S.A.S.R. 27 s. 87. Repealed by No. 115, 1976, s. 17 Third schedule. Amended by No. 11, 1976, s. 7
Justices Act, 1921-1975 (New ed., Vol. 5, p. 316)	s. 9. *Purvis v. West* 22 S.A.S.R. 313 s. 22a. *Smallacombe v. Day* (1943) S.A.S.R. 368 *Jurekic v. Menz* (1961) S.A.S.R. 322 *Willing v. Hollobone (No. 2)* 11 S.A.S.R. 118 s. 23. *Holland v. Sammon* 4 S.A.S.R. 1 s. 24. *Willing v. Ewens* 7 S.A.S.R. 231 *Ammann v. Wegener* 129 C.L.R. 415 s. 27. *Holland v. Rowett* 8 S.A.S.R. 50 s. 43. *Richards v. Baulderstone Pty. Ltd.* 43 S.A.I.R. 1442 s. 46. *O'Hair v. Wright* (1971) S.A.S.R. 436 s. 50. *Collins v. Dix* 39 S.A.I.R. 1109 s. 51. *Sutter and Wife v. Virgo* (1941) S.A.S.R. 113 *Crafter v. Bruce* (1941) S.A.S.R. 269 *Gurry v. Lonsdale* (1941) 16 S.A.I.R. 206 *Crafter v. Green* (1943) S.A.S.R. 162 *O'Sullivan v. De Young* (1949) S.A.S.R. 159, special leave to appeal to the High Court refused, 79 C.L.R. 652 (note) (1949) S.A.S.R. xvi (note) *Timms v. Van Ciemen* (1969) S.A.S.R. 379 *Romeyko v. Samuels* 2 S.A.S.R. 529 *R. v. Elliott ex parte Elliott* 8 S.A.S.R. 329 s. 52. *Nottage v. Tarac Manufacturers (Adelaide) Limited* (1941) S.A.S.R. 162 *Grow v. Gefkin and others* (1945) S.A.S.R. 78 *Sparnon v. Lower* (1970) S.A.S.R. 16 *Purvis v. West* 22 S.A.S.R. 313 s. 53. *Smith v. Dayman. Dayman v. Thomson* (1938) S.A.S.R. 477 *Thomas v. Hansberry* (1958) S.A.S.R. 127 *Lenzi v. Miller* (1965) S.A.S.R. 1 *Police v. Perrys Bakery Pty. Ltd.* 39 S.A.I.R. 1128 *Bob's Place Sales Pty. Ltd. v. Barrington* 12 S.A.S.R. 566 s. 56. *S.A. Asbestos Syndicate N.L. v. Coola Products Limited* (1937) S.A.S.R. 1 *Hayward v. Whitbread* (1966) S.A.S.R. 1 *Jeffreys v. Thornton* 8 S.A.S.R. 380 *Baronian v. Potter Constructions Pty. Ltd.* 22 S.A.S.R. 215 s. 57. *Sparnon v. Lower* (1970) S.A.S.R. 16 s. 57a. Amended by No. 44, 1979 Schedule s. 61. *Lang v. Warner* 10 S.A.S.R. 289 s. 68. *Whittle v. Delderfield* (1943) S.A.S.R. 1 *Brauer v. O'Sullivan* (1957) S.A.S.R. 185 *Godbee v. Samuels* (1973) 5 S.A.S.R. 236 s. 69. *Maddern v Dayman* (1939) S.A.S.R. 12 *Kester v. Marsh* 21 S.A.S.R. 348 s. 70. *R. v. Smith: ex parte James* (1966) S.A.S.R. 47

Act Affected	How Affected
Justices Act, 1921-1975 (New ed., Vol. 5, p. 316)—*continued*	s. 70ab. *Killian v. Weaver* (1970) S.A.S.R. 107 *R. v. Wright: ex parte Klar* 1 S.A.S.R. 103 *Henderson v. Porter* 4 S.A.S.R. 94 *Neil v. Steel* (1973) 5 S.A.S.R. 67 s. 71. *Talbot v. Bevan* (1961) S.A.S.R. 47 s. 75. *Bond v. Cocks* (1938) S.A.S.R. 14 *Bond v. Gilbert* (1938) S.A.S.R. 37 *Verran v. Roberts* (1938) S.A.S.R. 256 *Dayman v. Darwin* (1939) S.A.S.R. 29 *Harris v. Treglown* (1944) S.A.S.R. 42 *All Cars Ltd. v. McCann* 19 A.L.J. 129, appeal to the High Court dismissed, 69 C.L.R. 639 (note) *Saler v. Klingbiel* (1945) S.A.S.R. 171 *Cunningham v. Mullan* (1961) S.A.S.R. 318 *Samuels v. Festa* (1969) S.A.S.R. 118 s. 77. *Koehne v. Gay* (1964) S.A.S.R. 107 *Martin v. Martin* (1966) S.A.S.R. 71 *Timms v. Van Diemen* (1968) S.A.S.R. 379 *Whitbread v. Velliaris* (1969) S.A.S.R. 291 *Schaftenaar v. Samuels* 11 S.A.S.R. 266 s. 84. *In re Weetra* 18 S.A.S.R. 321 s. 85. *Harris v. S.* 18 S.A.S.R. 329 s. 93. *Flood v. McAvaney* 14 S.A.S.R. 50 s. 99. *Mann v. Yanacos* 16 S.A.S.R. 54 s. 106. Amended by No. 64, 1976, s. 2 *The Queen v. Byczko (No. 1)* 16 S.A.S.R. 506 *The Queen v. Grieve ex parte Ellis* 19 S.A.S.R. 437 s. 106a. *The Queen v. Mills: ex parte Edwards* (1958) S.A.S.R. 54 *Johnson v. Seebohm* 2 S.A.S.R. 310 *The Queen v. Gun; ex parte Stephenson* 17 S.A.S.R. 165 s. 108. *R. v. Carter ex parte Rose* 7 S.A.S.R. 17 s. 109. Amended by No. 115, 1976, s. 19 s. 120. *Koller v. Kowald* 10 S.A.S.R. 275 s. 125. *Mines v. Doddrell* (1938) S.A.S.R. 90, affirming *Mines v. Doddrell* (1937) S.A.S.R. 406 s. 129. *Coleman v. Mayne* (1966) S.A.S.R. 404 *The Queen v. Manos: ex parte Normandale* 16 S.A.S.R. 78 s. 134. Amended by No. 115, 1976, s. 20 s. 136. *R. v. Corcoran* (1957) S.A.S.R. 115 s. 162. *Samuels v. Peter F. Burns Pty. Ltd.* 14 S.A.S.R. 88 *Lockyer v. George Weston Foods* 42 S.A.I.R. 1444 s. 163. *Commissioner of Police v. Brady* (1954) S.A.S.R. 314 *Mayne v. Hoban* (1964) S.A.S.R. 195 *McNair v. McEvoy* (1966) S.A.S.R. 342 *Isles v. McEvoy* (1966) S.A.S.R. 403 *Walshe v. Giffen* (1967) S.A.S.R. 149 *Samuels v. Leech* (1970) S.A.S.R. 60 *Reid v. Cloosterman* (No. 2) (1971) S.A.S.R. 299 *R. v. O'Loughlin: ex parte Ralphs* 1 S.A.S.R. 219 *Kildowski v. McCallum* 2 S.A.S.R. 287 *Normandale v. Forrest* 4 S.A.S.R. 6 *Gray v. Steel* 4 S.A.S.R. 290 *Stokes v. Samuels* (1973) 5 S.A.S.R. 18 *Macpherson v. Brown* 12 S.A.S.R. 184 *Daddow v. French* 12 S.A.S.R. 440 *Murray v. Kahl* 13 S.A.S.R. 359 *Elliott v. Harris* 13 S.A.S.R. 516 *Power v. Huffa* 14 S.A.S.R. 337 *Mann v. Yanacos* 16 S.A.S.R. 54 *Paynter v. Huffa* 17 S.A.S.R 120 *Robinson v. Cox* 21 S.A.S.R. 536 *Schiller v. Fingleton* 21 S.A.S.R. 229 s. 164. *R. v. Smith: ex parte James* (1966) S.A.S.R. 47 s. 165. *Potter v. Neave* (1944) S.A.S.R. 19 *Jarvis v. Jarvis* (1947) S.A.S.R. 12 *Giles v. Durack* (1968) S.A.S.R. 32 *Samuels v. Ebert* (1970) S.A.S.R. 103 *Mahood v. Davies* 8 S.A.S.R. 572 *Joseph v. Davies* 14 S.A.S.R. 273 *Farrelly v. Fitzgerald* 15 S.A.S.R. 228 *Johannessen v. Miller* 16 S.A.S.R. 546 *Samuels v. Meyler* 16 S.A.S.R. 378 *Johannessen v. Miller* (No. 2) 17 S.A.S.R. 243 *Ceruto v. Ewens* 17 S.A.S.R. 249 s. 166. *Smith v. Samuels* 12 S.A.S.R. 573 s. 168. *Sumner v. Samuels* (1973) 5 S.A.S.R. 15 s. 171. *Potter v. Neave* (1944) S.A.S.R. 19 *Giles v. Durack* (1968) S.A.S.R. 32 *Benedetto v. Huffa* (1969) S.A.S.R. 448 *Tothill v. Marklew* (1969) S.A.S.R. 460

Act Affected	How Affected
Justices Act, 1921-1975 (New ed., Vol. 5, p. 316)—*continued*	*Crook v. Silk* (1970) S.A.S.R. 121 *Schugman v. Menz* (1970) S.A.S.R. 381 *Reid v. Cloosterman* (No. 1) (1971) S.A.S.R. 295 *Reid v. Cloosterman* (No. 2) (1971) S.A.S.R. 299 *Horsburgh v. Steel* 3 S.A.S.R. 179 *Anders v. Gibbons* 4 S.A.S.R. 244 *Fry v. Kowald* 7 S.A.S.R. 571 *Mahood v. Davies* 8 S.A.S.R. 572 *Farrelly v. Fitzgerald* 15 S.A.S.R. 228 *Samuels v. Meyler* 16 S.A.S.R. 378 *Skaventzos v. Gage* 21 S.A.S.R. 233 s. 172. *Williams v. Stewart* (1944) S.A.S.R. 254 *Dawe v. Northwood* (1951) S.A.S.R. 73 *Morley v. Bond* (1955) S.A.S.R. 198 *Whitbread v. Mayne* (1963) S.A.S.R. 46 *Koerner v. Samuels* (1964) S.A.S.R. 94 *Moriarty v. Moriarty* (1964) S.A.S.R. 356 *Bean v. Considine* (1965) S.A.S.R. 351 *Giles v. Barnes* (1967) S.A.S.R. 174 *Benedetto v. Huffa* (1969) S.A.S.R. 448 *Tothill v. Marklew* (1969) S.A.S.R. 460 *McConnell v. Cosgrove* 3 S.A.S.R. 483 *Farrelly v. Fitzgerald* 15 S.A.S.R. 228 *Johannessen v. Miller* 16 S.A.S.R. 546 *Ceruto v Ewens* 17 S.A.S.R. 249 s. 176. *Paynter v. Huffa* 17 S.A.S.R. 120 s. 177. *Maddison v. McCormick* (1939) S.A.S.R. 97 *Gray v. Jones* (1948) S.A.S.R. 201 *Aston v. Hincks, vice Fitzgerald* (1950) S.A.S.R. 182 *Watts v. Welch. Tobin v. Welch* (1950) S.A.S.R. 289 *Kurucz v. Mayne* (1966) S.A.S.R. 82 *Daehnke v. Caruso* (1970) S.A.S.R. 53 *Graham v. O'Brien* 1 S.A.S.R. 495 *Willing v. Cousin* 3 S.A.S.R. 544 *Fischer v. Chambers* 4 S.A.S.R. 105 *Felstead v. Giersch* 14 S.A.S.R. 27 *Williams v. Grillet* 21 S.A.S.R. 258 s. 182. *Johnson v. Miller* (1937) 59 C.L.R. 467; 11 A.L.J. 344, reversing *Miller v. Johnson* (1937) S.A.S.R. 323, which affirmed *Miller v. Johnson* (1937) S.A.S.R. 171 *Curyer v. Foote* (1939) S.A.S.R. 203 *Williams v. Wight* (1943) S.A.S.R. 301 *Crafter v. McKeough* (1943) S.A.S.R. 371, reversing *Crafter v. McKeough* (1943) S.A.S.R. 310 *Wright v. O'Sullivan* (1948) S.A.S.R. 307 *Hood v. Conole* (1962) S.A.S.R. 180 *Bennetts v. Cunningham* (1963) S.A.S.R. 301 *Samuels v. Hosking* 3 S.A.S.R. 112 *Elliott v. Harris* 13 S.A.S.R. 516 s. 183. *Crafter v. McKeough* (1943) S.A.S.R. 371, reversing *Crafter v. McKeough* (1943) S.A.S.R. 310 *Brodie v. Chard* (1945) S.A.S.R. 27 *Rosey v. Wilson* (1959) S.A.S.R. 54 *Samuels v. Hosking* 3 S.A.S.R. 112 s. 184. *Sparnon v. Lower* (1970) S.A.S.R. 16 s. 185. *Logan v. Copp* (1942) S.A.S.R. 45 *O'Hair v. Killian* 1 S.A.S.R. 1 *Hull v. Nuske* 8 S.A.S.R. 587
Land Acquisition Act, 1969-1972 (New ed., Vol. 5, p. 462)	s. 5. *Palais Parking Station Pty. Ltd. v. Shea* 16 S.A.S.R. 350, reversing *Palais Parking Station v. Shea* 13 S.A.S.R. 240 s. 15. *Christies Stone Quarries Pty. Ltd. & Christies Sands Pty. Ltd. v. Corporation of the City of Tea Tree Gully* 22 S.A.S.R. 224 s. 16. *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways* 14 S.A.S.R. 486 s. 18. *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways* 14 S.A.S.R. 486 s. 19. *Minister for the Environment v. Florence* 21 S.A.S.R. 108 s. 21. *Shipp Bros. Pty. Ltd. v. Commissioner of Highways* 4 S.A.S.R. 588 s. 24. *Smith v. Minister of Education* 19 S.A.S.R. 411 s. 25. *Crompton v. Commissioner of Highways* 5 S.A.S.R. 301 *Wattle Park Pty. Ltd. v. Commissioner of Highways* (1973) 6 S.A.S.R. 69 *Doherty and D. v. Commissioner of Highways* 7 S.A.S.R. 57 *Commissioner of Highways v. George Eblen Pty. Ltd.* 10 S.A.S.R. 384 *Rivers and Rivers v. Minister of Education* 12 S.A.S.R. 321 *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways* 14 S.A.S.R. 486 *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways (No. 2)* 18 S.A.S.R. 438

Act Affected	How Affected
Land Acquisition Act, 1969-1972 (New ed., Vol. 5, p. 462)—*continued*	*Commissioner of Highways v. Shipp Bros. Pty. Ltd.* 19 S.A.S.R. 215 *Gill v. State Planning Authority* 20 S.A.S.R. 580 *Bloomfield Pty. Ltd. v. Minister of Works* 20 S.A.S.R. 67 s. 33. *South Australian Land Commission v. Perry* 15 S.A.S.R. 315
Land and Business Agents Act, 1973-1975 (New ed., Vol. 5, p. 478)	s. 26. Amended by No. 38, 1977, s. 3 s. 27. Amended by No. 38, 1977, s. 4 s. 28. Repealed by No. 38, 1977, s. 5 s. 78. *In re Aidinis* 12 S.A.S.R. 158 *Ivanoff v. Land and Business Agents Board* 15 S.A.S.R. 56 s. 82. *Ivanoff v. Land and Business Agents Board* 15 S.A.S.R. 56 s. 89. Amended by No. 1, 1979, s. 2
Land Commission Act, 1973 (New ed., Vol. 5, p. 528)	s. 4. *United Properties of Australia Co-op. Ltd. v. South Australian Land Commission and Registrar-General of Deeds* 11 S.A.S.R. 205 *Hooker Rex Pty. Ltd. v. South Australian Land Commission* 14 S.A.S.R. 63 s. 4. Amended by No. 9, 1977, s. 2 s. 12. *United Properties of Australia Co-op. Ltd. v. South Australian Land Commission and Registrar General of Deeds* 11 S.A.S.R. 205 *Hooker Rex Pty. Ltd. v. South Australian Land Commission* 15 S.A.S.R. 391 s. 16. Amended by No. 9, 1977, s. 3 *Hooker Rex Pty. Ltd. v. South Australian Land Commission* 14 S.A.S.R. 63
Landlord and Tennant Act, 1936-1974 (New ed., Vol. 5, p. 538)	s. 3a. Enacted by No. 24, 1978, s. 3 s. 10. *Briggs v. Pinchbeck* (1937) S.A.S.R. 30 s. 11. *Hinton v. Fawcett* (1957) S.A.S.R. 213
Land Settlement Act, 1944-1974 (New ed., Vol., 5, p. 554)	s. 2a. Repealed by No. 50, 1978, s. 3
Land Tax Act, 1936-1975 (New ed., Vol. 5, p. 575)	s. 4. Amended by No. 41, 1976, s. 3 *John Martin (Elizabeth) Limited v. Commissioner of Land Tax* (1965) S.A.S.R. 217 s. 10. Amended by No. 41, 1976, s. 4, by No. 32, 1977, s. 3 and by No. 61, 1979, s. 3 s. 10a. Enacted by No. 61, 1979, s. 4 s. 11. Amended by No. 61, 1979, s. 5 s. 11a. Amended by No. 61, 1979, s. 6 s. 11b. Repealed by No. 41, 1976, s. 5 s. 12. Amended by No. 41, 1976, s. 6 and by No. 32, 1977, s. 4 s. 12a. Amended by No. 32, 1977, s. 5, and by No. 61, 1979, s. 7 s. 12c. Amended by No. 41, 1976, s. 7 and by No. 32, 1977, s. 6 *Martin v. The Commissioner of Land Tax* (1964) S.A.S.R. 51 s. 42. Substituted by No. 32, 1977, s. 7 ss. 43-44. Repealed by No. 32, 1977, s. 7 s. 52. *John Martin (Elizabeth) Limited v. Commissioner of Land Tax* (1965) S.A.S.R. 217 s. 58b. Amended by No. 55, 1977, s. 9 ss. 68a, 68b and 68c. Enacted by No. 32, 1977, s. 8 s. 75. Amended by No. 41, 1976, s. 8
Land Valuers Licensing Act, 1969-1974 (New ed., Vol. 5. p. 606)	s. 10. *Faulkner v. Land Valuers Licensing Board* 3 S.A.S.R. 444 s. 18. *Faulkner v. Land Valuers Licensing Board* 3 S.A.S.R. 444
Law of Property Act, 1936-1975 (New ed., Vol. 5, p. 618)	s. 15. *Olsson and another v. Dyson* 120 C.L.R. 365 s. 23. *Nicholls v. Public Trustee (South Australia) and another* (1945) 72 C.L.R. 86 affirming *In re Cuming* (1943) S.A.S.R. 336 s. 26. *Reid v. Zoanetti* (1943) S.A.S.R. 92 *Hambly-Clarke v. Forsaith* (1953) S.A.S.R. 270 *Anders v. Schluter* (1973) 6 S.A.S.R. 325 *Patterson and Patterson v. Mann* 13 S.A.S.R. 34 *Deanshaw and Deanshaw v. Marshall* 20 S.A.S.R. 146 s. 29. *Lamshed v. Lamshed* 37 A.L.J. 307 reversing *Lamshed v. Lamshed* (1963) S.A.S.R. 154 s. 41. *Rose and Rose v. Commissioner of Stamps* 22 S.A.S.R. 84 s. 55. *Eadie v. Braun* 20 S.A.S.R. 190 *Kirkman v. Frost* 20 S.A.S.R. 192 *Hindmarsh Building Society v. Man-hire* 20 S.A.S.R. 206 s. 60. *In re Walter's Settlement* (1954) S.A.S.R. 300 *In the estate of Schulz: Playford v. University of Adelaide and others* (1961) S.A.S.R. 377 *In re Birks' Settlement* 9 S.A.S.R. 294 s. 69. *Peck v. Peck* (1965) S.A.S.R. 293 *Tansell v. Tansell* 19 S.A.S.R. 165 s. 105. *Oates v. Oates* (1949), S.A.S.R. 37 *In re Palmers' Question; Palmer v. Palmer* (1952) S.A.S.R. 218 *Martin v. Martin* (1959) 110 C.L.R. 297; 33 A.L.J. 362 *Ganzis v. Ganzis* (1963) S.A.S.R. 194

Act Affected	How Affected
Law of Property Act, 1936-1975 (New ed., Vol. 5, p. 618)—*continued*	*Hepworth v. Hepworth* (1963) 110 C.L.R. 309, affirming *Hepworth v. Hepworth* (1963) S.A.S.R. 259 *Peck v. Peck* (1965) S.A.S.R. 293
Legal Practitioners Act, 1936-1972 (New ed., Vol. 5, p. 662)	s. 14. *Lightburn Products v. Forzisi* 43 S.A.I.R. 1392 s. 24. *In re...a practitioner of the Supreme Court* (1937) S.A.S.R. 316 *In re...a practitioner of the Supreme Court* (1940) S.A.S.R. 154 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 124 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 181 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 188 s. 24i. *Law Society of S.A. v. Tom* 8 S.A.S.R. 517 s. 42. *In the matter of a practitioner of the Supreme Court* (1962) S.A.S.R. 165 s. 51. *In the matter of a practitioner of the Supreme Court* (1960) S.A.S.R. 178 s. 53. *In the matter of a practitioner of the Supreme Court* (1960) S.A.S.R. 178 *In the matter of a practitioner of the Supreme Court* (1970) S.A.S.R. 199 *In the matter of a practitioner of the Supreme Court* 12 S.A.S.R. 166 s. 69. Enacted by No. 46, 1977, s. 2, amended by No. 5, 1979, s. 3
Legal Services Commission Act, 1977 (1977, p. 131)	s. 5. Amended by No. 37, 1979, s. 3 s. 6. Amended by No. 37, 1979, s. 4 s. 7. Amended by No. 37, 1979, s. 5 s. 10. Amended by No. 37, 1979, s. 6 s. 11. Amended by No. 37, 1979, s. 7 s. 15. Amended by No. 37, 1979, s. 8 s. 17. Amended by No. 37, 1979, s. 9 s. 19. Amended by No. 37, 1979, s. 10 s. 23. Amended by No. 37, 1979, s. 11 s. 24. Amended by No. 37, 1979, s. 12 s. 26. Substituted by No. 37, 1979, s. 13 s. 27. Amended by No. 37, 1979, s. 14 s. 28. Amended by No. 37, 1979, s. 15 s. 29. Substituted by No. 37, 1979, s. 16 s. 31. Enacted by No. 37, 1979, s. 17 s. 34. Amended by No. 37, 1979, s. 18
Levi Park Act, 1948 (New ed., Vol. 5, p. 694)	s. 2. Amended by No. 53, 1976, s. 2 s. 12. Amended by No. 53, 1976, s. 3
Libraries and Institutes Act, 1939-1975 (New ed., Vol. 5, p. 701)	s. 7. Substituted by No. 20, 1979, s. 3 s. 18. Amended by No. 20, 1979, s. 4 s. 19. Repealed by No. 20, 1979, s. 5 s. 19a. Repealed by No. 20, 1979, s. 5 s. 20. Amended by No. 10, 1977, s. 2 and by No. 74, 1978, s. 2 s. 20a. Enacted by No.74, 1978, s. 3 s. 21. Amended by No. 74, 1978, s. 4 s. 24. Amended by No. 20, 1979, s. 6 s. 27. Amended by No. 20, 1979, s. 7 s. 59. Substituted by No. 47, 1976, s. 3 s. 70. *Williams v. Coulthard and others* (1948) S.A.S.R. 183; 22 A.L.J. 431 s. 149. Amended by No. 74, 1978, s. 5 First schedule. Varied by proclamation. For proclamations varying first schedule *see* Table of Regulations, Rules, Proclamations, Etc.
Libraries (Subsidies) Act, 1955-1958 (New ed., Vol. 5, p. 753)	s. 2. Amended by No. 48, 1976, s. 2, and by No. 21, 1977, s. 2 s. 3. Amended by No. 21, 1977, s. 3
Licensing Act, 1967-1975 (New ed., Vol. 5, p. 756)	For reported decisions on the Licensing Act, 1932-1966, *see* 1966 Annual Volume s. 3. *Pisanelli v. Samuels* (1968) S.A.S.R. 168 *The Queen v. The Licensing Court: ex parte Kiley* (No. 1) (1968) S.A.S.R. 194 s. 4. Amended by No. 75, 1976, s. 3 *Skinner v. Pope and another* (1969) S.A.S.R. 392 *Federated Liquor and Allied Industries Employees Union of Australia v. Barmera Hotel Inc.* 39 S.A.I.R. 1204 s. 5. Amended by No. 75, 1976, s. 4 s. 6. Substituted by No. 75, 1976, s. 5 *Darbyshire v. The Superintendent of Licensed Premises and others* (1968) S.A.S.R. 211 s. 6a. Enacted by No. 75, 1976, s. 5 s. 6b. Enacted by No. 75, 1976, s. 5 s. 6c. Enacted by No. 75, 1976, s. 5 s. 7. Amended by No. 75, 1976, s. 6 s. 9. Amended by No. 75, 1976, s. 7 *Arkaba Hotels Pty. Ltd. v. Superintendent of Licensed Premises* (1968) S.A.S.R. 122 *Buttery v. Muirhead* (1970) S.A.S.R. 334 *Connelly v. R. B. Agencies (S.A.) Pty. Ltd.* (1970) S.A.S.R. 364

Act Affected	How Affected
Licensing Act, 1967-1975 (New ed., Vol. 5, p. 756)—*continued*	*Lincoln Bottle Shop Pty. Ltd. v. Hamden Hotel Pty. Ltd.* 19 S.A.S.R. 326 *Tomley Investment Co. Pty. Ltd. v. Superintendent of Licensed Premises* 21 S.A.S.R. 176 s. 10. Amended by No. 75, 1976, s. 8 s. 14. Amended by No. 44, 1972, s. 6 and by No. 6, 1978, s. 2 s. 19. Amended by No. 75, 1976, s. 9 *Arkaba Hotels Pty. Ltd. v. Superintendent of Licensed Premises* (1968) S.A.S.R. 122 *Minagall v. Ingram* (1968) S.A.S.R. 236 s. 20. Substituted by No. 75, 1976, s. 10 s. 21. *D'Oro Distributors Pty. Ltd. v. The Superintendent of Licensed Premises and Kiley* (1968) S.A.S.R. 220 s. 22. *Kiley v. De Angelis and Pope* (1968) S.A.S.R. 419 *The Queen v. The Licensing Court: ex parte Kiley* (No. 2) (1968) S.A.S.R. 204 *Skinner v. Pope and another* (1969) S.A.S.R. 392 *Buttery v. Muirhead* (1970) S.A.S.R. 334 *Blackwood Foodland Pty. Ltd. v. Milne and The Superintendent of Licensed Premises* (1970) S.A.S.R. 403 *Papadopolous v. The Opal Inn Pty. Ltd. and The Miner's Store Pty. Ltd.* 3 S.A.S.R. 348 *Carjay Pty. Ltd., Sylvan Lakes Pty. Ltd. and Hobans Glynde Pty. Ltd. v. Target Cellars Pty. Ltd. and The Superintendent of Licensed Premises* 3 S.A.S.R. 484 *Hamood and Hamood v. Forsyth and Tower Hotel Pty. Ltd. and The Superintendent of Licensed Premises* 3 S.A.S.R. 496 *Milne v. Pope and Belair Cellars Pty. Ltd.* 4 S.A.S.R. 45 *Tomley Investment Co. Pty. Ltd. v. Victoria (Tapleys Hill) Pty. Ltd. and Flagstaff Hotel Pty. Ltd.* 17 S.A.S.R. 584 *Lincoln Bottle Shop Pty. Ltd. v. Hamden Hotel Pty. Ltd.* 19 S.A.S.R. 326 *Tomley Investment Co. Pty. Ltd. v. Superintendent of Licensed Premises* 21 S.A.S.R. 176 s. 23. Amended by No. 75, 1976, s. 11 s. 25. Substituted by No. 75, 1976, s. 12 *Connelly v. R. B. Agencies (S.A.) Pty. Ltd.* (1970) S.A.S.R. 364 s. 26. Amended by No. 75, 1976, s. 13 s. 27. Amended by No. 75, 1976, s. 14 s. 28. Substituted by No. 75, 1976, s. 15 s. 31. Amended by No. 75 1976, s. 16 *Darbyshire v. The Superintendent of Licensed Premises and others* (1968) S.A.S.R. 211 s. 31a. Enacted by No. 6, 1978, s. 3 s. 37. Amended by No. 9, 1976, s. 3 and by No. 6, 1978, s. 4 s. 38. Amended by No. 9, 1976, s. 4 s. 39. Amended by No. 9, 1976, s. 5 s. 41. Amended by No. 75, 1976, s. 17 *Pope v. Lockleys Bowling Club Incorporated* (1973) 5 S.A.S.R. 219 s. 47. *D'Oro Distributors Pty. Ltd. v. The Superintendent of Licensed Premises and Kiley* (1968) S.A.S.R. 220 *Muirhead v. Buttery and Superintendent of Licensed Premises* (1969) S.A.S.R. 132 *Buttery v. Muirhead* (1970) S.A.S.R. 334 *Carjay Pty. Ltd., Sylvan Lake Pty. Ltd. and Hobans Glynde Pty. Ltd. v. Target Cellars Pty. Ltd. and The Superintendent of Licensed Premises* 3 S.A.S.R. 484 *Hamood and Hamood v. Forsythe and Tower Hotel Pty. Ltd. and The Superintendent of Licensed Premises* 3 S.A.S.R. 496 *Milne v. Pope and Belair Cellars Pty. Ltd.* 4 S.A.S.R. 45 *Hoban's Glynde Pty. Ltd., Hoban Freeholds Pty. Ltd., and Hamood v. Firle Hotel Pty. Ltd. and The Superintendent of Licensed Premises* 4 S.A.S.R. 503 *Tomley Investment Co. Pty. Ltd. v. Victoria (Tapleys Hill) Pty. Ltd.* and *Flagstaff Hotel Pty. Ltd.* 17 S.A.S.R. 584 *Lincoln Bottle Shop Pty. Ltd. v. Hamden Hotel Pty. Ltd.* 19 S.A.S.R. 326 *Tomley Investment Co. Pty. Ltd. v. Superintendent of Licensed Premises* 21 S.A.S.R. 176 s. 48. Amended by No 75, 1976, s. 18 *Kiley v. De Angelis and Pope* (1968) S.A.S.R. 419 *Muirhead v. Buttery and Superintendent of Licensed Premises* (1969) S.A.S.R. 132 *Buttery v. Muirhead* (1970) S.A.S.R. 334 s. 56. *R. B. Agencies (S.A.) Pty. Ltd. v. Pope* (1970) S.A.S.R. 354 *Milne v. Pope and Belair Cellars Pty. Ltd.* 4 S.A.S.R. 45 s. 57. *Muirhead v. Buttery and Superintendent of Licensed Premises* (1969) S.A.S.R. 132 s. 59. Amended by No. 75, 1976, s. 19 s. 61. *R. B. Agencies (S.A.) Pty. Ltd. v. Pope* (1970), S.A.S.R. 354 *Carjay Pty. Ltd., Sylvan Lake Pty. Ltd. and Hobans Glynde Pty. Ltd. v. Target Cellars Pty. Ltd. and The Superintendent of Licensed Premises* 3 S.A.S.R. 484 *Hamood and Hamood v. Forsyth and Tower Hotel Pty. Ltd. and The Superintendent of Licensed Premises* 3 S.A.S.R. 496

Act Affected	How Affected
Licensing Act, 1967-1975 (New ed., Vol. 5, p. 756)—*continued*	*Pope v. Lockleys Bowling Club Incorporated* (1973) 5 S.A.S.R. 219 *Young v. Farrah and Nicholas Enterprises Pty. Ltd.* 13 S.A.S.R. 444 *Lincoln Bottle Shop Pty. Ltd. v. Hamden Hotel Pty. Ltd.* 19 S.A.S.R. 326 s. 65. Amended by No. 75, 1976, s. 20 s. 66. Amended by No. 75, 1976, s. 21 s. 68. Repealed by No. 75, 1976, s. 22 s. 82. Amended by No. 75, 1976, s. 23 and by No. 6, 1978, s. 5 *Parkroyal Corporation Pty. Ltd. and others v. Pope* (1969) S.A.S.R. 376 *Jenerce Pty. Ltd. and others v. Pope* 1 S.A.S.R. 204 s. 86b. Amended by No. 6, 1978, s. 6 s. 118. Amended by No. 75, 1976, s. 24 s. 131. Amended by No. 75, 1976, s. 25 s. 146. *Minagall v. Ingram* (1968) S.A.S.R. 236 s. 148. *Pisanelli v. Samuels* (1968) S.A.S.R. 168 s. 153. Amended by No. 75, 1976, s. 26 s. 157. *Federated Liquor and Allied Trades Employees Federation of Australia v. Barmera Hotel Inc.* 39 S.A.I.R. 1204 s. 168. Substituted by No. 75, 1976, s. 27 and amended by No. 6, 1978, s. 7 s. 171. Amended by No. 6, 1978, s. 8 s. 173. *Young v. Farrah and Nicholas Enterprises Pty. Ltd.* 13 S.A.S.R. 444 s. 189. *Lehmann and others v. Forsyth* 9 S.A.S.R. 359 *Young v. Farrah and Nicholas Enterprises Pty. Ltd.* 13 S.A.S.R. 444
Lifts and Cranes Act, 1960-1972 (New ed., Vol. 6, p. 8)	s. 3. Amended by No. 86, 1978, s. 3 s. 4. Amended by No. 86, 1978, s. 4 s. 6. Amended by No. 86, 1978, s. 5 s. 7. Substituted by No. 86, 1978, s. 6 s. 8. Substituted by No. 86, 1978, s. 7 s. 15. Amended by No. 86, 1978, s. 8 s. 17. Amended by No. 86, 1978, s. 9
Limitation of Actions Act, 1936-1975 (New ed., Vol. 6, p. 19)	s. 3. *Dezsery Cleaning Service v. Milos* 44 S.A.I.R. 1408 s. 27. *In re Kay, deceased* (1969) S.A.S.R. 1 s. 28. *In re Kay, deceased* (1969) S.A.S.R. 1 s. 35. *Hillier v. Leitch* (1936) S.A.S.R. 490 *Smith v. Commonwealth Homes Limited* (1937) S.A.S.R. 337, affirmed by *Commonwealth Homes and Investment Co. Limited v. Smith* (1937) 59 C.L.R. 443; 11 A.L.J. 348 *Wallis v. Crowe and others* (1942) S.A.S.R. 23 *Streicher and another v. E. S. & A. Bank Limited* (1945) S.A.S.R. 207 *Williams v. Milotin* 31 A.L.J. 820 *Williams v. Milotin* (1957) C.L.R. 465, affirming *Milotin v. Williams* (1957) S.A.S.R. 228 s. 36. *Hiller v. Leitch* (1936) S.A.S.R. 490 *Monagham v. Wardrope and Carroll Pty. Ltd. and others* (1970) S.A.S.R. 575 *Carslake v. Guardian Assurance Company* 15 S.A.S.R. 378 s. 37. *John Robertson & Co. Ltd. (In Liquidation) v. Ferguson Transformers Pty. Ltd.* 129 C.L.R. 65 s. 39. *Monagham v. Wardrope and Carroll Pty. Ltd. and others* (1970) S.A.S.R. 575 s. 47. *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 *Johannessen v. Miller* 16 S.A.S.R. 546 *Coleman v. Redapple Restaurants Pty. Ltd.* 42 S.A.I.R. 990 *The Queen v. De Fazio; ex parte General Motors-Holden's Limited* 20 S.A.S.R. 559 s. 48. *Lovett v. LeGall* 10 S.A.S.R. 479 *In re Kilkenny Engineering Pty. Ltd. (In Liquidation)* 13 S.A.S.R. 258 *Napolitano v. Coyle* 15 S.A.S.R. 559 *Johanessen v. Miller* 16 S.A.S.R. 546 *Coleman v. Redapple Restaurants Pty. Ltd. (Appeal) Case* 43 S.A.I.R. 965 *Dezsery Cleaning Service v. Milos* 44 S.A.I.R. 1408 *The Queen v. De Fazio: ex parte General Motors-Holden's Limited* 20 S.A.S.R. 559 *Van Vliet v. Griffiths* 20 S.A.S.R. 524 *Scott Pools Pty. Ltd. v. Corporation of the City of Salisbury* 22 S.A.S.R. 406 *Dunn v. Wilkinson* 22 S.A.S.R. 129 *Dezsery Cleaning Service v. Milos* 44 S.A.I.R. 1408
Local and District Criminal Courts Act, 1926-1975 (New ed., Vol. 6, p. 70)	s. 4. Amended by No. 115, 1976, s. 22 and by No. 87, 1978, s. 3 s. 16. Amended by No. 87, 1978, s. 4 s. 17. Amended by No. 87, 1978, s. 5 s. 18. Repealed by No. 87, 1978, s. 6 s. 25. Amended by No. 87, 1978, s. 7 s. 26. Amended by No. 87, 1978, s. 8 s. 27. Repealed by No. 87, 1978, s. 9 s. 31. Amended by No. 87, 1978, s. 10 *Homburg v. Fromm* (1951) S.A.S.R. 97 *Turley v. Saffin* 10 S.A.S.R. 463

Act Affected	How Affected
Local and District Criminal Courts Act, 1926-1975 (New ed., Vol. 6, p. 70)—*continued*	s. 32. Amended by No. 87, 1978, s. 11 s. 32a. *Turley v. Saffin* 10 S.A.S.R. 463 s. 32b. Amended by No. 87, 1978, s. 12 s. 35g. *Honey v. Keyhoe* (1973) 6 S.A.S.R. 466 *Turley v. Saffin* 10 S.A.S.R. 463 s. 40. Amended by No. 87, 1978, s. 13 *Dowler v. Princes Securities Pty. Ltd.* 1 S.A.S.R. 578 *R. Moore and Sons Reg. v. De Biasi* 10 S.A.S.R. 128 s. 42. *Elder's Trustee and Executor Company Limited v. Jones* (1937) S.A.S.R. 184 *Jennings v. Zilahi-Kiss and others* 2 S.A.S.R. 493 *Cretazzo v. Lombardi* 13 S.A.S.R. 4 *Burton v. Litton Business Systems Pty. Ltd.* 16 S.A.S.R. 142 *Potts v. Moran* 16 S.A.S.R. 284 *Tuohy v. Blackmore* 20 S.A.S.R. 161 s. 44. Amended by No. 87, 1978, s. 14 s. 46. Amended by No. 87, 1978, s. 15 s. 49. *R. v. Local Court of Port Adelaide ex parte Wood* (1943) S.A.S.R. 285 s. 58. Amended by No. 87, 1978, s. 16 *Thoneman v. Holmes* (1945) S.A.S.R. 227 *Millbank v. Price* (1954) S.A.S.R. 166 *Svingos v. Deacon Avenue Cartage and Storage Pty. Limited* 2 S.A.S.R. 126 s. 63. *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364 *Greenwood v. Jones* 16 S.A.S.R. 447 *Cross v. Reilly* 21 S.A.S.R. 553 s. 98. Amended by No. 87, 1978, s. 17 s. 107. Amended by No. 87, 1978, s. 18 s. 111. *Mihailoff v. Godlevsky* 3 S.A.S.R. 197 s. 112. *Ellis v. Marshall* 2 S.A.S.R. 105 s. 114. Substituted by No. 87, 1978, s. 19 s. 115. Substituted by No. 87, 1978, s. 20 ss. 116-118. Repealed by No. 87, 1978, s. 20 s. 120. *Clothier v. Piercy* (1945) S.A.S.R. 45 s. 122. *Fridd v. Smith* (1948) S.A.S.R. 161; 22 A.L.J. 377 s. 126. Amended by No. 87, 1978, s. 21 s. 131. Amended by No. 87, 1978, s. 22 s. 134. Repealed by No. 87, 1978, s. 23 s. 136. *Svingos v. Deacon Avenue Cartage and Storage Pty. Ltd.* 2 S.A.S.R. 126 *Baroutas v. Limberis and Sons Pty. Ltd. and Ryan and Phillis* 8 S.A.S.R. 136 s. 152a. Amended by No. 87, 1978, s. 24 s. 152g. Enacted by No. 87, 1978, s. 25 s. 153. Amended by No. 87, 1978, s. 26 s. 154. Substituted by No. 87, 1978, s. 27 ss. 155-174h. Repealed by No. 87, 1978, s. 27 ss. 175-177. Repealed by No. 87, 1978, s. 28 s. 178. Repealed by No. 87, 1978, s. 28 *Ex parte Day* (1944) S.A.S.R. 93 ss. 179-195. Repealed by No. 87, 1978, s. 28 s. 197. Substituted by No. 87, 1978, s. 29 ss. 198-207. Repealed by No. 87, 1978, s. 29 s. 216. Amended by No. 87, 1978, s. 30 s. 223. Amended by No. 87, 1978, s. 31 s. 224. Repealed by No. 87, 1978, s. 32 s. 225. Repealed by No. 87, 1978, s. 32 s. 226. Repealed by No. 87, 1978, s. 32 s. 228. Amended by No. 87, 1978, s. 33 s. 230. Amended by No. 87, 1978, s. 34 s. 243. Repealed by No. 87, 1978, s. 35 s. 259. Amended by No. 87, 1978, s. 36 s. 263. *Michell v. Harvey Adams Pty. Ltd.* (1971) S.A.S.R. 95 s. 271. *Copeland v. Buck* (1938) S.A.S.R. 214, reversing *Copeland v. Buck* (1937) S.A.S.R. 518 s. 273. Amended by No. 87, 1978, s. 37 s. 274. Amended by No. 87, 1978, s. 38 s. 275. Amended by No. 87, 1978, s. 39 s. 294. Amended by No. 87, 1978, s. 40 s. 297. Amended by No. 87, 1978, s. 41 s. 301. Repealed by No. 87, 1978, s. 42 s. 302. Amended by No. 87, 1978, s. 43 s. 303. Amended by No. 87, 1978, s. 44 s. 304. Repealed by No. 87, 1978, s. 45 s. 308. Repealed by No. 87, 1978, s. 46 s. 311. Repealed by No. 87, 1978, s. 47 s. 312. Repealed by No. 87, 1978, s. 48 s. 328. *Ex parte Lewis* 3 S.A.S.R. 145 *The Queen v. Potisk* (1973) 6 S.A.S.R. 389 *The Queen v. Cooper, Jones and Harris* 17 S.A.S.R. 472 s. 329. *The Queen v. Giancopoulos* 14 S.A.S.R. 235 s. 335. *The Queen v. Johnson, Rae and Salt* 19 S.A.S.R. 157 Fourth schedule. Repealed by No. 87, 1978, s. 49

Act Affected	How Affected
Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)	s. 3. Amended by No. 12, 1976, s. 3, by No. 77, 1976, s. 3, by No. 32, 1978, s. 3 and by No. 33, 1978, s. 3 s. 5. Amended by No. 12, 1976, s. 4, by No. 77, 1976, s. 4, by No. 1, 1977, s. 3 and by No. 32, 1978, s. 4 *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288 *Queen Victoria Maternity Hospital Incorporated v. City of Burnside* (1959) S.A.S.R. 91 *District Council of Noarlunga v. Coventry* (1967) S.A.S.R. 71 *Helping Hand Centre Incorporated v. The Corporation of the City of Adelaide* 1 S.A.S.R. 470 *Council of the S.A. Institute of Technology v. Corporation of the City of Salisbury* 10 S.A.S.R. 225 *Christies Sands Pty. Ltd. v. City of Tea Tree Gully* 11 S.A.S.R. 255 *Transway Services Pty. Ltd. (In Liquidation) v. The Corporation of the City of Elizabeth* 13 S.A.S.R. 537 s. 6a. Enacted by No. 12, 1976, s. 5 Division IA of Part II. Enacted by No. 47, 1977, s. 3 and repealed by No. 32, 1978, s. 5 s. 12. Amended by No. 32, 1978, s. 6 s. 15. Amended by No. 77, 1976, s. 5 Heading preceding s. 22a. Enacted by No. 12, 1976, s. 6 s. 22a. Enacted by No. 12, 1976, s. 6 and amended by No. 32, 1978, s. 7 s. 23. Amended by No. 32, 1978, s. 8 s. 25. Substituted by No. 77, 1976, s. 6 s. 26. Amended by No. 77, 1976, s. 7 s. 27. Substituted by No. 77, 1976, s. 8 s. 27a. Amended by No. 77, 1976, s. 9, by No. 1, 1977, s. 4 and by No. 32, 1978, s. 9 *District Council of Lincoln v. Corporation of the City of Port Lincoln and Virgo* 17 S.A.S.R. 483 *Corporation of the City of Henley and Grange v. State of South Australia* 17 S.A.S.R. 491 s. 27b. Amended by No. 77, 1976, s. 10, by No. 1, 1977, s. 5 and by No. 32, 1978, s. 10 s. 29. Amended by No. 77, 1976, s. 11 s. 30. Substituted by No. 77, 1976, s. 12 s. 32. Substituted by No. 77, 1976, s. 13 s. 33. Substituted by No. 77, 1976, s. 14 s. 35. Amended by No. 32, 1978, s. 11 s. 36. Substituted by No. 32, 1978, s. 12 s. 39. *District Council of Lincoln v. Corporation of the City of Port Lincoln and Virgo* 17 S.A.S.R. 483 *Corporation of the City of Henley and Grange v. State of South Australia* 17 S.A.S.R. 491 s. 41. Amended by No. 32, 1978, s. 13 *District Council of Lincoln v. Corporation of the City of Port Lincoln and Virgo* 17 S.A.S.R. 483 *Corporation of the City of Henley and Grange v. State of South Australia* 17 S.A.S.R. 491 s. 42. Substituted by No. 12, 1976, s. 7 and amended by No. 32, 1978, s. 14 s. 42a. Enacted by No. 32, 1978, s. 15 s. 45. Amended by No. 32, 1978, s. 16 s. 45a. Amended by No. 12, 1976, s. 8, by No. 77, 1976, s. 15, by No. 1, 1977, s. 6 and by No. 32, 1978, s. 17 Part IIA and Heading. Enacted by No. 32, 1978, s. 18 s. 45b. Enacted by No. 32, 1978, s. 18 s. 50a. Enacted by No. 32, 1978, s. 19 s. 51. Substituted by No. 77, 1976, s. 16 and amended by No. 1, 1977, s. 7 s. 52. Amended by No. 77, 1976, s. 17 and by No. 32, 1978, s. 20 s. 54. Amended by No. 77, 1976, s. 18 s. 65a. Amended by No. 32, 1978, s. 21 s. 77. Substituted by No. 77, 1976, s. 19 s. 78. Amended by No. 77, 1976, s. 20 s. 83. Amended by No. 32, 1978, ss. 22, 91 Part VI and Heading (ss. 88-101). Amended by No. 77, 1976, ss. 21, 22, by No. 1, 1977, ss. 8, 9, 10 and repealed by No. 32, 1978, s. 23 New Part VI and Heading (ss. 88-95). Enacted by No. 32, 1978, s. 23 s. 102. Amended by No. 32, 1978, s. 24 s. 104. Amended by No. 32, 1978, s. 25 s. 105. Amended by No. 77, 1976, s. 23 and by No. 32, 1978, s. 26 s. 115. Substituted by No. 77, 1976, s. 24 and amended by No. 1, 1977, s. 11 s. 116. Repealed by No. 77, 1976, s. 24 s. 117. Repealed by No. 77, 1976, s. 24 s. 118. Repealed by No. 77, 1976, s. 24 s. 120. Amended by No. 77, 1976, s. 25 s. 122. Amended by No. 77, 1976, s. 26 and by No. 1, 1977, s. 12 s. 124. Substituted by No. 77, 1976, s. 27 s. 126. Amended by No. 32, 1978, s. 91 and by No. 70, 1978, s. 2 s. 127. Amended by No. 1, 1977, s. 13 and by No. 70, 1978, s. 3

Act Affected	How Affected
Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 127a. Enacted by No. 70, 1978, s. 4 s. 131. Amended by No. 77, 1976, s. 28 *Jefferys v. Thornton* 8 S.A.S.R. 380 s. 133. Amended by No. 12, 1976, s. 9 *Jefferys v. Thornton* 8 S.A.S.R. 380 s. 136. *Jefferys v. Thornton* 8 S.A.S.R. 380 s. 137. Amended by No. 77, 1976, s. 29 and by No. 32, 1978, s. 27 s. 138. Amended by No. 32, 1978, s. 28 s. 141. Amended by No. 77, 1976, s. 30 Part VIIA and Heading. Enacted by No. 32, 1978, s. 29 s. 142aa. Enacted by No. 32, 1978, s. 29 ss. 142b-142r. Enacted by No. 32, 1978, s. 29 s. 142j. *The Queen v. Ward; ex parte Bowering* 20 S.A.S.R. 424 s. 142k. *The Queen v. Ward; ex parte Bowering* 20 S.A.S.R. 424 s. 146. *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. City of Port Adelaide and The Attorney-General* 11 S.A.S.R. 504 s. 147. *Willing v. Young* 11 S.A.S.R. 86 *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 s. 155. Amended by No. 12, 1976, s. 10 and by No. 77, 1976, s. 31 s. 157. Amended by No. 12, 1976, s. 11 and by No. 32, 1978, s. 30 *Rex v. The Clerks Appeal Board: ex parte District Council of West Torrens* (1941) S.A.S.R. 54 s. 158a. Enacted by No. 12, 1976, s. 12 s. 163. Amended by No. 32, 1978, s. 91 s. 163g. *Rex v. The Clerks Appeal Board: ex parte District Council of West Torrens* (1941) S.A.S.R. 54 s.163ja. Amended by No. 12, 1976, s. 14 Part IXB (ss. 163k-163nn). Repealed by No. 12, 1976, s. 13 s. 166. Amended by No. 32, 1978, s. 91 s. 170. Amended by No. 32, 1978, s. 31 s. 171. Amended by No. 77, 1976, s. 32 s. 172. Amended by No. 32, 1978, s. 32 *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 172a. Repealed by No. 77, 1976, s. 33 s. 173. *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 178. *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 178a. *Litchfield v. District Council of Angaston* 3 S.A.S.R. 502 s. 178b. Amended by No. 12, 1976, s. 15 s. 180. Amended by No. 12, 1976, s. 16 s. 184a. Repealed by No. 12, 1976, s. 17 s. 184b. Repealed by No. 12, 1976, s. 17 s. 190. Amended by No. 77, 1976, s. 34 and by No. 32, 1978, s. 33 s. 193. Amended by No. 77, 1976, s. 35 s. 197. Amended by No. 77, 1976, s. 36 and by No. 32, 1978, s. 34 s. 198. Amended by No. 77, 1976, s. 37 s. 200. Repealed by No. 77, 1976, s. 38 s. 203. *Transway Services Pty. Ltd. (In Liquidation) v. The Corporation of the City of Elizabeth* 13 S.A.S.R. 537 s. 205. *Christies Sands Pty. Ltd. v. City of Tea Tree Gully* 11 S.A.S.R. 255 s. 212. Amended by No. 12, 1976, s. 18 *Christies Sands Pty. Ltd. v. City of Tea Gully* 11 S.A.S.R. 255 s. 212a. Repealed by No. 12, 1976, s. 19 s. 214. Amended by No. 12, 1976, s. 20 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 *Baker v. The Corporation of the Town of Hindmarsh* (1960) S.A.S.R. 299 *Corporation of the City of Tea Tree Gully v. Wilkey* (1970) S.A.S.R. 129 *Hill v. the Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 *Symington v. Corporation of the City of Port Adelaide* 8 S.A.S.R. 209 s. 214b. Enacted by No. 12, 1976, s. 21 s. 215. Amended by No, 77, 1976, s. 39 s. 216. Amended by No. 77, 1976, s. 40 s. 218. Substituted by No. 77, 1976, s. 41 s. 221. Amended by No. 12, 1976, s. 22 s. 222. Repealed by No. 12, 1976, s. 23 s. 226. Amended by No. 77, 1976, s. 42 s. 227. Amended by No. 77, 1976, s. 43 and by No. 32, 1978, s. 35 s. 228. Amended by No. 70, 1978, s. 5 s. 229. Amended by No. 77, 1976, s. 44 s. 233. Amended by No. 12, 1976, s. 24 s. 233a. Amended by No. 70, 1978, s. 6 s. 234. Repealed by No. 12, 1976, s. 25 s. 236. Repealed by No. 77, 1976, s. 45 s. 237. Amended by No. 12, 1976, s. 26 s. 238. Repealed by No. 12, 1976, s. 27 s. 239. Amended by No. 12, 1976, s. 28 s. 240. Repealed by No. 12, 1976, s. 29 s. 242. Repealed by No. 77, 1976, s. 46 s. 243. Amended by No. 12, 1976, s. 30 s. 244. Repealed by No. 12, 1976, s. 31

Act Affected	How Affected
Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 244a. Repealed by No. 12, 1976, s. 32 s. 246. Amended by No. 12, 1976, s. 33 s. 247. Repealed by No. 12, 1976, s. 34 s. 248a. Amended by No. 55, 1977, s. 11 s. 248b. Amended by No. 55, 1977, s. 12 s. 250. Amended by No. 12, 1976, s. 35 s. 251. Amended by No. 32, 1978, s. 36 s. 254. Amended by No. 12, 1976, s. 36 s. 257. Amended by No. 12, 1976, s. 37 s. 257a. Enacted by No. 12, 1976, s. 38 s. 259. Substituted by No. 12, 1976, s. 39 and amended by No. 32, 1978, s. 37 ss. 261-263. Repealed by No. 32, 1978, s. 38 s. 264. Amended by No. 32, 1978, s. 91 s. 265. Amended by No. 32, 1978, s. 29 s. 267a. Amended by No. 12, 1976, s. 40 s. 267b. Substituted by No. 12, 1976, s. 41 and amended by No. 32, 1978, s. 40 s. 272. Amended by No. 12, 1976, s. 42 s. 277. Repealed by No. 12, 1976, s. 43 s. 279. Repealed by No. 12, 1976, s. 44 s. 286. Amended by No. 12, 1976, s. 45 and by No. 32, 1978, s. 41 s. 287. Amended by No. 12, 1976, s. 46 s. 287c. Enacted by No. 12, 1976, s. 47 s. 289. Amended by No. 12, 1976, s. 48 s. 292. Amended by No. 77, 1976, s. 47 s. 293. Amended by No. 32, 1978, s. 42 s. 312. Amended by No. 77, 1976, s. 48 s. 313. Amended by No. 77, 1976, s. 49 s. 314. *Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451 s. 315. *Kiosses v. Corporation of the City of Henley and Grange* (1973) 6 S.A.S.R. 186 s. 316. *Dubois v. District Council of Noarlunga* (1959) S.A.S.R. 127 s. 319. Amended by No. 12, 1976, s. 49 and by No. 32, 1978, s. 43 *Corporation of the Town of Campbelltown v. Johnson* (1954) S.A.S.R. 247 *Jolly v. District Council of Yorketown* 119 C.L.R. 347 reversing *Jolly v. District Council of Yorketown* (1967) S.A.S.R. 89 s. 324. Amended by No. 32, 1978, s. 91 s. 325. Amended by No. 32, 1978, s. 91 s. 328. Amended by No. 12, 1976, s. 50 and by No. 32, 1978, s. 44 *Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451 s. 329. *Macey v. Prospect Corporation* (1965) S.A.S.R. 377 s. 330. Amended by No. 32, 1978, s. 45 s. 331. Amended by No. 32, 1978, s. 91 s. 333. Amended by No. 32, 1978, s. 91 s. 334. Amended by No. 32, 1978, s. 91 s. 338. Amended by No. 32, 1978, s. 91 s. 339. Amended by No. 32, 1978, s. 91 s. 342. Amended by No. 32, 1978, s. 46 s. 343. Amended by No. 32, 1978, s. 47 s. 344a. Amended by No. 32, 1978, s. 48 s. 345. *District Council of Noarlunga v. Coventry* (1967) S.A.S.R. 71 s. 348. *Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451 Heading preceding s. 353. Repealed by No. 32, 1978, s. 49 s. 355. *Macey v. Prospect Corporation* (1965) S.A.S.R. 377 s. 355b. Amended by No. 32, 1978, s. 91 s. 358. Amended by No. 32, 1978, s. 91 *Kiosses v. Corporation of the City of Henley and Grange* (1973) 6 S.A.S.R. 186 s. 362. Amended by No. 32, 1978, s. 50 s. 364. Substituted by No. 12, 1976, s. 51 s. 365. Amended by No. 12, 1976, s. 52 s. 365b. Amended by No. 12, 1976, s. 53 s. 367. Amended by No. 32, 1978, s. 91 s. 368. Amended by No. 32, 1978, s. 91 s. 369. Amended by No. 32, 1978, s. 91 s. 370. Repealed by No. 33, 1978, s. 4 Heading preceding s. 371. Repealed by No. 32, 1978, s. 51 s. 371. Amended by No. 32, 1978, s. 91 and repealed by No. 33, 1978, s. 4 s. 372. Repealed by No. 33, 1978, s. 4 Heading preceding s. 373. Repealed by No. 32, 1978, s. 52 s. 373. Amended by No. 12, 1976, s. 54, by No. 32, 1978, s. 91 and repealed by No. 33, 1978, s. 4 *Hughes v. Matters* (1950) S.A.S.R. 240 *Young v. Killmir* (1970) S.A.S.R. 305 *Lymberopoulos v. Mackay* (1973) 5 S.A.S.R. 229 *Willing v. Young* 11 S.A.S.R. 86 Heading preceding s. 374. Repealed by No. 32, 1978, s. 53 s. 375. Amended by No. 32, 1978, ss. 54, 91 s. 376. Amended by No. 32, 1978, s. 91

Act Affected	How Affected
Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 382. *Attorney-General (on the relation of Waltham and another) v. The Corporation of the City of Glenelg and Others* (1970) S.A.S.R. 111 s. 383. Amended by No. 12, 1976, s. 55 *Corporation of the Town of St. Peters v. Dangerfield and Others* (1969) S.A.S.R. 523 s. 384. Amended by No. 70, 1978, s. 7 *R. v. McIntosh and another* (1938) S.A.S.R. 375 s. 387. Amended by No. 70, 1978, s. 8 s. 392a. Enacted by No. 32, 1978, s. 55 and amended by No. 70, 1978, s. 9 s. 394. Amended by No. 70, 1978, s. 10 s. 396. Amended by No. 70, 1978, s. 11 s. 399. Amended by No. 32, 1978, s. 91 s. 406a. Enacted by No. 70, 1978, s. 12 s. 408. *Corporation of the Town of St. Peters v. Dangerfield and Others* (1969) S.A.S.R. 523 s. 422. Amended by No. 32, 1978, s. 56 s. 424. Amended by No. 77, 1976, s. 50 and by No. 32, 1978, s. 57 s. 425. Amended by No. 77, 1976, s. 51 s. 426. Amended by No. 12, 1976, s. 56 and by No. 32, 1978, s. 58 s. 427. Amended by No. 77, 1976, s. 52 and by No. 32, 1978, s. 59 s. 428. Repealed by No. 77, 1976, s. 53 s. 429. Amended by No. 77, 1976, s. 54 s. 430. Amended by No. 12, 1976, s. 57, by No. 77, 1976, s. 55 and by No. 32, 1978, s. 60 s. 434. Amended by No. 77, 1976, s. 56 s. 435. Amended by No, 12, 1976, s. 58, by No. 86, 1976, s. 2 and by No. 32, 1978, s. 61 s. 436. Amended by No. 77, 1976, s. 57 s. 437. Amended by No. 32, 1978, s. 62 s. 449. Amended by No. 12, 1976, s. 59 s. 449c. Amended by No. 32, 1978, s. 63 s. 454. Amended by No. 32, 1978, s. 64 s. 456. Amended by No. 32, 1978, s. 91 s. 457. Amended by No. 77, 1976, s. 58, by No. 1, 1977, s. 14 and by No. 32, 1978, s. 65 *Attorney-General v. The Corporation of the City of Mitcham* (1957) S.A.S.R. 174 s. 458. Amended by No. 32, 1978, s. 91 s. 459. Amended by No. 77, 1976, s. 59 s. 470. Amended by No. 32, 1978, s. 91 s. 475. *Willing v. Young* 11 S.A.S.R. 86 Part XXIIA and Heading. Substituted by No. 33, 1978, s. 5 s. 475a. Amended by No. 32, 1978, s. 91, substituted by No. 33, 1978, s. 5 and amended by No. 50, 1979, s. 3 *Hinton Demolition Pty. Ltd. v. Young* (1973) 6 S.A.S.R. 129 s. 475b. Substituted by No. 33, 1978, s. 5 s. 475c. Substituted by No. 33, 1978, s. 5 and amended by No. 50, 1979, s. 4 s. 475d. Substituted by No. 33, 1978, s. 5 *Hinton Demolitions Pty. Ltd. v. Young* (1973) 6 S.A.S.R. 129 *Willing v. Ewens* 7 S.A.S.R. 231 *Willing v. Young (No. 2)* 7 S.A.S.R. 368 s. 475e. Substituted by No. 33, 1978, s. 5 and amended by No. 50, 1979, s. 5 s. 475f. Substituted by No. 33, 1978, s. 5 s. 475g. Amended by No. 32, 1978, s. 91 and substituted by No. 33, 1978, s. 5 s. 475h. Substituted by No. 33, 1978, s. 5 s. 475i. Enacted by No. 50, 1979, s. 6 s. 476. Amended by No. 109, 1978, s. 37 (1) (*a*) s. 477. Amended by No. 32, 1978, s. 91 s. 480. Repealed by No. 109, 1978, s. 37 (1) (*b*) s. 485. Amended by No. 77, 1976, s. 60 s. 487. Amended by No. 77, 1976, s. 61 s. 497. Amended by No. 16, 1946, s. 65 s. 503. Amended by No. 32, 1978, s. 91 s. 512. Amended by No. 32, 1978, s. 91 s. 517. Amended by No. 32, 1978, s. 91 s. 523. Amended by No. 32, 1978, s. 91 s. 524. Amended by No. 32, 1978, s. 91 s. 530c. Amended by No. 12, 1976, s. 61, by No. 32, 1978, s. 66 and by No. 70, 1978, s. 13 s. 536. Amended by No. 32, 1978, s. 91 s. 536a. Amended by No. 32, 1978, s. 67 s. 540a. Amended by No. 32, 1978, s. 91 s. 541. Amended by No. 12, 1976, s. 62 and by No. 32, 1978, s. 91 s. 543. Amended by No. 32, 1978, s. 91 s. 546. Amended by No. 32, 1978, s. 91 s. 548. Amended by No. 32, 1978, s. 91 s. 550. Amended by No. 12, 1976, s. 63 and by No. 32, 1978, s. 91 s. 550a. Amended by No. 12, 1976, s. 64 and by No. 32, 1978, s. 91 s. 550b. Amended by No. 32, 1978, s. 91 s. 550c. Enacted by No. 12, 1976, s. 65

Act Affected	How Affected
Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 552. Amended by No. 32, 1978, s. 91 s. 580. Amended by No. 32, 1978, s. 91 s. 581. Amended by No. 32, 1978, s. 91 s. 586. Amended by No. 32, 1978, s. 91 s. 593. Amended by No. 32, 1978, s. 91 s. 595. Amended by No. 32, 1978, s. 91 s. 598. Amended by No. 32, 1978, s. 91 s. 600. Amended by No. 32, 1978, s. 91 s. 602. Amended by No. 32, 1978, ss. 68, 91 s. 603. Amended by No. 32, 1978, ss. 69, 91 s. 604. Amended by No. 32, 1978, s. 91 s. 607. Amended by No. 32, 1978, s. 91 s. 608. Amended by No. 32, 1978, s. 91 s. 609. Amended by No. 32, 1978, s. 91 s. 610. Amended by No. 32, 1978, s. 91 s. 611. Amended by No. 32, 1978, s. 91 s. 615. Amended by No. 32, 1978, s. 91 s. 621. Amended by No. 32, 1978, s. 91 s. 622. Amended by No. 32, 1978, s. 91 s. 624. Amended by No. 32, 1978, s. 91 s. 627. Amended by No. 32, 1978, s. 91 s. 629. Amended by No. 32, 1978, s. 91 s. 632. Amended by No. 32, 1978, s. 91 s. 637. Amended by No. 32, 1978, s. 91 s. 638. Amended by No. 32, 1978, s. 91 s. 640. Amended by No. 12, 1976, s. 66 s. 641. Amended by No. 12, 1976, s. 67 s. 659. Amended by No. 32, 1978, s. 91 s. 666. Repealed by No. 12, 1976, s. 68 s. 666b. Amended by No. 32, 1978, s. 70 Division I of Part XXXIX (ss. 667-686b) and Heading. Repealed by No. 32, 1978, s. 71 New Division I of Part XXXIX and Heading. Enacted by No. 32, 1978, s. 71 s. 667. Substituted by No. 32, 1978, s. 71, amended by No. 33, 1978, s. 6, No. 109, 1978, s. 37 and by No. 50, 1979, s. 7 *Cooper v. Bormann* 22 S.A.S.R. 589 ss. 668-670. Substituted by No. 32, 1978, s. 71 s. 671. Substituted by No. 32, 1978, s. 71 and amended by No. 109, 1978, s. 37 (1) (*e*) s. 672. Substituted by No. 32, 1978, s. 71 s. 672a. Enacted by No. 50, 1979, s. 8 ss. 673-678. Substituted by No. 32, 1978, s. 71 s. 679. Substituted by No. 32, 1978, s. 71, amended by No. 33, 1978, s. 7 and by No. 50, 1979, s. 9 s. 680. Substituted by No. 32, 1978, s. 71 s. 681. Substituted by No. 32, 1978, s. 71 Division II of Part XXXIX (ss. 687-690) and Heading. Repealed by No. 32, 1978, s. 71 New Division II of Part XXXIX and Heading. Enacted by No. 32, 1978, s. 71 ss. 682-684. Substituted by No. 32, 1978, s. 71 s. 693. Amended by No. 12, 1976, s. 69 s. 709. Amended by No. 32, 1978, s. 72 *Wache v. Parham* (1937) S.A.S.R. 116 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 *Fereday v. The Corporation of the City of Campbelltown* (1967) S.A.S.R. 205 *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 s. 710. Amended by No. 77, 1976, s. 62 and by No. 32, 1978, s. 73 *Wache v. Parham* (1937) S.A.S.R. 116 *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 s. 713. Amended by No. 32, 1978, s. 74 s. 714. *Hill v. The Corporation of the City of Port Adelaide* 8 S.A.S.R. 196 s. 719. *McKernan v. Afford* 9 S.A.S.R. 11 s. 725. Amended by No. 77, 1976, s. 62a *Fereday v. The Corporation of the City of Campbelltown* (1967) S.A.S.R. 205 *Howie v. Hollobone* 8 S.A.S.R. 148 *Willing v. Young* 11 S.A.S.R. 86 s. 730. *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288 s. 743. Amended by No. 32, 1978, s. 75 Part XLIA and Heading. Enacted by No. 12, 1976, s. 70 ss. 748a-748b. Enacted by No. 12, 1976, s. 70 s. 748ba. Enacted by No. 32, 1978, s. 76 ss. 748c-748d. Enacted by No. 12, 1976, s. 70 s. 749. Amended by No. 32, 1978, s. 91 s. 750. Amended by No. 32, 1978, s. 91 s. 751. Amended by No. 32, 1978, s. 91 s. 752. Amended by No. 32, 1978, s. 91 s. 753. Amended by No. 32, 1978, s. 91 s. 755. Amended by No. 32, 1978, s. 91 s. 755a. Amended by No. 32, 1978, s. 91

Act Affected	How Affected
Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	s. 759. Amended by No. 32, 1978, s. 91 s. 760. Amended by No. 32, 1978, s. 91 s. 761. Amended by No. 32, 1978, s. 91 s. 762. Amended by No. 32, 1978, s. 91 s. 763. Amended by No. 77, 1976, s. 63 and by No. 32, 1978, s. 91 s. 767. Repealed by No. 77, 1976, s. 64 s. 768. Amended by No. 77, 1976, s. 65 and by No. 32, 1978, s. 91 s. 769. Amended by No. 32, 1978, s. 91 s. 769a. Amended by No. 32, 1978, s. 91 s. 770. Amended by No. 32, 1978, s. 91 s. 773. Amended by No. 32, 1978, s. 91 s. 774. Amended by No. 32, 1978, s. 91 s. 775. Amended by No. 32, 1978, s. 91 s. 778. Amended by No. 32, 1978, s. 91 s. 779. Amended by No. 32, 1978, s. 91 s. 779a. Amended by No. 32, 1978, s. 91 s. 779b. Amended by No. 32, 1978, s. 91 s. 780. Amended by No. 32, 1978, s. 91 s. 780a. Amended by No. 32, 1978, s. 91 s. 781. Amended by No. 32, 1978, s. 91 s. 781a. Amended by No. 32, 1978, s. 91 s. 782. Amended by No. 32, 1978, s. 91 s. 782a. Amended by No. 32, 1978, ss. 77, 91 s. 783. Repealed by No. 12, 1976, s. 71 s. 784. Amended by No. 32, 1978, s. 91 s. 785. Amended by No. 32, 1978, s. 91 s. 786. Amended by No. 32, 1978, s. 91 s. 787. Amended by No. 32, 1978, s. 91 s. 788. Amended by No. 32, 1978, s. 91 s. 789. Amended by No. 32, 1978, s. 91 s. 789a. Amended by No. 32, 1978, s. 91 s. 791. Amended by No. 32, 1978, s. 91 s. 794a. Enacted by No. 33, 1978, s. 8 and amended by No. 50, 1979, s. 10 s. 794b. Enacted by No. 33, 1978, s. 8, s. 794c. Enacted by No. 50, 1979, s. 11 Heading before s. 795. Amended by No. 77, 1976, s. 66 s. 795. Amended by No. 77, 1976, s. 67 s. 796. Substituted by No. 77, 1976, s. 68 and amended by No. 32, 1978, s. 78 s. 797. Amended by No. 32, 1978, s. 79 s. 799. Amended by No. 32, 1978, s. 80 s. 800. Repealed by No. 32, 1978, s. 81 s. 808. Repealed by No. 77, 1976, s. 69 s. 809. Repealed by No. 77, 1976, s. 69 s. 810. Repealed by No. 77, 1976, s. 69 s. 813. Amended by No. 77, 1976, s. 70 s. 814. Amended by No. 77, 1976, s. 71 s. 816. Substituted by No. 77, 1976, s. 72 and amended by No. 1, 1977, s. 15 s. 817. Repealed by No. 77, 1976, s. 72 s. 818. Repealed by No. 77, 1976, s. 72 s. 819. Repealed by No. 77, 1976, s. 73 s. 820. Amended by No. 77, 1976, s. 74 and by No. 1, 1977, s. 16 s. 821. Amended by No. 77, 1976, s. 75 s. 824. Amended by No. 32, 1978, s. 91 s. 825. Amended by No. 1, 1977, s. 17 s. 828. Amended by No. 77, 1976, s. 76 s. 830. Substituted by No. 77. 1976, s. 77 s. 832a. Amended by No. 77, 1976, s. 78 s. 832b. Repealed by No. 77, 1976, s. 79 s. 833. Amended by No. 77, 1976, s. 80 and by No. 32, 1978, s. 82 s. 834. Amended by No. 77, 1976, s. 81 s. 835. Amended by No. 77, 1976, s. 82 and by No. 32, 1978, s. 83 s. 837. Amended by No. 77, 1976, s. 83 s. 838. Amended by No. 77, 1976, s. 84 s. 839. Amended by No. 77. 1976, s. 85 s. 840. Amended by No. 77, 1976, s. 86 s. 841. Amended by No. 77, 1976, s. 87 and by No. 32, 1978, s. 84 s. 842. Amended by No. 77, 1976, s. 88 s. 843. Amended by No. 77, 1976, s. 89 s. 844. Amended by No. 32, 1978, s. 91 s. 845. Amended by No. 77, 1976, s. 90 s. 846. Amended by No. 77, 1976, s. 91 and by No. 32, 1978, s. 85 s. 858. Amended by No. 77, 1976, s. 92 and by No. 32, 1978, s. 86 s. 866. Amended by No. 32, 1978, s. 91 s. 868. Amended by No. 32, 1978, s. 91 s. 871e. Amended by No. 32, 1978, s. 87 s. 871j. Amended by No. 77, 1976, s. 93 s. 871n. Amended by No. 77, 1976, s. 94 s. 874. Amended by No. 33, 1978, s. 9 s. 875. Amended by No. 12, 1976, s. 72 and by No. 32, 1978, s. 88 s. 889. Amended by No. 12, 1976, s. 73 and by No. 77, 1976, s. 95

Act Affected	How Affected
Local Government Act, 1934-1975 (New ed., Vol. 6, p. 191)—*continued*	Second schedule. Amended by No. 77, 1976, s. 96 Fifth schedule. Amended by No. 77, 1976, s. 97 Ninth schedule. Repealed by No. 32, 1978, s. 89 Tenth schedule. Repealed by No. 32, 1978, s. 89 Sixteenth schedule. Repealed by No. 109, 1978, s. 37 (1) (*f*) Nineteenth schedule. Amended by No. 77, 1976, s. 98 Twenty-third schedule. Amended by No. 32, 1978, s. 90
Long Service Leave Act, 1967-1972 (New ed., Vol. 6, p. 606)	s. 3. *Australian Mutual Provident Society v. Allan* 52 A.L.J.R. 407 (*Privy Council*) reversing *The Queen v. Allan ex parte Australian Mutual Provident Society* 16 S.A.S.R. 237 *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354 s. 4. *Coles v. Randall* 35 S.A.I.R. 388 *Fielder v. Tassios and Eustace* 35 S.A.I.R. 390 *Davis v. Abotomey* 35 S.A.I.R. 415 *Churchman v. Whyalla Hotel Pty. Ltd.* 36 S.A.I.R. 437 *Para Motors Pty. Ltd. v. Cocks* 9 S.A.S.R. 44 *Wilckens v. Wilckens and Burnside* 39 S.A.I.R. 1198 s. 5. *Nocol Industries Long Service Leave Exemption Case* 35 S.A.S.R. 327 *Coles v. Randall* 35 S.A.I.R. 388 *Fielder v. Tassios and Eustace* 35 S.A.I.R. 390 *Smith v. Rosie* 36 S.A.I.R. 398 *Sims v. Laslett and Paxford* 36 S.A.I.R. 457 *Wilckens v. Wilckens and Burnside* 39 S.A.I.R. 1198 *Fire Brigades Offices, etc. Award Preliminary Objection Case* 43 S.A.I.R. 863 *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354 s. 11. *Suhr v. Executor Trustee and Agency Co.* 39 S.A.I.R. 1230 *S.A. Co-operative Bulk Handling Ltd.* (*Long Service Leave Act Exemption*) 40 S.A.I.R. 403 s. 12. *Wilckens v. Wilckens and Burnside* 39 S.A.I.R. 1198 *Australian Mutual Provident Society v. Allan* 16 S.A.S.R. 237 (reversed, but not on this point by the Privy Council, see note under s. 3) *Chaplin v. A.M.P. Society* 44 S.A.I.R. 354
Long Service Leave (Building Industry) Act, 1975 (1976, p. 56)	s. 3. Amended by No. 87, 1976, s. 3 s. 4. Amended by No. 87, 1976, s. 4 s. 22. Amended by No. 87, 1976, s. 5 s. 24. Amended by No. 87, 1976, s. 6 ss. 24a-24d. Enacted by No. 87, 1976, s. 7 s. 29. Amended by No. 87, 1976, s. 8 s. 29a. Enacted by No. 87, 1976, s. 9 s. 30. Amended by No. 87, 1976, s. 10 Part IVA (ss. 36a-36d). Enacted by No. 87, 1976, s. 11 s. 42a. Enacted by No. 87, 1976, s. 12
Lottery and Gaming Act, 1936-1975 (New ed., Vol. 6, p. 617)	s. 2. Amended by No. 104, 1976, second schedule s. 4. Amended by No. 104, 1976, second schedule s. 7. *Ampol Petroleum Ltd. v. O'Sullivan* (1960) S.A.S.R. 137 s. 8. *Ampol Petroleum Ltd. v. O'Sullivan* (1960) S.A.S.R. 137 Part III (ss. 15-31). Repealed by No. 104, 1976, second schedule Part IIIA (ss. 31a-31v). Repealed by No. 104, 1976, second schedule Part IIIB (ss. 31w-31xk). Repealed by No. 104, 1976, second schedule Part IV (ss. 32-48b). Repealed by No. 104, 1976, second schedule Part IVA (ss. 48d-48i). Repealed by No. 104, 1976, second schedule s. 54a. Repealed by No. 104, 1976, second schedule s. 58. Amended by No. 104, 1976, second schedule s. 61. *Obst v. Jacobs* (1969) S.A.S.R. 346 s. 62. Amended by No. 104, 1976, second schedule s. 63. Re-enacted by No. 47, 1978, s. 2 s. 64. Repealed by No. 104, 1976, second schedule and re-enacted by No. 47, 1978, s. 2 s. 65. Repealed by No. 104, 1976, second schedule s. 66. Repealed by No. 104, 1976, second schedule s. 67. Repealed by No. 104, 1976, second schedule s. 67a. Repealed by No. 104, 1976, second schedule s. 70. Repealed by No. 104, 1976, second schedule s. 90. *Drakopoulos v. Sidebottom* 13 S.A.S.R. 298 *Fingleton v. Lowen* 20 S.A.S.R. 312 s. 105. *Campbell v. Inkley* (1960) S.A.S.R. 273 *Duthie v. Brebner* (1961) S.A.S.R. 183 Third schedule. Repealed by No. 104, 1976, second schedule Fifth schedule. Repealed by No. 104, 1976, second schedule
Margarine Act, 1939-1975 (New ed., Vol. 6, p. 750)	s. 3. *O'Sullivan v. Miracle Foods (S.A.) Pty. Limited* (1966) 115 C.L.R. 177 ss. 23 and 24. *O'Sullivan v. Miracle Foods (S.A.) Pty. Limited* (1966) 115 C.L.R. 177 s. 25a. *O'Sullivan v. Miracle Foods (S.A.) Pty. Limited* (1966) 115 C.L.R. 177

[1]This Act is not included in the New Edition because it was not assented to until 4th March, 1976, and did not come into operation until 1st April, 1977 (see Act No. 13, 1976, s. 2).

Act Affected	How Affected
Marine Act, 1936-1975 (New ed., Vol. 7, p. 5)	s. 63. Amended by No. 55, 1976, s. 3 s. 67f. Repealed by No. 55, 1976, s. 4 s. 67g. Amended by No. 55, 1976, s. 5 s. 67h. Amended by No. 55, 1976, s. 6 s. 145. Re-enacted by No. 55, 1976, s. 8 Second schedule. Amended by regulations, *Gazette* 7th July, 1977, p. 17
Markets Clauses Act, 1870-1956 (New ed., Vol. 7, p. 125)	s. 13. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 31. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 36. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 38. *Tucker v. Bishop* (1936) S.A.S.R. 345
Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)	See Table of Public Acts of Restricted Application. For amendments to and reported decisions on this Act, see Table of Amendments and Cases in 1975 Annual Volume
Medical Practitioners Act, 1919-1974 (New ed., Vol. 7, p. 139)	s. 5. Amended by No. 58, 1976, s. 2 s. 6. Repealed by No. 58, 1976, s. 3 s. 8. Amended by No. 58, 1976, s. 4 s. 18. Amended by No. 58, 1976, s. 5 s. 20. Amended by No. 58, 1976, s. 6 s. 22. Amended by No. 58, 1976, s. 7 s. 24. Amended by No. 58, 1976, s. 8 s. 26. *In re Robson* (1952) S.A.S.R. 101 *In re Frederick* (1957) S.A.S.R. 149 *In re Texler* (1957) S.A.S.R. 258 *Hoile v. The Medical Board of South Australia* (1960) 104 C.L.R. 157; 34 A.L.J. 62, affirming *In re Hoile* (1959) S.A.S.R. 270 *In re K.* (1965) S.A.S.R. 286 *In re Phillips* 18 S.A.S.R. 44 s. 31a. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 31b. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 31c. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 35. *Becker v. Miller* (1936) S.A.S.R. 125. Leave to appeal to the High Court refused, 57 C.L.R. 780 (note) *Lewis v. Crafter. Cavendish Laboratories (Australia) Limited v. Crafter* (1942) S.A.S.R. 30 *Mayo v. Harris* (1945) S.A.S.R. 151, reversing *Mayo v. Harris* (1945) S.A.S.R. 71 *Ridland v. Amburlah* (1956) S.A.S.R. 118
Mental Health Act, 1976-1977 (1977, p. 107)	s. 4. Amended by No. 21, 1979, s. 2 Schedule Amended by No. 21, 1979, s. 3
Mental Health (Supplementary Provisions) Act, 1935-1979 (Formerly known as Mental Health Act, 1935-1974) (New ed., Vol. 7, p. 171)	Long title substituted by No. 21, 1979, s. 3 Part I (ss. 1-4). Repealed by No. 24, 1977, s. 4(1) and re-enacted by No. 21, 1979, s. 3 s. 1. Amended by No. 21, 1979, s. 3 s. 2. Repealed by No. 21, 1979, s. 3 s. 2a. Repealed by No. 21, 1979, s. 3 s. 3. Repealed by No. 21, 1979, s. 3 s. 4. Repealed by No. 21, 1979, s. 3 Part II (ss. 5-23). Repealed by No. 24, 1977, s. 4(1) Heading to Part III. Substituted by No. 24, 1977, s. 4 (1) Division I of Part III (ss. 24-45) and Heading. Repealed by No. 24, 1977, s. 4 (1) New Division I of Part III (ss. 42-45) and Heading. Re-enacted by No. 24, 1977, s. 4 (1) Heading preceding s. 46. Substituted by No. 24, 1977, s. 4 (1) Part IV (ss. 57-96). Repealed by No. 24, 1977, s. 4 (1) Part V (ss. 109-136). Repealed by No. 21, 1979, s. 3 Part VI (s. 137). Repealed by No. 24, 1977, s. 4 (1) Part VII (ss. 146-153). Repealed by No. 24, 1977, s. 4 (1) Part VIIA (ss. 153a-153d). Repealed by No. 24, 1977, s. 4 (1) Part VIII (ss. 154-163). Repealed by No. 24, 1977, s. 4 (1) s. 160. *Rosey v. Lipson* (1958) S.A.S.R. 41 Part IX (ss. 164-173). Repealed by No. 24, 1977, s. 4 (1) First to Ninth Schedules. Repealed by No. 24, 1977, s. 4 (1) Eleventh to Eighteenth Schedules. Repealed by No. 24, 1977, s. 4 (1) Twentieth to Twenty-eighth Schedules. Repealed by No. 24, 1977, s. 4 (1)
Mercantile Law Act, 1936 (New ed., Vol. 7, p. 248)	s. 18. Repealed by No. 84, 1978, s. 39 (3)

Act Affected	How Affected
Metropolitan Adelaide Road Widening Plan Act, 1972 (New ed., Vol. 7, p. 255)	s. 3. Amended by No. 56, 1976, s. 3 s. 4. Amended by No. 56, 1976, s. 4 s. 6. Amended by No. 56, 1976, s. 5 s. 7. Amended by No. 56, 1976, s. 6 s. 8. Amended by No. 56, 1976, s. 7
Metropolitan Taxi-Cab Act, 1956-1974 (New ed., Vol. 7, p. 299)	s. 35. *O'Sullivan v. Hannigan* (1960) S.A.S.R. 266 s. 37a. Amended by No. 99, 1978, s. 3
Mines and Works Inspection Act, 1920-1974 (New ed., Vol. 7, p. 313)	s. 4. Amended by No. 66, 1978, s. 3 s. 5a. Repealed by No. 66, 1978, s. 4 s. 7. Amended by No. 66, 1978, s. 5 s. 8. Amended by No. 66, 1978, s. 6 s. 9. Amended by No. 66, 1978, s. 7 s. 10. Amended by No. 66, 1978, s. 8 s. 11. Repealed by No. 66, 1978, s. 9 s. 12. Amended by No. 66, 1978, s. 10 s. 13. Amended by No. 66, 1978, s. 11 s. 17. Substituted by No. 66, 1978, s. 12 s. 18. Amended by No. 66, 1978, s. 13 s. 24a. Enacted by No. 66, 1978, s. 14 Second Schedule. Amended by No. 66, 1978, s. 15 Third Schedule. Repealed by No. 66, 1978, s. 16
Mining Act, 1971-1975 (New ed., Vol. 7, p. 239)	For reported decisions on the Mining Act, 1930-1962 *see* table in 1971 Annual Volume s. 4. Amended by No. 51, 1978, s. 3 s. 6. Amended by No. 105, 1976, s. 3 and by No. 51, 1978, s. 4 s. 8. Amended by No. 51, 1978, s. 5 s. 9. Amended by No. 105, 1976, s. 4 and by No. 51, 1978, s. 6 s. 10a. Enacted by No. 51, 1978, s. 7 s. 15a. Enacted by No. 105, 1976, s. 5 s. 16. *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways* 14 S.A.S.R. 486 s. 19. *Emerald Quarry Industries Pty. Ltd. v. Commissioner of Highways* 14 S.A.S.R. 486 s. 20. Amended by No. 105, 1976, s. 6 s. 21. Amended by No. 105, 1976, s. 7 and by No. 51, 1978, s. 8 s. 24. Amended by No. 105, 1976, s. 8 s. 25. Amended by No. 105, 1976, s. 9 s. 26. Amended by No. 51, 1978, s. 9 s. 27. Amended by No. 105, 1976, s. 10 and substituted by No. 51, 1978, s. 10 s. 28. Amended by No. 105, 1976, s. 11 s. 30. Amended by No. 105, 1976, s. 12 s. 34. Amended by No. 105, 1976, s. 13 s. 37. Amended by No. 105, 1976, s. 14 s. 38. Amended by No. 105, 1976, s. 15 Part VIA (ss. 41a-41f). Enacted by No. 51, 1978, s. 11 s. 42. Amended by No. 105, 1976, s. 16 s. 43. Amended by No. 105, 1976, s. 17 s. 44. Amended by No. 105, 1976, s. 18 and by No. 51, 1978, s. 12 s. 46. Amended by No. 105, 1976, s. 19 and by No. 51, 1978, s. 13 s. 49. Amended by No. 105, 1976, s. 20 s. 51. Amended by No. 105, 1976, s. 21 s. 52. Amended by No. 105, 1976, s. 22 and by No. 51, 1978, s. 14 s. 55. Amended by No. 105, 1976, s. 23 s. 58. Amended by No. 105, 1976, s. 24 s. 59. Amended by No. 142, 1972, s. 4 and by No. 51, 1978, s. 15 s. 60. Amended by No. 105, 1976, s. 25 s. 65. Amended by No. 105, 1976, s. 26 *Georgiev v. Tanfara* 13 S.A.S.R. 306 s. 66. Amended by No. 105, 1976, s. 27 s. 67. Amended by No. 105, 1976, s. 28 *Georgiev v. Tanfara* 13 S.A.S.R. 306 s. 68. Amended by No. 105, 1976, s. 29 and by No. 51, 1978, s. 16 s. 69. Amended by No. 105, 1976, s. 30 *Pacminex (Operations) Pty. Ltd. v. Australian (Nephrite) Jade Mines Pty. Ltd.* 7 S.A.S.R. 401 s. 74. Amended by No. 105, 1976, s. 31 and by No. 51, 1978, s. 17 *Crnisanin v. Logan* 4 S.A.S.R. 340 s. 75. Amended by No. 105, 1976, s. 32 s. 76. Amended by No. 51, 1978, s. 18 s. 77. Amended by No. 105, 1976, s. 33 and by No. 51, 1978, s. 19 s. 79. Amended by No. 51, 1978, s. 20 s. 86. Amended by No. 105, 1976, s. 34 s. 87a. Enacted by No. 105, 1976, s. 35 s. 92. Amended by No. 105, 1976, s. 36 and by No. 51, 1978, s. 21

Act Affected	How Affected
Motor Fuel Distribution Act, 1973-1974 (New ed., Vol. 7, p. 413)	s. 17a. Amended by No. 57, 1979, s. 41 s. 31. Amended by No. 57, 1979, s. 41 s. 34. Amended by No. 57, 1979, s. 41 s. 35. Substituted by No. 57, 1979, s. 41 s. 36. Amended by No. 57, 1979, s. 41 s. 41. Amended by No. 57, 1979, s. 41 s. 45. Amended by No. 57, 1979, s. 41 s. 64. Amended by No. 57, 1979, s. 41
Motor Vehicles Act, 1959-1975 (New ed., Vol. 7, p. 439)	s. 4. Amended by No. 14, 1976, s. 3 and by No. 120, 1978, s. 3 s. 5. Amended by No. 14, 1976, s. 4, by No. 79, 1976, s. 3 and by No. 120, 1978, s. 4 s. 7. Amended by No. 120, 1978, s. 5 *Scotts Transport Industries Pty. Ltd. v. Boys* 18 S.A.S.R. 537 s. 9. Amended by No. 120, 1978, s. 6 *Pioneer Express Proprietary Limited and another v. the State of South Australia* (1958) 99 C.L.R. 227; *Schwerdt v. Telford* (1960) S.A.S.R. 41 s. 12a. Amended by No. 120, 1978, s. 7 ss. 14-15. Repealed by No. 120, 1978, s. 8 s. 16. Amended by No. 120, 1978, s. 9 s. 17. Amended by No. 14, 1976, s. 5 and repealed by No. 120, 1978, s. 10 s. 17a. Enacted by No. 55, 1972, s. 5 and repealed by No. 120, 1978, s. 10 s. 18. Repealed by No. 120, 1978, s. 10 s. 19. Amended by No. 14, 1976, s. 6 and repealed by No. 120, 1978, s. 10 s. 19a. Amended by No. 120, 1978, s. 11 s. 20. Amended by No. 14, 1976, s. 7 and by No. 120, 1978, s. 12 s. 24. Amended by No. 120, 1978, s. 13 s. 25. Repealed by No. 39, 1971, s. 6 s. 26. Substituted by No. 120, 1978, s. 14 s. 27. Substituted by No. 14, 1976, s. 8 ss. 28-30. Repealed by No. 14, 1976, s. 8 s. 31. Amended by No. 14, 1976, s. 9 and by No. 120, 1978, s. 15 s. 33. Amended by No. 14, 1976, s. 10 and by No. 120, 1978, s. 16 s. 33a. Amended by No. 79, 1976, s. 4 and repealed by No. 120, 1978, s. 17 s. 34. Amended by No. 14, 1976, s. 11 and by No. 120, 1978, s. 18 s. 35. Amended by No. 14, 1976, s. 12 and by No. 120, 1978, s. 19 s. 36. Amended by No. 14, 1976, s. 13 s. 37. Amended by No. 14, 1976, s. 14 s. 38. Amended by No. 14, 1976, s. 15 and by No. 79, 1976, s. 5 s. 38a. Amended by No. 14, 1976, s. 16, by No. 79, 1976, s. 6 and by No. 120, 1978, s. 20 s. 38ab. Amended by No. 14, 1976, s. 17, by No. 79, 1976, s. 7 and by No. 120, 1978, s. 21 s. 38b. Amended by No. 14, 1976, s. 18 and by No. 79, 1976, s. 8 s. 39. Repealed by No. 14, 1976, s. 19 s. 40. Substituted by No. 14, 1976, s. 20 s. 40a. Amended by No. 14, 1976, s. 21 s. 41. Amended by No. 14, 1976, s. 22 and by No. 120, 1978, s. 22 *Con Dobre's Interstate Haulage Ltd. v. Stratton: Con Dobre's Interstate Haulage Ltd. v. Trotter: Trotter v. Con Dobre's Haulage Ltd.* (1965) S.A.S.R. 60 s. 42. Amended by No. 14, 1976, s. 23 s. 43. Amended by No. 120, 1978, s. 23 s. 44. Amended by No. 14, 1976, s. 24, by No. 79, 1976, s. 9 and by No. 120, 1978, s. 24 s. 46. Amended by No. 14, 1976, s. 25 and by No. 120, 1978, s. 25 s. 47. Substituted by No. 120, 1978, s. 26 s. 48. Amended by No. 120, 1978, s. 27 s. 49. Amended by No. 120, 1978, s. 28 s. 50. Amended by No. 14, 1976, s. 26 s. 51. Amended by No. 14, 1976, s. 27 s. 52. Amended by No. 120, 1978, s. 29 s. 53. Amended by No. 120, 1978, s. 30 s. 54. Amended by No. 14, 1976, s. 28 and by No. 120, 1978, s. 31 s. 55. Amended by No. 14, 1976, s. 29 and by No. 120, 1978, s. 32 s. 56. Amended by No. 120, 1978, s. 33 s. 57. Amended by No. 14, 1976, s. 30 and by No. 120, 1978, s. 34 s. 58. Amended by No. 14, 1976, s. 31 s. 60. Amended by No. 14, 1976, s. 32 s. 62. Amended by No. 14, 1976, s. 33 and by No. 120, 1978, s. 35 s. 63. Repealed by No. 14, 1976, s. 34 s. 64. Amended by No. 14, 1976, s. 35 s. 66. Amended by No. 14, 1976, s. 36, by No. 79, 1976, s. 10 and by No. 120, 1978, s. 36 s. 67. Amended by No. 14, 1976, s. 37 and by No. 120, 1978, s. 37 s. 68. Repealed by No. 14, 1976, s. 38 s. 69. Repealed by No. 14, 1976, s. 38 s. 69a. Repealed by No. 14, 1976, s. 38 s. 70. Amended by No. 120, 1978, s. 38

Act Affected	How Affected
Motor Vehicles Act, 1959-1975 (New ed., Vol. 7, p. 439)—*continued*	s. 71. Amended by No. 14, 1976, s. 39 and by No. 120, 1978, s. 39 s. 71aa. Repealed by No. 14, 1976, s. 40 s. 72. Amended by No. 79, 1976, s. 11 and by No. 120, 1978, s. 40 s. 72a. Repealed by No. 14, 1976, s. 41 s. 74. Amended by No. 14, 1976, s. 42 and by No. 120, 1978, s. 41 s. 74a. Repealed by No. 14, 1976, s. 43 s.74b. Repealed by No. 14, 1976, s. 43 s. 74c. Repealed by No. 14, 1976, s. 43 s. 75. Amended by No. 14, 1976, s. 44 and by No. 120, 1978, s. 42 s. 75a. Amended by No. 14, 1976, s. 45 and by No. 120, 1978, s. 43 s. 76. Repealed by No. 14, 1976, s. 46 s. 77. Amended by No. 120, 1978, s. 44 s. 78. Amended by No. 120, 1978, s. 45 s. 79. Amended by No. 14, 1976, s. 47 and by No. 120, 1978, s. 46 s. 79a. Substituted by No. 14, 1976, s. 48 s. 79b. Enacted by No. 120, 1978, s. 47 s. 79c. Enacted by No. 120, 1978, s. 47 s. 80. Amended by No. 14, 1976, s. 49 and by No. 120, 1978, s. 48 s. 81. Amended by No. 120, 1978, s. 49 s. 82. Amended by No. 79, 1976, s. 12 and by No. 120, 1978, s. 50 s. 83. Repealed by No. 14, 1976, s. 50 s. 83a. Repealed by No. 14, 1976, s. 51 s. 83b. Repealed by No. 14, 1976, s. 51 s. 83c. Repealed by No. 14, 1976, s. 51 s. 83d. Repealed by No. 14, 1976, s. 51 s. 84. Substituted by No. 14, 1976, s. 52 s. 85. Amended by No. 120, 1978, s. 51 s. 86. Repealed by No. 120, 1978, s. 52 s. 87. Repealed by No. 14, 1976, s. 53 s. 91. *Smith v. Manno* (1961) S.A.S.R. 17 s. 92. Amended by No. 120, 1978, s. 53 s. 94. Amended by No. 120, 1978, s. 54 s. 95. Amended by No. 120, 1978, s. 55 s. 96. Amended by No. 120, 1978, s. 56 s. 97. Amended by No. 120, 1978, s. 57 s. 97a. Amended by No. 14, 1976, s. 54 and by No. 120, 1978, s. 58 s. 98a. Amended by No. 14, 1976, s. 55 and by No. 120, 1978, s. 59 s. 98b. Amended by No. 14, 1976, s. 56 and by No. 120, 1978, s. 60 *Kramer v. Morris* 11 S.A.S.R. 305, *Coombe v. Samuels* 12 S.A.S.R. 342 *Shillabeer v. Linnane* 22 S.A.S.R. 382 *Hepworth v. Rowbottom* 22 S.A.S.R. 394 Part IIIc (ss. 98c-98n). Enacted by No. 14, 1976, s. 57 s. 98c. Amended by No. 120, 1978, s. 61 s. 98d. Amended by No. 120, 1978, s. 62 s. 98da. Enacted by No. 120, 1978, s. 63 s. 98e. Amended by No. 120, 1978, s. 64 s. 98f. Amended by No. 120, 1978, s. 65 s. 98g. Amended by No. 120, 1978, s. 66 s. 98i. Amended by No. 120, 1978, s. 67 s. 98j. Amended by No. 120, 1978, s. 68 s. 98ja. Enacted by No. 120, 1978, s. 69 s. 98k. Amended by No. 120, 1978, s. 70 s. 98l. Amended by No. 120, 1978, s. 71 s. 98m. Amended by No. 120, 1978, s. 72 s. 98o. Enacted by No. 79, 1976, s. 13 and amended by No. 120, 1978, s. 73 s. 98p. Enacted by No. 79, 1976, s. 13 and amended by No. 120, 1978, s. 74 Part IIId and Heading. Enacted by No. 120, 1978, s. 75 ss. 98r-98x. Enacted by No. 120, 1978, s. 75 s. 99. *Hine v. Fire and All Risks Insurance Co. Ltd.* 7 S.A.S.R. 49 s. 100. Amended by No. 120, 1978, s. 76 s. 102. Amended by No. 120, 1978, s. 77 *Polst v. Giffen* (1960) S.A.S.R. 155 *Murphy v. Cusack* (1961) S.A.S.R. 25 *Rohn v. Berry* (1963) S.A.S.R. 56 *Miller v. Samuels* (1963) S.A.S.R. 310 *Foggo v. Berry* (1964) S.A.S.R. 110 *Bennett v. Menz* (1964) S.A.S.R. 192 *Smith v. Dixon* (1966) S.A.S.R. 337 *Williams v. Woollacott* (1966) S.A.S.R. 355 *Baskerville v. Martin* (1967) S.A.S.R. 156 *Lawrence v. Baskerville* (1968) S.A.S.R. 86 *Rabbich v. Williams* 4 S.A.S.R. 4 *Ryan v. Baskerville* 7 S.A.S.R. 31 *Mercorella v. Page* 12 S.A.S.R. 431 *Boyd v. Rowbottom* 14 S.A.S.R. 263 *Edwards v. Wylie* 14 S.A.S.R. 268 *Stoakes v. French* 20 S.A.S.R. 258 *Irving v. French* 21 S.A.S.R. 437 s. 103. Amended by No. 120, 1978, s. 78 s. 104. Amended by No. 14, 1976, s. 58

Act Affected	How Affected
Motor Vehicles Act, 1959-1975 (New ed., Vol. 7, p. 439)—*continued*	s. 106. Repealed by No. 14, 1976, s. 59 s. 108. Repealed by No. 14, 1976, s. 59 s. 110. Amended by No. 14, 1976, s. 60 and by No. 120, 1978, s. 79 s. 111a. Enacted by No. 75, 1966, s. 12 and amended by No. 14, 1976, s. 61 s. 112. Amended by No. 14, 1976, s. 62 s. 113. Amended by No. 14, 1976, s. 63 *Plozza and Plozza v. South Australian Insurance Company Limited (Union Assurance Society Limited—Third Party)* (1963) S.A.S.R. 122 *Moore v. A.G.C. (Insurances) Ltd.* (1968) S.A.S.R. 389 *Carslake v. Guardian Assurance Company* 15 S.A.S.R. 378 s. 115. Amended by No. 14, 1976, s. 64 *Hanlon v. Wadlow Limited and Miller* (1960) S.A.S.R. 94 *Maney v. Miller* (1962) S.A.S.R. 23 *Pietrowiez v. Miller* (1965) S.A.S.R. 279 *Watherston v. Miller* (1966) S.A.S.R. 378 *Fitzsimmons v. Griffiths* (1968) S.A.S.R. 311 *Krecu v. Municipal Tramways Trust and Griffiths* (1973) 5 S.A.S.R. 130 *Griffiths v. McNicol* 15 S.A.S.R. 419 *Plesae v. Griffiths* 15 S.A.S.R. 434 s. 116. Amended by No. 14, 1976, s. 65 s. 118. Amended by No. 14, 1976, s. 66 *Passmore v. Nott and General Insurance Co. Ltd.* (1966) S.A.S.R. 138 *Hine v. Fire and All Risks Insurance Co. Ltd.* 7 S.A.S.R. 49 s. 119. Substituted by No. 14, 1976, s. 67 s. 124. Amended by No. 120, 1978, s. 80 *Surrey Insurance Co. Ltd. v. Nagy and Nagy* (1968) S.A.S.R. 437 s. 125. *Massalsky v. Cropley* (1973) 5 S.A.S.R. 549 *Tsogas v. A.G.C. (Insurances) Ltd. and McGee* (1974) 6 S.A.S.R. 590 s. 127. *Hamlyn v. Hann and Heagney* (1967) S.A.S.R. 387 s. 128. Amended by No. 120, 1978, s. 81 s. 134. Amended by No. 120, 1978, s. 82 s. 134a. Enacted by No. 14, 1976, s. 68 and amended by No. 79, 1976, s. 14 s. 135. Amended by No. 120, 1978, s. 83 s. 135a. Enacted by No. 120, 1978, s. 84 s. 136. Amended by No. 120, 1978, s. 85 s. 137. Amended by No. 120, 1978, s. 86 s. 138. Amended by No. 120, 1978, s. 87 s. 138a. Enacted by No. 120, 1978, s. 88 s. 138b. Enacted by No. 120, 1978, s. 88 s. 139b. Amended by No. 120, 1978, s. 89 s. 140. Amended by No. 120, 1978, s. 90 *Scotts Transport Industries Pty. Ltd. v. Boys* 18 S.A.S.R. 537 s. 141. Amended by No. 14, 1976, s. 69 and by No. 120, 1978, s. 91 s. 142. Amended by No. 14, 1976, s. 70 s. 145. Amended by No. 14, 1976, s. 71 s. 145 (a1) *Hinton Demolitions Pty. Ltd. v. Lower* (1968) S.A.S.R. 370
Narcotic and Psychotropic Drugs Act, 1934-1974 (New ed., Vol. 7, p. 529)	s. 3. Amended by No. 89, 1976, s. 3 *Reid v. Kerr* 9 S.A.S.R. 367 *Whitmore v. Harding* 9 S.A.S.R. 312 s. 4. Amended by No. 89, 1976, s. 4 *The Queen v. Harm* 13 S.A.S.R. 84 s. 5. Amended by No. 89, 1976, s. 5 and by No. 31, 1977, s. 4 *R. v. Beresford* 2 S.A.S.R. 446 *Bendix v. Sampson* 2 S.A.S.R. 138 *Twining v. Samuels* 2 S.A.S.R. 50 *R. v. Phillips* 3 S.A.S.R. 85 *Whitmore v. Harding* 9 S.A.S.R. 312 *Dimitrou v. Samuels* 10 S.A.S.R. 331 *R. v. Carey and Adey* 11 S.A.S.R. 575 *The Queen v. Stephens* 13 S.A.S.R. 145 *The Queen v. Gronert* 13 S.A.S.R. 189 *Pearson v. Samuels* 13 S.A.S.R. 428 *The Queen v. Tideman* 14 S.A.S.R. 130 *The Queen v. Boyce* 15 S.A.S.R. 40 *The Queen v. Landner* 15 S.A.S.R. 49 *Wright v. Samuels* 15 S.A.S.R. 324 *The Queen v. Collins* 21 S.A.S.R. 38 *Ilman v. Hore* 21 S.A.S.R. 272 *The Queen v. Frangos* 21 S.A.S.R. 331 *Bourne v. Samuels* 21 S.A.S.R. 591 *The Queen v. Strapps* 22 S.A.S.R. 59 s. 6. Repealed by No. 31, 1977, s. 5 s. 6a. Repealed by No. 31, 1977, s. 5 s. 7. Amended by No. 89, 1976, s. 6 and by No. 44, 1978, s. 2 s. 8. Amended by No. 31, 1977, s. 6 s. 9. Amended by No. 31, 1977, s. 7 s. 10. Amended by No. 31, 1977, s. 8 s. 11. Amended by No. 89, 1976, s. 7 *The Queen v. Conley* 21 S.A.S.R. 166

Act Affected	How Affected
Narcotic and Psychotropic Drugs Act, 1934-1974 (New ed., Vol. 7, p. 529) *—continued*	s. 12. Amended by No. 44, 1978, s. 3 s. 13. Amended by No. 31, 1977, s. 9 s. 14. Amended by No. 89, 1976, s. 8 and by No. 31, 1977, s. 10 *Dimitriou v. Samuels* 10 S.A.S.R. 331 *The Queen v. Manos; ex parte Normandale* 16 S.A.S.R. 78 s. 14a. Enacted by No. 112, 1974, s. 5 and amended by No. 31, 1977, s. 11 s. 14b. Enacted as s. 14a by No. 20, 1977, s. 2, re-designated as s. 14b by No. 31, 1977, s. 12
National Parks and Wildlife Act, 1972-1974 (New ed., Vol. 7, p. 543)	s. 4. Amended by No. 35, 1978, s. 3 and by No. 100, 1978, s. 3 s. 5. Amended by No. 100, 1978, s. 4 s. 11. Amended by No. 100, 1978, s. 5 Division II of Part II (ss. 15-19) and Heading. Substituted by No. 100, 1978, s. 6 s. 35. Amended by No. 35, 1978, s. 4 s. 36. Amended by No. 35, 1978, s. 5 s. 38. Amended by No. 100, 1978, s. 7 Part IIIA and Heading. Enacted by No. 35, 1978, s. 6 ss. 45a-45l. Enacted by No. 35, 1978, s. 6 s. 60. *Walker v. Eves* 13 S.A.S.R. 249
Natural Gas Pipelines Authority Act, 1967 (1967, p. 6)	*See* Pipelines Authority Act, 1967-1974
Oaths Act, 1936-1969 (New ed., Vol. 7, p. 665)	ss. 17, 21. *In re Liddy* (1967) S.A.S.R. 62 s. 27. *R. v. Davies* 7 S.A.S.R. 375
Offenders Probation Act, 1913-1971 (New Ed., Vol. 7, p. 695)	s. 4. *Cobiac v. Liddy* 119 C.L.R. reversing *Liddy v. Cobiac* (1969) S.A.S.R. 6 *Murray v. Wizgell* (1971) S.A.S.R. 251 *Fisher v. Chambers* 3 S.A.S.R. 25 *Fischer v. Chambers* 4 S.A.S.R. 105 *McLean v. Kowald* 9 S.A.S.R. 384 *White v. Leamey* 10 S.A.S.R. 506 *Kowald v. Hoile* 12 S.A.S.R. 101 *Kowald v. Hoile* (No. 2) 14 S.A.S.R. 314 *Giersch v. Pennicott* 15 S.A.S.R. 300 *The Queen v. Redman* 15 S.A.S.R. 572 *The Queen v. Peterson* 18 S.A.S.R. 124 *The Queen v. Barnes* 20 S.A.S.R. 1 *Fielding v. Combe* 20 S.A.S.R. 346 s. 5. *Adams v. Samuels* 9 S.A.S.R. 352 s. 8. *Fischer v. Chambers* 4 S.A.S.R. 105 s. 9. *R. v. Pope* 9 S.A.S.R. 69 *The Queen v. R. W. Collins* 12 S.A.S.R. 498 *The Queen v. Johnston* 13 S.A.S.R. 417 *Purvis v. West* 22 S.A.S.R. 313
Oil Refinery (Hundred of Noarlunga) Act, 1958-1967 (New ed., Vol. 7, p. 703)	s. 2. Amended by No. 78, 1976, s. 8 (1) s. 5. Amended by No. 15, 1976, s. 2 s. 6. Amended by No. 78, 1976, s. 8 (1) s. 9. Enacted by No. 47, 1965, s. 3 and amended by No. 46, 1967, s. 3 s. 10. Enacted by No. 78, 1976, s. 8 (1)
Opticians Act, 1920-1974 (New ed., Vol. 7, p. 725)	s. 20. *Egarr v. Registrar of Board of Optical Registration* (1952) S.A.S.R. 163 s. 39. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393 s. 46. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393 *Egarr v. Registrar of Board of Optical Registration* (1952) S.A.S.R. 163
Oriental Fruit Moth Control Act, 1962-1967 (New ed., Vol. 7, p. 739)	s. 5. Amended by No. 96, 1978, s. 13 s. 6. Amended by No. 96, 1978, s. 14 s. 9. Amended by No. 96, 1978, s. 15 s. 9a. Amended by No. 96, 1978, s. 16 s. 14. Amended by No. 96, 1978, s. 17
Parliamentary Salaries and Allowances Act, 1965-1974 (New ed., Vol. 7, p. 775)	s. 5. Amended by No. 101, 1978, s. 5 s. 9. Amended by No. 101, 1978, s. 6
Parliamentary Superannuation Act, 1974 (New ed., Vol. 7, p. 787)	s. 5. Amended by No. 112, 1978, s. 3 s. 7. Amended by No. 112, 1978, s. 4 s. 14. Amended by No. 112, 1978, s. 5 s. 14a. Repealed by No. 112, 1978, s. 6 s. 17. Amended by No. 112, 1978, s. 7 s. 18. Amended by No. 112, 1978, s. 8 s. 19. Amended by No. 7, 1978, s. 4 s. 24. Amended by No. 122, 1978, s. 9 s. 25. Amended by No. 112, 1978, s. 10 s. 36. Amended by No. 112, 1978, s. 11 s. 39a. Enacted by No. 112, 1978, s. 12

Act Affected	How Affected
Pastoral Act, 1936-1974 (New ed., Vol. 8, p. 13)	s. 6. Amended by No. 90, 1976, s. 3 s. 42c. Amended by No. 90, 1976, s. 4 s. 43. Amended by No. 60, 1960, s. 6 s. 44a. Amended by No. 90, 1976, s. 5 s. 61a. Amended by No. 90, 1976, s. 6 s. 61b. Amended by No. 90, 1976, s. 7 s. 63. Amended by No. 90, 1976, s. 8 s. 74. Substituted by No. 90, 1976, s. 9 s. 82. Amended by No. 90, 1976, s. 10 s. 99. Amended by No. 90, 1976, s. 11 ss. 100-111. Repealed by No. 23, 1976, s. 3 s. 113 and heading. Repealed by No. 23, 1976, s. 4 s. 114. Repealed by No. 23, 1976, s. 4 s. 132. Amended by No. 90, 1976, s. 12 s. 134a. Substituted by No. 90, 1976, s. 13 s. 140. Amended by No. 90, 1976, s. 14 s. 140a. Amended by No. 90, 1976, s. 15 First schedule. Amended by No. 90, 1976, s. 16 Second schedule. Repealed by No. 90, 1976, s. 17 Fourth schedule. Repealed by No. 90, 1976, s. 18
Pay-roll Tax Act, 1971-1975 (New ed., Vol. 8, p. 81)	s. 11a. Amended by No. 6, 1976, s. 3, by No. 80, 1976, s. 4, by No. 37, 1977, s. 3, by No. 76, 1978, s. 3 and by No. 64, 1979, s. 3 s. 12. Amended by No. 64, 1979, s .4 s. 13a. Amended by No. 6, 1976, s. 4, by No. 80, 1976, s. 5, by No. 37, 1977, s. 4, by No. 76, 1978, s. 4 and by No. 64, 1979, s. 5 s. 14. Amended by No. 80, 1976, s. 6, by No. 37, 1977, s. 5, by No. 76, 1978, s. 5 and by No. 64, 1979, s. 6 s. 15. Amended by No. 37, 1977, s. 6 Part IVA (ss. 18a-18m.) Enacted by No. 94, 1975, s. 12. *See following lines.* s. 18k. Amended by No. 6, 1976, s. 5, by No. 80, 1976, s. 7, by No. 37, 1977, s. 7, by No. 76, 1978, s. 6 and by No. 64, 1979, s. 7 s. 21a. Enacted by No. 6, 1976, s. 6 s. 26. Amended by No. 76, 1978, s. 7 s. 56a. Enacted by No. 64, 1979, s. 8
Petroleum Act, 1940-1971 (New ed., Vol. 8, p. 128)	s. 3. Amended by No. 95, 1978, s. s. 3 s. 4a. Amended by No. 95, 1978, s. 4 s. 7. Amended by No. 95, 1978, s. 5 s. 13. Amended by No. 95, 1978, s. 6 s. 15. Amended by No. 95, 1978, s. 7 s. 16. Amended by No. 95, 1978, s. 8 s. 17. Amended by No. 95, 1978, s. 9 s. 18. Amended by No. 95, 1978, s. 10 s. 18a. Substituted by No. 95, 1978, s. 11 s. 18c. Amended by No. 95, 1978, s. 12 s. 18e. Enacted by No. 95, 1978, s. 13 s. 28. Amended by No. 95, 1978, s. 14 s. 28a. Amended by No. 95, 1978, s. 15 s. 34. Amended by No. 95, 1978, s. 17 s. 42. Amended by No. 95, 1978, s. 18 s. 49. Amended by No. 95, 1978, s. 19 s. 59. Amended by No. 95, 1978, s. 20 s. 76. Amended by No. 95, 1978, s. 21 s. 80o. Amended by No. 95, 1978, s. 22 s. 80v. Amended by No. 95, 1978, s. 23 s. 87. Amended by No. 95, 1978, s. 24
Petroleum Products Subsidy Act, 1965 (New ed., Vol. 8, p. 166)	s. 3. Amended by No. 53, 1978, s. 3 s. 6. Amended by No. 53, 1978, s. 4 s. 11. Amended by No. 53, 1978, s. 5 s. 12. Amended by No. 53, 1978, s. 6 s. 13. Amended by No. 53, 1978, s. 7 s. 15. Amended by No. 53, 1978, s. 8 s. 17. Amended by No. 53, 1978, s. 9
Pharmacy Act, 1935-1973 (New ed., Vol. 8, p. 268)	s. 19. *Kruger v. Pharmacy Board of South Australia* 22 S.A.S.R. 339 s. 30. *Wright v. Edwards. Sauer v. Edwards* (1961) S.A.S.R. 267
Physiotherapists Act, 1945-1973 (New ed., Vol. 8, p. 303)	s. 32. *In re Ward* (1953) S.A.S.R. 308
Pipelines Authority Act, 1967-1974 (New ed., Vol. 8, p. 320)	s. 3. Amended by No. 16, 1977, s. 2 s. 9. Amended by No. 114, 1978, s. 2 s. 10. Amended by No. 16, 1977, s. 3 s. 10aa. Enacted by No. 16, 1977, s. 4 and amended by No. 114, 1978, s. 3 s. 11. Substituted by No. 16, 1977, s. 5 s. 12. Amended by No. 114, 1978, s. 4 s. 14. Amended by No. 16, 1977, s. 6 s. 15. Amended by No. 114, 1978, s. 5

Act Affected	How Affected
Pistol Licence Act, 1929-1975 (New ed., Vol. 8, p. 332)	s. 9. *Coghlan v. Fleetwood* (1951) S.A.S.R. 76
Planning and Development Act, 1966-1975 (New ed., Vol. 8, p. 354)	s. 2. Amended by No. 42, 1978, s. 21 s. 5. Amended by No. 119, 1978, s. 3 s. 18b. Amended by No. 42, 1978, s. 22 s. 26. *Quarry Industries Limited v. The Corporation of the City of Marion* (1971) S.A.S.R. 55 *The Corporation of the City of Marion v. Lady Becker, Director of Planning and State Planning Authority* (1973) 6 S.A.S.R. 13 *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 *Twenty Seven Properties Ltd. v. Corporation of Noarlunga and Others* 11 S.A.S.R. 188 *Harrison and Harrison v. City of Adelaide Development Committee* 12 S.A.S.R. 593 *Director of Planning v. Uren* 13 S.A.S.R. 270 *Corporation of the City of Unley v. Wark* 18 S.A.S.R. 198 *Scott Pools Pty. Ltd. v. Corporation of the City of Salisbury* 22 S.A.S.R. 406 s. 27. *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 *Twenty Seven Properties Ltd. v. Corporation of Noarlunga and Others* 11 S.A.S.R. 188 *McMurray v. State Planning Authority* 22 S.A.S.R. 423 s. 33. *Attorney-General for the State of South Australia v. Gurr* 21 S.A.S.R. 241 s. 36. *Myer Queenstown Garden Plaza Pty. Ltd. and Others v. Corporation of the City of Port Adelaide and the Attorney-General* 11 S.A.S.R. 504 *Twenty Seven Properties Ltd. v. Corporation of Noarlunga* 11 S.A.S.R. 188 *Scott Pools Pty. Ltd. v. Corporation of the City of Salisbury* 20 S.A.S.R. 406 *Shannahan Crash Repairs Pty. Ltd. v. Corporation of the City of Port Adelaide* 20 S.A.S.R. 491 *McMurray v. State Planning Authority* 22 S.A.S.R. 423 s. 36c. Enacted by No. 37, 1978, s. 2 s. 37. *Shannahan Crash Repairs Pty. Ltd. v. Corporation of the City of Port Adelaide* 20 S.A.S.R. 491 *Prestige Car Sales Pty. Ltd. v. Corporation of the Town of Walkerville* 20 S.A.S.R. 514 *Corporation of the City of Kensington and Norwood v. Claude Neon Limited* 22 S.A.S.R. 91 s. 41. Amended by No. 48, 1977, s. 2 *Leverington v. State Planning Authority and District Council of East Torrens* (1970) S.A.S.R. 387 *Braunack v. Goers* 20 S.A.S.R. 94 Part VAA and Heading. Enacted by No. 42, 1978, s. 23 ss. 42a-42g. Enacted by No. 42, 1978, s. 23 s. 42g. *Harrison and Harrison v. City of Adelaide Development Committee* 12 S.A.S.R. 593 s. 42j. Substituted by No. 110, 1976, schedule s. 42k. *Harrison and Harrison v. City of Adelaide Development Committee* 12 S.A.S.R. 593 s. 44. Amended by No. 119, 1978, s. 4 *Ovenden v. Polyaris Construction Pty. Ltd.* 11 S.A.S.R. 41, 65 *Rawson v. Polyaris Construction Pty. Ltd.* 11 S.A.S.R. 58, 65 s. 45. Amended by No. 119, 1978, s. 5 s. 45a. Substituted by No. 48, 1977, s. 3 s. 45b. *Becker v. The Corporation of the City of Marion and another* 1977 Appeal Cases 271 s. 52. *Storey and Storey v. Director of Planning and District Council of Yankalilla* 11 S.A.S.R. 227 *Director of Planning v. Uren and another* 15 S.A.S.R. 257 *Abley v. District Council of Yankalilla* 22 S.A.S.R. 147 s. 59. *Director of Planning v. Sisto* 15 S.A.S.R. 362 s. 62a. Enacted by No. 119, 1978, s. 6 s. 63. Amended by No. 110, 1976, schedule
Police Offences Act, 1953-1975 (New ed., Vol. 8, p. 429)	s. 4. *Attorney-General on the relation of Daniels, Stewart and Wells v. Hubet and others* 2 S.A.S.R. 142 s. 6. *Pye v. Samuels* 4 S.A.S.R. 12 *Hull v. Nuske* 8 S.A.S.R. 587 *Leonard v. Morris* 10 S.A.S.R. 528 *Tarca v. Price* 10 S.A.S.R. 604 *Hallion v. Samuels* 17 S.A.S.R. 558 *Morse v. Ashton* 18 S.A.S.R. 221 *Cavanagh v. Galkowski* 20 S.A.S.R. 322 s. 7. *Kruger v. Humphreys* (1968) S.A.S.R. 75 *Samuels v. Hall* (1969) S.A.S.R. 296 *Benedetto v. Huffa* (1969) S.A.S.R. 448 *Lafitte v. Samuels* 3 S.A.S.R. 1 *Ellis v. Fingleton* 3 S.A.S.R. 437

Act Affected	How Affected
Police Offences Act, 1953-1975 (New ed., Vol. 8, p. 429)—*continued*	*Grivelis v. Horsnell* 8 S.A.S.R. 43 *Hughes v. Fingleton* 17 S.A.S.R. 433 s. 9. Repealed by No. 106, 1976, s. 3 s. 9a. Amended by No. 106, 1976, s. 4 s. 13. *Wilson v. Giles* (1966) S.A.S.R. 361 s. 15. Amended by No. 102, 1978, s. 2 *Pelvay v. Brebner* (1963) S.A.S.R. 36 *Considine v. Kirkpatrick* (1971) S.A.S.R. 73 *Holmes v. Hatton* 18 S.A.S.R. 412 s. 17. *Page v. Turbitl* (1962) S.A.S.R. 237 *Feiler v. Steel* 2 S.A.S.R. 263 *Samuels v. Nicholson* (1973) 6 S.A.S.R. 479 *Varne v. Kowald* 14 S.A.S.R. 12 s. 18. *Wilson v. O'Sullivan* (1962) S.A.S.R. 194 *Mills v. Brebner* (1962) S.A.S.R. 209 *Samuels v. Stokes* 130 C.L.R. 490 *Farquhar v. Laffin* 12 S.A.S.R. 363 *Power v. Huffa* 14 S.A.S.R. 337 *Del Col v. Urie* 19 S.A.S.R. 399 *Morse v. Ashton* 18 S.A.S.R. 221 s. 19. *Rosey v. Beard and Cameron* (1962) S.A.S.R. 150 *Smith v. Samuels* 12 S.A.S.R. 573 s. 21. *Donaldson v. Bottroff* (1965) S.A.S.R. 145 s. 22. *Dalton v. Bartlett* 3 S.A.S.R. 549 *Robertson v. Samuels* 4 S.A.S.R. 465 s. 23. *Normandale v. Brassey* (1970) S.A.S.R. 177 *Prowse v. Bartlett* 3 S.A.S.R. 472 *Febinyi v. Anderson* 9 S.A.S.R. 336 s. 25. *Samuels v. Bosch* 127 C.L.R. 517 s. 27. *Bosch v. Samuels* 3 S.A.S.R. 37 *Samuels v. Bosch* 127 C.L.R. 517 s. 28. *Samuels v. Warland* 16 S.A.S.R. 41 *Atkinson v. Samuels* 17 S.A.S.R. 129 *Oldfield v. Samuels* 18 S.A.S.R. 156 *Samuels v. Von Stroheim* 19 S.A.S.R. 297 s. 33. Amended by No. 46, 1976, s. 2 by No. 38, 1978, s. 2 and by No. 49, 1978, s. 2 *Simmons v. Samuels* 1 S.A.S.R. 37 *Popow v. Samuels* 4 S.A.S.R 594 *Trelford v. Samuels* 7 S.A.S.R. 587 *Carter v. Samuels* 8 S.A.S.R. 1 s. 38. *Fingleton v. Zollo* 22 S.A.S.R. 241 s. 40. *Hartridge v. Samuels* 14 S.A.S.R. 209 s. 41. Amended by No. 71, 1976, s. 2 *Beard v. Brebner* (1962) S.A.S.R. 223 *Yeo v. Capper* (1964) S.A.S.R. 1 *Thwaites v. O'Sullivan* (1965) S.A.S.R. 34 *Borrillo v. Bartlett* (1966) S.A.S.R. 286 *Brook v. Whitbread* (1966) S.A.S.R. 310 *Turner v. Deed* (1966) S.A.S.R. 374 *Ferrell v. Burrows* 4 S.A.S.R. 416 *Forrest v. Normandale* (1973) 5 S.A.S.R. 524 *Baldwin v. Samuels* (1973) 6 S.A.S.R. 144 *Raynal v. Samuels* 8 S.A.S.R. 273, 9 S.A.S.R. 264 *Klimenko v. Huffa* 17 S.A.S.R. 549 s. 43. *Samuels v. Stubbs* 4 S.A.S.R. 200 *Taylor v. Pope* 21 S.A.S.R. 468 s. 51. *Hayward v. Whitbread* (1966) S.A.S.R. 1 s. 59. *O'Hair v. Killian* 1 S.A.S.R. 1 s. 64. Repealed by No. 38, 1979, s. 3 s. 73. *Canino v. Samuels* (1968) S.A.S.R. 303 s. 75. *Feldman v. Buck and another* (1966) S.A.S.R. 23 *Samuels v. Hall* (1969) S.A.S.R. 296 s. 78. Amended by No. 46, 1976, s. 3 *Feldman v. Buck and another* (1966) S.A.S.R. 236 *Hull v. Nuske* 8 S.A.S.R. 587 *The Queen v. Barker* 19 S.A.S.R. 448 s. 78a. Enacted by No. 38, 1978, s. 3 s. 81. *The Queen v. Ireland* 126 C.L.R. 321 *The Queen v. Ireland (No. 1)* (1970) S.A.S.R. 41 *The Queen v. Franklin* 22 S.A.S.R. 101
Police Pensions Act, 1971-1973 (New ed., Vol. 8, p. 463)	s. 4. Amended by No. 25, 1976, s. 3 s. 5. Amended by No. 25, 1976, s. 4 s. 7. Substituted by No. 107, 1978, s. 2 s. 8. Amended by No. 25, 1976, s. 5 s. 9. Amended by No. 25, 1976, s. 6 s. 10. Amended by No. 25, 1976, s. 7

Act Affected	How Affected
Police Pensions Act, 1971-1973 (New ed., Vol. 8, p. 463)—*continued*	s. 12. Amended by No. 25, 1976, s. 8 s. 13. Substituted by No. 25, 1976, s. 9 s. 14. Substituted by No. 25, 1976, s. 9 ss. 15-17. Repealed by No. 25, 1976, s. 9 s. 18. Repealed by No. 25, 1976, s. 10 s. 20. Amended by No. 25, 1976, s. 11 s. 21. Substituted by No. 25, 1976, s. 12 s. 22. Substituted by No. 25, 1976, s. 12 Part V (ss. 26-29). Substituted by Part V (ss. 23-29) by No. 25, 1976, s. 13 s. 30. Substituted by No. 25, 1976, s. 14 s. 31. Substituted by No. 25, 1976, s. 14 s. 32. Substituted by No. 25, 1976, s. 14 s. 33. Repealed by No. 25. 1976, s. 14 s. 34. Amended by No. 25, 1976, s. 15 and by No. 17, 1979, s. 2 s. 36. Substituted by No. 25, 1976, s. 16 s. 37. Substituted by No. 25, 1976, s. 16 s. 38. Amended by No. 25, 1976, s. 17 s. 40. Amended by No. 25, 1976, s. 18 s. 41. Amended by No. 25, 1976, s. 19 s. 43. Substituted by No. 25, 1976, s. 20 s. 44. Repealed by No. 25, 1976, s. 20 s. 46. Amended by No. 25, 1976, s. 21 s. 47. Substituted by No. 25, 1976, s. 22 s. 47a. Enacted by No. 25, 1976, s. 22 s. 49. Amended by No. 25, 1976, s. 23 s. 50. Amended by No. 25, 1976, s. 24 s. 51. Amended by No. 25, 1976, s. 25 s. 53. Amended by No. 25, 1976, s. 26 s. 54. Amended by No. 25, 1976, s. 27 s. 55. Amended by No. 25, 1976, s. 28 Second schedule. Substituted by No. 25, 1976, s. 29 and by No. 107, 1978, s. 3 Third schedule. Substituted by No. 25, 1976, s. 29 Fourth schedule. Enacted by No. 25, 1976, s. 29 Fifth schedule. Enacted by No. 25, 1976, s. 29 Sixth schedule. Enacted by No. 25, 1976, s. 29
Police Regulation Act, 1952-1975 (New ed., Vol. 8, p. 495)	s. 4. Amended by No. 103, 1978, s. 2 s. 9b. Enacted by No. 103, 1978, s. 3 s. 16. Amended by No. 103, 1978, s. 4 s. 27. *Schroeder v. Samuels* (1973) 5 S.A.S.R. 198 s. 54. Amended by No. 103, 1978, s. 5
Potato Marketing Act, 1948-1974 (New ed., Vol. 8, p. 524)	s. 3. *Zerrela v. Sweeney* (1973) S.A.S.R. 546 s. 12 *Buck v. Bavone* 135 C.L.R. 110 s. 18. *Buck v. Bavone* 135 C.L.R. 110 s. 19. *Lonie v. Willmott* (1966) S.A.S.R. 368 s. 19a. *Zerrella v. Sweeney* (1973) 5 S.A.S.R. 546 s. 20. *Atkins v. Golding* (1963) S.A.S.R. 285
Poultry Meat Industry Act, 1969-1976 (Poultry Processing Act, 1969) (New ed., Vol. 8, p. 538)	Citation. Amended by No. 88, 1976, s. 1 Long title. Amended by No. 88, 1976, s. 3 s. 3. Substituted by No. 88, 1976, s. 4 s. 4. Amended by No. 88, 1976, s. 5 s. 5. Amended by No. 88, 1976, s. 6 s. 11a. Enacted by No. 88, 1976, s. 7 ss. 11aa-11g and heading. Enacted by No. 88, 1976, s. 7 Heading to Part III. Substituted by No. 88, 1976, s. 8 ss. 11h-11j. Enacted by No. 88, 1976, s. 8 s. 13. Amended by No. 88, 1976, s. 9 Part IIIA (ss. 15a-15c). Enacted by No. 88, 1976, s. 10 s. 17. Amended by No. 88, 1976, s. 11
Prevention of Cruelty to Animals Act, 1936-1973 (New ed., Vol. 8, p. 546)	s. 5. *Martin v. Gibson* (1954) S.A.S.R. 29
Prevention of Pollution of Waters by Oil Act, 1961-1975 (New ed., Vol. 8, p. 558)	s. 3. Amended by No. 24, 1979, s. 4 s. 5. Substituted by No. 24, 1979, s. 5 s. 6. Repealed by No. 24, 1979, s. 6 s. 7. Substituted by No. 24, 1979, s. 7 ss. 7a-7e (inclusive). Enacted by No. 24, 1979, s. 7 s. 10. Amended by No. 24, 1979, s. 8 s. 11. Amended by No. 24, 1979, s. 9 s. 12. Amended by No. 24, 1979, s. 10 s. 15. Amended by No. 24, 1979, s. 11 s. 16. Amended by No. 24, 1979, s. 12 s. 17. Amended by No. 24, 1979, s. 13 s. 18. Amended by No. 24, 1979, s. 14

Act Affected	How Affected
Prices Act, 1948-1975 (New ed., Vol. 8, p. 569)	s. 3. Amended by No. 62, 1976, s. 2, by No. 49, 1977, s. 2 and by No. 115, 1978, s. 2 *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 4. Amended by No. 62, 1976, s. 3 s. 5. Amended by No. 49, 1977, s. 3 s. 11. Substituted by No. 115, 1978, s. 3 s. 11a. Enacted by No. 49, 1977, s. 4 s. 18a. Amended by No. 62, 1976, s. 4, by No. 49, 1977, s. 5, by No. 25, 1978, s. 2 and by No. 115, 1978, s. 4 s. 18b. Amended by No. 115, 1978, s. 5 s. 19. *The South Australian Branch of the Australian Medical Association Incorporated v. The State of South Australia* (1973) 6 S.A.S.R. 350 s. 22a. Amended by No. 62, 1976, s. 5 s. 22b. Amended by No. 62, 1976, s. 6 s. 22d. Amended by No. 62, 1976, s. 7 s. 22f. *Lehmann and Others v. Forsyth* 9 S.A.S.R. 359 *Young v. Farrah and Nicholas Enterprises Pty. Ltd.* 13 S.A.S.R. 444 s. 24. *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* (1957) 98 C.L.R. 65; 31 A.L.J. 897 s. 25. *Annal v. Commonwealth Hostels Ltd.* (1958) S.A.S.R. 296 *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* 39 A.L.J. 332; (1965) 115 C.L.R. 247 s. 33b. *Burton v. Samuels* (1973) 5 S.A.S.R. 201 s. 44. *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* (1957) 98 C.L.R. 65; 31 A.L.J. 897 s. 49a. Amended by No. 115, 1978, s. 6 s. 53. Amended by No. 62, 1976, s. 8, by No. 49, 1977, s. 6 and by No. 115, 1978, s. 7
Primary Producers' Debts Act, 1935-1974 (New ed., Vol. 8, p. 600)	ss. 22-26. *In re Stringer* (1940) S.A.S.R. 401 s. 39. *Crafter v. Kelly* (1941) S.A.S.R. 237
Prisons Act, 1936-1975 (New Ed., Vol. 8, p. 617)	s. 6. Amended by No. 115, 1976, s. 26 s. 14. *In re Jennings* 22 S.A.S.R. 274 s. 24. *The Queen v. Garrett* 18 S.A.S.R. 308 s. 42. *The Queen v. Thomas* (1969) S.A.S.R. 128 s. 42i. *The Queen v. Robinson and Barrett* 22 S.A.S.R. 367 s. 58. *The Queen v. Mulqueen and Mayfield* (1969) S.A.S.R. 399 *The Queen v. Redman* 15 S.A.S.R. 572
Private Parking Areas Act, 1965 (New ed., Vol. 8, p. 646)	s. 3. *Marklew v. Allen* 9 S.A.S.R. 32 s. 9. *Marklew v. Allen* 9 S.A.S.R. 32
Public Accounts Committee Act, 1972-1974 (New ed., Vol. 8, p. 674)	s. 8. Amended by No. 101, 1978, s. 11
Public Assemblies Act, 1972 (New ed., Vol. 8, p. 679)	s. 6. *Samuels v. Stokes* 130 C.L.R. 490
Public Finance (Special Provisions) Act, 1975 (New ed., Vol. 8, p. 717)	s. 3. Amended by No. 20, 1976, s. 2
Public Service Act, 1967-1975 (New ed., Vol. 9, p. 4)	s. 36. *R. v. Bleby Olsen and Stanley ex parte The S.A. Pulbic Service Board (No. 2) (Public Servants Case)* 9 S.A.S.R. 330 s. 39. Amended by No. 11, 1978, s. 3 s. 81. Amended by No. 36, 1977, s. 3 s. 90. Amended by No. 36, 1977, s. 4 s. 91. Amended by No. 36, 1977, s. 5 and by No. 11, 1978, s. 4 s. 92. Substituted, and sections 92a and 92b enacted by No. 36, 1977, s. 6 s. 93. Amended by No. 2, 1975, s. 12 and by No. 36, 1977, s. 7 s. 94. Amended by No. 36, 1977, s. 8 s. 95. Amended by No. 36, 1977, s. 9 s. 97a. Enacted by No. 36, 1977, s. 10 s. 99. Amended by No. 36, 1977, s. 11 s. 123. *R. v. Bleby Olsson and Stanley ex parte The S.A. Public Service Board (No. 2), (Public Servants Case)* 9 S.A.S.R. 330 *Public Service (Recreation Leave Loading) Case* 41 S.A.I.R. 340 s. 126. Substituted by No. 36, 1977, s. 12
Public Service Arbitration Act, 1968-1975 (New ed., Vol. 9, p. 54)	s. 18. *Professional Engineers' Case* 37 S.A.I.R. 339 (at 380)

Act Affected	How Affected
Pyap Irrigation Trust Act, 1923-1974 (1923)	s. 2. Amended by No. 83, 1974, s. 2 and by No. 28, 1978, s. 38 s. 7. Substituted by No. 83, 1974, s. 3 s. 33. Amended by No. 83, 1974, s. 4 s. 34. Amended by No. 83, 1974, s. 5 ss. 59A-59G. (inclusive). Enacted by No. 1772, 1926, s. 2 ss. 59H-59I. Enacted by No. 73, 1979, s. 2
Racing Act, 1976 (1976, p. 520)	s. 27. Amended by No. 49, 1978, s. 3 s. 117. *Fingleton v. Lowen* 20 S.A.S.R. 312
Railways Act, 1936-1975 (South Australian Railways Commissioner's Act) (New ed., Vol. 9, p. 95)	s. 18. Substituted by No. 81, 1976, s. 2 s. 84. Amended by No. 39, 1979, s. 2 s. 109. *Miesiewicz v. South Australian Railways Commissioner* (1961) S.A.S.R. 190
Railways Standardization Agreement Act, 1949-1974 (New ed., Vol. 9, p. 144)	Agreement in schedule. *The State of South Australia and another v. The Commonwealth of Australia* (1961-1962) 108 C.L.R. 130; 35 A.L.J. 460
The Ramco Heights Irrigation Area Act, 1963 (New ed., Vol. 9, p. 176)	s. 5. Amended by No. 1978, s. 40 s. 8. Amended by No. 28, 1978, s. 41
The Real Property Act, 1886-1975 (New ed., Vol. 9, p. 190)	s. 3. Amended by No. 51, 1979, s. 3 *Mercantile Credits Ltd. v. Shell Co. of Australia Ltd.* 136 C.L.R. 326 s. 6. *The South-Eastern Drainage Board (South Australia) v. The Savings Bank of South Australia* (1939) 62 C.L.R. 603; 13 A.L.J. 421, varying *Savings Bank of South Australia v. South-Eastern Drainage Board and another* (1939) S.A.S.R. 339 ss. 13-16 (inclusive). Substituted by No. 51, 1979, s. 4 ss. 17-18. Repealed by No. 51, 1979, s. 4 s. 23a. Amended by No. 51, 1979, s. 5 s. 35. Amended by No. 51, 1979, s. 6 s. 36. Amended by No. 51, 1979, s. 7 s. 54. Amended by No. 51, 1979, s. 8 ss. 54-69 (inclusive). *Mercantile Credits Ltd. v. Shell Co. of Australia Ltd.* 136 C.L.R. 326 s. 54a. Enacted by No. 51, 1979, s. 9 s. 64. *Elder's Trustee and Executor Company Limited and another v. Bagot's Executor and Trustee Company Limited and others* (1964) S.A.S.R. 306 s. 69. *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 *R. M. Hosking Properties Pty. Ltd. v. Barnes and Others* (1971) S.A.S.R. 100 *Zafiropoulos v. Recchi* 18 S.A.S.R. 5 s. 71. Amended by No. 51, 1979, s. 10 *Bodey v. Smith and another* (1938) S.A.S.R. 352 ***R. M. Hosking Properties Pty. Ltd. v. Barnes and Others* (1971) S.A.S.R. 100** ***Ovenden v. Palyaris Construction Pty. Ltd.* 11 S.A.S.R. 41, 65** ***Rawson v. Palyaris Construction Pty. Ltd.* 11 S.A.S.R. 58, 65** ***Lee Constructions Pty. Ltd. v. Palyaris Construction Pty. Ltd.* 11 S.A.S.R. 62, 65** **s. 72. *R. M. Hosking Properties Pty. Ltd. v. Barnes and Others* (1971) S.A.S.R. 100** s. 73. Substituted by No. 51, 1979, s. 11 s. 79. Amended by No. 51, 1979, s. 12 s. 96. Amended by No. 51, 1979, s. 13 s. 97. *The English, Scottish, and Australian Bank, Limited v. Phillips* (1936-1937) 57 C.L.R. 302; 10 A.L.J. 458 *Clem Smith Nominees Pty. Ltd. v. Farrelly* 20 S.A.S.R. 227 s. 105. Amended by No. 51, 1979, s. 14 s. 107. Amended by No. 51, 1979, s. 15 s. 116. Amended by No. 51, 1979, s. 16 ss. 116-119. (inclusive). *Mercantile Credits Ltd. v. Shell Co. of Australia Ltd.* 136 C.L.R. 326 s. 120. Substituted by No. 51, 1979, s. 17 s. 122. Amended by No. 51, 1979, s. 18 s. 128. Amended by No. 51, 1979, s. 19 *Clem Smith Nominees Pty. Ltd. v. Farrelly* 20 S.A.S.R. 227 s. 129. Amended by No. 51, 1979, s. 20 s. 132. *Clem Smith Nominees Pty. Ltd. v. Farrelly* 20 S.A.S.R. 227 s. 135a. *Clem Smith Nominees Pty. Ltd. v. Farrelly* 20 S.A.S.R. 227 s. 136. *Ovenden v. Palyaris Construction Pty. Ltd.* 11 S.A.S.R. 58, 65 *Rawson v. Palyaris Construction Pty. Ltd.* 11 S.A.S.R. 58, 65 *Lee Constructions Pty. Ltd. v. Palyaris Construction Pty. Ltd.* 11 S.A.S.R. 62, 65 s. 143. Amended by No, 51, 1979, s. 21 s. 144. Repealed by No. 51, 1979, s. 22 s. 146. Substituted by No, 116, 1978, s. 2

Act Affected	How Affected
The Real Property Act, 1886-1975 (New ed., Vol. 9, p. 190)—*continued*	ss. 147-148. Repealed by No. 116, 1978, s. 2 s. 150. Substituted by No. 51, 1979, s. 23 s. 151. *The English, Scottish, and Australian Bank, Limited v. Phillips* (1936-1937) 57 C.L.R. 302; 10 A.L.J. 458 s. 153. Substituted by No. 51, 1979, s. 24 *Mercantile Credits Ltd. v. Shell Co. of Australia Ltd.* 136 C.L.R. 326 s. 154. Repealed by No. 51, 1979, s. 24 s. 155. Amended by No. 51, 1979, s. 25 s. 157. Amended by No. 51, 1979, s. 26 s. 181. *Van Reesma v. Giameos* (No. 2) 17 S.A.S.R. 390 s. 189. Substituted by No. 51, 1979, s. 27 s. 190. Repealed by No. 51, 1979, s. 28 s. 191. Amended by No. 51, 1979, s. 29 *La Martina and another v. Penny* (1968) S.A.S.R. 411 *Michell v. Harvey Adams Pty. Limited* (1971) S.A.S.R. 95 *Galvasteel Pty. Ltd. v. Monterey Building Pty. Ltd.* 10 S.A.S.R. 176 s. 220. Amended by No. 51, 1979, s. 30 s. 223a. Amended by No. 51, 1979, s. 31 s. 229. *Rex v. McHale* (1952) S.A.S.R. 54 s. 245. *In re Coombe* (1941) S.A.S.R. 197 *In re Jonson* (1957) S.A.S.R. 204 s. 246. *Phillis v. The King* 15 A.L.J. 191 s. 249. *Black's Limited and others v. Rix and others* (1962) S.A.S.R. 161 *R. M. Hosking Properties Pty. Ltd. v. Barnes and Others* (1971) S.A.S.R. 100 s. 274. Amended by No. 51, 1979, s. 32 s. 276. Substituted by No. 51, 1979, s. 33 Fourth schedule. Repealed by No. 51, 1979, s. 34 Sixth-fourteenth schedules (inclusive). Repealed by No. 51, 1979, s. 35 Twenty-third schedule. Repealed by No. 51, 1979, s. 36 Twenty-fourth schedule. Repealed by No. 51, 1979, s. 37 Twenty-fifth schedule. Substituted by No. 51, 1979, s. 37
Recreation Grounds (Regulations) Act, 1931-1935 (New ed., Vol. 9, p. 329)	s. 3. Amended by No. 22, 1978, s. 2
Red Cliff Land Vesting Act, 1973 (New ed., Vol. 9, p. 332)	s. 5. *Gill v. State Planning Authority* 20 S.A.S.R. 580 s. 7. *Gill v. State Planning Authority* 20 S.A.S.R. 580 s. 10. *Gill v. State Planning Authority* 20 S.A.S.R. 580
Red Scale Control Act, 1962-1975 (New ed., Vol. 9, p. 338)	s. 5. Amended by No. 96, 1978, s. 19 s. 9. Amended by No. 96, 1978, s. 20 s. 9a. Amended by No. 96, 1978, s. 21
Regional Cultural Centres Act, 1976 (1976 p. 589)	s. 13a. Enacted by No. 50, 1977, s. 3
Renmark Irrigation Trust Act, 1936-1973 (New ed., Vol. 9, p. 380)	s. 60. Amended by No. 60, 1978, s. 2 s. 64. Substituted by No. 60, 1978, s. 3 s. 73. Amended by No. 60, 1978, s. 4 s. 123ba. Amended by No. 17, 1977, s. 2 s. 123bb. Amended by No. 17, 1977, s. 3 s. 123bd. Enacted by No. 17, 1977, s. 4 s. 123d. Amended by No. 17, 1977, s. 5 s. 151. Amended by No. 28, 1978, s. 43
Residential Tenancies Act, 1978 (1978, p. 72)	s. 7. *In re Belajev* 22 S.A.S.R. 1
Road Maintenance (Contribution) Act, 1963-1975 (New ed., Vol. 9, p. 566)	s. 3. Amended by No. 26, 1979, s. 2 *Sparnon v. Lower* (1970) S.A.S.R. 16 *Hinton Demolitions Pty. Ltd. v. Lower* (No. 2) 1 S.A.S.R. 512 *Randall v. Lower* 17 S.A.S.R. 254 s. 4. *Lower v. Manning* (1969) S.A.S.R. 291 *Randall v. Lower* 17 S.A.S.R. 254 s. 7. *Randall v. Lower* 17 S.A.S.R. 254 s. 10. Amended by No. 26, 1979, s. 3 *Hinton Demolitions Pty. Ltd. v. Lower* (No. 2) 1 S.A.S.R. 512 *Lower v. Norton and another* 4 S.A.S.R. 162 s. 12. Amended by No. 26, 1979, s. 4 s. 12a. Enacted by No. 26, 1979, s. 5 s. 13. Amended by No. 26, 1979, s. 6 s. 13e. *Lower v. Norton and another* 4 S.A.S.R. 162 s. 14. Re-enacted by No. 58, 1979, s. 3 s. 15. Enacted by No. 58, 1979, s. 3

Act Affected	How Affected
Road Traffic Act, 1961-1975 (New ed., Vol. 9, p. 592)	s. 4. Amended by No. 103, 1976, s. 3 s. 5. Amended by No. 103, 1976, s. 4 *Marklew v. Allen* 9 S.A.S.R. 32 *Skaventzos v. Gage* (No. 2) 21 S.A.S.R. 432 s. 11. Amended by No. 103, 1976, s. 5 s. 12. Amended by No. 103, 1976, s. 6 s. 16. Amended by No. 103, 1976, s. 7 s. 19. Amended by No. 42, 1979, s. 3 s. 23. Amended by No. 103, 1976, s. 8 s. 23a. Repealed by No. 71, 1972, s. 7 s. 31. Amended by No. 103, 1976, s. 9 s. 34 and heading. Substituted by No. 103, 1976, s. 10 s. 35. Amended by No. 42, 1979, s. 4 s. 36. Amended by No. 103, 1976, s. 11 s. 38. Amended by No. 103, 1976, s. 12 *Roberts v. Brebner* (1963) S.A.S.R. 40 *Samuels v. Broad* 8 S.A.S.R. 576 s. 41. Amended by No. 103, 1976, s. 13 s. 42. Amended by No. 103, 1976, s. 14 *Cavanagh v. Galkowski* 20 S.A.S.R. 322 s. 43. Amended by No. 103, 1976, s. 15 and by No. 42, 1979, s. 5 *Mallan v. Berry* (1964) S.A.S.R. 8 *Critchley v. Downs* (1964) S.A.S.R. 350 *Norling v. Woolacott* (1964) S.A.S.R. 377 s. 44. *Pring v. Woolacott* (1966) S.A.S.R. 6 *Hawkett v. Demichelis* 12 S.A.S.R. 274 *Ramsay v. Samuels* 14 S.A.S.R. 77 *In re Weetra* 18 S.A.S.R. 321 *Lindsay v. Samuels* 20 S.A.S.R. 285 s. 44a. Amended by No. 103, 1976, s. 16 s. 45. Amended by No. 103, 1976, s. 17 *O'Brien v. Scotland* 4 S.A.S.R. 411 *Burgess v. Dusmore* 9 S.A.S.R. 29 *Samuels v. Songaila* 16 S.A.S.R. 397 s. 45a. Amended by No. 103, 1976, s. 18 s. 46. Amended by No. 103, 1976, s. 19 and by No. 42, 1979, s. 6 *Samuels v. Young* 19 S.A.S.R. 406 s. 47. Amended by No. 103, 1976, s. 20 and by No. 42, 1979, s. 7 *Krawinkel v. Brebner* (1962) S.A.S.R. 103 *Warming v. O'Sullivan* (1962) S.A.S.R. 287 *Brebner v. Hersey* (1963) S.A.S.R. 1 *August v. Fingleton* (1964) S.A.S.R. 22 *Bottroff v. Holland* (1965) S.A.S.R. 397 *Kurucz v. Mayne* (1966) S.A.S.R. 82 *Minagall v. Ayres* (1966) S.A.S.R. 151 *Skalde v. Evans* (1966) S.A.S.R. 176 *Cobiac v. Liddy* 119 C.L.R. 257 reversing *Liddy* v. *Cobiac* (1969) S.A.S.R. 6 *Tothill v. Marklew* (1969) S.A.S.R. 460 *Samuels v. McKenzie* (1969) S.A.S.R. 83 *Killian v. Weaver* (1970) S.A.S.R. 107 *Samuels v. Flavel* (1970) S.A.S.R. 256 *Samuels v. Floegel* (1970) S.A.S.R. 251 *Samuels v. Leech* (1970) S.A.S.R. 60 *Samuels v. Roberts* (1970) S.A.S.R. 245 *Bartlett v. D'Rozario* (1971) S.A.S.R. 88 *Murray v. Wigzell* (1971) S.A.S.R. 251 *R. v. O'Loughlin ex parte Ralphs* 1 S.A.S.R. 219 *Boehme v. Steel* 4 S.A.S.R. 183 *Goode v. Kowald* 4 S.A.S.R. 579 *Baddock v. Steel* (1973) 5 S.A.S.R. 71 *Evans v. Sparrow* (1973) 6 S.A.S.R. 519 *McLean v. Kowald* 9 S.A.S.R. 384 *Newell v. Samuels* 10 S.A.S.R. 524 *Hillier v. Boorman* 11 S.A.S.R. 394 *Driscoll v. Bevan* 12 S.A.S.R. 98 *Page v. Winkler* 12 S.A.S.R. 126 *Zupancic v. Turner* 12 S.A.S.R. 443 *Porriciello v. Samuels* 14 S.A.S.R. 83 *Sullivan v. Samuels* 14 S.A.S.R. 168 *Walker v. Graetz* 15 S.A.S.R. 597 *Dinham v. Watts* 16 S.A.S.R. 262 *Taylor v. Samuels* 16 S.A.S.R. 266 *Samuels v. Young* 19 S.A.S.R. 406 *Allen v. Bates* 20 S.A.S.R. 575 *Adams v. Cotz* 21 S.A.S.R. 341 *Logan v. Samuels* 21 S.A.S.R. 344 *Kester v. Marsh* 21 S.A.S.R. 348 *McDougall v. Betts* 21 S.A.S.R. 424

Act Affected	How Affected
Road Traffic Act, 1961 -1975 (New ed., Vol. 9, p. 592) *—continued*	s. 47a. *Samuels v. McKenzie* (1969) S.A.S.R. 83 *Samuels v. Flavel* (1970) S.A.S.R. 256 *Felstead v. Giersch* 14 S.A.S.R. 27 s. 47b. Amended by No.103, 1976, s. 21 and by No. 42, 1979, s. 8 *Samuels v. Flavel* (1970) S.A.S.R. 256 *R. v. O'Loughlin ex parte Ralphs* 1 S.A.S.R. 219 *Jansen v. Fingleton* 1 S.A.S.R. 492 *Evans v. Sparrow* (1973) 6 S.A.S.R. 519 *Brooks v. Baldock* 9 S.A.S.R. 591 *Baskerville v. Lippett* 9 S.A.S.R. 575 *Ledinek v. Linnane* 10 S.A.S.R. 136 *Page v. Winkler* 12 S.A.S.R. 126 *Cook v. Huffa* 12 S.A.S.R. 277 *Cocks v. Dunsmore* 13 S.A.S.R. 1 *Felstead v. Giersch* 14 S.A.S.R. 27 *Tepper v. Mulraney* 14 S.A.S.R. 195 *Samuels v. Songaila* 16 S.A.S.R. 399 *Frearson v. Sweatman* 17 S.A.S.R. 443 *Satterthwaite v. Prestwood* 17 S.A.S.R. 468 *Bennet v. Linnare* 17 S.A.S.R. 565 *Gilchrist v. Williams* 18 S.A.S.R. 1 *Harris v. Wylie* 18 S.A.S.R. 17 *Hoppo v. Samuels* 18 S.A.S.R. 277 *Richards v. Schutt* 18 S.A.S.R. 421 *Samuels v. Young* 19 S.A.S.R. 406 *Peterson v. Samuels* 20 S.A.S.R. 474 *Mehesz v. Redman* 21 S.A.S.R. 569 *Day v. Conn* 22 S.A.S.R. 372 s. 47e. Amended by No. 103, 1976, s. 22 and by No. 42, 1979, s. 9 *Bartlett v. Grant* (1968) S.A.S.R. 306 *Flavel v. Samuels* (1970) S.A.S.R. 54 *Cullen v. Huffa* (1970) S.A.S.R. 155 *Hoobin v. Samuels* 2 S.A.S.R. 238 *Jones v. Samuels* 2 S.A.S.R. 574 *Grubb v. Normandale* 3 S.A.S.R. 58 *Evans v. Sparrow* (1973) 6 S.A.S.R. 519 *White v. Leamey* 10 S.A.S.R. 506 *Jones v. Dunn* 12 S.A.S.R. 284 *Cotton v. Ramm* 16 S.A.S.R. 107 *Peterson v. Samuels* 20 S.A.S.R. 474 *Hinton v. Samuels* 20 S.A.S.R. 591 s. 47f. Amended by No. 42, 1979, s. 10 *French v. Scarman* 20 S.A.S.R. 333 s. 47g. Amended by No. 42, 1979, s. 11 *Flavel v. Samuels* (1970) S.A.S.R. 54 *Samuels v. Floegel* (1970) S.A.S.R. 251 *Samuels v. Leech* (1970) S.A.S.R. 60 *Richards v. Schutt* 18 S.A.S.R. 421 s. 47i. Amended by No. 103, 1976, s. 23 and by No. 42, 1979, s. 12 *Baskerville v. Lippett* 9 S.A.S.R. 575 *The Queen v. Turner* 12 S.A.S.R. 373 *McKechnie v. Jones* 13 S.A.S.R. 184 *The Queen v. Little* 14 S.A.S.R. 556 *Mazinski v. Bakka* 20 S.A.S.R. 350 *Mehesz v. Redman* 21 S.A.S.R. 569 s. 47j. Enacted by No. 103, 1976, s. 24 s. 48. Amended by No. 103, 1976, s. 25 s. 49. Amended by No. 103, 1976, s. 26 *Samuels v. Rosser* (1965) S.A.S.R. 289 *Chambers v. Dutton* (1966) S.A.S.R. 363 *Morris v. Roufos* 11 S.A.S.R. 3 s. 50. Amended by No. 103, 1976, s. 27 s. 51. Repealed by No. 36, 1976, s. 2 s. 52. Amended by No. 103, 1976, s. 28 s. 53. Amended by No. 103, 1976, s. 29 s. 54. Amended by No. 103, 1976, s. 30 *Sluiter v. Keimeier* (1969) S.A.S.R. 506 *Sunderland v. Macco-Palmer* 3 S.A.S.R. 314 s. 55. Amended by No. 103, 1976, s. 31 s. 56. Amended by No. 103, 1976, s. 32 s. 57. Amended by No. 103, 1976, s. 33 s. 58. Amended by No. 103, 1976, s. 34 s. 59. Amended by No. 103, 1976, s. 35 s. 60. Amended by No. 103, 1976, s. 36 s. 61. Amended by No. 103, 1976, s. 37 s. 63. Amended by No. 103, 1976, s. 38 and by No. 42, 1979, s. 13 *Wischki v. Mewett* (1962) S.A.S.R. 69 *Higgins v. French* (1963) S.A.S.R. 88

Act Affected	How Affected
Road Traffic Act, 1961-1975 (New ed., Vol. 9, p. 592)—*continued*	*Mount v. Hancock and another* (1963) S.A.S.R. 349 *Gitten v. Atwell* (1964) S.A.S.R. 15 *Burton v. Marshall* (1964) S.A.S.R. 217 *Giffen v. Neszkieba* (1969) S.A.S.R. 571 *Revesz v. Orchard* (1969) S.A.S.R. 336 *Karczub v. Lawrence* 2 S.A.S.R. 578 *Luckett v. Baskerville* 13 S.A.S.R. 362 s. 65. Amended by No. 103, 1976, s. 39 *Wischki v. Mewett* (1962) S.A.S.R. 69 s. 66. Amended by No. 103, 1976, s. 40 s. 67. Amended by No. 103, 1976, s. 41 s. 68. Amended by No. 103, 1976, s. 42 s. 69. Amended by No. 103, 1976, s. 43 s. 70. Amended by No. 103, 1976, s. 44 *Nowak v. Manning* (1963) S.A.S.R. 68 s. 71a. Amended by No. 103, 1976, s. 45 s. 72. Amended by No. 103, 1976, s. 46 *Rosey v. Jenkins* (1965) S.A.S.R. 373 *Laan v. Compton* 12 S.A.S.R. 121 s. 73. Amended by No. 103, 1976, s. 47 s. 74. Amended by No. 103, 1976, s. 48 s. 74a. Amended by No. 103, 1976, s. 49 s. 75. Amended by No. 103, 1976, s. 51 s. 76. Amended by No. 103, 1976, s. 51 s. 77. Amended by No. 103, 1976, s. 52 s. 78. Amended by No. 103, 1976, s. 53 and by No. 42, 1979, s. 14 s. 78a. Amended by No. 103, 1976, s. 54 s. 80. Amended by No. 103, 1976, s. 55 s. 81. Amended by No. 103, 1976, s. 56 s. 82. Repealed by No. 45, 1979, s. 3 s. 83. Repealed by No. 45, 1979, s. 3 s. 83a. Amended by No. 103, 1976, s. 59 *Skaventzos v. Gage* 21 S.A.S.R. 432 s. 84. Repealed by No. 45, 1979, s. 3 s. 85. Amended by No. 103, 1976, s. 61 s. 87. Amended by No. 103, 1976, s. 62 s. 88. Amended by No. 103, 1976, s. 63 s. 89. Amended by No. 103, 1976, s. 64 s. 90. Amended by No. 103, 1976, s. 65 s. 91. Amended by No. 103, 1976, s. 66 s. 92. Amended by No. 103, 1976, s. 67 s. 93. Amended by No. 103, 1976, s. 68 s. 94. Amended by No. 103, 1976, s. 69 s. 94a. Amended by No. 103, 1976, s. 70 s. 95. Amended by No. 103, 1976, s. 71 s. 96. Amended by No. 103, 1976, s. 72 s. 97. Amended by No. 103, 1976, s. 73 s. 98. Amended by No. 103, 1976, s. 74 s. 99. Amended by No. 103, 1976, s. 75 s. 100. Amended by No. 103, 1976, s. 76 s. 101. Amended by No. 103, 1976, s. 77 s. 102. Amended by No. 103, 1976, s. 78 s. 103. Amended by No. 103, 1976, s. 79 s. 104. Amended by No. 103, 1976, s. 80 s. 105. Amended by No. 103, 1976, s. 81 s. 106. Amended by No. 103, 1976, s. 82 *Dayman v. Lee* 14 S.A.S.R. 233 s. 107. Amended by No. 103, 1976, s. 83 s. 108. Amended by No. 103, 1976, s. 84 s. 109. Amended by No. 103, 1976, s. 85 s. 110. Amended by No. 103, 1976, s. 86 Heading to s. 111. Amended by No. 103, 1976, s. 87 s. 111. Amended by No. 103, 1976, s. 88 s. 119. Amended by No. 103, 1976, s. 89 s. 122. Amended by No. 103, 1976, s. 90 s. 126. Amended by No. 103, 1976, s. 91 *Hann v. Butcher* (1963) S.A.S.R. 197 s. 132. Amended by No. 103, 1976, s. 92 s. 138a. Amended by No. 103, 1976, s. 93 s. 139. Amended by No. 103, 1976, s. 94 s. 141. Amended by No. 103, 1976, s. 95 and by No. 42, 1979, s. 16 Heading to s. 144. Substituted by No. 103, 1976, s. 96 s. 144. Repealed by No. 103, 1976, s. 97 s. 145. Repealed by No. 103, 1976, s. 97 s. 146. Amended by No. 103, 1976, s. 98 *Cunningham v. Mullan* (1961) S.A.S.R. 318 s. 147. Amended by No. 103, 1976, s. 99 and by No. 42, 1979, s. 17

Act Affected	How Affected
Road Traffic Act, 1961 -1975 (New eds., Vol. 9. p. 592)— *continued*	*Baker v. Fauser; Cunningham v. McLachlan* *Cunningham v. Gillings* (1962) S.A.S.R. 176 *London v. Kelly* (1964) S.A.S.R. 325 *Gilbert v. Camwed Trucking Co.* (1971) S.A.S.R. 310 *Kain & Shelton Pty. Ltd. v. McDonald* 1 S.A.S.R. 39 *Crawford Earthmovers Pty. Limited v. Fitzsimmons* 4 S.A.S.R. 116 *Mayer v. Transfield (Adelaide) Ltd.* (1973) 5 S.A.S.R. 344 *Mayer v. Marchant* (1973) 5 S.A.S.R. 567 *Bell Brothers Proprietary Limited v. Mayer* (1973) 6 S.A.S.R. 116 *N. and D. Ridolfo Pty. Ltd. v. Mayer* 7 S.A.S.R. 530 s. 150. Amended by No. 103, 1976, s. 100 s. 151. Repealed by No. 103, 1976, s. 101 s. 152. Amended by No. 103, 1976, s. 102 *Smith v. Jago and Others* 11 S.A.S.R. 286 s. 153. Amended by No. 103, 1976, s. 103 and by No. 42, 1979, s. 18 s. 154. Amended by No. 103, 1976, s. 104 s. 155. Repealed by No. 103, 1976, s. 105 s. 156. Amended by No. 103, 1976, s. 106 s. 157. Amended by No. 103, 1976, s. 107 s. 158. Amended by No. 103, 1976, s. 108 s. 160. Amended by No. 103, 1976, s. 109 and by No. 42, 1979, s. 19 s. 161a. Amended by No. 103, 1976, s. 110 s. 162. Amended by No. 103, 1976, s. 111 s. 162a. Amended by No. 103, 1976, s. 112 s. 162ab. Amended by No. 103, 1976, s. 113 and by No. 42, 1979, s. 20 *Hancock v. Commercial Union Assurance Co. of Australia Ltd.* 10 S.A.S.R. 185 s. 162b. Amended by No. 103, 1976, s. 114 s. 162c. Amended by No. 103, 1976, s. 115 s. 163. Amended by No. 103, 1976, s. 116 s. 163b. Amended by No. 103, 1976, s. 117 s. 163c. Amended by No. 103, 1976, s. 118 and by No. 42, 1979, s. 21 s. 163d. Amended by No. 103, 1976, s. 119 s. 163h. Amended by No. 103, 1976, s. 120 s. 163j. Enacted by No. 103, 1976, s. 121 s. 163k. Enacted by No. 103, 1976, s. 121 s. 164a. Enacted by No. 103, 1976, s. 122 s. 166. Amended by No. 103, 1976, s. 123 and by No. 42, 1979, s. 22 s. 167. *Hann v. Butcher* (1963) S.A.S.R. 197 *Wasley v. Samuels* 10 S.A.S.R. 168 s. 168. Amended by No. 103, 1976, s. 124 and by No. 42, 1979, s. 23 *Kennedy v. Coldwell* (1964) S.A.S.R. 20 *McIntosh v. Trotter* (1964) S.A.S.R. 393 *Turner v. Deed* (1966) S.A.S.R. 374 *Dean v. Williams* (1968) S.A.S.R. 339 *Dixon v. Steel* 3 S.A.S.R. 116 *Paulovits v. Saler* 4 S.A.S.R. 337 *Wyngaarden v. Samuels* 4 S.A.S.R. 420 *Hanley v. Steel* (1973) 5 S.A.S.R. 242 *Maher v. French* 7 S.A.S.R. 504 *Farrelly v. Howells* 12 S.A.S.R. 520 *McDonald v. Mather* 13 S.A.S.R. 438 *Bailey v. Nielson* 13 S.A.S.R. 388 *Keynes v. Kowald* 13 S.A.S.R. 354 *Draper v. Liannane* 17 S.A.S.R. 51 s. 169. Amended by No. 103, 1976, s. 125 and by No. 42, 1979, s. 24 *Morris v. Roufos* 11 S.A.S.R. 3 s. 169a. Enacted by No. 103, 1976, s. 126 s. 170. *Coleman v. Mayne* (1966) S.A.S.R. 404 *Dean v. Williams* (1968) S.A.S.R. 339 *Hanley v. Steel* (1973) 5 S.A.S.R. 242 s. 171. Repealed by No. 103, 1976, s. 127 s. 173. *In re Hood* (1962) S.A.S.R. 173 s. 175. Amended by No. 103, 1976, s. 128 and by No. 42, 1979, s. 25 *Beale v. Higgins* (1962) S.A.S.R. 81 *Krawinkel v. Brebner* (1962) S.A.S.R. 103 *Lemmer v. Considine* (1969) S.A.S.R. 211 *Considine v. Lemmer* (1971) S.A.S.R. 39 reversing *Lemmer v. Considine* (1969) S.A.S.R. 211 *Merrall v. Samuels* 2 S.A.S.R. 378 s. 176. Amended by No. 103, 1976, s. 129 and by No. 45, 1979, s. 4 s. 177. *Willing v. Hollobone (No. 2)* 11 S.A.S.R. 118
Roads (Opening and Closing) Act, 1932-1975 (New ed., Vol. 9, s. 574)	s. 3. Amended by No. 43, 1978, s. 3 s. 5. Substituted by No. 43, 1978, s. 4 s. 6. Amended by No. 43, 1978, s. 5 s. 7. Amended by No. 43, 1978, s. 6 s. 9. *Kiosses v. Corporation of the City of Henley and Grange* (1973) 6 S.A.S.R. 186

Act Affected	How Affected
Roads (Opening and Closing) Act, 1932-1975 (New ed., Vol. 9, s. 574)—*continued*	s. 11. Amended by No. 43, 1978, s. 7 s. 12. Amended by No. 43, 1978, s. 8 s. 14. Mmended by No. 43, 1978, s. 9 s. 15. Amended by No. 43, 1978, s. 10 s. 16. Amended by No. 43, 1978, s. 11 s. 17. Repealed by No. 43, 1978, s. 12 s. 18. Amended by No. 43, 1978, s. 13 s. 20a. Amended by No. 43, 1978, s. 14 s. 20b. Amended by No. 43, 1978, s. 15 s. 20d. Amended by No. 43, 1978, s. 16 s. 22. Amended by No. 43, 1978, s. 17 s. 23. Amended by No. 43, 1978, s. 18 s. 24. Amended by No. 43, 1978, s. 19 s. 27. Repealed by No. 43, 1978, s. 20 Second schedule. Amended by No. 43, 1978, s. 21 Fourth schedule. Substituted by No. 43, 1978, s. 22 Fifth schedule. Substituted by No. 43, 1978, s. 23
Rundle Street Mall Act, 1975 (New ed., Vol. 9, p. 692)	s. 3. Amended by No. 63, 1976, s. 2 s. 5. Amended by No. 63, 1976, s. 3 s. 6. Amended by No. 63, 1967, s. 4 s. 8. Amended by No. 63, 1976, s. 5 s. 11. Amended by No. 63, 1976, s. 6 s. 13. Amended by No. 63, 1976, s. 7 s. 15. Amended by No. 63, 1976, s. 8 s. 25. Amended by No. 63, 1976, s. 9
The Sale of Goods Act, 1895-1972 (New ed., Vol. 9, p. 737)	s. 4. *Clements v. Hoppo* (1937) S.A.S.R. 231. Leave to appeal to the High Court refused, 59 C.L.R. 807 (note) s. 12. *Warmings Used Cars Ltd. v. Tucker and another* **(1956) S.A.S.R. 249** s. 13. *Clarke v. McMahon* (1939) S.A.S.R. 64 s. 18. *Minister for Supply and Development and another v. Servicemen's Co-operative Joinery Manufacturers Limited and another* **(1951) 82 C.L.R. 621** s. 25. *Langmead v. Thyer Rubber Co. Limited* **(1947) S.A.S.R. 29** s. 52. *Hodgson and Hodgson v. Morella Pastoral Co. Pty. Ltd.* **13 S.A.S.R. 51**
San Jose Scale Control Act, 1962-1975 (New ed., Vol. 9, p. 762)	s. 5. Amended by No. 96, 1978, s. 23 s. 9. Amended by No. 96, 1978, s. 24 s. 9a. Amended by No. 96, 1978, s. 25
The Savings Bank of South Australia Act, 1929-1935 (New ed., Vol. 10, p. 1)	s. 19. Amended by No. 56, 1978, s. 2 s. 31a. Amended by No. 51, 1977, s. 2 s. 46. Amended by No. 51, 1977, s. 3 s. 57. *Hepworth v. Hepworth* (1963) S.A.S.R. 259
Second-Hand Motor Vehicles Act, 1971 (New ed., Vol. 10, p. 54)	s. 4. *Peter Page Pty. Ltd. v. Lawson* 15 S.A.S.R. 322 s. 20. *The Queen v. Second-Hand Vehicle Dealers Licensing Board: ex parte Ivanoff* 16 S.A.S.R. 370
Shearers Accommodation Act, 1975 (New ed., Vol. 10, p. 180)	s. 8. Amended by No. 110, 1978, s. 2
Shop Trading Hours Act, 1977 (1977, p. 188)	s. 4. *Lockyer v. Dalpaz Pty. Ltd.* 22 S.A.S.R. 39 s. 14. *Lockyer v. Dalpaz Pty. Ltd.* 22 S.A.S.R. 39 s. 14. *Handshin v. Lockyer* 22 S.A.S.R. 210
Soil Conservation Act. 1939-1975 (New ed., Vol. 10, p. 188)	s. 2. Amended by No. 61, 1978, s. 3 s. 3. Substituted by No. 61, 1978, s. 4 s. 4. Amended by No. 61, 1978, s. 5 s. 6a. Substituted by No. 61, 1978, s. 6 s. 6b. Repealed by No. 61, 1978, s. 6 s. 6c. Repealed by No. 61, 1978, s. 6 s. 6d. Amended by No. 61, 1978, s. 7 s. 6h. Amended by No. 61, 1978, s. 8 s. 6j. Amended by No. 61, 1978, s. 9 s. 7. Amended by No. 61, 1978, s. 10 s. 9. Amended by No. 61, 1978, s. 11 s. 12. Amended by No. 61, 1978, s. 12 s. 12a. Amended by No. 61, 1978, s. 13 s. 13. Amended by No. 61, 1978, s. 14 s. 13h. Amended by No. 61, 1978, s. 15 s. 13j. Amended by No. 61, 1978, s. 16 s. 13k. Amended by No. 61, 1978, s. 17 s. 17. Amended by No. 61, 1978, s. 18 s. 18. Amended by No. 61, 1978, s. 19

Act Affected	How Affected
South Australian Film Corporation Act, 1972 (New ed., Vol. 10, p. 232)	s. 3. Amended by No. 77, 1978, s. 3 s. 4. Amended by No. 92, 1975, s. 3 and by No. 77, 1978, s. 4 s. 5. Amended by No. 92, 1975, s. 4 s. 6. Amended by No. 92, 1975, s. 5 s. 10. Amended by No. 92, 1975, s. 6 and by No. 11, 1979, s. 2 s. 11. Amended by No. 92, 1975, s. 7 and by No. 11, 1979, s. 3 Part IV (ss. 18-21). Repealed by No. 77, 1978, s. 5 s. 23. Amended by No. 11, 1979, s. 4 s. 33. Amended by No. 77, 1978, s. 6
South Australian Health Commission Act, 1975-1976 (1976 p. 347)	s. 4. Amended by No. 48, 1978, s. 2 s. 21. Amended by No. 48, 1978, s. 3 s. 29a. Enacted by No. 48, 1978, s. 4 s. 30. Amended by No. 48, 1978, s. 5 s. 31. Amended by No. 48, 1978, s. 6 s. 50a. Enacted by No. 48, 1978, s. 7 s. 52. Amended by No. 48, 1978, s. 8 Division V of Part IV and Heading. Enacted by No. 48, 1978, s. 9 s. 57a. Enacted by No. 48, 1978, s. 9 s. 60. Amended by No. 23, 1979, s. 3 First schedule, Pt. IV. Amended by No. 52, 1977, s. 2
South Australian Heritage Act, 1978 (1978, p. 249)	s. 4. Amended by No. 12, 1979, s. 4 ss. 19a and 19b. Enacted by No. 30, 1979, s. 2
South Australian Institute of Technology Act, 1972 (New ed., Vol. 10, p. 260)	s. 6. Amended by No. 4, 1979, s. 3 s. 7. Amended by No. 4, 1979, s. 4 s. 8. Amended by No. 4, 1979, s. 5 s. 10. Amended by No. 4, 1979, s. 6 s. 15. Amended by No. 4, 1979, s. 7 s. 19 Amended by No. 4, 1979, s. 8 s. 22. Enacted by No. 4, 1979, s. 9
South Ausatrlian Meat Corporation Act, 1936-1974 (New ed., Vol. 10, p. 270)	s. 2. Amended by No. 100, 1976, s. 3 s. 3. Amended by No. 100, 1976, s. 4 *Williams and another v. Metropolitan and Export Abattoirs Board and others* 89 C.L.R. 66; 27 A.L.J. 636 s. 6. Amended by No. 100, 1976, s. 5 s. 41. Amended by No. 100, 1976, s. 6 s. 43. Amended by No. 100, 1976, s. 7 s. 44. Amended by No. 100, 1976, s. 8 s. 45. Amended by No. 100, 1976, s. 9 s. 52a. Amended by No. 100, 1976, s. 10 *O'Sullivan v. Noarlunga Meat Ltd.* (1957) A.C. 1; (1956) 95 C.L.R. 177; 30 A.L.J. 268, affirming *O'Sullivan v. Noarlunga Meat Ltd.*, 92 C.L.R. 565; 28 A.L.J. 585 s. 70. *Williams and another v. Metropolitan and Export Abattoirs Board and others* 89 C.L.R. 66; 27 A.L.J. 636 s. 78. Amended by No. 100, 1976, s. 11 s. 93b. Amended by No. 12, 1977, s. 3 Part IVA (ss. 93a-93i). Enacted by No. 100, 1976, s. 12 s. 114. *In re Metropolitan and Export Abattoirs ex parte Lowe and others* (1944) S.A.S.R. 138 s. 119. Amended by No. 100, 1976, s. 13
South Australian Museum Act, 1976 (1976, p. 151)	s. 20. Amended by No. 78, 1978, s. 2
South Australian Theatre Company Act, 1972 (New ed., Vol. 10, p. 312)	s. 3. Amended by No. 34, 1979, s. 3 s. 4. Amended by No. 34, 1979, s. 4 s. 5. Amended by No. 34, 1979, s. 5 s. 6. Amended by No. 34, 1979, s. 6 s. 9. Amended by No. 34, 1979, s. 7 s. 16. Substituted by No. 34, 1979, s. 8 s. 18. Amended by No. 34, 1979, s. 9 Part IV. Repealed by No. 34, 1979, s. 10 s. 34. Amended by No. 34, 1979, s. 11
South-Eastern Drainage Act, 1931-1974 (New ed., Vol. 10, p. 323)	s. 6. *Matthews v. South-Eastern Drainage Board* (1965) S.A.S.R. 328 s. 10a. Amended by No. 42, 1977, s. 11 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. 49. Amended by No. 42, 1977, s. 11 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. 101. *In re Cameron and Ryder* (1937) S.A.S.R. 143

Act Affected	How Affected
Stamp Duties Act, 1923-1975 (New ed., Vol. 10, p. 369)	s. 5. *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 s. 22. *In the Matter of Dehy Fodders (Australia) Pty. Ltd. Winter v. the Bank of Adelaide* 4 *S.A.S.R.* 538 s. 31b. *Stansfield & Stansfield (trading as Rambler Caravans) v. Commissioner of Stamps* 18 S.A.S.R. 139 s. 31f. Amended by No. 101, 1976, s. 3 s. 32. Amended by No. 27, 1978, s. 3 s. 33. Amended by No. 27, 1978, s. 4 s. 42Aa. Amended by No. 27, 1978, s. 5 Heading preceding s. 42ab. Enacted by No. 27, 1978, s. 6 s. 42ab. Enacted by No. 27, 1978, s. 6 s. 42b. Amended by No. 28, 1977, s. 2 s. 48a. Amended by No. 101, 1976, s. 4 Heading preceding s. 59b. Enacted by No. 27, 1978, s. 7 s. 59b. Enacted by No. 27, 1978, s. 7 s. 60. *In re South Australian Unit Trusts Pty. Ltd.* (1954) S.A.S.R. 227 s. 66. Amended by No. 28, 1977, s. 3 s. 66ab. Amended by No. 101, 1976, s. 5 s. 66b. Amended by No. 28, 1977, s. 4 s. 71. Amended by No. 54, 1976, s. 7 and by No. 66, 1979, s. 3 s. 71c. Enacted by No. 66, 1979, s. 4 s. 79. *In the Matter of Dehy Fodders (Australia) Pty. Ltd.*; *Winter v. The Bank of Adelaide* 4 S.A.S.R. 538 s. 81a. Enacted by No. 101, 1976, s. 6 Heading to s. 85. Repealed by No. 104, 1976, second schedule ss. 85-90. Repealed by No. 104, 1976, second schedule s. 114. Enacted by No. 27, 1978, s. 8 Second schedule. Amended by No. 101, 1976, ss. 7, 8, 9 and 10, by No. 104, 1976, second schedule, by No. 28, 1977, s. 5, by 27, 1978, s. 9 and by 89, 1978, s. 3 *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 *Rose and Rose v. Commissioner of Stamps* 22 S.A.S.R. 84
State Bank Act, 1925-1975 (New ed., Vol. 10, p. 467)	s. 19. Amended by No. 58, 1978, s. 3 s. 48. Re-enacted by No. 58, 1978, s. 4
State Government Insurance Commission Act, 1970-1974 (New ed., Vol. 10, p. 486)	Long title amended by No. 18, 1977, s. 2 s. 2. Amended by No. 18, 1977, s. 3 s. 12. Amended by No. 18, 1977, s. 4 s. 12a. Enacted by No. 18, 1977, s. 5 s. 16. Amended by No. 88, 1974, s. 2 s. 20. Amended by No. 18, 1977, s. 6 s. 20a. Enacted by No. 18, 1977, s. 7
State Lotteries Act, 1966-1975 (New ed., Vol. 10, p. 494)	s. 19. Amended by No. 104, 1978, s. 2
State Transport Authority Act, 1974-1975 (New ed., Vol. 10, p. 504)	s. 6. Amended by No. 13, 1977, s. 3 s. 7. Amended by No. 63, 1978, s. 2 s. 9. Amended by No. 13, 1977, s. 4 and by No. 63, 1978, s. 3 s. 14a. Enacted by No. 17, 1978, s. 3
Statute Law Revision Act, 1934 (1934, No. 2168)	Second schedule. Amended by No. 77, 1973, s. 3
Statute Law Revision Act, 1935 (1935, No. 2246)	Second schedule. Repealed in part by No. 77, 1966, s. 4, amended by No. 47, 1968, s. 2, by No. 16, 1971, s. 4, by No. 56, 1972, second schedule and repealed in part by No. 125, 1972, schedule, by No. 11, 1973, s. 2, by No. 77, 1973, s. 3 by No. 42, 1974, s. 3, by No. 45, 1975, s. 4, by No. 46, 1975, second schedule, by No. 45, 1975, s. 4, by No. 45, 1976, s. 2 and by No. 50, 1976, schedule
Statute Law Revision Act, 1936 (1936, No. 2293)	Second schedule. Amended by No. 47, 1968, s. 2, by No. 77, 1973, s. 3, by No. 46, 1975, second schedule and by No. 12, 1976, s. 74
Statute Law Revision Act, 1937 (1937, p. 20)	s. 5. Repealed by No. 2368, 1937, s. 2 (2) Second schedule. Amended by No. 77, 1973, s. 3
Statute Law Revision Act, 1952 (1952, p. 119)	Second schedule. Amended by No. 77, 1973, s. 3 and by No. 51, 1975, s. 4
Statute Law Revision Act, 1965 (1965, p. 138)	Second schedule. Amended by No. 77, 1973, s. 3
Statute Law Revision Act, 1973 (1973, p. 325)	Second schedule. Amended by No. 24, 1975, second schedule and by No. 12, 1976, s. 74

Act Affected	How Affected
Statute Law Revision Act, 1974 (1974, p. 172)	Second schedule. Amended by No. 118, 1975, second schedule, by No. 19, 1976, schedule and by No. 3, 1978, s. 6
Statute Law Revision Act, 1975 (1975, p. 89)	Second schedule. Amended by No. 108, 1976, s. 2
Statutes Amendment (Administration of Acts and Acts Interpretation) Act, 1971 (1971, p. 642)	s. 2. Amended by No. 77, 1973, s. 3
Statutes Amendment (Dog Fence and Vermin) Act, 1964 (1964, p. 70)	Long title. Amended by No. 46, 1975, second schedule s. 1. Amended by No. 46, 1975, second schedule
Statutes Amendment (Friendly Societies and Building Societies) Act, 1966 (1966, p. 239)	Part III. Repealed by No. 45, 1975, s. 4
Statutes Amendment (Miscellaneous Metric Conversions) Act, 1975 (1975, p. 120)	Long title. Amended by No. 118, 1975, second schedule s. 3. Amended by No. 118, 1975, second schedule Part XIII. Repealed by No. 118, 1975, second schedule
Statutes Amendment (Public Salaries) Act, 1955 (1955, p. 6)	s. 6. Repealed by No. 77, 1973, s. 3 ss. 15-18. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1957 (1957, p. 10)	ss. 6-8. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1959 (1959, p. 21)	s. 4. Repealed by No. 77, 1973, s. 3 ss. 7-9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1960 (1960, p. 22)	s. 5. Amended by No. 52, 1963, s. 10 (1) ss. 7-9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act (No. 2), 1960 (1960, p. 56)	s. 4. Repealed by No. 77, 1973, s. 3
Statutes Amendment (Public Salaries) Act, 1963 (1963, p. 187)	s. 4. Repealed by No. 77, 1973, s. 3 s. 7. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1964 (1964, p. 184)	s. 4. Repealed by No. 77, 1973, s. 3 s. 7. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1965 (1965, p. 99)	s. 4. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Statutes Amendment (Public Salaries) Act, 1967 (1967, p. 400)	s. 4. Repealed by No. 77, 1973, s. 3 ss. 8, 9. Repealed by No. 24, 1975, s. 3
Stock Diseases Act, 1934-1956 (Stock and Poultry Diseases Act, 1934) (New ed., Vol. 10, p. 523)	Long title. Amended by No. 59, 1976, s. 3 s. 5. Amended by No. 59, 1976, s. 4 s. 6. Amended by No. 59, 1976, s. 5 s. 11. Amended by No. 59, 1976, s. 6 s. 18. Substituted by No. 59, 1976, s. 7 s. 19. Amended by No. 59, 1976, s. 8 *Larwood v. Newbold* 11 S.A.S.R. 436
Stock Medicines Act, 1939 (New ed., Vol. 10, p. 562)	s. 3. Amended by No. 33, 1973, s. 3 s. 4. Amended by No. 33, 1973, s. 4 *Stock Health Service Pty. Ltd. and another v. Brebner* (1964) 112 C.L.R. 113; 38 A.L.J. 227 s. 7. Amended by No. 33, 1973, s. 5 s. 8. Repealed by No. 33, 1973, s. 6 s. 10. Amended by No. 33, 1973, s. 7 s. 11. Amended by No. 96, 1978, s. 27 s. 12. *Stock Health Service Pty. Ltd. and another v. Brebner* (1964) 112 C.L.R. 113; 38 A.L.J. 227 s. 14. Substituted by No. 33, 1973, s. 8 s. 15. Amended by No. 33, 1973, s. 9 s. 19. Amended by No. 33, 1973, s. 10
Stock Mortgages and Wool Liens Act, 1924-1975 (New ed., Vol. 10. p. 576)	s. 5. *The Queen v. Timperon* 12 S.A.S.R. 426

Act Affected	How Affected
Succession Duties Act, 1929-1975 (New ed., Vol. 10, p. 590)	s. 3. Amended by No. 72, 1976, s. 3 and by No. 11, 1977, s. 2 s. 4. *Ashby and another v. The Commissioner of Succession Duties (South Australia)* (1942) 67 C.L.R. 284; 16 A.L.J. 259, reversing *Ashby and another v. The Commissioner of Succession Duties* (1942) S.A.S.R. 102 *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R. 34 *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 4c. Enacted by No. 72, 1976, s 4, s. 4d. Enacted by No. 11, 1977, s. 3 s. 4e. Enacted by No. 67, 1979, s. 2 s. 7. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 8. Amended by No. 72, 1976, s. 5 *In re Murphy deceased* (1951) S.A.S.R. 28 *In the Estate of Giles deceased* 8 S.A.S.R. 472 s. 8a. Enacted by No. 72, 1976, s. 6 s. 12. Amended by No. 72, 1976, s. 7 s. 16. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 18. Amended by No. 72, 1976, s. 8 s. 20. *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R. 34 *Hayes v. Commissioner of Succession Duties* (1970) S.A.S.R. 479 s. 35. *Freeman v. The Commissioner of Succession Duties* (1945) S.A.S.R. 139 *In re Wright deceased: Western v. Commissioner of Succession Duties* (1957) S.A.S.R. 332 s. 46. *In re Gebhardt* (1943) S.A.S.R. 380 s. 50. *Commissioner Succession Duties v. Hargrave* 3 S.A.S.R. 118 s. 55b. Amended by No. 72, 1976, s. 9 s. 55c. Amended by No. 72, 1976, s. 10 Part IVB and heading. Amended by No. 72, 1976, s. 11, and by No. 11, 1977, s. 4 s. 55e. Amended by No. 11, 1977, s. 5 s. 55f. Amended by No. 72, 1976, s. 12 and by No. 11, 1977, s. 6 s. 55g. Amended by No. 72, 1976, s. 13 s. 55h. Amended by No. 72, 1976, s. 14, by No. 11, 1977, s. 7 and by No. 67, 1979, s. 3 s. 55j. Amended by No. 72, 1976, s. 15 s. 56. Amended by No. 72, 1976, s. 16 s. 59. *Commissioner of Succession Duties (S.A.) v. Executor Trustee and Agency Company of South Australia Limited and others* (1947) 74 C.L.R. 358; 21 A.L.J. 210, reversing *In re Clifford; Executor Trustee and Agency Company of South Australia Limited and others v. The Commissioner of Succession Duties* (1946) S.A.S.R. 31 s. 61. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 63. Amended by No. 72, 1976, s. 17 s. 63a. Amended by No. 72, 1976, s. 18 s. 63b. Enacted by No. 72, 1976, s. 19 s. 71. *Commissioner of Succession Duty v. Hargrave* 3 S.A.S.R. 118 s. 78. Amended by No. 72, 1976, s. 20 Second schedule. Amended by No. 72, 1976, s. 21 and by No. 11, 1977, s. 8 *In re Hooper, deceased; Elder's Trustee and Executor Company Limited v. Commissioner of Succession Duties* (1965) S.A.S.R. 234 *Elder's Trustee and Executor Company Limited v. Commissioner of Succession Duties* 18 S.A.S.R. 283
Superannuation Act, 1974 (New ed., Vol. 10, p. 635)	s. 5. Amended by No. 22, 1976, s. 3 and by No. 39, 1978, s. 3 s. 6a. Enacted by No. 22, 1976, s. 4 s. 10a. Enacted by No. 39, 1978, s. 4 s. 11. Amended by No. 39, 1978, s. 5 s. 11a. Enacted by No. 82, 1976, s. 3 s. 13. Amended by No. 22, 1976, s. 5 and by No. 39, 1978, s. 6 s. 14. Amended by No. 39, 1978, s. 7 s. 18. Amended by No. 62, 1974, s. 3 s. 20. Amended by No. 62, 1974, s. 4 s. 21. Amended by No. 62, 1974, s. 5 s. 24. Amended by No. 62, 1974, s. 6 s. 28. Amended by No. 62, 1974, s. 7 *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 s. 29. *Superannuation Fund Investment Trust v. Commissioner of Stamps* 19 S.A.S.R. 481 s. 34a. Enacted by No. 62, 1974, s. 8 s. 42. Amended by No. 62, 1974, s. 9 s. 43. Amended by No. 22, 1976, s. 6 s. 45. Amended by No. 22, 1976, s. 7 s. 46. Amended by No. 22, 1976, s. 8 s. 49. Amended by No. 62, 1974, s. 10 s. 51. Amended by No. 62, 1974, s. 11 s. 54. Amended by No. 22, 1976, s. 9 s. 57a. Enacted by No. 39, 1978, s. 8 s. 59. Amended by No. 22, 1976, s. 10 s. 62. Amended by No. 22, 1976, s. 11 s. 64. Amended by No. 39, 1978, s. 9

Act Affected	How Affected
Superannuation Act, 1974 (New ed., Vol. 10, p. 635)—*continued*	s. 65a. Enacted by No. 22, 1976, s. 12 s. 67. Amended by No. 22, 1976, s. 13 s. 69. Amended by No. 62, 1974, s. 12 s. 71. Amended by No. 22, 1976, s. 14 s. 75. Amended by No. 22, 1976, s. 15 s. 76. Amended by No. 22, 1976, s. 16 s. 78. Amended by No. 22, 1976, s. 17 and by No. 39, 1978, s. 10 s. 79. Amended by No. 62, 1974, s. 13 s. 81. Amended by No. 62, 1974, s. 14 and by No. 22, 1976, s. 18 s. 84. Amended by No. 22, 1976, s. 19 and by No. 39, 1978, s. 11 s. 93. Amended by No. 22, 1976, s. 20 s. 98. Amended by No. 22, 1976, s. 21 and by No. 16, 1979, s. 2 s. 102. Amended by No. 22, 1976, s. 22 s. 103. Amended by No. 62, 1974, s. 15 s. 121. Substituted by No. 22, 1976, s. 23 s. 129. Amended by No. 22, 1976, s. 24 s. 129a. Enacted by No. 22, 1976, s. 25 s. 139. Amended by No. 22, 1976, s. 26
Supreme Court Act, 1935-1975 (New ed., Vol. 10, p. 718)	s. 5. *Knight v. Knight* 122 C.L.R. 114 *Elliott v. Harris* 8 S.A.S.R. 458 s. 7. *Knight v. Knight* 122 C.L.R. 114 *Reg. v. Bull* 131 C.L.R. 203 s. 17. *Colme v. O'Brien* 9 S.A.S.R. 378 s. 29. *Piravaroff v. Chernabaef* 16 S.A.S.R. 329 s. 30. *Solomon v. Irving* 15 S.A.S.R. 595 s. 30b. *Nathan and James v. Vos* (1970) S.A.S.R. 455 *Ikonomos v. Lesiuk and Ikonomos* (1973) 6 S.A.S.R. 111 *Horwell v. Jones* 11 S.A.S.R. 502 *Cirjak v. Todd* 17 S.A.S.R. 316 *Grabkowski v. Majchrowski and Vass* 19 S.A.S.R. 290 s. 30c. *Sager v. Morten and Morrison* (1973) 5 S.A.S.R. 143 *Berry v. Stimson* (1973) 5 S.A.S.R. 225 *Fleet v. Henley Joinery Pty. Ltd.* (1973) 5 S.A.S.R. 506 *Komisars v. Guardian Assurance Company Limited* (1973) 5 S.A.S.R. 515 *Bates v. Nelson* (1973) 6 S.A.S.R. 149 *Mayer v. Pioneer Concrete Services Ltd. and Wright* 8 S.A.S.R. 392] *Giannini Bros. Pty. Ltd. v. Lucas Transport Equipment Pty. Ltd. and Marion Transport Pty. Ltd.* 8 S.A.S.R. 525 *Clarke v. Damiani (No. 2)* 8 S.A.S.R. 463 *McCauley v. Berry and Mason* 12 S.A.S.R. 245 *Irving v. Piliczyk* 12 S.A.S.R. 11 *Marziale v. Hathazi* 13 S.A.S.R. 150 *Aro-Allan Veneer Pty. Ltd. v. Public Trustee* 18 S.A.S.R. 428 *Faraonio v. Thompson* 19 S.A.S.R. 56 *Guley v. Sabbadin* 21 S.A.S.R. 139 *Christopoulos v. Steel Mains Pty. Ltd.* 21 S.A.S.R. 463 *Vincent v. Faehrmann* 21 S.A.S.R. 503 *Hewitt v. Bernhardt* 21 S.A.S.R. 510 *Paul v. Gloede* 21 S.A.S.R. 526 s. 33. Repealed by No. 67, 1978, s. 3 s. 40. *Tilley v. Tilley* (1945) S.A.S.R. 81 s. 50. *Chapman v. Chapman and Holmes* (1946) S.A.S.R. 217 *Campbell v. O'Sullivan* (1947) S.A.S.R. 195 s. 59. *R. v. Ford* (1945) S.A.S.R. 118 s. 72. *Knight v. Knight* 122 C.L.R. 114 s. 82. *Kngiht v. Knight* 122 C.L.R. 114 s. 83. *Knight v. Knight* 122 C.L.R. 114 s. 84. Repealed by No. 82, 1978, s. 3 ss. 85-105. Repealed by No. 82, 1978, s. 3 ss. 115-116. Repealed by No. 67, 1978, s. 4
Survival of Causes of Action Act, 1940 (New ed., Vol. 11, p. 33)	s. 3. *Sellick v. De Young* (1955) S.A.S.R. 191 s. 4. *Minister of Works v. Pinchbeck* (1969) S.A.S.R. 240
Swine Compensation Act, 1936-1975 (New ed., Vol. 11, p. 38)	s. 12. Amended by No. 96, 1978, s. 29 s. 13a. Enacted by No. 14, 1964, s. 4 s. 14. Amended by No. 79, 1978, s. 3
Teacher Housing Authority Act, 1975 (New ed., Vol. 11, p. 76)	s. 4. Amended by No. 66, 1976, s. 2 s. 5. Amended by No. 66, 1976, s. 3 s. 14. Amended by No. 66, 1976, s. 4 s. 15. Amended by No. 66, 1976, s. 5
Trade Measurements Act, 1971-1975 (Weights and Measures Act) (New ed., Vol. 11, p. 109)	s. 5. Amended by No. 102, 1976, s. 3 s. 9. Amended by No. 102, 1976, s. 4 s. 11. Amended by No. 102, 1976, s. 5

Act Affected	How Affected
Trade Measurements Act, 1971-1975 (Weights and Measures Act) (New ed., Vol. 11, p. 109)—*continued*	s. 13. Amended by No. 102, 1976, s. 6 s. 19. Amended by No. 102, 1976, s. 7 s. 20. Amended by No. 102, 1976, s. 8 s. 25. Amended by No. 102, 1976, s. 9 s. 26. Amended by No. 102, 1976, s. 10 s. 33. Amended by No. 102, 1976, s. 11 s. 34. Amended by No. 102, 1976, s. 12 s. 40. Amended by No. 102, 1976, s. 13 s. 46. Amended by No. 102, 1976, s. 14 s. 50. Amended by No. 102, 1976, s. 15
Trading Stamp Act, 1924-1935 (New ed., Vol. 11, p. 136)	s. 4. *Samuels v. The Reader's Digest Association Pty. Ltd.* 120 C.L.R. 1 *Samuels v. Reader's Digest Servicess Pty. Ltd.; Reader's Digest Services Pty. Ltd. v. Samuels* 4 S.A.S.R. 213 s. 5. *Goodwins (Adelaide) Limited v. Brebner* (1962) S.A.S.R. 78 *Samuels v. The Reader's Digest Association Pty. Ltd.* 120 C.L.R. 1 *Samuels v. Reader's Digest Services Pty. Ltd.; Reader's Digest Services Pty. Ltd. v. Samuels* 4 S.A.S.R. 213 s. 5a. (2). *Rex v. Morgan. ex parte Home Benefits (Proprietary) Limited* (1938) S.A.S.R. 266 *Home Benefits Proprietary Limited v. Crafter; Household Benefits Proprietary Limited v. Crafter* (1938-1939) 61 C.L.R. 701; 13 A.L.J. 93 *Samuels v. The Reader's Digest Association Pty. Ltd.* 120 C.L.R. 1 *The Reader's Digest Association Pty. Ltd. v. Samuels* 4 S.A.S.R. 19 *Samuels v. Reader's Digest Services Pty. Ltd.; Reader's Digest Services Pty. Ltd. v. Samuels* 4 S.A.S.R. 213
Trustee Act, 1936-1974 (New ed., Vol. 11, p. 152)	s. 49. *In re James deceased; Bagots Executor and Trustee Company Limited and another v. McGregor and others* (1949) S.A.S.R. 143 s. 59b. *In re Barton, deceased* (1968) S.A.S.R. 242 *In re Dutton, deceased* (1968) S.A.S.R. 295 *Moran v. Moran and Others* 9 S.A.S.R. 447 s. 60. *In the Matter of the Trusts of the Church of Saint Jude, Brighton* (1956) S.A.S.R. 46 *In re Hart, deceased* 3 S.A.S.R. 147 s. 67. *In re Dutton, deceased* (1968) S.A.S.R. 295
Unauthorised Documents Act, 1916 (New ed., Vol. 11, p. 206)	s. 3a. Enacted by No. 32, 1979, s. 2 s. 8. Amended by No. 32, 1979, s. 3
Unfair Advertising Act, 1970-1972 (New ed., Vol. 11, p. 237)	s. 3a. *Lyndon v. Coventry Motors Retailers Pty. Ltd. and Others* 11 S.A.S.R. 308 s. 3b. *Lyndon v. Coventry Motors Retailers Pty. Ltd. and Others* 11 S.A.S.R. 308
University of Adelaide Act, 1971-1972 (New ed., Vol. 11, p. 240)	s. 3. Amended by No. 40, 1978, s. 3 s. 4. *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 6. Amended by No. 40, 1978, s. 4 s. 7. Amended by No. 40, 1978, s. 5 s. 8. Amended by No. 40, 1978, s. 6 s. 9. *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 10. *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 11. Amended by No. 40, 1978, s. 7 s. 12. Amended by No. 40, 1978, s. 8 *Graeme Evans v. University of Adelaide* (1973) S.A.S.R 302 s. 13. Amended by No. 40, 1978, s. 9 s. 15. Amended by No. 40, 1978, s. 10 s. 16. Amended by No. 40, 1978, s. 11 s. 17. Amended by No. 40, 1978, s. 12 s. 18. Amended by No. 40, 1978, s. 13 s. 21. Amended by No. 40, 1978, s. 14 *The University of Adelaide and the Adelaide University Union (Jurisdiction)* Case 43 S.A.I.R. 152 s. 22. Amended by No. 40, 1978, s. 15 s. 23. Amended by No. 40, 1978, s. 16 s. 24. Amended by No. 40, 1978, s. 17 s. 29. Enacted by No. 40, 1978, s. 18
Urban Land (Price Control) Act, 1973 (New ed., Vol. 11, p. 262)	s. 5. Amended by No. 74, 1976, s. 2 s. 26. *Sameuls v. Peter F. Burns Pty. Ltd.* 14 S.A.S.R. 88 s. 27a. Enacted by No. 74, 1976, s. 3 s. 28. Amended by No. 74, 1976, s. 4 s. 30. Amended by No. 74, 1976, s. 5
Valuation of Land Act, 1971-1975 (New ed., Vol. 11, p. 286)	s. 5. Amended by No. 93, 1976, s. 2 *Harry v. The Valuer-General and The State of South Australia* 12 S.A.S.R. 446 *C.S.R. Limited v. The Valuer-General* 17 S,A.S.R. 446 *Goode v. The Valuer-General* 22 S.A.S.R. 247 s. 6. Amended by No. 93, 1976, s. 3 s. 16. Amended by No. 93, 1976, s. 4 *Harry v. The Valuer-General and The State of South Australia* 12 S.A.S.R. 449

Act Affected	How Affected
Vertebrate Pests Act, 1975 (New ed., Vol. 11, p. 307)	s. 8. Amended by No. 56, 1977, s. 2
Volunteer Fire Fighters Fund Act, 1949-1975 (New Ed., Vol. 11, p. 362)	s. 3. Amended by No. 43, 1976, schedule
Water Resources Act, 1976 (1976, p. 125)	s. 5. Amended by No. 29, 1979, s. 3 s. 29. Amended by No. 92, 1976, s. 2 and by No. 29, 1979, s. 4 s. 32. Amended by No. 29, 1979, s. 5 s. 43. Amended by No. 92, 1976, s. 3 and by No. 29, 1979, s. 6 s. 45. Amended by No. 29, 1979, s. 7 s. 64. Amended by No. 92, 1976, s. 4 s. 65. Amended by No. 29, 1979, s. 8 s. 79. Amended by No. 29, 1979, s. 9
Waterworks Act, 1932-1975 (New ed., Vol. 11, p. 412)	s. 18. Amended by No. 18, 1978, s. 2 s. 38. Amended by No. 18, 1978, s. 3 s. 43. Amended by No. 18, 1978, s. 4 s. 45. Amended by No. 18, 1978, s. 5 s. 46. Amended by No. 18, 1978, s. 6 s. 49. Amended by No. 18, 1978, s. 7 s. 50. Amended by No. 18, 1978, s. 8 s. 52. Amended by No. 18, 1978, s. 9 s. 53. Amended by No. 18, 1978, s. 10 s. 55. Amended by No. 18, 1978, s. 11 s. 59. Amended by No. 18, 1979, s. 12 s. 60. Amended by No. 18, 1979, s. 13 s. 62. Amended by No. 18, 1979, s. 14 s. 63. Amended by No. 18, 1979, s. 15 s. 65. Amended by No. 18, 1978, s. 16 s. 84a. Amended by No. 55, 1977, s. 5
Wheat Industry Stabilization Act, 1974-1975 (New ed., Vol. 11, p. 540)	s. 5. Amended by No. 40, 1979, s. 3 s. 9. Amended by No. 40, 1979, s. 4 s. 13. Amended by No. 40, 1979, s. 5 s. 29. Substituted by No. 40, 1979, s. 6 s. 30. Enacted by No. 72, 1979, s. 2
Wills Act, 1936-1975 (New ed., Vol. 11, p. 564)	s. 8. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22 *In re Hazelgrove* (1950) S.A.S.R. 99 *In re Eaglestone, deceased* (1950) S.A.S.R. 257; 25 A.L.J. 189 *In re Gramp, Finck and another v. Gramp and others* (1952) S.A.S.R. 12 *In the estate of Bucknall, deceased, McGeachin v. Evans* (1965) S.A.S.R. 276 *In re Unsworth deceased, McLeod and McLeod v. Burchall* 8 S.A.S.R. 312 *Elder's Trustee and Executor Company Limited v. Walker* 15 S.A.S.R. 62 s. 9. *Elder's Trustee and Executor Company Limited v. Walker* 15 S.A.S.R. 62 s. 12. *In the Estate of Graham, deceased* 20 S.A.S.R. 198 s. 24. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22 s. 25. *In re Marrie* (1938) S.A.S.R. 289; 12 A.L.J. 238 *In the Estate of Jones, deceased* 21 S.A.S.R. 46 s. 26. *Pohlner v. Pfeiffer and another* (1963-1964) 112 C.L.R. 52; 37 A.L.J. 461 s. 27. *McBridge v. Hudson and another* 35 A.L.J. 439 *Pohlner v. Pfeiffer and another* (1963-1964) 112 C.L.R. 52; 37 A.L.J. 461 *In re Jones, deceased* (1963) S.A.S.R. 270 s. 30. *In re Ferguson, deceased* (1947) S.A.S.R. 52; 21 A.L.J. 315 s. 36. *In the estate of E. F., deceased* (1948) S.A.S.R. 97
Worker's Compensation Act, 1971-1974 (New ed., Vol. 11, p. 576)	For reported decisions, after 1958, on the Workmen's Compensation Act, 1932-1971, see 1971 Annual Volume. Reference throughout Act to "workman", workman's" and "workmen" changed to "worker", "worker's" and "workers", respectively, by No. 53, 1979, s. 4 s. 1. Amended by No. 53, 1979, s. 3 s. 3. *Tsonis v. Uniroyal Proprietary Limited* 40 S.A.I.R. 770 s. 4. *Humphrey v. Adelaide Stevedoring Co. Pty. Ltd.* 39 S.A.I.R. 830 *Adelaide Stevedoring Co. Pty. Ltd. v. Humphrey* 39 S.A.I.R. 915 s. 5. *Vailas v. Virginia Producers* 38 S.A.I.R. 397 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 s. 6. *Vailas v. Virginia Producers* 38 S.A.I.R. 397 *Adelaide Assemblers Ltd. v. Kutos and Brother* 41 S.A.I.R. 1421 *Mooney v. Broken Hill Proprietary Company Limited* 40 S.A.I.R. 1129 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 s. 7. *G.M.H. Pty Ltd. v. Barkway* 11 S.A.S.R. 381 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *Harrison v. Melals on Wheels Inc.* 44 S.A.I.R. 1362 *Ollrich v. Gibb & Miller Ltd.* 44 S.A.I.R. 1501 s. 8. *Vailas v. Virginia Producers* 38 S.A.I.R. 397 *Associated Co-Operative Wholesalers Limited v. Hanschild* 40 S.A.I.R. 990 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203

Act Affected	How Affected
Workmen's Compensation Act, 1971 (1971, p. 270)—*continued*	*Kalontzis v. Karayannis* 41 S.A.I.R. 952 *Mountzouris v. Mihalopoulos* 41 S.A.I.R. 1078 *Tomlinson v. G.M.H. Pty. Ltd.* 41 S.A.I.R. 1267 *Stevenson v. Litchfield Engineering Pty. Ltd.* 42 S.A.I.R. 1288 *Rubino v. Zappia* 42 S.A.I.R. 1410 *Broadview Fencing Co. v. Frick* 42 S.A.I.R. 1419 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *Stocker v. Broadview Fencing Co. Pty. Ltd.* 44 S.A.I.R. 1299 *Harrison v. Meals on Wheels Incl* 44 S.A.I.R. 1362 *Dubsky v. E.T.S.A.* 44 S.A.I.R. 1541
	s. 9. Amended by No. 53, 1979 s. 5 *Minister of Marine v. Archer* 38 S.A.I.R. 408 *Brazaitis v. The Broken Hill Proprietary Company Limited* 40 S.A.I.R. 787 *Associated Co-operative Wholesalers Limited v. Hanschild* 40 S.A.I.R. 990 *Orlando v. Manos Poultry Service Pty. Limited* 40 S.A.I.R. 1042 *Czukli v. Uniroyal Pty. Ltd.* 40 S.A.I.R. 1151 *Ritter v. Softwood Holdings Limited* 40 S.A.I.R. 1192 *Gun v. Chrysler Australia Ltd.* 42 S.A.I.R. 1195 *Deheleanu v. Burns* 42 S.A.I.R. 1239 *Meijer v. State of South Australia* 42 S.A.I.R. 1374 *Lovegrove v. Horwood Bagshaw* 42 S.A.I.R. 1188 *Vickers v. Jarrett Industries* 15 S.A.S.R. 525 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *Fauser v. State of South Australia* 43 S.A.I.R. 1176 *Gale v. Mercantile Stevedores (S.A.)* 43 S.A.I.R. 1185 *Gardner v. Barker* 43 S.A.I.R. 1219 *Vickers v. Jarrett Industries Pty. Ltd.* 43 S.A.I.R. 1306 *Lightburn Products Ltd. v. Ristic* 43 S.A.I.R. 1204 *District Council of Munno Para v. Sumner* 43 S.A.I.R. 1293 *Stone v. Uniroyal Pty. Ltd.* 44 S.A.I.R. 1351 *Harrison v. Meals on Wheels Inc.* 44 S.A.I.R. 1362
	s. 11. *Spehar v. McDonald* 41 S.A.I.R. 1244 s. 13. *Toffoli v. Kriven and Alan Hickinbotham Pty. Ltd.* 41 S.A.I.R. 1353 s. 14. *Toffoli v. Kriven and Alan Hickinbotham Pty. Ltd.* 41 S.A.I.R. 1353 s. 15. *Toffoli v. Kriven and Alan Hickinbotham Pty. Ltd.* 41 S.A.I.R. 1353 s. 18. *Smith Patrick Stevedoring Pty. Ltd. v. Pearson* 13 S.A.S.R. 478 *Stacey v. B.H.P. Co. Ltd.* 41 S.A.I.R. 1067 *F. W. Hercus Pty. Ltd. v. Cheesman* 41 S.A.I.R. 1168 *Ritter v. Softwood Holdings* 41 S.A.I.R. 1233 *King v. Express Crash Repairs* 41 S.A.I.R. 1295 *Zoppi v. B.H.P. Co. Ltd.* 41 S.A.I.R. 1300 s. 20. *Flanagan v. Minister of Works* 44 S.A.I.R. 1310 s. 21. *Adelaide Assemblers Ltd. v. Kutos and Freeway Motors Ltd.* 9 S.A.S.R. 102 *Nelson v. Sweetman and Julian Hair Stylists Pty. Ltd.* 9 S.A.S.R. 125 *Cameron v. St. Ives Pastoral Company Pty. Ltd.* 40 S.A.I.R. 1140 *Silcraft Manufacturing Co. v. Heffernan* 41 S.A.I.R. 1411 *General Motors-Holden's Pty. Ltd. v. Ryan* 43 S.A.I.R. 1099 *Stocker v. Broadview Fencing Co. Pty. Ltd.* 44 S.A.I.R. 1299 *Harrison v. Meals on Wheels Inc.* 44 S.A.I.R. 1362 s. 22. Repealed by No. 53, 1979, s. 6 s. 23. *B.H.P. Co. Ltd. v. Danson* 43 S.A.I.R. 1191 s. 25. *Mahramas v. Coca Cola Bottlers (Adelaide) Pty Ltd.* 39 S.A.I.R. 960 s. 26. *White v. G.M.H. Pty. Ltd* 39 S.A.I.R. 925 s. 28. *Smith Patrick Stevedoring Pty. Ltd. v. Pearson* 13 S.A.S.R. 478 *Thyer Rubber Co. Thatsis* 39 S.A.I.R. 1023 *Papineas v. Standard Steel Pty. Ltd. (No. 2)* 39 S.A.I.R. 1077 *Fulton v. The Whyalla Shipbuilding and Engineering Works* 40 S.A.I.R. 825 *Najjar v. Cadbury Schweppes Proprietary Limited* 42 S.A.I.R. 1440 *Williams v. Aidon Poultry Service* 43 S.A.I.R. 1286 *Sapfor Timber Mills Ltd. v. Keppels* 43 S.A.I.R. 1411 s. 30. *Seraphic (Aust.) Pty. Ltd. v. Kennedy* 41 S.A.I.R. 1092 *F. W. Hercus Pty. Ltd. v. Cheesman* 41 S.A.I.R. 1168 *Silcraft Manufacturing Co. v. Heffernan* 41 S.A.I.R. 1411 s. 32a. Enacted by No. 53, 1979, s. 7 s. 39. *Porciello v. Minister of Works* 40 S.A.I.R. 847 *Foale v. Fricker Bros. Pty. Ltd.* 40 S.A.I.R. 1073 *Torella v. General Motors-Holden's Pty. Ltd.* 42 S.A.I.R. 1306 *Pergeleto v. McMahon Constructions Pty. Ltd.* 42 S.A.I.R. 1365 *Danson v. B.H.P. Co. Ltd.* 43 S.A.I.R. 1402 s. 41. *Najjar v. Cadbury Schweppes Pty. Ltd.* 42 S.A.I.R. 1440 *Ayramidis v. McFayden* 44 S.A.I.R. 1448 s. 42. *Sealey v. Old Spot Pty. Ltd.* 43 S.A.I.R. 1360 s. 43. *Sealey v. Old Spot Pty. Ltd.* 43 S.A.I.R. 1360 s. 46. *G.M.H. Pty. Ltd. v. Barkway* 11 S.A.S.R. 381 s. 47. *Vickers v. Jarrett Industries Pty. Ltd.* 15 S.A.S.R. 525 *Harrington v. Harrington* 22 S.A.S.R. 449 s. 49. *Carr v. Eichler Earthmovers Pty. Ltd.* 43 S.A.I.R. 1234 *Flanagan v. Minister of Works* 44 S.A.I.R. 1310 s. 51. *Associated Co-operative Wholesalers Limited v. Hanschild* 40 S.A.I.R. 990

Act Affected	How Affected
Workmen's Compensation Act, 1971 (1971, p. 270)—*continued*	*Orlando v. Manos Poultry Service Pty. Limited* 40 S.A.I.R. 1042 *Chrysler Aust. Ltd. v. Tsiakiridis* 41 S.A.I.R. 1103 *Rheem Aust. Ltd. v. Chiro* 41 S.A.I.R. 1225 *Wiechec v. G.M.H. Pty. Ltd.* 41 S.A.I.R. 1320 *Zrinsky v. Wilkins Servis Pty. Ltd.* 41 S.A.I.R. 1369 *Lockyer v. George Weston Foods Pty. Ltd.* 42 S.A.I.R. 1225 *Deheleanu v. Burns* 42 S.A.I.R. 1239 *Adrien Brien Ford Pty. Ltd. v. Stor* 42 S.A.I.R. 1331 *Meijer v. State of South Australia* 42 S.A.I.R. 1374 *Harrington v. Harrington* 22 S.A.S.R. 449 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *Masters v. State of South Australia* 43 S.A.I.R. 1153 *Collett v. Minister of Health* 43 S.A.I.R. 1163 *Minister of Works v. Rosmini* 43 S.A.I.R. 1417 s. 52. Amended by No. 53, 1979, s. 8 *Ienco v. G.M.H. Pty. Ltd.* 39 S.A.I.R. 1037 *Armstrong v. Adelaide Steamship Industries Pty. Ltd.* 39 S.A.I.R. 1060 *Tsonis v. Uniroyal Proprietary Limited* 40 S.A.I.R. 770 *Scriven v. Gabby Motor Crash Repairs Pty. Ltd.* 40 S.A.I.R. 833 *Zappiello v. General Motors Holdens Pty. Ltd.* 40 S.A.I.R. 1031 *Foale v. Fricker Bros. Pty. Ltd.* 40 S.A.I.R. 1073 *Adelaide Cake Co. Pty. Ltd. v. Barbaro* 41 S.A.I.R. 961 *Seraphic (Aust.) Pty. Ltd. v. Kennedy* 41 S.A.I.R. 1092 *Chrysler Aust. Ltd. v. Tsiakiridis* 41 S.A.I.R. 1103 *Wiechec v. G.M.H. Pty. Ltd.* 41 S.A.I.R. 1320 *Falco v. General Motors-Holden's Pty. Ltd.* 42 S.A.I.R. 1161 *Najjar v. Cadbury Schweppes Pty. Ltd.* 42 S.A.I.R. 1164 *Norman v. Custom Tooling Pty. Ltd.* 42 S.A.I.R. 1135 *Pergoletto v. McMahon Constructions Pty. Ltd.* 42 S.A.I.R. 1365 *General Motors-Holden's Pty. Ltd. v. Ryan* 43 S.A.I.R. 1099 *Collett v. Minister of Health* 43 S.A.I.R. 1163 *Colmer v. De Luca* 43 S.A.I.R. 1212 *Williams v. Aidon Poultry Service* 43 S.A.I.R. 1286 *Franetovic v. Patra Sales Pty. Ltd.* 43 S.A.I.R. 1370 *Consolidated Standard Conveyor Systems Pty. Ltd. (In Receivership) v Baker* 43 S.A.I.R. 1379 *Lightburn Products v. Forzisi* 43 S.A.I.R. 1392 *Honda (Australia) Sales Pty. Ltd. v. Gambadella* 44 S.A.I.R. 1323 *Dyk v. S.A. Cold Stores Limited* 44 S.A.I.R. 1344 *Thrisk v. Central Shipping Co.* 44 S.A.I.R. 1402 *Modistach v. Heppner* 44 S.A.I.R. 1428 *Dezsery Cleaning Service v. Milos* 44 S.A.I.R. 1408 *Bundy Tubing v. Reid* 44 S.A.I.R. 1430 *B.H.A.S. v. Despotakis* 44 S.A.I.R. 1442 *Rubery Owen & Kemsley Pty. Ltd. v. Cavuoto* 44 S.A.I.R. 1456 s. 53. Amended by No. 53, 1979, s. 9 *Minister of Marine v. Archer* 38 S.A.I.R. 408 *Porciello v. Minister of Works* 40 S.A.I.R. 847 *Jessop v. Addison Motors Pty. Ltd.* 41 S.A.I.R. 1055 *F. W. Hercus Pty. Ltd. v. Cheesman* 41 S.A.I.R. 1168 *Torella v. General Motors-Holden's Pty. Ltd.* 42 S.A.I.R. 1306 *Harrison v. Gepps Cross Hotel Pty. Ltd.* 42 S.A.I.R. 1345 *Norman v. Custom Tooling Pty. Ltd.* 42 S.A.I.R. 1355 *Pergoletto v. McMahon Constructions Pty. Ltd.* 42 S.A.I.R. 1365 *Jasol Chemical Products Pty. Ltd. v. Vivian* 43 S.A.I.R. 1108 *B.H.P. Co. Ltd. v. Danson* 43 S.A.I.R. 1191 *B.H.A.S. Pty. Ltd. v. Lyrtzis* 43 S.A.I.R. 1246 *Malcolm Reid & Co. v. Homer* 43 S.A.I.R. 1253 *Metropolitan Wholesale Meat Co. Ltd. v. Achillea* 43 S.A.I.R. 1351 *Harrington v. Harrington* 43 S.A.I.R. 1385 *Danson v. B.H.P. Co. Ltd.* 43 S.A.I.R. 1402 *Chisolm v. Russo* 43 S.A.I.R. 1428 *Richards v. Baulderstone Pty. Ltd.* 43 S.A.I.R. 1442 *Honda Australia (Sales) Pty. Ltd. v. Gambadella* 44 S.A.I.R. 1323 *Harrison v. Meals on Wheels Inc.* 44 S.A.I.R. 1362 *State Transport Authority v. Papadopoulos* 44 S.A.I.R. 1534 s. 54. Amended by No. 53, 1979, s. 10 s. 55. Amended by No. 53, 1979, s. 11 *Norman v. Custom Tooling Pty. Ltd.* 42 S.A.I.R. 1355 s. 58. *Williams v. Aidon Poultry Service* 43 S.A.I.R. 1286 s. 59. *Stone v. Uniroyal Pty. Ltd.* 44 S.A.I.R. 1351 s. 60. *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 s. 63. *Lockyer v. George Weston Foods Ltd.* 42 S.A.I.R. 1225 s. 65. Amended by No. 53, 1979, s. 12 s. 66. Substituted by No. 53, 1979, s. 13 s. 67. *Armstrong v. Adelaide Steamship Industries Pty. Ltd.* 39 S.A.I.R. 1060 *Santillo v. Gourlay Cabinets Pty. Ltd.* 39 S.A.I.R. 1083 *Janke v. Roche Bros. Pty. Ltd.* 40 S.A.I.R. 927 *Stambolidis v. S.A. Stevedoring Co. Pty. Ltd.* 41 S.A.I.R. 1035 *Rheem Aust. Ltd. v. Chiro* 41 S.A.I.R. 1225

Act Affected	How Affected
Workmen's Compensation Act, 1971 (1971, p. 270)—*continued*	*Zrinsky v. Wilkins Servis Pty. Ltd.* 41 S.A.I.R. 1369 *Bottrill v. James Hardie & Co. Pty. Ltd. (Appeal) Case* 42 S.A.I.R. 711 *Najjar v. Cadbury Schweppes Pty. Ltd.* 42 S.A.I.R. 1164 *Zardoukas v. General Motors-Holden's Pty. Ltd.* 42 S.A.I.R. 1202 *Adrien Brien Ford Pty. Ltd. v. Stor* 42 S.A.I.R. 1331 *Meijer v. State of South Australia* 42 S.A.I.R. 1374 *Alwin Fisher Pty. Ltd. v. Lavella* 42 S.A.I.R. 1398 *Collett v. Minister of Health* 43 S.A.I.R. 1163 *Waldron v. Coleman* 44 S.A.I.R. 1483
	s. 68. *Graham v. Dunnings Engineering Service Pty. Ltd.* 39 S.A.I.R. 1070 *Tomlinson v. G.M.H. Pty. Ltd.* 41 S.A.I.R. 1267 *Meijer v. State of South Australia* 42 S.A.I.R. 1374 *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120 *S.A. Stevedoring Co. Pty. Ltd. v. Hart* 44 S.A.I.R. 1465
	s. 69. *G. M. H. Pty. Ltd. v. Barkway* 11 S.A.S.R. 381 *Leonardos v. Uniroyal Pty. Limited* 40 S.A.I.R. 794 *The Broken Hill Proprietary Company Limited v. Byrne* 40 S.A.I.R. 1164 *The Broken Hill Proprietary Company Limited v. Bradbury* 40 S.A.I.R. 1174 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 *Grow v. State of S.A.* 41 S.A.I.R. 1287 *Cowles v. Tropicana Fruit Juices* 41 S.A.I.R. 1416 *Popov v. F. W. Hercus Pty. Ltd.* 42 S.A.I.R. 1232 *Deheleanu v. Burns* 42 S.A.I.R. 1239 *Lightburn Products v. Ristic* 43 S.A.I.R. 1204 *Zardoukas v. General Motors Holdens* 44 S.A.I.R. 1337 *Dubsky v. E.T.S.A.* 44 S.A.I.R. 1541
	s. 70. *The Broken Hill Proprietary Company Limited v. Byrne* 40 S.A.I.R. 1164 *The Broken Hill Proprietary Company Limited v. Bradbury* 40 S.A.I.R. 1174 *Grow v. State of S.A.* 41 S.A.I.R. 1287 *Popov v. F. W. Hercus Pty. Ltd.* 42 S.A.I.R. 1232 *Deheleanu v. Burns* 42 S.A.I.R. 1239 *John Martin & Co. Ltd. v. Perre* 43 S.A.I.R. 1225 *Kelvinator Australia Sales Ltd. v. Mazis* 44 S.A.I.R. 1390 *Minister of Education v. Horvath* 44 S.A.I.R. 1493
	s. 71. *Rainsfords Metal Products Pty. Ltd. v. Antoniadis* 12 S.A.S.R. 61 *Chrysler Aust. Ltd. v. Tsiakiridis* 41 S.A.I.R. 1103 *Julian Hair Stylists Pty. Ltd. v. Nelson* 41 S.A.I.R. 1174 *Pergoletto v. McMahon Constructions Pty. Ltd.* 42 S.A.I.R. 1365 *Meijer v. State of South Australia* 42 S.A.I.R. 1374 *Cowell v. General Motors Holdens Limited* 17 S.A.S.R. 148 *General Motors Holdens Pty. Ltd. v. Ryan* 43 S.A.I.R. 1099 *Danson v. B.H.P. Co. Ltd.* 43 S.A.I.R. 1402 *S.A. Stevedoring Co. Pty. Ltd. v. Hart* 44 S.A.I.R. 1465
	s. 72. *D. A. Nipper & Sons (S.A.) Pty. Ltd. v. Apostolou* 41 S.A.I.R. 996 *Scott Bonnar Ltd. v. Halikias* 41 S.A.I.R. 1002 *Rheem Aust. Ltd. v. Chiro* 41 S.A.I.R. 1225 *Deheleanu v. Burns* 42 S.A.I.R. 1239 *Adrien Brien Ford Pty. Ltd. v. Stor* 42 S.A.I.R. 1331 *Alwin Fisher Pty. Ltd. v. Lavella* 42 S.A.I.R. 1398 *Harrington v. Harrington* 22 S.A.S.R. 449 *Masters v. State of South Australia* 43 S.A.I.R. 1153 *Morrone v. State of South Australia* 43 S.A.I.R. 1271 *Minister of Works v. Rosmini* 43 S.A.I.R. 1417 *Kelvinator Australia Sales Ltd. v. Mazis* 44 S.A.I.R. 1390 *Waldron v. Coleman* 44 S.A.I.R. 1483
	s. 73. Repealed by No. 53, 1979, s. 14
	s. 74. *G.M.H. Pty. Ltd. v. Barkway* 11 S.A.S.R. 381 *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203 *Ollrich v. Gibb & Miller Ltd.* 44 S.A.I.R. 1501
	s. 74a. Enacted by No. 53, 1979, s. 15
	s. 82. *Smith v. Emmett Concretors Pty. Ltd.* 9 S.A.S.R. 53 *Noel v. B.H.P. Co. Ltd.* 9 S.A.S.R. 74 *Julian Hair Stylists Pty. Ltd. v. Nelson* 41 S.A.I.R. 1174
	s. 84. Amended by No. 53, 1979, s. 16 *Cameron v. St. Ives Pastoral Company Pty. Ltd.* 40 S.A.I.R. 1140 *Julian Hair Stylists Pty. Ltd. v. Nelson* 41 S.A.I.R. 1174
	s. 88. Amended by No. 53, 1979, s. 17
	s. 92. *Benson v. James Hardie & Co. Pty. Ltd.* 43 S.A.I.R. 1120
	s. 94. *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203
	s. 130. *Millard v. Softwood Holdings Limited* 40 S.A.I.R. 1203
	s. 132. *Richards v. Baulderstone Pty. Ltd.* 43 S.A.I.R. 1442
Workmen's Compensation (Special Provisions) Act, 1977 (1977, p. 98)	s. 2. Amended by No. 90, 1978, s. 2 s. 5. Amended by No. 90, 1978, s. 3

Act Affected	How Affected
Workmen's Liens Act, 1893-1964 (New ed., Vol. 11, p. 630)	s. 2. *Ready Mixed Concrete (S.A.) Proprietary Limited v. Constructions (Broken Hill) Proprietary Limited and others* (1936) S.A.S.R. 340 *Li Lian Tan v. Durham* (1966) S.A.S.R. 143 s. 5. *Albert Del Fabro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* (1971) S.A.S.R. 121 affirming *Albert Del Fabbro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* 1970 S.A.S.R. 277 s. 6. *Metropolitan Brick Company v. Hayward and another* (1938) S.A.S.R. 462 *Albert Del Fabbro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* (1971) S.A.S.R. 121 affirming *Albert Del Fabbro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* 1970 S.A.S.R. 277 s. 7. *Albert Del Fabbro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* (1971) S.A.S.R. 121 affirming *Albert Del Fabbro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* 1970 S.A.S.R. 277 *W. Curl & Sons (Regd.) v. Buck Industries Pty. Ltd. and Dillingham Constructions Pty. Ltd.* 2 S.A.S.R. 335 s. 10. *In re Hawker* (1939) S.A.S.R. 426 *Albert Del Fabbro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* (1971) S.A.S.R. 121 affirming *Albert Del Fabro v. Wilckens and Burnside Pty. Ltd. (Receiver and Manager Appointed) and Arndale (Marion) Pty. Ltd.* 1970 S.A.S.R. 277 s. 15. *In the matter of Hollywood Homes Pty. Ltd.; Christ and Marx v. Hollywood Homes Pty. Ltd.* (1964) S.A.S.R. 116 s. 48. *Ready Mixed Concrete (S.A.) Proprietary Limited v. Constructions (Broken Hill) Proprietary Limited and others* (1963) S.A.S.R. 340
Wrongs Act, 1936-1975 (New ed. Vol. 11, p. 642)	s. 20. *Public Trustee v. Bednarczyk and Kijas* 1959 S.A.S.R. 178 *Li Lain Tan v. Durham* (1966) S.A.S.R. 143 *Groom v. Starling and Griffiths* (1967) S.A.S.R. 352 *Kemp and Others v. Piper* (1971) S.A.S.R. 25 *Toth v. Wolpe* 7 S.A.S.R. 574 s. 22. *Groom v. Starling and Griffiths* (1967) S.A.S.R. 352 s. 23a. *Jurek v. Solomon* (1969) S.A.S.R. 279 s. 23b. *Meynell v. Zalitis and Kowad* (1960) S.A.S.R. 25. *Li Lian Tan v. Durham* (1966) S.A.S.R. 143 *Kemp and Others v. Piper* (1971) S.A.S.R. 25 s. 25. *Chapman v. Hearse* 35 A.L.J. 170 *Thomas v. Associated Galvanisers and others; Electricity Trust of South Australia, Third Party* (1970) S.A.S.R. 136 *Monaghan v. Wardrope and Carroll Proprietary Limited and Others* (1970) S.A.S.R. 575 *Aakster v. H. A. Chambers Pty. Ltd.; The Broken Hill Proprietary Company Limited, Third Party* 3 S.A.S.R. 519 *Hunnerup v. Goodyear Tyre and Rubber Co. and John English Tyre Service* 7 S.A.S.R. 215 s. 25ca. *Thomas v. Associated Gatvanisers and Others; Electricity Trust of South Australia. Third Party (No. 2)* (1971) S.A.S.R. 1 s. 27a. *Beck v. Mercantile Mutual Insurance Company and another* (1961) S.A.S.R. 311 *Teubner v. Humble* 36 A.L.J. 362, varying *Teubner v. Humble* (1962) S.A.S.R. 117 *Nesterczuk v. Mortimore* 39 A.L.J. 288; (1965) 115 C.L.R. 140 *Nathan and James v. Vos* (1970) S.A.S.R. 455 *Perotta v. Cavallo and Smith* (1971) S.A.S.R. 163 *Meadows and Meadows v. Maloney* 4 S.A.S.R. 567 *Hasaganic v. Minister of Education* (1963) 5 S.A.S.R. 554 *Venning v. Chin* 10 S.A.S.R. 299 *Hancock v. Commercial Union Assurance Company* 10 S.A.S.R. 185

TABLE OF REGULATIONS, RULES, BY-LAWS, PROCLAMATIONS AND NOTICES

TABLE OF REGULATIONS, RULES, BY-LAWS, PROCLAMATIONS AND NOTICES

The following table includes, under the heading of the title of each Act, references to regulations, rules and by-laws and to certain of the proclamations and notices made or given under that Act on or before 31st December, 1979. The reference given is to the *Government Gazette* in which the regulations, rules, by-laws, proclamations or notices are published.

References to by-laws made by local authorities are not given, but with these exceptions, the table includes references to all regulations, rules and by-laws made under each Act in force at the above date.

The table includes references to proclamations of general application, but does not include references to proclamations having only a limited or temporary application. Proclamations fixing the date of commencement of an Act or indicating the Minister of the Crown to whom the administration of an Act has been committed, are shown under the title of that Act and following the heading "Commencement" or "Administration", as the case may be, and in every appropriate case particulars are given as to the date of commencement of the Act and the Minister to whom the administration of the act is committed. Other proclamations are shown following a reference to the section of the Act under which the proclamations were made where this can be clearly ascertained from them.

The table also includes references to notices given pursuant to any provision of an Act by the Governor, a Minister of the Crown, or other authority, in cases where the notices are of general application. These references are shown following a reference to the section of the Act under which the notices were given where this can be clearly ascertained from them.

The regulations, rules, by-laws, proclamations and notices referred to in this table are those made or issued on or before 31st December, 1979.

Abattoirs Act, 1911-1973

Administration: Committed to the Minister of Agriculture; *Gazette* 12th January, 1939, p. 74.

s. 12. Proclamations: *Gazette* 14th April, 1949, p. 939; 16th November, 1950, p. 1205; 8th January, 1953, p. 1; 27th January, 1955, p. 170; 23rd June, 1955, p. 1444; 22nd January, 1959, p. 105; 10th December, 1959, p. 1447; 28th October, 1976, p. 1474.

Regulations: *Gazette* 27th March, 1952, p. 657; 23rd August, 1973, p. 1009.

Regulations as to the Port Augusta Abattoirs: *Gazette* 9th February, 1961, p. 265; 6th July, 1961, p. 5; 8th November, 1962, p. 1290; 8th August, 1963, p. 369; 10th October, 1963, p. 1080; 20th February, 1964, p. 451; 24th December, 1964, p. 2099; 28th January, 1965, p. 149; 4th March, 1965, p. 480; 6th May, 1965, p. 1035; 17th June, 1965, p. 1536; 15th July, 1965, p. 106; 18th November, 1965, p. 1808; 29th September, 1966, p. 1520; 12th January, 1967, p. 111; 17th April, 1969, p. 1131; 5th February, 1970, p. 598; 19th February, 1970, p. 798; 22nd April, 1971, p. 2187; 11th November, 1971, p. 1931; 10th January, 1973, p. 40.

Regulations as to the Port Pirie Abattoirs: *Gazette* 28th August, 1958, p. 528; 4th May, 1961, p. 1043; 29th May, 1969, p. 1572; 28th May, 1970, p. 1955; 20th January, 1972, p. 156.

Aboriginal and Historic Relics Preservation Act, 1965

Commencement: 3rd August, 1967; *Gazette* 3rd August, 1967, p. 911.

Administration: Committed to the Minister for Education; *Gazette* 7th October, 1977, p. 1057.

s. 16. Proclamations: *Gazette* 30th May, 1968, p. 1641; 25th July, 1968, p. 218; 22nd August, 1968, p. 487; 21st November, 1968, p. 2213; 2nd March, 1972, p. 738; 16th March, 1972, p. 888; 19th October, 1972, p. 1927; 15th February, 1973, p. 494; 10th May, 1973, p. 1994; 8th November, 1973, p. 2794; 14th October, 1976, p. 1268.

s. 17. Proclamations: *Gazette* 16th January, 1969, p. 162; 30th January, 1969, p. 339; 22nd April, 1971, p. 2184; 13th May, 1971, p. 2428; 17th June, 1971, p. 2924; 2nd September, 1971, p. 738; 16th September, 1971, p. 973; 23rd September, 1971, p. 1099; 7th October, 1971, p. 1338; 14th October, 1971, p. 1451; 4th November, 1971, p. 1816; 3rd December, 1971, p. 2299; 16th December, 1971, p. 2499; 10th February, 1972, p. 519; 10th February, 1972, p. 520; 25th May, 1972, p. 2031; 10th August, 1972, p. 1034; 17th August, 1972, p. 1171; 24th August, 1972, p. 1243; 31st August, 1972, p. 1328; 19th October, 1972, p. 1927; 7th December, 1972, p. 2535; 21st December, 1972, p. 2724; 8th February, 1973, p. 439; 15th February, 1973, p. 499; 22nd February, 1973, p. 631; 15th March, 1973, p. 945; 3rd May, 1973, p. 1925; 31st May, 1973, p. 2319; 4th October, 1973, p. 2204; 20th March, 1975, p. 1086; 15th May, 1975, p. 1916; 4th December, 1975, p. 2993; 18th December, 1975, p. 3280; 24th June, 1976, p. 3169; 2nd September, 1976, p. 768; 13th January, 1977, p. 46.

Regulations: *Gazette* 27th August, 1970, p. 905.

Aboriginal Lands Trust Act, 1966-1975

Administration: Committed to the Minister for Aboriginal Affairs; *Gazette* 4th October, 1979, p. 871.
Commencement: 8th December, 1966; *Gazette* 8th December, 1966, p. 2152.
Commencement of Aboriginal Lands Trust Act Amendment Act, 1973: 8th November, 1973; *Gazette* 8th November, 1973, p. 2795.

Acts Interpretation Act, 1915-1975

Commencement of Acts Interpretation Act Amendment Act, 1972: 14th December, 1972; *Gazette* 14th December, 1972, p. 2630.

Adelaide College of the Arts and Education Act, 1978

Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
Commencement: 1st January, 1979; *Gazette* 14th December, 1978, p. 2219.

Adelaide Festival Centre Trust Act, 1971-1976

Commencement: 9th December, 1971; *Gazette* 9th December, 1971, p. 2371.
Commencement of Adelaide Festival Centre Trust Act Amendment Act, 1973: 13th December, 1973; *Gazette* 13th December, 1973, p. 3266.
Commencement of Adelaide Festival Centre Trust Act Amendment Act, 1974: 12th December, 1974; *Gazette* 12th December, 1974, p. 3648.
Commencement of Adelaide Festival Centre Trust Act Amendment Act, 1976: 23rd December, 1976; *Gazette*, 23rd December, 1976, p. 2321.
Administration: Committed to the Minister of the Environment; *Gazette* 18th September, 1979, p. 768.
s. 31. Proclamation: 21st August, 1975, p. 994.
Regulations: *Gazette* 20th December, 1973, p. 3436; 13th June, 1973, p. 2336.

Adelaide Festival Theatre Act, 1964-1974

Commencement of Adelaide Festival Theatre Act Amendment Act, 1973: 13th December, 1973; *Gazette* 13th December 1973, p. 3266.

Adelaide Show Grounds (By-laws) Act, 1929

By-laws: *Gazette* 21st August, 1930, p. 351; 8th January, 1948, p. 3; 16th August, 1956, p. 352.

Adelaide to Crystal Brook Standard Gauge Railway Agreement Act, 1974

Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.

Administration and Probate Act, 1919-1978

Commencement of the Administration and Probate Act Amendment Act, 1956: 7th December, 1956; *Gazette* 6th December, 1956, p. 1278.
Commencement of Administration and Probate Act Amendment Act, 1972: 18th May, 1972; *Gazette* 18th May, 1972, p. 1926.
Commencement of Administration and Probate Act Amendment Act, 1975: 10th April, 1975; *Gazette*, 10th April, 1975, p. 1442.
Commencement of Administration and Probate Act, Amendment Act No. 2, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Commencement of Administration and Probate Act Amendment Act, 1978 (Commencement of ss. 9 and 17 suspended); 6th September, 1979; *Gazette* 6th September, 1979, p. 572.
Commencement of s. 17 of Administration and Probate Act Amendment Act, 1978; 1st October, 1979; *Gazette* 13th September, 1979, p. 645.
Rules of the Supreme Court: *Gazette* 21st December, 1967, p. 2623; 19th December, 1968, p. 2674; 20th August, 1970, p. 860; 23rd December, 1971, p. 2652; 31st May, 1973, p. 2324; 20th March, 1975, p. 1097; 17th April, 1975, p. 1580; 15th May, 1975, p. 1921; 7th August, 1975, p. 784; 3rd February, 1977, p. 283; 1st September, 1977, p. 1042 (reprinted 20th October, 1977, p. 1187).
Regulations under the Fees Regulation Act, 1927: relating to fees payable to the Public Trustee; *Gazette* 3rd December, 1931, p. 1033; 24th December, 1959, p. 1545; 19th September, 1968, p. 857; 15th June, 1972, p. 2353; 3rd October, 1974, p. 2527; 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, 1910-1978

A proclamation committing the administration of any particular Act to a Minister of the Crown is noted in this table under the heading of that Act.

Adoption of Children Act, 1966-1978

Commencement: 2nd November, 1967; *Gazette* 2nd November, 1967, p. 1964.
Commencement of Adoption of Children Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Commencement of Adoption of Children Act Amendment Act, 1978; 10th August, 1978; *Gazette* 10th August, 1978 p. 467.
Administration: Committed to the Minister of Community Welfare; *Gazette* 3rd May, 1979, p. 1313.
s. 19. Arrangement with respect to Northern Territory, dated 24th February, 1953.
Regulations: *Gazette* 10th August, 1978, p. 477
Rules of Court were made on 23rd December, 1926, but have not been published in the *Gazette*.

Advances to Settlers Act, 1930-1972

Regulations: 2nd April, 1953, p. 689; 16th October, 1958, p. 1074.

Aged and Infirm Persons' Property Act, 1940-1975

Commencement of the Aged and Infirm Persons' Property Act Amendment Act, 1965: 27th January, 1966; *Gazette* 27th January, 1966, p. 145.

Rules of Supreme Court: *Gazette* 22nd May, 1975, p. 1996.

Aged Citizens Clubs (Subsidies) Act, 1963-1971

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

Agent-General Act, 1901-1975

Commencement of Agent-General Act Amendment Act, 1973: 20th September, 1973; *Gazette* 20th September, 1973, p. 2053.

Administration: Committed to the Premier; *Gazette* 5th July, 1979, p. 3.

Age of Majority (Reduction) Act, 1970-1974

Commencement: 15th April, 1971; *Gazette* 15th April, 1971, p. 1598.

Agricultural Chemicals Act, 1955-1978

Commencement: 1st July, 1957; *Gazette* 27th June, 1957, p. 1564.

s. 4 (3). Proclamations: *Gazette* 27th June, 1957, p. 1564; 21st August, 1968, p. 442; 20th December, 1973, p. 3336, p. 3340.

Regulations: 8th March, 1962, p. 492; 10th September, 1964, p. 926; 21st January, 1965, p. 102; 27th May, 1965, p. 1305; 20th December, 1973, p. 3425; 15th January, 1976, p. 183; 23rd July, 1976 ,p. 222; 30th June, 1977, p. 1857.

Agricultural Graduates Land Settlement Act, 1922-1978

Administration: Committed to the Minister of Lands; *Gazette* 29th June, 1978, p. 2234.

Regulations: *Gazette* 7th April, 1926, p. 979; 26th April, 1928, p. 870.

Agricultural Seeds Act, 1938-1975

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.

Commencement: 22nd June, 1939; *Gazette* 22nd June, 1939, p. 1458.

Regulations: *Gazette* 15th December, 1960, p. 1662; 15th December, 1966, p. 2235; 11th September, 1969, p. 791; 16th November, 1972, p. 2341; 20th December, 1973, p. 3432; 15th April, 1976, p. 1982.

Air Navigation Act, 1937

Commencement: 12th January, 1938; *Gazette* 13th January, 1938, p. 53.

Alcohol and Drug Addicts (Treatment) Act, 1961-1978

Commencement: 1st January, 1965; *Gazette* 3rd December, 1964, p. 1715.

Administration: Committed to the Chief Secretary; *Gazette* 15th July, 1965, p. 103: Committed to the Minister of Health; *Gazette* 22nd March, 1973.

Regulations: *Gazette* 24th March, 1977, p. 893; 22nd March, 1979, p. 741.

Alsatian Dogs Act, 1934-1979

Administration: Committed to the Minister of Local Government; *Gazette* 20th December, 1934, p. 1218.

Regulations: *Gazette* 9th January, 1936, p. 27; 26th January, 1950, p. 178; 13th September, 1979, p. 654.

Anatomy Act, 1884-1954

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

s. 3. Proclamation: *Gazette* 17th January, 1974, p. 111.

Apiaries Act, 1931-1974

Commencement: 22nd January, 1932; *Gazette* 21st January, 1932, p. 67.

Commencement of Apiaries Act Amendment Act 1974: 30th June, 1975; *Gazette* 26th June, 1975, p. 2460.

Administration: Committed to the Minister of Agriculture; *Gazette* 16th June, 1932, p. 1067.

s. 3. Proclamation: *Gazette* 26th June, 1975, p. 2460; 31st March, 1977, p. 1007.

s. 11 Proclamations: *Gazette* 19th May, 1932, p. 899; 30th November, 1933, p. 1091; 4th February, 1937, p. 229; 9th February, 1939, pp. 373, 374; 19th November, 1942, p. 1015.

Regulations: *Gazette* 25th March, 1965, p. 677; 20th December, 1973, p. 3429; 26th June, 1975, p. 2562.

Apprentices Act, 1950-1978

Commencement: 25th January, 1951; *Gazette* 25th January, 1951, p. 115.

Commencement of Apprentices Act Amendment Act, 1971: 1st February, 1972; *Gazette* 27th January, 1972, p. 230.

Commencement of Apprentices Act Amendment Act, 1978: 30th March, 1978; *Gazette* 30th March, 1978, p. 1037.

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.

Part III. Proclamations: *Gazette* 24th May, 1951, p. 1122; 7th March, 1957, p. 479; 15th May, 1958, p. 1273; 20th October, 1960, p. 1062; 6th August, 1964, p. 269; 1st December, 1966, p. 2057; 4th January, 1968, p. 43; 4th February, 1971, p. 355; 3rd February, 1972, p. 431; 3rd February, 1972 ,p. 432.

s. 16 (3). Proclamations: *Gazette* 14th May, 1970, p. 1729; 10th September, 1970, p. 1102.

s. 18. Notice: *Gazette* 24th May, 1951, p. 1124; 24th December, 1970, p. 2872; 4th February, 1971, p. 356.

s. 20. Notice: *Gazette* 13th December, 1962, p. 1741; 17th April, 1969, p. 1093.

Regulations: *Gazette* 19th June, 1952, p. 1324; 29th September, 1960, p. 849; 20th October, 1966, p. 1731; 15th February, 1968, p. 456; 6th February, 1969, p. 412; 22nd January, 1970, p. 258; 24th December, 1970, p. 2944; 4th February, 1971, p. 360; 27th January, 1970, p. 258; 24th December, 1970, p. 2944; 4th February, 1971, p. 360; 27th January, 1972, p. 373; 11th January, 1973, p. 111; 17th May 1973, p. 2096; 20th December, 1973, p. 3433; 21st August, 1975, p. 1004; 9th December, 1976, p. 1886; 8th September, 1977, p. 660.

Arbitration Act, 1891-1974

Commencement of Arbitration Act Amendment Act, 1974: 24th October, 1974; *Gazette* 24th October, 1974, p. 2758.
Rules of the Local Court: *Gazette* 8th July, 1909, p. 42; 5th March, 1964, p. 522.

Architects Act, 1939-1976

Commencement: 1st March, 1940; *Gazette* 15th February, 1940, p. 369.
Commencement of Architects Act Amendment Act, 1975; 31st March, 1977; *Gazette* 31st March, 1977, p. 998.
Commencement of Architects Act Amendment Act, 1976; 31st March, 1977; *Gazette* 31st March, 1977, p. 998.
Administration: Committed to the Chief Secretary; *Gazette* 22nd February, 1940, p. 409.
By-laws: *Gazette* 2nd May, 1940, p. 953; 19th September, 1946, p. 491; 20th August, 1953, p. 551; 15th June, 1961, p. 1327; 31st March, 1977, p. 999; 24th August, 1978, p. 616.
s. 28. Notice: 31st March, 1977, p. 1005.

Art Gallery Act, 1939-1979

Commencement: 1st February, 1940; *Gazette* 18th January, 1940, p. 69.
Commencement of Art Gallery Act Amendment Act, 1973: 11th July 1974; *Gazette* 11th July 1974; p. 99.
Commencement of Art Gallery Act Amendment Act, 1975: 13th November, 1975; *Gazette* 13th November, 1975, p. 2430.
Commencement of Art Gallery Act Amendment Act, 1978: 6th July, 1978; *Gazette* 6th July, 1978, p. 5.
Commencement of Art Gallery Act Amendment Act, 1979; 22nd November, 1979; *Gazette* 22nd November, 1979, p. 1310.
Administration: Committed to the Minister; *Gazette* 19th October, 1978, p. 1266.
Regulations: *Gazette* 29th August, 1940, p. 451; 24th July, 1952, p. 179; 7th March, 1968, p. 774; 20th July, 1978, p. 204; 5th July, 1979, p. 8.

Artificial Breeding Act, 1961-1978

Commencement: 11th June, 1962; *Gazette* 7th June, 1962, p. 1475.

Associations Incorporation Act, 1956-1965

Commencement: 1st March, 1957; *Gazette* 28th February, 1957, p. 415.
Administration: Committed to the Minister of Health; *Gazette* 15th March, 1979, p. 681.
Regulations: *Gazette* 28th February, 1957, p. 420.

Auctioneers Act, 1934-1961

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.

Audit Act, 1921-1973

Commencement: 29th March, 1923; *Gazette* 29th March, 1923, p. 690.
Regulations: *Gazette* 16th February, 1978, p. 604.

Australia and New Zealand Banking Group Act, 1970

Appointment of day for purposes of Act: 1st October, 1970; *Gazette* 24th September, 1970, p. 1305.

The Australian Mineral Development Laboratories Act, 1959-1978

Commencement: 1st January, 1960; *Gazette* 17th December, 1959, p. 1504.
Commencement of the Australian Development Laboratories Act Amendment Act, 1963: 26th March, 1964; *Gazette* 26th March, 1964, p. 694.
Commencement of Australian Mineral Development Laboratories Act Amendment Act, 1978: 21st December, 1978; *Gazette* 21st December, 1978, p. 2305.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1277.

Bakehouses Registration Act, 1945-1973

Commencement: 7th March, 1946; *Gazette* 7th March, 1946, p. 385.
Commencement of Part IV of the Industrial Code, 1967 (which amended the Bakehouses Registration Act, 1945-1967): 1st November, 1968; *Gazette* 10th October, 1968, p. 1132.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 7th March, 946, p. 424; 27th June, 1946, p. 1150; 3rd June, 1948, p. 1190; 14th July, 1977, p. 101.

Barley Marketing Act, 1947-1978

Commencement: 16th September, 1948; *Gazette* 16th September, 1948, p. 1068.
Commencement of Barley Marketing Act Amendment Act, 1971: 9th December, 1971; *Gazette* 9th December, 1971, p. 2370.
Commencement of Barley Marketing Act Amendment Act, 1972: 1st July, 1973; *Gazette* 7th June, 1973, p. 2423.
Commencement of Barley Marketing Act Amendment Act, 1977; 23rd February, 1978; *Gazette* 23rd February, 1978, p. 673.
Administration: Committed to the Minister of Agriculture; 14th June, 1979, p. 1824.
s. 5. Proclamation: *Gazette* 23rd November, 1978, p. 2046.
Regulations as to the election of the Australian Barley Board: *Gazette* 29th June, 1978, p. 2254.
General regulations: *Gazette* 11th November, 1948, p. 1498.

Beef Industry Assistance Act, 1975

Commencement: 11th September, 1975; *Gazette* 11th September, 1975, p. 1427.
Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.

Benefit Associations Act, 1958-1974

Commencement: 1st May, 1959; *Gazette* 26th March, 1959, p. 647.
Administration: Committed to the Minister of Health; *Gazette* 26th April, 1979, p. 1224.
s. 3. Proclamations: *Gazette* 11th June, 1959, p. 1196; 21st April, 1960, p. 1167.
Regulations: *Gazette* 18th June, 1959, p. 1257; 2nd September, 1965, p. 867; 8th January, 1969, p. 11; 11th September, 1969, p. 799.

Beverage Container Act, 1975-1976

Commencement: 1st January, 1977, *see* Beverage Container Act Amendment Act (No. 2), 1976, s. 2.
Administration: Committed to the Minister for the Environment; *Gazette* 17th May, 1979, p. 1453.
Appointed day for purposes of s. 5: 1st July, 1977; *Gazette* 4th November, 1976, p. 1458.
Regulations: 23rd December, 1976, p. 2380; 2nd June, 1977, p. 1596; 23rd June, 1977, p. 1763.

Bills of Sale Act, 1836-1972

Commencement of Bills of Sale Act Amendment Act, 1970: 15th February, 1971; *Gazette* 28th January, 1971, p. 283.
Commencement of Bills of Sale Act Amendment Act, 1972: 1st November, 1973; *Gazette* 6th September, 1973, p. 1899,
Regulations appointing fees payable to the Registrar-General: *Gazette* 9th January, 1941, p. 31; 5th September, 1968. p. 696; 28th January, 1971, p. 285.

Births, Deaths and Marriages Registration Act, 1966-1975

Commencement: 1st January, 1968; *Gazette* 5th October, 1967, p. 1623.
Commencement of Births, Deaths and Marriages Registration Act Amendment Act, 1972: 11th May, 1972; *Gazette* 11th May, 1972, p. 1759.
Commencement of Births, Deaths and Marriages Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 5th September, 1968, p. 696; 21st December, 1972, p. 2751; 5th February, 1976, p. 471, p. 472.
Rules of Supreme Court: *Gazette* 22nd May, 1975, p. 1995.

Boating Act, 1974-1978

Commencement: 16th January, 1975: (Part II suspended until 1st September, 1975: Part III suspended until 1st June, 1976); *Gazette* 9th January, 1975, p. 138.
Commencement of Boating Act Amendment Act, 1975: 5th August, 1976; *Gazette* 5th August, 1976, p. 322.
Commencement of Boating Act Amendment Act, 1978: 1st November, 1979; *Gazette* 1st November, 1979, p. 1104.
ss. 8 and 11. Proclamations: *Gazette* 23rd December, 1976, p. 2375; 24th March, 1977, p. 885; 1st November, 1979, p. 1104 (two).
Regulations: *Gazette* 16th January, 1975, p. 153; 25th October, 1977, p. 1257; 13th July, 1978, p. 1214; 1st November, 1979, p. 1145; 29th November, 1979, p. 1840.
Glenelg River Zoning Regulations: *Gazette* 19th January, 1978, p. 324; 20th July, 1978, p. 203.
Lake Fellmongery (Robe) Zoning Regulations; *Gazette* 20th December, 1979, p. 2386.
River Murray (Blanchetown) Zoning Regulations: *Gazette* 12th May, 1977, p. 1367.
River Murray (Goolwa) Zoning Regulations: *Gazette* 7th April, 1977, p. 1081.
River Murray (Morgan and Cadell) Zoning Regulations: *Gazette* 19th May, 1977, p. 1420.
River Murray (Murray Bridge) Zoning Regulations: *Gazette* 6th November, 1975, p. 2351; 13th November, 1975, p. 2441.
Regulations relating to Valley Lake (Mount Gambier): *Gazette* 11th March, 1976, p. 2375.

Boilers and Pressure Vessels Act, 1968-1978

Commencement: 1st June, 1970; *Gazette* 21st May, 1970, p. 1844.
Commencement of Part V of the Boilers and Pressure Vessels Act, 1968: 1st June, 1971; *Gazette* 6th August, 1970, p. 494.
Commencement of Boiler and Pressure Vessels Act Amendment Act, 1971: 1st December, 1972; *Gazette* 2nd November, 1972, p. 2134.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 21st May, 1970, p. 1855; 29th June, 1971, p. 2746; 2nd November, 1972, p. 2190; 24th July, 1975, p. 567; 20th May, 1976, p. 2647.

Book Purchasers Protection Act Repeal Act, 1979

Commencement: By virtue of section 2 this Act came into operation on 1st November, 1979, the day on which the Door to Door Sales Act Amendment Act, 1979 (*q.v.*) came into operation.

Botanic Gardens Act, 1978

Commencement: 5th October, 1978; *Gazette* 5th October, 1978, p. 1106.
Administration: Committed to the Minister of Local Government; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 26th October, 1978, p. 1363.

Branding of Pigs Act, 1964-1966

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.
s. 5. *Gazette* 12th January, 1967, p. 50.
Regulations: *Gazette* 12th January, 1967, p. 53.

Brands Act, 1933-1976

Commencement of section 5 of the Brands Act Amendment Act, 1955: 1st August, 1960; *Gazette* 24th September 1959, p. 759.
Commencement of Brands Act Amendment Act 1976: 20th January, 1977; *Gazette* 20th January, 1977, p. 99.
Administration: Committed to the Minister of Agriculture; *Gazette* 3rd January, 1935, p. 1.
ss. 14 and 18. Notice: *Gazette* 16th February, 1956, p. 301.
ss. 22 (4). Proclamation: *Gazette* 24th December, 1936, p. 1322.
Regulations as to sheep paint brands: *Gazette* 24th September, 1959, p. 771.
Regulations varying fees in twenty-fourth schedule: *Gazette* 12th August, 1965, p. 362; 24th March, 1977, p. 894.

Bread Act, 1954-1974

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Commencement of Bread Act Amendment Act, 1972: 27th September, 1973; *Gazette* 27th September, 1973, p. 2129.
Regulations: *Gazette* 15th December, 1955, p. 1442; 26th July, 1956, p. 196; 28th July, 1966, p. 295; 19th September, 1974, p. 2265; 14th July, 1977, p. 94.

Broadening of Gauge (South-Eastern Railways) Act, 1944
Commencement: 15th February, 1945; *Gazette* 15th February, 1945, p. 271.

Broken Hill Proprietary Company's Indenture Act, 1937-1940
Administration: Committed to the Minister of Mines and Energy: *Gazette* 4th September, 1975, p. 1277.

Broken Hill Proprietary Company's Steel Works Indenture Act, 1958
Commencement: 12th December, 1958; *Gazette* 18th December, 1958, p. 1635.
Administration: Committed to the Minister of Mines and Energy: *Gazette* 4th September, 1975, p. 1278.

Builders Licensing Act, 1967-1976
Commencement: 22nd February, 1968; *Gazette* 22nd February, 1968, p. 516.
Commencement of Builders' Licensing Act Amendment Act, 1973: 1st May, 1974; *Gazette* 29th April, 1974, p. 1605.
Commencement of Builders' Licensing Act Amendment Act, 1974: 1st January, 1975; *Gazette* 19th December, 1974, p. 3766. (Operation of Sections 14 and 15 to be fixed by subsequent proclamation).
Commencement of sections 14 and 15 of Builders Licensing Act Amendment Act, 1974 (except so much of s. 14 as inserts Part III in the principal Act) 1st September, 1975: *Gazette* 14th August, 1975, p. 884.
Commencement of Builders' Licensing Act, Amendment Act 1976: 24th January, 1977; *Gazette* 20th January, 1977 (Operation of ss. 4, 11a and 12 suspended until 1st July, 1977).
Declaration of appointed day for the purposes of s. 21: 1st May, 1971; *Gazette* 8th April, 1971, p. 1478.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 11th April, 1968, p. 1196; 8th April, 1971, p. 1557; 29th June, 1972, p. 2978; 5th October, 1972, p. 1811; 29th April, 1974, p. 1606; 7th October, 1976, p. 1222; 10th March, 1977, p. 765; 31st March, 1977, p. 1041; 14th April, 1977, p. 1123; 19th May, 1977, p. 1418; 22nd September, 1977, p. 818; 25th May, 1978, p. 1838.
Rules of Court: *Gazette* 24th June, 1971, p. 3083.

Building Act, 1970-1976
Commencement: 1st January, 1974; *Gazette* 12th April, 1973, p. 1460.
Commencement of Building Act Amendment Act (No. 2), 1976: 1st July, 1976; *Gazette* 1st July, 1976, p. 9.
Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
Regulations: 12th April, 1973, p. 1474 (The Building Regulations, 1973); 29th November, 1973, p. 3069; 26th April, 1974, p. 1551; 4th December, 1975, p. 2997; 27th May, 1976, p. 2770; 23rd December, 1976, p. 2383; 28th April, 1977, p. 1217; 28th July, 1977, p. 242; 12th January, 1978, p. 81 (Consolidation); 20th July, 1978, p. 205; 14th December, 1978, p. 2228.
s. 5. Proclamations: *Gazette* 4th July, 1974, p. 3; 19th September, 1974, p. 2558; 5th December, 1974, p. 3559, p. 3560 (two); 6th February, 1975, p. 410 (two), p. 411, p. 412 (two), p. 413; 20th February, 1975, p. 577; 20th March, 1975, p. 1087, p. 1088; 10th April, 1975, p. 1441; 15th May, 1975, p. 1914 (two); 17th July, 1975, p. 310; 24th July, 1975, p. 554; 31st July, 1975, p. 676; 5th February, 1976, p. 460, p. 461; 8th April, 1976, p. 1892, p. 1895; 20th May, 1976, p. 2619; 17th June, 1976, p. 3056 (two), p. 3057 (two), p. 3058; 5th August, 1976, p. 323, p. 324; 26th August, 1976, p. 658; 16th September, 1976, p. 890, p. 891; 2nd December, 1976, p. 1811; 17th March, 1977, p. 828; 12th May, 1977, p. 1359; 27th April, 1978, p. 1482; 6th July, 1978, p. 4; 20th July, 1978, p. 190.

Building Societies Act, 1975-1976
Commencement: 17th April, 1975; *Gazette* 17th April, 1975, p. 1511.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 26th June, 1975, p. 2471; 29th January, 1976, p. 368; 23rd February, 1978, p. 682; 22nd June, 1978, p. 2184.

Bulk Handling of Grain Act, 1955-1977
Commencement of Bulk Handling of Grain Act Amendment Act, 1977: 23rd February, 1978; *Gazette* 23rd February, 1978, p. 673.
Regulations: *Gazette* 2nd April, 1964, p. 733; 24th September, 1964, p. 1038.

Bus and Tramways Act, 1935-1978
Administration: Committed to the Minister of Transport; *Gazette* 1st April, 1965, p. 735.
s. 8. Proclamation of 2nd February, 1953, as "proclaimed day": *Gazette* 29th January, 1953, p. 107.
s. 29. Proclamations: *Gazette* 8th July, 1965, p. 33; 30th September, 1965, p. 1198.
By-laws: *Gazette* 24th December, 1959, p. 1546; 25th June, 1964, p. 1606; 19th August, 1965, p. 464; 22nd September, 1966, p. 1438; 27th October, 1966, p. 1753; 31st October, 1968, p. 1400; 5th February, 1970, p. 598; 25th February, 1971, p. 824; 25th January, 1973, p. 349; 19th April, 1973, p. 1781; 7th February, 1974, p. 390; 21st February, 1974, p. 546; 23rd January, 1975, p. 316; 13th March, 1975, p. 969; 22nd April, 1976, p. 2091.

Bush Fires Act, 1960-1976 *see also* **Country Fires Act, 1976**
Commencement: 1st July, 1961; *Gazette* 4th May, 1961, p. 1041.
Commencement of Bush Fires Act Amendment Act, 1972: 1st January, 1973; *Gazette* 21st December 1972, p. 2723.
Administration: Committed to the Minister of Agriculture; *Gazette* 27th July, 1961, p. 531.
Regulations: *Gazette* 1st June, 1961, p. 1252; 24th December, 1969, p. 2109; 15th January, 1970, p. 121; 22nd October, 1970, p. 1787; 13th December, 1974, p. 3744; 16th October, 1975, p. 2023; 9th December, 1976, p. 1891.
Definitions of Boundaries of Meteorological Districts in South Australia (section 65): *Gazette* 30th September, 1971, p. 1230.
Rules of Court under section 77: *Gazette* 4th November, 1965, p. 1642.
s. 27a. Notices: *Gazette* 11th January, 1973, p. 105; 12th July, 1973, p. 119; 2nd August, 1973, p. 831; 31st January, 1974, p. 371; 26th June, 1975, p. 2463; 21st October, 1976, p. 1444; 16th December, 1976, p. 2256.

Business Franchises (Miscellaneous Provisions) Act, 1975
Commencement: 11th September, 1975; *Gazette* 11th September, 1975, p. 1426.

Business Franchise (Petroleum Products) Act, 1979

Commencement: 1st October, 1979; *Gazette* 16th August, 1979, p. 386.
Administration: Committed to the Treasurer; *Gazette* 16th August, 1979, p. 386.
Regulations: *Gazette* 16th August, 1979, p. 393.

Business Franchise (Tobacco) Act, 1974-1978

Commencement: 5th December, 1974; *Gazette* 5th December, 1974, p. 3558.
Administration: Committed to the Treasurer; *Gazette* 6th February, 1975, p. 413.
Regulations: *Gazette* 20th March, 1975, p. 1100; 12th April, 1979, p. 982.

Business Names Act, 1963

Commencement: 1st July, 1964; *Gazette* 21st May, 1964, p. 1063.
Administration: Committee to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
s. 9. Declarations by Attorney-General: *Gazette* 19th June, 1975, p. 2329.
Regulations: *Gazette* 21st May, 1964, p. 1068; 20th April, 1967, p. 1349; 7th December, 1967, p. 2518; 27th October, 1977, p. 1318.

Cattle Compensation Act, 1939-1979

Commencement: 1st March, 1940; *Gazette* 15th February, 1940, p. 369.
Commencement of Cattle Compensation Act Amendment Act, 1971: 1st January, 1972; *Gazette* 23rd December, 1971, p. 2628.
Commencement of Cattle Compensation Act Amendment Act, 1972: 1st July, 1974; *Gazette* 13th June, 1974, p. 2332.
Commencement of Cattle Compensation Act Amendment Act, 1976: 20th January, 1977; *Gazette* 20th January, 1977, p. 100.
Commencement of Cattle Compensation Act Amendment Act, 1979: 22nd November, 1979; *Gazette* 22nd November 1979, p. 1309.
Administration: Committed to the Minister of Agriculture; *Gazette* 15th February, 1940, p. 369.
s. 4. Proclamation: *Gazette* 4th November, 1976, p. 1548; 27th April, 1978, p. 1480.
Regulations: *Gazette* 15th January, 1940, p. 403; 17th May, 1979, p. 1462; 22nd November, 1979, p. 1321.

Chaff and Hay Act, 1922-1975

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.
Regulations: *Gazette* 17th November, 1938, p. 1269; 20th December, 1973, p. 3430.

Chaff and Hay (Acquisition) Act, 1944

Administration: Committed to the Minister of Agriculture; *Gazette* 5th October, 1944, p. 415.
s. 5. Proclamation: *Gazette* 12th October, 1944, p. 447.
Regulations: *Gazette* 19th October, 1944, p. 514.

Children's Protection and Young Offenders Act, 1979

Commencement: 1st July, 1979; *Gazette* 28th June, 1979, p. 1951 (Operation of ss. 9 (3), (6), 50 (2), (3) and so much of the schedule as relates to the Guardianship of Infants Act 1940-1975, suspended until a day to be fixed by subsequent proclamation).
Administration: Committed to the Attorney-General; 13th December, 1979, p. 1986.
Regulations: 28th June, 1979, p. 1957.
Rules of Court: 28th June, 1979, p. 1955.

Chiropodists Act, 1950-1973

Commencement: 2nd July, 1951; *Gazette* 10th May, 1951, p. 1033.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 20th September, 1951, p. 735; 21st August, 1952, p. 532; 15th June, 1967, p. 1817; 3rd December, 1970, p. 2592; 22nd July, 1971, p. 233; 27th June, 1974, p. 2630; 5th August, 1976, p. 327; 11th August, 1977, p. 361.

The Church of England in Australia Constitution Act, 1961

Commencement: 1st January, 1962; *Gazette* 11th January, 1962, p. 47.

Cigarettes (Labelling) Act, 1971-1972

Commencement: 1st July 1973; *Gazette* 3rd May, 1973, p. 1927.
Administration: Committed to the Minister of Health; *Gazette* 26th April, 1979, p. 1224.
s. 4. Day fixed for purposes of s. 4: 1st July, 1973; *Gazette* 7th June, 1973, p. 2423.
Regulations: *Gazette* 3rd May, 1973, p. 1931.

Citrus Industry Organization Act, 1965-1972

Commencement: 23rd December, 1965; *Gazette* 23rd December, 1965, p. 2162.
Commencement of Citrus Industry Organization Act Amendment Act, 1967: 14th August, 1969; *Gazette* 14th August, 1969, p. 404.
Commencement of Citrus Industry Organization Act Amendment Act, 1970: 14th January, 1971; *Gazette* 14th January, 1971, p. 92.
Commencement of Citrus Industry Organization Act Amendment Act, 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2358.
Administration: Committed to the Minister of Agriculture; *Gazette* 23rd December, 1965, p. 2162.
s. 9. Prescribed Day: 1st February, 1973; *Gazette* 1st February, 1973, p. 377.
Regulations: *Gazette* 9th June, 1966, p. 2150; 13th October, 1966, p. 1600; 23rd May, 1968, pp. 1560, 1561; 30th July, 1970, p. 393; 13th December, 1973, p. 3288; 24th June, 1976, p. 3215; 24th March, 1977, p. 928.
s. 22. Order No. 6: *Gazette* 29th July, 1971, p. 330.

City of Adelaide Development Control Act, 1976-1978
Commencement: 23rd December, 1976; *Gazette* 23rd December, 1976, p. 2320.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.
s. 10. Proclamations: 8th February, 1979, p. 304; 5th July, 1979, p. 5.
Regulations: *Gazette* 24th February, 1977, p. 507; 10th March, 1977, p. 649; 23rd June, 1977, p. 1764; 6th April, 1978, p. 1164.
s. 21. Appointed day for purposes of s. 21: 1st March, 1977; *Gazette* 24th February, 1977, p. 492.

Civil Aviation (Carriers' Liability) Act, 1962-1971
Commencement: 7th November, 1963; *Gazette* 7th November, 1963, p. 1426.
Administration: Committed to the Minister of Transport; *Gazette* 20th May, 1965, p. 1136.

Classification of Publications Act, 1973-1978
Commencement: 18th July, 1974; *Gazette* 11th July, 1974, p. 99.
Administration: Committed to the Attorney-General; *Gazette* 16th August, 1979, p. 386.
Regulations: *Gazette* 11th July, 1974, p. 106; 26th September, 1974, p. 2406, 5th December, 1974, p. 3564.

Classification of Theatrical Performances Act, 1978
Commencement: 11th May, 1978; *Gazette* 11th May, 1978, p. 1652.
Administration: Committed to the Attorney-General; *Gazette* 16th August, 1979, p. 386.
Regulations: *Gazette* 11th May, 1978, p. 1661.

Coast Protection Act, 1972-1978
Commencement: 3rd July, 1972; *Gazette* 29th June, 1972, p. 2689.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.
s. 19. Proclamations: *Gazette* 5th July, 1973, p. 7 (Yorke Coast); 30th May, 1974, p. 2094 (Fleurieu); 16th September, 1976, p. 889 (South East); 8th September, 1977, p. 662 (Metropolitan).
s. 34; Notice: *Gazette* 1st January, 1976, p. 178.
Regulations: *Gazette* 25th March, 1976, p. 1410; 8th July, 1976, p. 91; 9th September, 1976, p. 837; 21st April, 1977, p. 1161; 13th September, 1979, p. 726.

Collections for Charitable Purposes Act, 1939-1947
Commencement: 1st February, 1940; *Gazette* 23rd November, 1939, p. 1379.
Administration: Committed to the Chief Secretary; *Gazette* 23rd November, 1939, p. 1379.
s. 5. Proclamation: *Gazette* 23rd November, 1939, p. 1379.
s. 16. Proclamations: *Gazette* 4th December, 1947, p. 1751; 26th November, 1953, p. 1308; 7th January, 1954, p. 1; 20th November, 1958, p. 1380; 26th May, 1960, p. 1436; 26th October, 1961, p. 1340.
s. 17. Proclamations: *Gazette* 27th August, 1953, p. 644; 4th March, 1954, p. 466; 21st April, 1955, p. 899; 10th January, 1957, p. 22; 2nd October, 1958, p. 971; 26th November, 1959, p. 1313.

Colleges of Advanced Education Act, 1972-1978
Commencement: 1st January, 1973; *Gazette* 14th December, 1972, p. 2628.
Statutes: *Gazette* 12th December, 1974, p. 3748; 24th July, 1975, p. 563; 10th May, 1979, p. 1430.
By-laws: *Gazette* 26th June, 1974, p. 1571; 27th March, 1975, p. 1266; 29th May, 1975, p. 2087; 24th July, 1975, p. 653; 27th November, 1975, p. 2914; 15th January, 1976, p. 178.

Commercial and Private Agents Act, 1972-1978
Commencement: 12th April, 1973; *Gazette* 12th April, 1973, p. 1461.
Commencement of Commercial and Private Agents Act Amendment Act, 1977-1978: 1st July, 1978; *Gazette* 29th June, 1978, p. 2235.
s. 6. Proclamation: *Gazette* 17th January, 1974, p. 108.
Regulations: *Gazette* 12th April, 1973, p. 1685; 29th June, 1978, p. 2278; 6th September, 1979, p. 602.

Commercial Motor Vehicles (Hours of Driving) Act, 1973-1979
Commencement: 1st July, 1974; *Gazette* 28th March, 1974, p. 1046.
Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.
Regulations: 18th April, 1974, p. 1347; 29th August, 1974, p. 1488; 9th January, 1975, p. 113.

Commonwealth Places (Administration of Laws) Act, 1970
Commencement: 18th March, 1971; *Gazette* 18th March, 1971, p. 1143.

Community Welfare Act, 1972-1979
Commencement: 1st July, 1972; *Gazette* 29th June, 1972, p. 2689. Suspending until date to be fixed by Proclamation; Part IV, Division II, Subdivision 6 and s. 112 of the Act.
Commencement of Community Welfare Act Amendment Act, 1973: 20th December, 1973; *Gazette* 20th December, 1973, p. 3337.
Commencement of Community Welfare Act Amendment Act, 1975: 12th June, 1975; *Gazette* 12th June, 1975, p. 2260.
Commencement of Community Welfare Act Amendment Act (No. 2), 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Commencement of Community Welfare Act Amendment Act, 1976: 7th April, 1977; *Gazette* 7th April, 1977, p. 1070.
Delegation by the Minister of Community Welfare of his powers under ss. 25-31 of the Act to the Minister of Community Development: *Gazette* 21st December, 1978, p. 2309.
Delegation by the Minister of his powers under certain sections of the Act to the Minister of Aboriginal Affairs; *Gazette* 11th October, 1979, p. 919.
s. 84. Proclamations: *Gazette* 10th August, 1972, p. 1033; 9th August, 1973, p. 850; 18th April, 1974, p. 1388; 27th June, 1974, p. 2557; 15th July, 1976, p. 138.
Regulations: *Gazette* 29th June, 1972, p. 2882; 15th November, 1973, p. 2908.
Child Care Regulations: *Gazette* 28th June, 1973, p. 2801; 24th July, 1975, p. 566.
Regulations relating to baby-sitting agencies: *Gazette* 15th September, 1977, p. 731.

Companies Act, 1962-1979

Commencement: 1st July, 1963; *Gazette* 28th February, 1963, p. 503.
Commencement of the Companies Act Amendment Act, 1964: 1st January, 1965; *Gazette* 5th November, 1964, p. 1399.
Commencement of the Companies Act Amendment Act, 1965: 9th December, 1965; *Gazette* 9th December, 1965, p. 2049.
Commencement of Companies Act Amendment Act, 1971: 1st June, 1971; *Gazette* 20th May, 1971, p. 2509.
Commencement of Companies Act Amendment Act, 1971-72: 5th October, 1972 (ss. 7, 13, 24, 25, 40, 53, 54 and 55 suspended until 30th June, 1973); *Gazette* 5th October, 1972, p. 1807. A Proclamation fixing 1st October, 1972 as the day of commencement was published in the *Gazette* of 28th September, 1972, p. 1665.
Commencement of Companies Act Amendment Act, 1973: 13th December, 1973; *Gazette* 13th December, 1973, p. 3262.
Commencement of Companies Act Amendment Act, 1979; 9th July, 1979; *Gazette* 5th July, 1979, p. 4. (Operation of ss. 3 (*a*), 4, 5 (*a*), (*c*), (*d*), (*g*)-(*n*), (*p*)-(*t*), 6, 7, 9-258, 260, 261, 263-270, suspended until a day to be fixed by subsequent proclamation).
Commencement of ss. 3 (*a*), 4, 5 (*a*), (*c*), (*d*), (*e*), (*g*)-(*n*), (*p*)-(*t*), 6, 7, 9-91, 93-188, 190-258, 260, 261, 263-270 of Companies Act Amendment Act, 1979; 13th December, 1979; *Gazette* 13th December, 1979, p. 1993.
Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
s. 14 (3) Proclamation: *Gazette* 9th November, 1972, p. 2254 (Public Accountant); 14th February, 1974, p. 474 (Architect).
ss. 22 and 353. Notices: *Gazette* 19th June, 1975, p. 2327; 3rd July, 1975, p. 143.
s. 38. Notices: *Gazette* 27th June, 1963, p. 1631; 11th July, 1963, p. 48; 1st August, 1963, p. 275; 19th September, 1963, p. 870; 27th February, 1964, p. 458; 11th June, 1964, p. 1229; 25th March, 1965, p. 675; 10th June, 1965, p. 1442; 27th February, 1969, p. 579; 29th April, 1971, p. 2272.
s. 76. Proclamation: *Gazette* 27th June 1963, p. 1630.
s. 88 (1). Notices: *Gazette* 16th July, 1964, p. 108; 24th September, 1964, p. 1063; 8th October, 1964, p. 1192; 1st July, 1965, p. 12; 12th March, 1970, p. 1090; 23rd April, 1970, p. 1462; 28th May, 1970, p. 2012; 9th July, 1970, p. 94; 26th November, 1970, p. 2554; 11th February, 1971, p. 493; 25th February, 1971, p. 954; 13th May, 1971, p. 2506; 16th September, 1971, p. 1095; 10th February, 1972, p. 560; 24th February, 1972, p. 730; 2nd March, 1972, p. 828.

s. 162c. Notices: *Gazette* 13th September, 1973, p. 2039 (two); 3rd July, 1975, p. 141; 10th July, 1975, p. 301.
s. 318. Order: *Gazette* 27th June, 1963, p. 1630.
Regulations: *Gazette* 8th April, 1976, p. 1929; 13th December, 1979, p. 2017.
Regulation under Fees Regulation Act, 1927, varying second schedule prescribing fees payable: *Gazette* 20th April, 1967, p. 1350; 27th October, p. 1316.
Rules of Court: *Gazette* 20th May, 1965, p. 1151; 13th August, 1970, p. 629; 9th November, 1972, p. 2278; 20th May, 1973, p. 3506; 24th October, 1974, p. 2851.

Consolidation of Regulations Act, 1937-1974

s. 2. Proclamations: *Gazette* 1st June, 1944, p. 673; 20th April, 1950, p. 813.

Constitution Act, 1934-1978

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.
Commencement of Constitution Act Amendment Act, 1972: *Gazette* 28th September, 1972, p. 1665.
Commencement of Constitution Act Amendment Act, 1973: 22nd November, 1973; *Gazette* 22nd November, 1973, p. 2970.
Commencement of Constitution and Electoral Acts Amendment Act, 1973: 22nd November, 1973; *Gazette* 22nd November, 1973, p. 2970.
Commencement of Constitution Act Amendment Act, (No. 5), 1975: 22nd January, 1976; *Gazette* 22nd January, 1976, p. 258.

Constitutional Museum Act, 1978

Commencement: 11th May, 1978; *Gazette* 11th May, 1978, p. 1652.
Administration: Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.

Consumer Credit Act, 1972-1973

Commencement: 3rd September, 1973; *Gazette* 9th August, 1973. p. 849.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 6. Proclamation: *Gazette* 19th September, 1974, p. 2260; 7th April, 1977, p. 1070.
Regulations: *Gazette* 2nd August, 1973, p. 735; 3rd September, 1973, p. 1553; 25th October, 1973, p. 2596; 22nd November, 1972, p. 2977; 27th June, 1974, p. 2609; 20th January, 1977, p. 112; 21st December, 1978, p. 2536; 13th September, 1979, p. 655.
Notice fixing charges for title insurance: *Gazette* 1st November, 1973, p. 2781.
s. 54. Notices: *Gazette* 3rd January, 1974, p. 8; 9th January, 1975, p. 112.
Rules of Supreme Court relating to Appeals from Credit Tribunal (Order 58, Rule 37): *Gazette* 13th September, 1973, p. 1996.

Consumer Transactions Act, 1972-1979

Commencement: 3rd September, 1973; *Gazette* 9th August, 1973, p. 849.
Administration: Committed to the Minister Consumer for Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 2nd August, 1973, p. 767; 3rd September, 1973, p. 1558; 25th October, 1973, p. 2594; 20th December, 1973, p. 3392, p. 3421; 21st November, 1974, p. 3325; 14th September, 1978, p. 911; 21st December, 1978, p. 2535; 1st February, 1979, p. 257.

Control of Advertisements Act, 1916-1935

Administration: Committed to the Minister for Planning; *Gazette* 22nd November, 1979, p. 1309.
Regulations: *Gazette* 5th April, 1928, p. 726; 20th February, 1936, p. 458; 22nd July, 1971, p. 232; 24th February, 1977, p. 503.

Cooper Basin (Ratification) Act, 1975

Commencement: 11th December, 1975; *Gazette* 11th December, 1975, p. 3137.

Coroners Act, 1975

Commencement: 3rd April, 1975; *Gazette* 3rd April, 1975, p. 1356.
Rules: *Gazette* 30th October, 1975, p. 2299; 21st July, 1977, p. 152.

Corporal Punishment Abolition Act, 1971-1973

Commencement: 18th November, 1971; *Gazette* 18th November, 1971, p. 2070.

Country Fires Act, 1976

Commencement: 2nd June, 1977, *Gazette* 2nd June, 1977, p. 1584 (ss. 4, 25-28, 33-36, 38-59, 60-62, 64-67, suspended until a day to be fixed by subsequent proclamation.)
Administration: Committed to the Minister of Agriculture: *Gazette* 2nd June, 1977, p. 1584.
Regulations: *Gazette* 14th July, 1977, p. 83.

Credit Unions Act, 1976

Commencement: 28th April, 1977: *Gazette* 7th April, 1977, p. 1070.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 5th May, 1977, p. 1277; 2nd February, 1978, p. 456.
s. 42. Notice: *Gazette* 12th May, 1977, p. 1362.

Cremation Act, 1891-1964

Regulations: *Gazette* 9th March, 1978, p. 801.
Regulation under the Fees Regulation Act, 1927, relating to fees for cremation: *Gazette* 24th November, 1927, p. 1229.

Criminal Injuries Compensation Act, 1977-1978

Commencement: 1st July, 1978; *Gazette* 29th June, 1978, p. 2235.
This proclamation incorrectly refers to the Act as the "Statutes Amendment (Criminal Injuries Compensation Act, 1977-1978)." *See Gazette* 1st February, 1979, p. 249.
Regulations: *Gazette* 30th November, 1978, p. 2101.
Rules of Supreme Court: *Gazette* 6th July, 1978, p. 77.
Rules for District Criminal Courts: *Gazette* 2nd May, 1974, p. 1624 (made under Criminal Injuries Compensation Act, 1969); 13th July, 1978, p. 135.

Criminal Law Consolidation Act, 1935-1976

Commencement: 2nd January, 1936; *Gazette* 2nd January, 1936, p. 1.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 2), 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 701.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 3), 1969: 17th September, 1970; *Gazette* 17th September, 1970, p. 1198.
Commencement of Criminal Law Consolidation Act Amendment Act, 1972: 2nd November, 1972; *Gazette* 28th September, 1972, p. 1671.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 3) 1972: 1st February, 1973; *Gazette* 1st February, 1973, p. 377.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 5), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 497.
Commencement of Criminal Law Consolidation Act Amendment Act (No. 6), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 496.
s. 321. Proclamations: *Gazette* 6th April, 1911, p. 603; 26th August, 1937, p. 497; 16th May, 1963, p. 1269.
Rules of Court as to criminal appeals were made 1st September, 1925, but have not been published in the *Gazette*.
Rules of Court as to payment for transcripts and documents: *Gazette* 19th November, 1925, p. 1358.
Regulations as to abortion: *Gazette* 8th January, 1970, p. 4; 2nd April, 1970, p. 1309; 11th June, 1970, p. 2068; 15th July, 1971, p. 178; 18th November, 1971, p. 2078; 28th September, 1972, p. 1671; 8th November, 1973, p. 2808; 26th September, 1974, p. 2400; 10th October, 1974, p. 2598; 21st November, 1974, p. 332; 13th March, 1975, p. 1054; 1st April, 1975, p. 1678; 14th June, 1979, p. 1837.

Criminal Law Consolidation Act, 1935-1976—*continued*

Regulations as to costs and treatment of appellant: *Gazette* 5th November, 1925, p. 1231; 18th August, 1960, p. 456; 6th February, 1969, p. 413; 21st December, 1972, p. 2816; 24th May, 1973, p. 2201.
Regulations as to habitual criminals: *Gazette* 6th April, 1911, p. 606; 23rd November, 1916, p. 997.
Regulations as to payments to witnesses and others at criminal prosecutions: *Gazette* 19th January, 1978, p. 985.
Regulation as to payments to psychiatrists under section 77a: *Gazette* 3rd February, 1955, p. 203; 26th September, 1974, p. 2400.
Regulation as to places of confinement under section 77 (2): *Gazette* 6th March, 1924, p. 596.

Crown Lands Act, 1929-1977

Commencement of Crown Lands Act Amendment Act, 1968: 30th January, 1969; *Gazette* 30th January, 1969, p. 338.
Commencement of Crown Lands Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Commencement of Crown Lands Act Amendment Act, 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2534.
Commencement of Crown Lands Act Amendment Act, 1974: 26th April, 1974; *Gazette* 26th April, 1974, p. 1457.
Commencement of Crown Lands Act Amendment Act, 1976-1977: 28th July, 1977; *Gazette* 28th July, 1977, p. 232.
Commencement of Crown Lands Act Amendment Act, 1978; 15th June, 1978; *Gazette* 15th June, 1978, p. 2034.
s. 5g. Proclamations: *Gazette* 30th November, 1972, p. 2463; 7th December, 1972, p. 2535; 22nd March, 1973, p. 1004.
s. 211a. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Regulations: *Gazette* 16th October, 1941, p. 789; 29th November, 1956, p. 1236; 15th November, 1962, p. 1395; 3rd March, 1966, p. 1230; 9th December, 1971, p. 2481; 21st December, 1972, p. 2743; 30th January, 1975, p. 350; 25th March, 1975, p. 1411; 23rd November, 1978, p. 2059; 20th June, 1979, p. 1890.
Regulations under Crown Lands Act, 1929-1939, and Fees Regulation Act, 1927, relating to the fee payable on noting instrument on Crown lease, etc.: *Gazette* 18th July, 1940, p. 86.
Notice setting out conditions for application for licences under Part XIV: *Gazette* 19th February, 1942, p. 301.
Rules of the Lyrup Village Association: *Gazette* 15th June, 1978, p. 2037.

Crown Proceedings Act, 1972-1977
Commencement: 14th December, 1972; *Gazette* 14th December, 1972, p. 2630.
Regulations: *Gazette* 14th December, 1972, p. 2642.

Dairy Cattle Improvement Act, 1921-1972
Administration: Committed to the Minister of Agriculture; *Gazette* 2nd February, 1922, p. 471.
Commencement of Dairy Cattle Improvement Act Amendment Act, 1972: 1st July, 1973; *Gazette* 22nd February, 1973, p. 632.
Commencement of Dairy Cattle Improvement Act Amendment Act (No. 2), 1972: 1st July, 1973 (see Section 2 of the said Act).
s. 7a. Notice: *Gazette* 30th January, 1941, p. 97.
Regulations: *Gazette* 8th July, 1937, p. 30; 9th September, 1937, p. 661; 28th September, 1939, p. 904; 31st July, 1941, p. 209; 6th May, 1948, p. 930; 21st July, 1955, p. 153; 20th October, 1955, p. 877; 24th January, 1963, p. 150; 17th December, 1970, p. 2794; 10th May, 1973, p. 2000.

Dairy Industry Act, 1928-1973
Commencement: 8th August, 1929; *Gazette* 8th August, 1929, p. 329.
Commencement of Dairy Industry Act Amendment Act, 1972: 1st July, 1973; *Gazette* 10th May, 1973, p. 1994.
Commencement of Dairy Industry Act Amendment Act, 1974: 12th February, 1976; *Gazette* 12th February, 1976, p. 611.
s. 3. Proclamation: *Gazette* 16th December, 1965, p. 2098; 10th May 1973, p. 1994.
General Regulations: *Gazette* 8th August, 1974, p. 911; 1st February, 1979, p. 259.

Dairy Produce Act, 1934-1974
Commencement: 13th December, 1934; *Gazette* 13th December, 1934, p. 1185.
Commencement of Dairy Produce Act Amendment Act, 1974: 12th February, 1976; *Gazette* 12th February, 1976, p. 611.
Administration: Committed to the Minister of Agriculture; *Gazette* 27th May, 1937, p. 1205.
Regulations: *Gazette* 11th April, 1935, p. 1119; 9th January, 1936, p. 26; 18th November, 1937, p. 1348.

Daylight Saving Act,
Administration: Committed to the Chief Secretary; *Gazette* 17th May, 1979, p. 1453.

Defective Houses Act, 1976
Commencement: 20th January, 1977; *Gazette* 20th January, 1977, p. 100.

Dentists Act, 1931-1974
Commencement of Dentists Act Amendment Act, 1971: 20th January, 1972; *Gazette* 20th January, 1972, p. 153.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Rules of Court: *Gazette* 4th August, 1932, p. 183.
Regulations: *Gazette* 7th 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; 15th August, 1974, p. 1285; 5th December, 1974, p. 3569.
Regulation under Fees Regulation Act, 1927, relating to the fee payable on publication of the register of dentists: *Gazette* 11th November, 1937, p. 1307.

Discharged Soldiers Settlement Act, 1939-1978
Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 644.
Administration: Committed to the Minister of Lands; *Gazette* 29th June, 1978, p. 2234.
Regulations: *Gazette* 2nd December, 1920, p. 1429; 11th August, 1921, p. 270; 19th January, 1922, p. 100; 2nd March, 1922, p. 729; 6th April, 1922, p. 988; 30th August, 1923, p. 493; 31st January, 1924, p. 211; 7th August, 1924, p. 283; 18th February, 1926, p. 326; 17th February, 1927, p. 339; 28th April, 1927, p. 935; 12th May, 1927, p. 1044; 21st January, 1932, p. 69; 7th June, 1934, p. 1395; 18th April, 1935, p. 1136; 24th December, 1936, p. 1337; 30th January, 1941, p. 98; 25th March, 1976, p. 1409.

Dog Control Act, 1979
Commencement: 1st July, 1979; *Gazette* 24th May, 1979, p. 1498.
Administration: Committed to the Minister of Local Government *Gazette* 24th May, 1979, p. 1498.
Regulations: *Gazette* 24th May, 1979, p. 1569, 20th June, 1979, p. 1888.

Dog Fence Act, 1946-1978
Commencement: 17th June, 1947; *Gazette* 12th June, 1947, p. 1637.
Commencement of Dog Fence Act Amendment Act, 1975: 2nd October, 1975; *Gazette* 2nd October, 1975, p. 1822.
Administration: Committed to the Minister of Lands; *Gazette* 27th February, 1947, p. 745.
ss. 19 and 21. Proclamations: *Gazette* 3rd July, 1947, p. 1; 2nd October, 1947, p. 970; 18th May, 1950, p. 1036; 25th August, 1960, p. 569; 9th January, 1964, p. 40; 30th March, 1972, p. 1170.
s. 35a. Proclamation: *Gazette* 2nd October, 1975, p. 1819.

Door to Door Sales Act, 1971-1979
Commencement: 1st March, 1972; *Gazette* 20th January, 1972, p. 152.
Commencement of Door to Door Sales Act Amendment Act, 1979; 1st November, 1979, *Gazette* 6th September, 1979, p. 573.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 5. Proclamation: 14th September, 1972, p. 1485; 6th September, 1979, p. 572.
Regulations: 6th September, 1979, p. 604; 8th November, 1979, p. 1196.

Dried Fruits Act, 1934-1972
Administration: Committed to the Minister of Agriculture; *Gazette* 20th December, 1934, p. 1218.
Commencement of Dried Fruits Act Amendment Act, 1972: 1st July, 1972; *Gazette* 29th June, 1972, p. 2688.
Regulations: *Gazette* 13th January, 1955, p. 70; 19th January, 1956, p. 108; 4th October, 1956, p. 740; 10th January, 1957, p. 25; 11th July, 1957, p. 55; 6th March, 1958, p. 761; 7th August, 1958, p. 332; 1st October, 1959, p. 827; 14th December, 1961, p. 1966; 13th May, 1971, p. 2432; 2nd March, 1972, p. 810; 18th July, 1974, p. 569; 3rd April, 1975, p. 1360; 30th August, 1979, p. 509.

Drought and Frost Relief Act, 1944

Administration: Committed to the Minister of Agriculture; *Gazette* 22nd March, 1945, p. 447.
Regulations: *Gazette* 25th January, 1945, p. 141.

Drought Relief Act, 1940

Administration: Committed to the Minister of Agriculture; *Gazette* 15th June, 1944, p. 717.
Regulations: *Gazette* 16th October, 1941, p. 802.

Drought Relief Act, 1945

Administration: Committed to the Minister of Agriculture; *Gazette* 7th February, 1946, p. 206.
Regulations: *Gazette* 23rd May, 1946, p. 938.

Easter Act, 1929

Commencement: At 31st December, 1978, this Act had not been brought into operation.

Education Act, 1972-1979

Commencement: (except Part IV) 14th December, 1972; *Gazette* 14th December, 1972, p. 2628.
Commencement of Part IV, Division I: 1st July, 1973; *Gazette* 7th June, 1973, p. 2423.
Commencement of Part IV, Divisions II to VI inclusive: 1st February 1974; *Gazette* 24th January, 1974, p. 211.
Commencement of Education Act Amendment Act, 1975: 8th April, 1976; *Gazette* 8th April, 1976, p. 1892.
Commencement of Education Act Amendment Act (No. 2) 1976: 29th January, 1977, *Gazette* 27th January, 1977, p. 179.
s. 63(4) Notice: *Gazette* 26th August, 1976, p. 660.
Regulations: 26th August, 1976, p. 669; 13th January, 1977, p. 56; 18th August, 1977, p. 432; 27th January, 1978, p. 299; 1st February, 1979, p. 262; 24th May, 1979, p. 1512; 14th June, 1979, p. 1836; 5th July, 1979, p. 10.
Regulations relating to registration of teachers: *Gazette* 26th June, 1976, p. 2469; 22nd June, 1978, p. 2183; 13th July, 1978, p. 133.

Egg Industry Stabilization Act, 1973-1974

Commencement of all provisions except, s. 2., s. 49. and the first schedule (all of which excepted provisions came into operation on assent to the Act): 23rd May, 1974; *Gazette* 23rd May, 1974, p. 1828.
Administration: Committed to the Minister of Agriculture; *Gazette* 20th June, 1974, p. 2450.
Regulations: *Gazette* 3rd April, 1975, p. 1362.

Eight Mile Creek Settlement (Drainage Maintenance) Act, 1959-1979

Commencement of Eight Mile Creek Settlement (Drainage Maintenance) Act Amendment Act, 1977; 1st May, 1978; *Gazette* 20th April, 1978, p. 1256.
Administration: Committed to the Minister Water Resources; *Gazette* 26th April, 1979, p. 1226.
Regulations: *Gazette* 28th June, 1979, p. 2008.

Electoral Act, 1929-1979

Commencement: 19th December, 1929; *Gazette* 19th December, 1929, p. 1305.
Commencement of Electoral Act Amendment Act, 1969: 4th December, 1969; *Gazette* 4th December, 1969, p. 1858.
Commencement of Electoral Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 438.
Commencement of Constitution and Electoral Acts Amendment Act, 1973: 22nd November, 1973; *Gazette* 22nd November, 1973, p. 2970.
Commencement of Electoral Act Amendment Act (No. 2), 1973: 13th December, 1973; *Gazette* 13th December, 1973, p. 3266.
Commencement of Electoral Act Amendment Act (No. 4), 1976: 3rd February, 1977; *Gazette* 3rd February, 1977, p. 274.
Administration: Committed to the Attorney-General; *Gazette* 18th October, 1979, p. 1003.
s. 13. Proclamations: *Gazette* 23rd June, 1949, p. 1816; 8th December, 1955, p. 1273.
s. 14. Notices: *Gazette* 13th February, 1930, p. 323; 20th February, 1930, p. 374; 13th March, 1930, p. 531; 17th November, 1932, p. 959; 1st December, 1932, p. 1040; 23rd February, 1933, p. 285; 9th March, 1933, p. 373; 30th March, 1933, p. 522; 1st February, 1934, p. 196; 2nd August, 1934, p. 186; 16th August, 1934, p. 312; 23rd August, 1934, p. 375; 30th May, 1935, p. 1464; 6th June, 1935, p. 1502; 16th January, 1941, p. 40; 20th February, 1941, p. 234; 20th March, 1941, p. 422.
s. 80. Proclamation: *Gazette* 9th February, 1950, p. 283.
s. 194. Proclamation: *Gazette* 20th February, 1958, p. 627.
Regulations: *Gazette* 19th December, 1957, p. 1543; 13th March, 1958, p. 796; 7th April, 1960, p. 993; 10th August, 1961, p. 649; 13th February, 1964, p. 285; 5th March, 1964, p. 529; 25th February, 1965, p. 349; 26th January, 1967, p. 214; 11th January, 1968, p. 75; 23rd April, 1970, p. 1555; 12th October, 1972, p. 1880; 15th February, 1973, p. 987; 26th June, 1975, p. 2468; 25th March, 1976, p. 1414; 9th March, 1978, p. 808.
Regulations as to joint Commonwealth and State electoral rolls: *Gazette* 10th February, 1921, p. 279; 16th May, 1929, p. 1003.

Electrical Articles and Materials Act, 1940-1967

Administration: Committed to the Minister of Mines and Energy: *Gazette* 17th July, 1975, p. 310.
s. 10. Proclamations: *Gazette* 16th September, 1954, p. 694; 12th September, 1968, p. 774.
s. 11. Proclamations: *Gazette* 16th September, 1954, p. 692; 2nd February, 1956, p. 163; 7th August, 1958, p. 330; 26th May, 1960, p. 1436; 6th July, 1961, p. 1; 5th April, 1962, p. 751; 20th August, 1964, p. 422; 3rd December, 1964, p. 1716; 8th July, 1965, p. 34; 20th October, 1966, p. 1655; 12th September, 1968, p. 774; 27th November, 1969, p. 1783; 11th June, 1970, p. 2062; 21st January, 1971, p. 186; 16th August, 1973, p. 919; 1st May, 1975, p. 1698; 19th February, 1976, p. 685; 8th June, 1978, p. 1974.
Regulations: *Gazette* 16th September, 1954, p. 736; 2nd February, 1956, p. 165; 7th August, 1958, p. 332; 26th May, 1960, p. 1442; 6th July, 1961, p. 9; 5th April, 1962, p. 753; 20th August, 1964, p. 427; 3rd December, 1964, p. 1718; 8th July, 1965, p. 73; 20th October, 1966, p. 1732; 12th September, 1968, p. 800; 27th November, 1969, p. 1823; 11th June, 1970, p. 2066; 21st January, 1971, p. 190; 16th August, 1973, p. 965; 1st May, 1975, p. 1706; 16th October, 1975, p. 2025; 19th February, 1976, p. 685; 8th June, p. 1992; 16th August, 1979, p. 395.

Electrical Workers and Contractors Licensing Act, 1965-1978

Administration: Committed to the Minister of Mines and Energy; *Gazette* 29th January, 1976, p. 355.
s. 3. Proclamation: *Gazette* 25th January, 1968, p. 200.
s. 7. Proclamation: *Gazette* 20th April, 1967, p. 1341.
Regulations: *Gazette* 13th October, 1966, p. 1630; 23rd February, 1967, p. 512; 26th June, 1969, p. 1822; 20th December, 1979, p. 2371.

Electricity Act, 1943-1973

Administration: Committed to the Minister of Mines and Energy; *Gazette* 17th July, 1975, p. 310.

Electricity (Country Areas) Subsidy Act, 1962-1975

Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.

The Electricity Supply (Industries) Act, 1963-1975

s. 3. Notice: *Gazette* 6th May, 1965, p. 1034.

Electricity Trust of South Australia Act, 1946-1975

Commencement: 30th August, 1946; *Gazette* 30th August, 1946, p. 387.
Commencement of Part IVa: 6th February, 1948; *Gazette* 5th February, 1948, p. 311.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 17th July, 1975, p. 310.
s. 27. Proclamation of 1st September, 1946, as the "appointed day": *Gazette* 30th August, 1946, p. 387.
Regulations as to sale of liquor at Leigh Creek: *Gazette* 11th January, 1951, p. 32.
Regulations: *Gazette* 20th July, 1972, p. 284.

Emergency Medical Treatment of Children Act, 1960-1971

Administration: Committed to the Minister of Health; *Gazette* 26th April, 1979, p. 1224.

Emergency Powers Act, 1941-1952

Administration: Committed to the Treasurer; *Gazette* 11th December, 1941, p. 1361.
s. 2. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Regulations: *Gazette* 18th December, 1941, p. 1499; 18th December, 1941, p. 1503; 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326; 2nd April, 1942, p. 497; 9th April, 1942, p. 525; 16th April, 1942, p. 575; 16th April, 1942, p. 577; 16th April, 1942, p. 578; 7th May, 1942, p. 673; 14th May, 1942, p. 713; 23rd July, 1942, p. 78; 24th December, 1942, p. 1217; 4th February, 1943, p. 133; 18th February, 1943, p. 190; 25th February, 1943, p. 222; 4th March, 1943, p. 244; 25th March, 1943, p. 377; 1st April, 1943, p. 411; 15th April, 1943, p. 493; 22nd April, 1943, p. 499; 6th May, 1943, p. 600; 19th August, 1943, p. 227; 26th August, 1943, p. 231; 20th January, 1944, p. 53; 3rd February, 1944, p. 146; 30th March, 1944, p. 384; 4th May, 1944, p. 546; 11th May, 1944, p. 582; 31st August, 1944, p. 268; 21st December, 1944, p. 876; 18th January, 1945, p. 77; 29th March, 1945, p. 495; 19th April, 1945, p. 594; 28th March, 1946, p. 530; 5th January, 1950, p. 5.
The above regulations relate to the following matters:—
Administration: *Gazette* 18th December, 1941, p. 1499; 8th January, 1942, p. 53; 16th April, 1942, p. 575.
Air raid shelters: *Gazette* 8th January, 1942, p. 53.
Aliens, disqualification from holding office in councils or voting at council elections or polls: *Gazette* 14th May, 1942, p. 713.
Animals, destruction of : *Gazette* 16th April, 1942, p. 575.
Bank holiday cancellation: *Gazette* 18th December, 1941, p. 1503.
Chaff supplies: *Gazette* 31st August, 1944, p. 268.
Civil Defence Force: *Gazette* 18th December, 1941, p. 1499; 19th February, 1942, p. 326; 16th April, 1942, p. 575; 7th May, 1942, p. 673.
District council elections and polls: *Gazette* 9th April, 1942, p. 525; 14th May, 1942, p. 713; 25th March, 1943, p. 377; 6th May, 1943, p. 600; 30th March, 1944, p. 384; 4th May, 1944, p. 546; 29th March, 1945, p. 495; 19th April, 1945, p. 594; 28th March, 1946, p. 530.
District councils' powers: *Gazette* 18th December, 1941, p. 1499; 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 4th February, 1943, p. 133; 25th February, 1943, p. 222; 1st April, 1943, p. 411; 31st August, 1944, p. 268.
Fire fighting materials in houses: *Gazette* 5th February, 1942, p. 238.
Fruit cases, preservation of: *Gazette* 15th April, 1943, p. 493.
General: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326.
Harbours and ports: *Gazette* 16th April, 1942, p. 578.
Hay Supplies: *Gazette* 31st August, 1944, p. 268.
Hospital employees' duties in case of attack: *Gazette* 19th February, 1942, p. 326.
Inoculation, compulsory: *Gazette* 19th February, 1942, p. 326.
Iron-tyred trailers, use on improved main roads: *Gazette* 24th December, 1942, p. 1217.
Lights in buildings and streets: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326.
Lights on vehicles: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 23rd July, 1942, p. 78.
Medical officers under Mental Defectives Act, postponement of leave of: *Gazette* 11th May, 1944, p. 582; 5th January, 1950, p. 5.
Milk shelters on roads: *Gazette* 1st April, 1943, p. 411.
Motor vehicle registration fees: *Gazette* 4th March, 1943, p. 244.
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.

Emergency Powers Act, 1941-1952—*continued*

Protection of persons and property: *Gazette* 25th December, 1941, p. 1512; 8th January, 1942, p. 53; 5th February, 1942, p. 238; 19th February, 1942, p. 326; 16th April, 1942, p. 575; 18th February, 1943, p. 190; 19th August, 1943, p. 227.
Roof spotting: *Gazette* 19th February, 1942, p. 326; 16th April, 1942, p. 575.
Scrub and stubble burning: *Gazette* 16th April, 1942, p. 577.
Shareholders' returns by companies: *Gazette* 22nd April, 1942, p. 499.
Shipping: *Gazette* 16th April, 1942, p. 578.
Sirens, restrictions on use of: *Gazette* 25th December, 1941, p. 1499.
Special constables, duties of employers to; *Gazette* 2nd April, 1942, p. 497.
Traders' plates, fees payable for under Road Traffic Act, 1934-1944: *Gazette* 18th January, 1945, p. 77.
Uranium, mining and disposal of: *Gazette* 21st October, 1944, p. 876.
Vaccination, compulsory: *Gazette* 19th February, 1942, p. 326.
Water restrictions in metropolitan area: *Gazette* 20th January, 1944, p. 53; 3rd February, 1944, p. 146.
Weirs, locks and dams: *Gazette* 16th April, 1942, p. 575.

Notices and orders given pursuant to regulations—

Ambulances, order by the Premier exempting from certain provisions of the Road Traffic Act, 1934-1942: *Gazette* 6th May, 1943, p. 560.
Blackout on 7th July, 1942, order by Premier declaring: *Gazette* 2nd July, 1942, p. 23.
Carriage of goods by primary producers, order by Premier as to: *Gazette* 18th March, 1943, p. 331.
Carriage of hay by primary producers to certain depots, order by Premier as to: *Gazette* 30th November, 1944, p. 748.
Carriage of wheat by primary producers to Wallaroo, order by Premier as to: *Gazette* 27th April, 1944, p. 530.
Delegation by Premier of powers to take possession of land, etc.: *Gazette* 19th February, 1942, p. 329.
Headlamps on motor vehicles, notice by Premier fixing date after which must be screened: *Gazette* 29th January, 1942, p. 176.
Sirens, notice by Commissioner of Civil Defence as to use of: *Gazette* 12th February, 1942, p. 245.
Trailers, notice by Premier exempting certain, from registration fee: *Gazette* 25th June, 1942, p. 867.

Code for the construction of air raid shelters, published for guidance: *Gazette* 26th February, 1942, p. 358.

Employees Registry Offices Act, 1915-1973

Administration: Committed to the Minister of Industry and Employment; *Gazette* 24th June, 1937, p. 1361.

Encroachments Act, 1944-1969

Commencement of Encroachments Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.

Enfield General Cemetery Act, 1944-1972

Administration: Committed to the Minister of Local Government; *Gazette* 11th January, 1945, p. 27.
Commencement of Enfield General Cemetery Act Amendment Act, 1972: 18th May, 1972; *Gazette* 11th May, 1972, p. 1759.
s. 5. Appointed day for purposes of s. 5: 18th May, 1972; *Gazette* 11th May, 1972, p. 1759.
s. 38. Notices: *Gazette* 10th March, 1949, p. 634; 25th October, 1956, p. 920; 18th May, 1961, p. 1172; 26th April, 1963, p. 1066; 12th April, 1973, p. 1474; 21st June, 1973, p. 2646.
Regulations: *Gazette* 20th February, 1947, p. 733.

Environmental Protection Council Act, 1972

Commencement: 23rd November, 1972; *Gazette* 23rd November, 1972, p. 2406.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.

Evidence Act, 1929-1978

Commencement of Evidence Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 701.
Commencement of Evidence Act Amendment Act, 1972: 1st February, 1973; *Gazette* 1st February, 1973, p. 377.
Commencement of Evidence Act Amendment Act, 1974: 28th November, 1974; *Gazette* 28th November, 1974, p. 3372
Rules of the Supreme Court relating to reciprocal procedures for obtaining evidence: *Gazette* 20th July, 1978, p. 264.

Excessive Rents Act, 1962-1973

Rules of Local Court: *Gazette* 20th December, 1962, p. 1771; 5th March, 1964, p. 522.

Explosives Act, 1936-1974

Commencement: 1st July, 1937; *Gazette* 25th March, 1937, p. 644.
Administration: Committed to the Deputy Premier; *Gazette* 4th October, 1979, p. 871.
s. 5 Proclamation: 9th June, 1977, p. 1651.
s. 6. Notices: 12th January, 1978, p. 58, p. 60.
s. 20. Proclamation: *Gazette* 17th December, 1903, p. 1182.
s. 24. Notices: *Gazette* 1st September, 1938, p. 589; 7th February, 1957, p. 205; 5th August, 1965, p. 342; 19th July, 1973, p. 345.
s. 30. Notices: *Gazette* 1st September, 1938, p. 474; 11th May, 1939, p. 1086.
s. 48. Proclamations: *Gazette* 30th March, 1950, p. 678; 12th April. 1962, p. 816.
Regulations: *Gazette* 17th July, 1975, p. 401; 31st July, 1975, p. 678; 12th February, 1976, p. 624; 8th September, 1977, p. 661; 31st August, 1978, p. 783; 6th December, 1979, p. 1909.

Fair Credit Reports Act, 1974-1975

Commencement: 17th April, 1975; *Gazette* 17th April, 1975, p. 1508.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 17th April, 1975, p. 1513.
Regulations relating to reporting agencies: *Gazette* 17th April, 1975, p. 1604.

Family Relationships Act, 1975

Commencement: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.

Farmers Assistance Act, 1933-1943

Commencement: 1st January, 1934; *Gazette* 21st December, 1933, p. 1239.
Administration: Committed to the Minister of Lands; *Gazette* 25th February, 1954, p. 400.
s.12. Proclamations: *Gazette* 23rd March, 1944, p. 355; 25th January, 1945, p. 86; 25th October, 1945, p. 600; 21st November, 1946, p. 1279; 30th October, 1947, p. 1303; 28th October, 1948, p. 1345; 3rd November, 1949, p. 1085.
Regulations: *Gazette* 4th October, 1934, p. 682.

Fees Regulation Act, 1927

Regulations: *Gazette* 24th November, 1927, p. 1227; 24th November, 1927, p. 1229; 17th May, 1928, p. 1036; 12th July, 1928, p. 46; 19th December, 1929, p. 1311; 11th September, 1930, p. 531; 4th December, 1930, p. 1131; 22nd October, 1931, p. 776; 3rd December, 1931, p. 1033; 8th June, 1933, p. 974; 22nd August, 1935, p. 374; 11th November, 1937, p. 1307; 18th January, 1940, p. 73; 18th July, 1940, p. 86; 19th October, 1950, p. 948; 10th March, 1955, p. 553; 17th November, 1955, p. 1116; 20th September, 1956, p. 629 (regulations 1, 2 and 3 repealed by section 32 of the Licensing Act Amendment Act, 1963); 14th February, 1957, p. 228; 8th August, 1957, p. 313; 15th August, 1957, p. 368; 30th January, 1958, p. 162; 16th April, 1959, p. 814; 1st October, 1959, p. 818; 1st October, 1959, p. 821; 1st October, 1959, p. 824; 1st October, 1959, pp. 825-826; 1st October, 1959, p. 828; 22nd October, 1959, p. 972; 24th December, 1959, p. 1545; 3rd March, 1960, p. 680; 14th April, 1960, p. 1042; 20th October, 1960, p. 1070; 6th July, 1961, p. 18; 15th November, 1962, p. 1397; 21st March, 1963, p. 696; 19th September, 1963, p. 907; 9th December, 1965, p. 2053; 3rd March, 1966, p. 1232; 1st September, 1966, p. 1160; 1st September, 1966, p. 1162; 22nd September, 1966, p. 1360; 27th October, 1966, p. 1757; 20th April, 1967, p. 1350; 31st August, 1967, p. 1200; 30th May, 1968, p. 1642; 19th September, 1968, pp. 856, 857; 26th September, 1968, p. 986; 10th October, 1968, p. 1159; 23rd January, 1969, p. 261; 19th February, 1970, p. 798; 17th December, 1970, p. 2780; 28th October, 1971, p. 1757; 9th December, 1971, p. 2480; 17th August, 1972, p. 1180; 31st August, 1972, p. 1333; 30th January, 1975, p. 337; 27th October, 1977, p. 1316; 1st December, 1977, p. 2075.

Fences Act, 1975-1977

Commencement: 16th October, 1975; *Gazette* 16th October, 1975, p. 2011.
Regulations: *Gazette* 20th April, 1978, p. 1270.
Rules of Local Court: *Gazette* 16th October, 1975, p. 2020.

Fibre and Sponges Act, 1909-1973

Administration: Committed to the Minister of Fisheries; *Gazette* 15th November, 1973, p. 2898.
Regulations: *Gazette* 2nd June, 1977, p. 1591.

Film Classification Act, 1971-1978

Administration: Committed to the Attorney-General; *Gazette* 16th August, 1979, p. 386.
Commencement: 24th February, 1972; *Gazette* 24th February, 1972, p. 655.
Regulations: *Gazette* 24th February, 1972, p. 659; 30th August, 1973, p. 1521.

Financial Emergency Act, 1931-1936

Commencement: 23rd July, 1931; *Gazette* 23rd July, 1931, p. 93.
Rules of Court: *Gazette* 17th September, 1931, p. 492.

Financial Emergency Act Extension Act, 1931-1939

s. 4. Notice: *Gazette* 29th November, 1934, p. 1113.

Firearms Act, 1977

Commencement: 1st January, 1980; *Gazette* 6th December, 1979, p. 1897 (including sections 11 and 13).
Regulations: *Gazette* 6th December, 1979, p. 1911.

Fire Brigades Act, 1936-1976

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 642.
Commencment of Fire Brigades Act Amendment Act (No. 2), 1973: 20th December, 1973; *Gazette* 20th December, 1973, p. 3334.
Administration: Committed to the Chief Secretary; *Gazette* 25th March, 1937, p. 642.
s. 6. Proclamations: *Gazette* 24th June, 1937, p. 1361; 13th January, 1938, p. 53; 7th July, 1938, p. 1; 26th January, 1939, p. 245; 4th May, 1939, p. 1028; 8th June, 1939, p. 1382; 6th February, 1941, p. 147; 12th June, 1941, p. 861; 17th July, 1941, p. 84; 5th March, 1942, p. 369; 11th June, 1942, p. 827; 16th July, 1942, p. 45; 24th June, 1943, p. 741; 30th September, 1943, p. 412; 22nd February, 1945, p. 310; 26th July, 1945, p. 99; 17th January, 1946, p. 72; 24th January, 1946, p. 119; 15th August, 1946, p. 251; 26th September, 1946, p. 673; 4th September, 1947, p. 642; 1st April, 1948, p. 691; 13th April, 1950, p. 781; 21st September, 1950, p. 694; 8th March, 1951, p. 528; 22nd October, 1953, p. 1052; 5th August, 1954, p. 271; 19th August, 1954, p. 359; 23rd December, 1954, p. 1544; 26th May, 1955, p. 1209; 3rd November, 1955, p. 997; 15th December, 1955, p. 1339; 12th January, 1956, p. 41; 12th July, 1956, p. 57; 29th August, 1957, p. 473; 6th March, 1958, p. 757; 3rd April, 1958, p. 996; 6th November, 1958, p. 1251; 4th February, 1960, p. 349; 20th April, 1961, pp. 913, 914; 27th April, 1961, p. 993; 7th September, 1961, p. 879; 9th November, 1961, p. 1579; 10th May, 1962, p. 1256; 13th December, 1962, p. 1691; 7th March, 1963, p. 584; 28th March, 1963, p. 758; 5th September, 1963, p. 712; 26th September, 1963, p. 951; 17th October, 1963, p. 1139; 5th March, 1964, p. 521; 15th October, 1964, p. 1203; 15th October, 1964, p. 1204; 25th February, 1965, p. 347; 18th March, 1965, p. 621; 20th January, 1966, p. 98; 26th May, 1966, p. 1996; 28th July, 1966, p. 292; 28th July, 1966, p. 293; 15th September, 1966, p. 1275; 23rd February, 1967, p. 506; 23rd May, 1968, pp. 1553, 1554; 25th July, 1968, p. 217; 10th October, 1968, p. 1133; 28th November, 1968, p. 2313; 16th October, 1969, p. 1269; 16th October, 1969, p. 1270; 6th November, 1969, p. 1482; 11th December, 1969, p. 1955; 11th December, 1969, p. 1958; 5th February, 1970, p. 598; 3rd March, 1970, p. 927; 11th June, 1970, p. 2061; 2nd July, 1970, p. 2; 1st October, 1970, p. 1399; 8th October, 1970, p. 1505; 19th November, 1970, p. 2326; 22nd April, 1971, p. 2185; 27th May, 1971, p. 2620; 5th August, 1971 p. 397; 12th August, 1971, p. 523; 13th January, 1972, p. 48; 6th April, 1972, p. 1368; 13th July, 1972, p. 131; 24th August, 1972, p. 1243; 23rd November, 1972, p. 2406; 6th December, 1973, p. 3166; 31st January, 1974, p. 311: 18th April, 1974, p. 1339, p. 1340; 5th June, 1975, p. 2178 (two); 20th November, 1975, p. 2800; 27th November, 1975, p. 2902; 24th June, 1976, p. 3168; 1st July, 1976, p. 3; 2nd December, 1976, p. 1813; 13th January, 1977, p. 42 (two), p. 43; 22nd December, 1977, p. 2269.

Fire Brigades Act, 1936-1976—*continued*

s. 7. Notices: *Gazette* 20th April, 1916, p. 823; 6th July, 1916, p. 34; 17th January, 1918, p. 89; 13th June, 1929, p. 1400; 20th June, 1929, p. 1487; 18th October, 1945, p. 95; 17th June, 1948, p. 1248; 24th June, 1948, p. 1307; 30th September, 1954, p. 846; 22nd June, 1961, p. 1378; 29th June, 1961, p. 1544; 23rd May, 1963, p. 1334; 6th June, 1963, p. 1473; 15th April, 1965, p. 883; 24th June, 1965, p. 1638; 1st July, 1965, p. 16; 7th April, 1966, p. 1638; 30th June, 1966, p. 2310; 29th September, 1966, p. 1520; 29th June, 1967, p. 1962; 13th July, 1967, p. 430; 27th June, 1968, p. 1921; 16th October, 1969, p. 1269; 16th October, 1969, p. 1270; 12th March, 1970, p. 1017; 29th October, 1970, p. 1899.

s. 31 (1) x. Proclamation: *Gazette* 10th December, 1925, p. 1528.

By-laws relating to conditions of service for firemen: *Gazette* 19th July, 1900, p. 121.

Regulations: *Gazette* 29th July, 1937, p. 258 (nomination of members of the board); 31st May, 1906, p. 949 (volunteer fire brigades); 26th March, 1914, p. 748 (functions, duties, and powers of the chairman); 9th December, 1976, p. 1887 (charges for services rendered outside brigade's area).

Fisheries Act, 1971-1977

Commencement: 1st December, 1971; *Gazette* 30th November, 1971, p. 2261.

Commencement of Fisheries Act Amendment Act, 1976-1977; 26th January, 1978: *Gazette* 26th January, 1978, p. 368. *See* the text of this proclamation for reference to an earlier proclamation purporting to fix the date of commencement as 23rd June, 1977.

Administration: Committed to the Minister of Fisheries; *Gazette* 5th July, 1973, p. 8.

Proclamations (General): *Gazette* 30th November, 1971, p. 2262; 23rd December, 1971, p. 2630; 6th April, 1972, p. 1369; 9th November, 1972, p. 2252; 22nd March, 1973, p. 1002; 26th July, 1973, p. 372; 6th September, 1973, p. 1900; 1st November, 1973, p. 2722; 8th November, 1973, p. 2798; 17th January, 1974, p. 109; 14th March, 1974, p. 896; 21st March, 1974, p. 988; 27th June, 1974, p. 2553; 19th February, 1976, p. 676; 5th August, 1976, p. 322; 2nd December, 1976, p. 1813; 12th January, 1978, p. 52; 16th February, 1978, p. 539.

s. 24 (1). Proclamations: *Gazette* 22nd January, 1976, p. 262; 26th February, 1976, p. 780; 2nd August, 1979, p. 278; 1st November, 1979, p. 1105.

s. 24 (9). Notices: *Gazette* 23rd December, 1971, p. 2644; 23rd August, 1973, p. 1005.

s. 49. Proclamation: *Gazette* 22nd January, 1976, p. 262.

General Regulations: *Gazette* 30th November, 1971, p. 2270; 23rd March, 1972, p. 1134; 9th November, 1972, p. 2261; 16th December, 1976, p. 2259; 2nd June, 1977, p. 1595; 6th September 1979, p. 606.

Managed Fisheries regulations: *Gazette* 30th November, 1971, p. 2285; 9th November, 1972, p. 2264; 27th January, 1977, p. 190; 21st September, 1978, p. 984; 10th October, 1978, p. 1175.

Flammable Clothing Act, 1973

Commencement: 1st January, 1974; *Gazette* 20th December, 1973, p. 3336.

Administration: Committed to the Minister of Consumer Affairs: *Gazette* 20th September, 1979, p. 771.

s. 3. Appointed day, 1st July, 1977: *Gazette* 30th June, 1977, p. 1850; 22nd March, 1979, p. 731.

Regulations: *Gazette* 20th December, 1973, p. 3440; 30th May, 1974, p. 2105; 30th June, 1977, p. 1854; 1st September, 1977, p. 603.

The Flinders University of South Australia Act, 1966-1973

Commencement: 1st July, 1966; *Gazette* 12th May, 1966, p. 1887.

Commencement of Flinders University of South Australia Act Amendment Act, 1973: 10th January, 1974; *Gazette* 20th December, 1973, p. 3336.

Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.

By-laws: *Gazette* 17th November, 1966, p. 1957; 27th June, 1974, p. 2560; 4th March, 1976, p. 946; 18th March, 1976, p. 1207; 24th February, 1977, p. 492.

Food and Drugs Act, 1908-1972

Commencement of Food and Drugs Act Amendment Act, 1972: 25th January, 1973; *Gazette* 25th January, 1973, p. 274.

Commencement of Food and Drugs Act Amendment Act, 1975-1976: 5th May, 1977, *Gazette* 5th May, 1977, p. 1264.

Commencement of Food and Drugs Act Amendment Act, 1976: 14th July, 1977; *Gazette* 14th July, 1977, p. 74.

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

s. 5. Proclamation defining "metropolitan area": *Gazette* 17th February, 1916, p. 299.

s. 5. Proclamation declaring poison schedule: *Gazette* 21st December, 1978, p. 2288; 22nd February, 1979, p. 416; 13th December, 1979, p. 1995.

s. 5b. Proclamations declaring controlled therapeutic substances: *Gazette* 23rd August, 1962, p. 384; 25th June, 1964, p. 1600; 27th November, 1969, p. 1778.

s. 15. Proclamation: *Gazette* 26th April, 1963, p. 1018.

s. 30a. Proclamation: *Gazette* 25th July, 1935, p. 138.

s. 39. Proclamations: *Gazette* 29th July, 1909, p. 190; 14th August, 1975, p. 883.

General regulations: *Gazette* 21st December, 1978, p. 2319.

Foot and Mouth Disease Eradication Fund Act, 1958-1971

Commencement: 14th March, 1968; *Gazette* 14th March, 1968, p. 849.

Commencement of Foot and Mouth Disease Eradication Fund Act Amendment Act, 1971: 1st November, 1971; *Gazette* 28th October, 1971, p. 1752.

Footwear Regulation Act, 1969-1972

Commencement: 1st January, 1970; *Gazette* 18th December, 1969, p. 2019.

Commencement of Footwear Regulation Act Amendment Act, 1972: 1st January, 1974; *Gazette* 21st June, 1973, p. 2565.

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Regulations: *Gazette* 18th December, 1969, p. 2061.

Foreign Judgments Act, 1971

Commencement: 23rd December, 1971; *Gazette* 23rd December, 1971, p. 2629.

s. 6. Proclamations: 21st August, 1975, p. 795; 18th December, 1975, p. 3283; 15th April, 1976, p. 1978; 20th May, 1976, p. 2620; 15th July, 1976, p. 138; 4th August, 1977, p. 296.

Rules of the Supreme Court: *Gazette* 10th August, 1972, p. 1134.

Forestry Act, 1950-1974

Commencement of Forestry Act Amendment Act, 1974: 29th May, 1975; *Gazette* 27th May, 1975, p. 2083.
s. 2b. Proclamations: *Gazette* 25th March, 1976, p. 1406; 1st April, 1976, p. 1668; 8th April, 1976, p. 1894; 6th May, 1976, p. 2357; 23rd September, 1976, p. 969; 7th October, 1976, p. 1108 (three); 28th October, 1976, p. 1475; 10th March, 1977, p. 638 (two), 9th June, 1977, p. 1652 (two), p. 1653; 18th August, 1977, p .400; 23rd March, 1978, p. 948 (three); p. 949 (two); 27th April, 1978, p. 1484; 4th May, 1978, p. 1540, p. 1541; 18th May, 1978, p. 1737 (three); 8th June, 1978, p. 1973; 27th July, 1978, p. 287; 21st September, 1978, p. 976; 12th October, 1978, p. 1181; 23rd November, 1978, p. 2046 (two); 21st December, 1978, p. 2304; 15th February, 1979, p. 414; 13th September, 1979, p. 644.

Friendly Societies Act, 1919-1975

Commencement of Friendly Societies Act Amendment Act, 1968: 30th January, 1969; *Gazette* 30th January, 1969, p. 339.
Commencement of Friendly Societies Act Amendment Act (No. 2) 1975: 5th June, 1975; *Gazette* 5th June, 1975, p. 2180.
s. 5. Proclamations: *Gazette* 5th May, 1921, p. 981; 7th June, 1928, p. 1209; 15th January, 1931, p. 65; 14th May, 1936, p. 1002; 10th December, 1953, p. 1403; 28th June, 1956, p. 1614; 14th December, 1961, p. 1963; 6th September, 1962, p. 590; 19th July, 1973, p. 287; 28th March, 1974, p. 1046.
Regulation under Fees Regulation Act, 1927, relating to the fee payable to the Crown Solicitor for perusing and settling rules: *Gazette* 19th December, 1929, p. 1311.

Fruit and Plant Protection Act, 1968-1976

Commencement: 1st July, 1975; *Gazette* 22nd May, 1975, p. 1987.
Administration: Committed to the Minister of Agriculture; *Gazette* 22nd May, 1975, p. 1987.
ss. 3 and 4. Proclamation: *Gazette* 3rd June, 1976, p. 2880: 2nd December, 1976, p. 1811; 16th December, 1976, p. 2254; 5th May, 1977, p. 1265; 24th November, 1977, p. 1562.
s. 7. Proclamation: *Gazette* 19th December, 1975, p. 3483; 12th February, 1976, p. 611; 17th February, 1976, p. 673.
Regulations: *Gazette* 19th December, 1975, p. 3484; 3rd June, 1976, p. 2885; 17th June, 1976, p. 3150.

Fruit and Vegetables (Grading) Act, 1934

Administration: Committed to the Minister of Agriculture; *Gazette* 28th January, 1937, p. 187.
s. 4. Proclamations: *Gazette* 14th February, 1935, p. 463; 8th July, 1971, p. 92.
Regulations: *Gazette* 7th December, 1961, p. 1899; 20th August, 1964, p. 426; 29th May, 1969, p. 1575; 8th July, 1971, p. 94; 27th January, 1972, p. 260.

Fruit and Vegetables (Prevention of Injury) Act, 1927-1975

Administration: Committed to the Minister of Agriculture; *Gazette* 26th January, 1928, p. 149.
Regulations: *Gazette* 19th April, 1928, p. 821; 25th July, 1940, p. 181; 20th December, 1973, p. 3435.

Fruit Fly Act, 1947-1978

Regulations: *Gazette* 19th January, 1950, p. 106.

Fruit Fly (Compensation) Acts, 1967-1972

Regulations: *Gazette* 19th January 1950, p. 106.

Fruitgrowing Industry (Assistance) Act, 1972

Commencement: 2nd November, 1972; *Gazette* 2nd November, 1972, p. 2135.
Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.

Further Education Act, 1975-1979

Commencement: 29th April, 1976; *Gazette* 29th April, 1976, p. 2218 (Operation of Part V suspended until a day to be fixed by subsequent proclamation).
Commencement of Part V: 3rd November, 1977; *Gazette* 3rd November, 1977, p. 1350.
Commencement of Further Education Act Amendment Act, 1979: 3rd May, 1979; *Gazette* 3rd May, 1979, p. 1313 (Part II of this Act deemed to have come into operation on 1st January, 1978 by virtue of section 2 of the Act).
Day fixed for purposes of s. 35: 16th September, 1976; *Gazette* 16th September, 1976, p. 889.
Regulations: 29th April, 1976, p. 2233; 10th June, 1976, p. 2951; 16th September, 1976, p. 897; 2nd December, 1976, p. 1818; 1st March, 1977, p. 651; 2nd November, 1978, p. 1435; 5th April, 1979, p. 916.

Garden Produce (Regulation of Delivery) Act, 1967

Commencement: 23rd November, 1967; *Gazette* 23rd November, 1967, p. 2268.
Regulations: *Gazette* 2nd November, 1967, p. 1973.

Gas Act, 1924-1974

Commencement: Gas Act Amendment Act. 1974: 2nd May, 1974; *Gazette* 2nd May, 1974, p. 1614.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 1st March, 1979, p. 681.
s. 5a. Proclamation: *Gazette* 3rd March, 1955, p. 467.
s. 32. Proclamations: *Gazette* 3rd September, 1925, p. 571; 2nd February, 1928, p. 205; 8th August, 1929, p. 329.
s. 45b. Notice specifying 2nd December, 1955, as the day for conversion: *Gazette* 1st December, 1955, p. 1252.
Regulations: *Gazette* 19th November, 1925, p. 1346; 24th February, 1955, p. 389; 18th January, 1962, p. 90; 13th May, 1965, p. 1084; 26th September, 1968, p. 985; 9th September, 1976, p. 829; 28th September, 1978, p. 1044.

Geographical Names Act, 1969

Commencement: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
s. 10. Notices: *Gazette* 22nd February, 1973, p. 639 (Mount Madjuri); 8th March, 1973, p. 863 (Para Vista); 25th October, 1973, p. 2675 (Kilburn); 30th September, 1976, p. 1035; 23rd June, 1977, p. 1761; 11th August, 1977, p. 359; 22nd September, 1977, p. 811; 29th September, 1977, p. 890; 19th January, 1978, p. 345; 18th May, 1978, p. 1740 (two); p. 1741 (three); 13th July, 1978, p. 165 (two); 9th November, 1978, p. 1479; 7th December, 1978, p. 2201; 14th December, 1978, p. 2222; 9th August, 1979, p. 345.

Goods (Trade Descriptions) Act, 1935-1969

Commencement: 1st March, 1937; *Gazette* 28th January, 1937, p. 187.
Commencement of Goods (Trade Descriptions) Act Amendment Act, 1969: 1st January, 1970; *Gazette* 11th December, 1969, p. 1959.
Administration: Committed to Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 5. Proclamation: 16th February, 1956, p. 300.
Regulations: *Gazette* 16th February, 1956, p. 303.

Governor's Pensions Act, 1976

Commencement: 1st July, 1976; *Gazette* 1st July, 1976, p. 2.
Administration: Committed to the Treasurer; *Gazette* 5th July, 1979, p. 3.

Guardianship of Infants Act, 1940-1975

Commencement of Guardianship of Infants Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.
Rules of Court: *Gazette* 1st May, 1890, p. 1215; 5th March, 1964, p. 522; 10th April, 1969, p. 1055; 1st May, 1969, p. 1240.

Hairdressers Registration Act, 1939-1978

Commencement: 1st March, 1940; *Gazette* 11th January, 1940, p. 33
Commencement of Hairdressers Registration Act, 1978: 1st April, 1979; (Operation of section 6 suspended until 1st October, 1979); *Gazette* 30th March, 1979, p. 893.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 30th March, 1979, p. 894.
Regulation under Fees Regulation Act, 1927, relating to the fee payable under section 21: *Gazette* 28th October, 1971, p. 1757; 19th December, 1974, p. 3789.

Harbors Act, 1936-1978

Commencement: 1st April, 1937; *Gazette* 25th March, 1937, p. 641.
Commencement of Harbors Act Amendment Act, 1966: 20th March, 1967; *Gazette* 2nd March, 1967, p. 681.
Commencement of Harbors Act Amendment Act, 1973: 20th May, 1974; *Gazette* 16th May, 1974, p. 1777.
Commencement of Harbors Act Amendment Act, 1978: 21st December, 1978; *Gazette* 21st December, 1978, p. 2303.
Administration of Parts II and III: Committed to the Minister of Marine; *Gazette* 25th March, 1937, p. 642.
s. 87. Proclamations (made under Marine Board and Navigation Act, 1881): *Gazette* 15th June, 1899, p. 1280; 8th September, 1904, p. 449; 22nd April, 1915, p. 1001; 10th June, 1926, p. 1462; 13th June, 1929, p. 1399.
Harbors Board Department discontinued and Department of Marine and Harbors declared in lieu thereof, as from 20th March, 1967. Proclamation: *Gazette* 2nd March, 1967, p. 681.
s. 121. Proclamation (made under Marine Board and Navigation Act, 1881): *Gazette* 10th June, 1926, p. 1462.
s. 191. Proclamations: *Gazette* 10th September, 1914, p. 623; 24th September, 1914, p. 707; 26th November, 1914, p. 1145; 17th December, 1914, p. 1266; 25th March, 1915; p. 775; 3rd June, 1915, p. 1284; 15th July, 1915, p. 331; 16th June, 1921, p. 1267; 18th March, 1926, p. 793; 3rd June, 1926, p. 1421; 14th April, 1927, p. 842; 28th April, 1927, p. 934; 3rd April, 1930, p. 649; 13th November, 1930, p. 985; 12th February, 1931, p. 262; 25th August, 1932, p. 342; 19th January, 1933, p. 70; 26th January, 1933, p. 109; 26th October, 1933, p. 899; 25th January, 1934, p. 130; 26th April, 1934, p. 1095; 12th July, 1934, p. 39; 25th October, 1934, p. 846; 14th March, 1935, p. 777; 30th January, 1936, p. 270; 10th September, 1936, p. 490; 21st October, 1937, p. 1053; 29th September, 1938, p. 871; 18th December, 1941, p. 1461; 17th October, 1946, p. 999; 14th September, 1950, p. 655; 7th December, 1950, p. 1366; 5th March, 1953, p. 397; 8th October, 1953, p. 935; 11th July, 1957, p. 50; 3rd September, 1959, p. 563; 31st March, 1960, p. 880; 7th July, 1960, p. 1; 31st January, 1963, p. 193; 17th December, 1964, p. 1897; 11th December, 1969, p. 1954; 5th March, 1970, p. 928; 9th April, 1970, p. 1348; 11th June, 1970, p. 2061; 21st August, 1975, p. 996; 19th August, 1976, p. 578; 16th December, 1976, p. 2253.
Regulations made under Marine Board and Navigation Acts, 1881-1933, relating to matters provided for in Harbors Act, 1936, as amended:—
General harbor regulations: *Gazette* 26th April, 1883, p. 1429; 1st July, 1886, p. 2; 12th March, 1891, p. 768; 30th November, 1893, p. 1326; 4th November, 1897, p. 1384; 2nd April, 1903, p. 618.
Miscellaneous regulations: *Gazette* 11th November, 1897, p. 1446; 15th February, 1900, p. 302; 30th November, 1911, p. 1184; 22nd August, 1912, p. 466; 10th April, 1913, p. 680.
Mooring regulations: *Gazette* 4th June, 1891, p. 1462; 5th May, 1892, p. 986; 30th November, 1893, p. 1326.
Pilotage regulations: *Gazette* 26th September, 1889, p. 1354; 4th June, 1891, p. 1462; 16th February, 1899, p. 301; 2nd October, 1934, p. 825.
River Murray navigation regulations: *Gazette* 30th October, 1884, p. 1641; 26th January, 1893, p. 147; 4th October, 1906, p. 714.
Regulations made under Harbors Act, 1913-1933, and Harbors Act, 1936, as amended:—
General harbor regulations: *Gazette* 14th October, 1926, p. 923; 15th July, 1937, p. 115; 12th March, 1942, p. 395; 19th August, 1954, p. 375; 20th September, 1956, p. 677; 17th November, 1960, p. 1375; 29th June, 1961, p. 1468; 11th January, 1962, p. 52; 31st May, 1962, p. 1433; 28th May, 1964, p. 1183; 11th November, 1965, p. 1688; 25th April, 1968, p. 1299; 12th March, 1970, p. 1026; 5th August, 1971, p. 412; 27th April, 1972, p. 1635; 31st January, 1974, p. 313.
Harbors and Wharves regulations: covering pilotage; tonnage rates and conservancy dues; management of wharves, harbors and departmental land; licensing of cranes and forklifts; wharfage; sorting stacking and delivery of cargo; conduct of vessels in harbors; *Gazette* 30th March, 1972, p. 1215; 22nd March, 1973, p. 1192; 5th July, 1973, p. 13; 12th July, 1973, p. 117; 11th July, 1974, p. 101; 2nd October, 1975, p. 1823; 19th August, 1976, p. 623; 26th August, 1976, p. 666; 9th September, 1976, p. 831; 6th October, 1977, p. 1046; 21st December, 1978, p. 2504, p. 2507, p. 2509; 15th February, 1979, p. 400; 1st November, 1979, p. 1141.
Helm orders, Regulations for: *Gazette* 22nd December, 1932, p. 1188.
Inflammable Liquids Regulations made under Inflammable Liquids Act, 1961 and Harbors Act, 1936, as amended: "Inflammable Liquids (Ships and Wharves) Regulations, 1967"; *Gazette* 29th August, 1968, p. 627; 21st August, 1969, p. 463; 12th August, 1971, p. 526; 15th June, 1972, p. 2356; 17th October, 1974, p. 2692; 26th August, 1976, p. 667; 31st August, 1978, p. 789.

Harbors Act, 1936-1978—*continued*

Miscellaneous Regulations: *Gazette* 23rd September, 1915, p. 925; 23rd March, 1916, p. 570; 4th January, 1917, p. 7; 8th May, 1919, p. 832; 3rd July, 1919, p. 2; 23rd June, 1921, p. 1318; 22nd December, 1932, p. 1188; 21st July, 1966, p. 221; 17th July, 1969, p. 164; 4th May, 1978, p. 1549.
Port McDonnell Boat Haven: *Gazette* 12th July, 1979, p. 119.
Port Pirie, Fishing and other boats at: *Gazette* 12th September, 1940, p. 567.
Port Vincent, regulations for use of Fishermen's Jetty: *Gazette* 17th July, 1969, p. 164.
Robe boat haven: *Gazette* 25th November, 1965, p. 1887; 12th July, 1979, p. 123.
Sixty Ton Crane, Hire of: *Gazette* 25th April, 1968, p. 1229.
Survey, etc., of vessels: *Gazette* 23rd June, 1921, p. 1318; 30th May, 1935, p. 1433; 8th August, 1935, p. 237; 19th August, 1954, p. 375; 2nd March, 1961, p. 470; 3rd October, 1974, p. 2529.
Regulations made under Harbors Act, 1936, as amended, and Boating Act, 1974: *Gazette* 16th January, 1975, p. 153.
Restriction of Speed of Vessels (River Murray Harbor): *Gazette* 27th November, 1975, p. 2927.
River Murray (Murray Bridge) Zoning Regulations: *Gazette* 6th November, 1975, p. 2351; 13th November, 1975, p. 2441.
Regulations relating to the North Arm Fishing Haven: *Gazette* 21st December, 1978, p. 2510.

Hartley College of Advanced Education, 1978

Commencement: 1st January, 1979; *Gazette* 14th December, 1978, p. 2219.
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.

Hawkers Act, 1934-1960

Regulations: *Gazette* 14th February, 1935, p. 523.

Health Act, 1935-1978

Commencement of Health Act Amendment Act, 1968 (other than ss. 12 and 13): 15th May, 1969; *Gazette* 15th May, 1969, p. 1413.
Commencement of ss. 12 and 13 of Health Act Amendment Act, 1968: 26th February, 1970; *Gazette* 26th February, 1970, p. 859.
Commencement of Health Act Amendment Act, 1971: 6th July, 1972; *Gazette* 6th July, 1972, p. 3.
Commencement of Health Act Amendment Act, 1972: 5th July, 1973; *Gazette* 5th July, 1973, p. 8.
Commencement of Health Act Amendment Act, 1975: 5th May, 1977; *Gazette* 5th May, 1977, p. 1264.
Commencement of Health Act Amendment Act, 1976: 14th July, 1977; *Gazette* 14th July, 1977, p. 74.
Administration: Committed to the Minister of Health; *Gazette* 28th February, 1952, p. 465.
s. 5a. Proclamations: *Gazette* 9th February, 1956, p. 223; 4th November, 1965, p. 1557.
s. 29. Proclamations: *Gazette* 13th July, 1899, p. 57; 2nd November, 1899, p. 1039; 19th December, 1940, p. 1552.
s. 38. Proclamations: *Gazette* 2nd November, 1899, p. 1039; 19th December, 1940, p. 1552; 17th July, 1969, p. 161.
s. 89. Proclamations: *Gazette* 17th August, 1899, p. 344; 24th August, 1899, p. 407; 4th July, 1901, p. 1; 5th September, 1901, p. 503; 21st November, 1901, p. 1009; 20th March, 1902, p. 675; 9th January, 1908, p. 33; 23rd January, 1908, p. 107; 27th February, 1908, p. 358; 16th September, 1909, p. 561; 13th January, 1910, p. 31; 1st June, 1916, p. 161; 10th August, 1916, p. 237; 7th September, 1916, p. 460; 7th June, 1917, p. 944; 23rd June, 1938, p. 1485.
s. 146x. Proclamation: 26th October, 1978, p. 1320.
Clean Air Regulations: *Gazette* 13th November, 1969, p. 1541 (to come into force 1st January, 1972); 6th July, 1972, p. 53 (to come into force 1st January, 1973); 25th January, 1973, p. 308; 25th January, 1973, p. 310; 28th August, 1975, p. 1134; 27th May, 1976, p. 2766; 12th August, 1976, p. 534; 12th January, 1978, p. 63.
Model regulations for the guidance of local boards: *Gazette* 29th June, 1899, p. 1442.
General regulations: *Gazette* 13th March, 1969, p. 789; 26th June, 1969, p. 1820; 26th February, 1970, p. 863; 5th July, 1973, p. 11; 26th April, 1974, p. 1535; 18th July, 1974, p. 623; 2nd October, 1975, p. 1831; 12th February, 1976, p. 613; 13th May, 1976, p. 2530; 29th July, 1976, p. 266; 5th May, 1977, p. 1269; p. 1306; 14th July, 1977, pp. 89, 90, 91; 2nd March, 1978, p. 735; 8th June, 1978, p. 1987.
Regulations under Part IXA: *Gazette* 16th September, 1954, p. 734.
Regulations under Part IXB: *Gazette* 29th March, 1962, p. 661; 24th February, 1972, p. 665; 19th January, 1978, p. 325; 1st February, 1979, p. 261.
Regulations under Fees Regulation Act, 1927, relating to fees for examination of plans and inspection of bacteriolytic tanks: *Gazette* 24th November, 1927, p. 1226; 20th October, 1960, p. 1070; 19th February, 1970, p. 798.
Regulations under s. 115: *Gazette* 25th November, 1954, p. 1295; 5th July, 1956, p. 4; 12th September, 1963, p. 863; 19th December, 1968, p. 2672; 13th March, 1969, p. 839.
Regulations under s. 126: *Gazette* 26th April, 1962, p. 1020; 29th October, 1964, p. 1395; 7th October, 1965, p. 1345; 16th January, 1969, p. 241.
Exemption from provisions of Part IXaa: *Gazette* 6th September, 1973, L. 1899.

Hide, Skin and Wool Dealers Act, 1915-1965

Commencement of sections 4 and 6 of Hide, Skin and Wool Dealers Act Amendment Act, 1959: 29th September, 1960; *Gazette* 29th September, 1960, p. 846.
Administration: Committed to the Minister of Agriculture; *Gazette*, 14th June, 1979, p. 1824.
Regulations: *Gazette* 26th November, 1936, p. 1150; 29th September, 1960, p. 849; 17th June, 1965, p. 1539; 12th May, 1966, p. 1934; 20th December, 1973, p. 3424; 9th December, 1976, p. 1884; 18th May, 1978, p. 1750; 14th September, 1978, p. 913.

Highways Act, 1926-1979

Commencement: 3rd February, 1927; *Gazette* 3rd February, 1927, p. 258.
Commencement of Highways Act Amendment Act (No. 2), 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Commencement of Highways Act Amendment Act, 1972: 6th April, 1972; *Gazette* 6th April, 1972, p. 1369.
Commencement of Highways Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2534.
Administration: Committed to the Minister of Transport; *Gazette* 17th May, 1973, p. 2092.
s. 27aa. Proclamations: *Gazette* 15th February, 1973, p. 499; 12th April, 1973, p. 1460; 19th April, 1973, p. 1777, 19th July, 1973, p. 288; 26th July, 1973, p. 372, p. 373; 20th September, 1973, p. 2052, p. 2053; 11th October, 1973, p. 2353 (four); 18th October, 1973, p. 2465; 15th November, 1973, p. 2897; 10th January, 1974, p. 38; 31st January, 1974, p. 312; 30th May, 1974, p. 2096; 6th June, 1974, p. 2196; 19th September, 1974, p. 2259

Highways Act, 1926-1979—*continued*

(two) p. 2260; 17th October, 1974, p. 2687 (two), p. 2688; 21st November, 1974, p. 3261; 19th December, 1974, p. 3766; 20th March, 1975, p. 1086 (three); 17th April, 1975, p. 1511; 8th May, 1975, p. 1802 (two); 15th May, 1975, p. 1917 (two); 22nd May, 1975, p. 1987; 3rd July, 1975, p. 3; 31st July, 1975, p. 676; 14th August, 1975, p. 884; 21st August, 1975, p. 994 (two); 11th September, 1975, p. 1426; 18th September, 1975, p. 1573; 30th October, 1975, p. 2265; 18th December, 1975, p. 3282; 25th March, 1976, p. 1405; 29th April 1976, p. 2218; 20th May, 1976, p. 2619; 12th August, 1976, p. 520; 16th September, 1976, p. 891; 25th November, 1976, p. 1744, p. 1745; 16th December, 1976, p. 2254; 23rd December, 1976, p. 2321; 17th February, 1977, p. 433; 18th August, 1977, p. 412; 3rd November, 1977, p. 1352; 17th November, 1977, p. 1506; 8th December, 1977, p. 2140, p. 2143; 6th April, 1978, p. 1112; 8th June, 1978, p. 1973; 22nd June, 1978, p. 2120, p. 2126; 18th January, 1979, p. 96; 25th October, 1979, p. 1057.

s. 30. Proclamations: *Gazette* 9th June, 1938, p. 1285; 8th December, 1938, p. 1452; 2nd February, 1939, p. 334; 9th March, 1939, p. 569; 30th March, 1939, p. 739; 14th September, 1939, p. 746; 21st September, 1939, p. 814; 26th October, 1939, p. 1157; 23rd November, 1939, p. 1380; 4th January, 1940, p. 2 (republished 18th January, 1940, p. 70); 15th February, 1940, p. 369; 22nd February, 1940 pp. 409, 410; 28th March, 1940, pp. 645, 646; 8th August, 1940, pp. 222, 223; 29th August, 1940, p. 405; 12th September, 1940, p. 516; 24th October, 1940, p. 841; 20th February, 1941, p. 229; 6th March, 1941, p. 335; 24th April, 1941, p. 587; 15th May, 1941, p. 717; 5th June, 1941, p. 812; 26th June, 1941, p. 923; 14th August, 1941, p. 265; 25th September, 1941, p. 623; 3rd December, 1942, p. 1089; 20th May, 1943, p. 628; 28th October, 1943, p. 544; 6th August, 1953, p. 448; 20th August, 1953, p. 539; 8th October, 1953, p. 936; 1st March, 1956, p. 419; 10th November, 1960, p. 1302; 20th April, 1961, p. 916; 23rd May, 1963, p. 1333; 8th July, 1976, p. 74, p. 79; 16th September, 1976, p. 886; 30th September, 1976, p. 1030.

s. 30a. Proclamations: *Gazette* 22nd December, 1960, p. 1702; 24th October, 1963, p. 1236; 27th August, 1964, p. 548; 17th December, 1964, p. 1901; 9th March, 1967, p. 786; 19th November, 1970, p. 2328; 14th January, 1971, p. 93; 1st April, 1971, p. 1384; 29th April, 1971, p. 2264; 27th January, 1972, p. 230; 27th January, 1972, p. 234; 25th May, 1972, p. 2007; 27th July, 1972, p. 681; 10th August, 1972, p. 1034; 3rd May, 1973, p. 1927; 13th September, 1973, p. 1989; 6th December, 1973, p. 3167; 20th December, 1973, p. 3339; 7th March, 1974, p. 722; 4th April, 1974, p. 1126; 6th June, 1974, p. 2196; 9th January, 1975, p. 4; 10th April, 1975, p. 1436; 17th April, 1975, p. 1508; 29th May, 1975, p. 2053; 17th July, 1975, p. 307; 24th July, 1975, p. 554; 27th November, 1975, p. 2902; 11th December, 1975, p. 3128; 13th January, 1977, p. 46; 3rd February, 1977, p. 274; 24th March, 1977, p. 868; 31st March, 1977, p. 996; 30th June, 1977, p. 1836; 18th August, 1977, p. 400; 9th March, 1978, p. 796; 30th March, 1978, p. 1034; 6th April, 1978, p. 1106; 3rd August, 1978, p. 406 (two), p. 408 (three); 28th September, 1978, p. 1030, p. 1032, p. 1033; 12th October, 1978, p. 1178; 18th January, 1979, p. 78; 29th March, 1979, p. 834; 12th April, 1979, p. 968; 28th June, 1979, p. 1942; 26th July, 1979, p. 220; 13th September, 1979, p. 634; 25th October, 1979, p. 105; 13th December, 1979, p. 1986, p. 1991, p. 1993.

s. 30d. Notices: *Gazette* 22nd December, 1960, p. 1704; 24th October, 1963, p. 1239; 27th August, 1964, p. 549; 17th December, 1964, p. 1903; 19th November, 1970, p. 2330; 14th January, 1971, p. 93; 1st April, 1971, p. 1388; 29th April, 1971, p. 2268; 27th January, 1972, pp. 232, 238; 25th May, 1972, p. 2019; 27th July, 1972, p. 687; 10th August, 1972, p. 1037.

Regulations as to the preservation of trees: *Gazette* 19th September, 1929, p. 701.

Regulations as to the opening of Birkenhead Bridge: *Gazette* 5th December, 1940, p. 1289; 8th July, 1954, p. 61; 4th October, 1962, p. 917; 14th June, 1973, p. 2498.

Regulations as to the control of traffic, etc., at Birkenhead and Jervois Bridges: *Gazette* 8th November, 1945, p. 696.

Regulation as to the control of traffic, etc., South-Eastern Freeway: *Gazette* 14th August, 1969, p. 408. Revoked: *Gazette* 21st December, 1972, p. 2749.

Holidays Act, 1910-1975

Commencement of Holidays Act Amendment Act, 1958: 8th January, 1960; *Gazette* 17th December, 1959, p. 1504.

Homes Act, 1941-1968

s. 10. Proclamation: *Gazette* 5th July, 1945, p. 1.

Regulations: *Gazette* 15th January, 1942, p. 67; 13th June, 1946, p. 1095; 16th June, 1955, p. 1395.

Hospitals Act, 1934-1971

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 642.

Commencement of Hospitals Act Amendment Act, 1958: 16th March, 1959; *Gazette* 5th March, 1959, p. 486.

Administration: Committed to the Chief Secretary; *Gazette* 25th March, 1937, p. 642.

s. 5. Proclamations: *Gazette* 16th January, 1868, p. 51; 23rd March, 1882, p. 960; 12th October, 1905, p. 728; 9th August, 1934, p. 251; 24th September, 1936, p. 626; 3rd December, 1936, p. 1195; 1st July, 1937, p. 1; 2nd November, 1939, p. 1213; 11th February, 1954, p. 226; 10th December, 1964, p. 1804; 19th February, 1970, p. 794; 17th June, 1971, p. 2924; 2nd March, 1972, p. 738; 18th April, 1974, p. 1339; 2nd May, 1974, p. 1614.

s. 15. Proclamation: *Gazette* 25th March, 1964, p. 525; 1st April, 1976, p. 1670.

s. 37. Notices: *Gazette* 25th March, 1920, p. 935; 23rd September, 1920, p. 849; 21st July, 1921, p. 95; 29th September, 1921, p. 714; 18th January, 1923, p. 93; 25th December, 1924, p. 1625; 13th May, 1926, p. 1233; 24th November, 1927, p. 1223; 28th June, 1928, p. 1623; 10th October, 1929, p. 854; 11th September, 1930, p. 583; 6th February, 1936, p. 301; 3rd September, 1936, p. 417; 30th November, 1939, p. 1437; 30th November, 1939, p. 1438; 4th April, 1946, p. 536; 28th November, 1946, p. 1328; 28th August, 1947, p. 587; 18th January, 1951, p. 74; 26th July, 1951, p. 173; 8th May, 1952, p. 1007; 8th July, 1954, p. 57; 30th June, 1955, p. 1499; 27th March, 1958, p. 914; 1st July, 1965, p. 4; 31st July, 1969, p. 285; 7th August, 1969, p. 340; 21st May, 1970, p. 1844; 17th June, 1971, p. 2925; 1st March, 1973, p. 739; 10th May, 1974, p. 1683.

s. 43. Proclamations: *Gazette* 20th January, 1927, p. 122; 27th January, 1927, p. 178; 17th February, 1927, p. 338; 3rd March, 1927, p. 513; 24th March, 1927, p. 674; 19th May, 1927, p. 1099; 14th July, 1927, p. 45; 12th April, 1928, p. 774; 22nd November, 1928, p. 1094; 23rd May, 1929, p. 1051; 23rd May, 1929, p. 1052; 19th September, 1929, p. 698; 20th February, 1930, p. 371; 15th May, 1930, p. 892; 29th October, 1936, p. 949; 7th March, 1940, p. 494; 1st August, 1940, p. 183; 15th August, 1940, p. 273; 5th June, 1947, p. 1606.

s. 48. Proclamations: *Gazette* 8th January, 1931, p. 26; 30th November, 1939, p. 1436; 31st July, 1952, p. 253; 2nd August, 1956, p. 257; 20th April, 1961, p. 914; 31st July, 1969, p. 285; 21st May, 1970, p. 1844; 21st May, 1970, p. 1844; 17th June, 1971, p. 2924; 1st March, 1973, p. 739; 10th May, 1974, p. 1680; 3rd July, 1975, p. 3; 28th August, 1975, p. 1126.

Proclamation of Her Majesty as to The Queen Elizabeth Hospital: *Gazette* 24th March, 1954, p. 615; 13th January, 1966, p. 61.

Hospitals Act, 1934-1971—*continued*

Regulations relating to the following hospitals:—

Royal Adelaide Hospital: *Gazette* 23rd February, 1922, p. 641; 7th December, 1922, p. 1460; 28th August, 1924, p. 555; 24th December, 1925, p. 1665; 19th August, 1926, p. 440; 27th January, 1927, p. 179; 19th January, 1933, p. 76; 10th January, 1935, p. 267; 16th July, 1936, p. 67; 15th September, 1938, p. 697; 24th August, 1939, p. 496; 25th January, 1940, p. 167; 9th May, 1940, p. 987; 7th October, 1948, p. 1217; 29th July, 1954, p. 221; 16th April, 1964, p. 816; 9th May, 1968, p. 1439; 2nd September, 1971, p. 743.

Bedford Park Sanatorium: *Gazette* 15th March, 1934, p. 788.

Lady Weigall Hospital, Barmera: *Gazette* 8th October, 1936, p. 735.

The Morris Hospital, Northfield: *Gazette* 30th August, 1934, p. 431.

Mount Gambier Hospital: *Gazette* 27th January, 1938, p. 217.

Port Adelaide Casualty Hospital: *Gazette* 8th December, 1960, p. 1613

Port Augusta Hospital: *Gazette* 8th September, 1938, p. 662.

Port Lincoln Hospital: *Gazette* 4th November, 1937, p. 1269.

Port Pirie Hospital: *Gazette* 11th October, 1928, p. 806.

Wallaroo Hospital: *Gazette* 21st January, 1937, p. 162.

General regulations relating to the powers of the Inspector-General of Hospitals: *Gazette* 27th September, 1923, p. 727.

Regulations relating to rating for hospital purposes: *Gazette* 19th August, 1920, p. 383.

Regulations as to fees payable by patients: *Gazette* 24th December, 1970, p. 2948; 25th February, 1971, p. 826; 6th May, 1971, p. 2347; 2nd September, 1971, p. 743; 3rd December, 1971, p. 2302; 31st August, 1972, p. 1339; 28th September, 1972, p. 1671; 31st May, 1971, p. 2323; 16th August, 1973, p. 982; 1st November, 1973, p. 2737; 31st July, 1975, p. 682; 23rd September, 1976, p. 978; 23rd December, 1976, p. 2377; 21st December, 1978, p. 2514; 7th June, 1979, p. 1687; 13th December, 1979, p. 2015.

Housing Agreement Act, 1978

Commencement: 30th August, 1979; *Gazette* 30th August, 1979, p. 498.

Housing Grants Administration Act, 1971

Commencement: 1st January, 1972; *Gazette* 16th December, 1971, p. 2498.

Housing Improvement Act, 1940-1978

Commencement: 19th December, 1940; *Gazette* 19th December, 1940, p. 1551.

Administration: Committed to the Minister for Planning; *Gazette* 13th November, 1975, p. 2430.

s. 5. Proclamation committing execution of Act to the South Australian Housing Trust: *Gazette* 19th December, 1940, p. 1551.

s. 6. Proclamation: *Gazette* 19th May, 1949, p. 1212.

s. 49. Proclamations: *Gazette* 9th October, 1941, p. 713; 24th September, 1970, p. 1303.

Regulations under section 6: *Gazette* 19th December, 1940, p. 1587; 18th November, 1971, p. 2077; 3rd August, 1972, p. 983; 26th April, 1974, p. 1564; 1st May, 1975, p. 1712.

Regulations as to standards of habitation: *Gazette* 8th January, 1942, p. 57; 25th September, 1952, p. 897; 11th April, 1968, p. 1199; 26th February, 1970, p. 866; 24th September, 1970, p. 1307.

Rules of Local Court: *Gazette* 10th July, 1941, p. 45; 13th August, 1959, p. 397; 27th October, 1960, p. 1140; 5th March, 1964, p. 522.

Housing Loans Redemption Fund Act, 1962-1974

Commencement: 1st November, 1962; *Gazette* 1st November, 1962, p. 1198.

Impounding Act, 1920-1977

Commencement of Impounding Act Amendment Act, 1974: 5th December, 1974; *Gazette* 5th December, 1974, p. 3558.

Administration: Committed to the Minister of Local Government; *Gazette* 22nd April, 1937, p. 849.

Imprint Act, 1951

Administration: Committed to the Chief Secretary; *Gazette* 31st January, 1952, p. 171.

Income Tax Assessment Act, 1936-1946

s. 132. Proclamation: *Gazette* 18th February, 1937, p. 334.

Regulations under Taxation Act, 1884, and its amendments: *Gazette* 22nd January, 1885, p. 203; 29th December, 1904, p. 1205; 24th December, 1908, p. 1257.

Regulations under Taxation Act, 1915, and its amendments: *Gazette* 20th December, 1917, p. 1320; 3rd January, 1918, p. 6; 20th December, 1923, p. 1436; 21st August, 1924, p. 403; 9th April, 1925, p. 627; 23rd July, 1925, p. 199.

Regulations under Taxation Act, 1927, and its amendments: *Gazette* 29th December, 1927, p. 1681; 28th June, 1928, p. 1624; 4th July, 1929, p. 17; 19th December, 1929, p. 1307; 10th July, 1930, p. 49; 4th August, 1932, p. 182; 13th June, 1935, p. 1576.

Regulations under Income Tax Assessment Act, 1936: *Gazette* 24th December, 1936, p. 1367; 18th February, 1937, p. 375; 27th May, 1937, p. 1206.

Industrial and Provident Societies Act, 1923-1974

Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.

Regulations: *Gazette* 20th August, 1964, p. 437.

Rules of Court under section 9 (3): *Gazette* 2nd October, 1924, p. 830.

Industrial Code, 1967-1971

Commencement of Parts I to XI and XIII: 1st March, 1968; *Gazette* 8th February, 1968, p. 344.

Commencement of Parts XII and XIV: 1st November, 1968; *Gazette* 10th October, 1968, p. 1132.

Commencement of Industrial Code Amendment Act (No. 2), 1970: 1st January, 1971; *Gazette* 10th December, 1970, p. 2646.

Commencement of Industrial Code Amendment Act, 1972: 1st September, 1975; *Gazette* 26th June, 1975, p. 2456.

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.

s. 38. Proclamation: *Gazette* 10th October, 1968, p. 1131.

Industrial Code, 1967-1971—*continued*

Rules of Industrial Court and Industrial Commission, 1968: *Gazette* 29th February, 1968, p. 689; 31st July, 1969, p. 321; 25th March, 1971, p. 1315. (Revoked except as to proceedings to which s. 5 (3) (*d*) of the Industrial Conciliation and Arbitration Act, 1972 (q.v.) applies; *Gazette* 4th January, 1973, p. 55).

Regulations: *Gazette* 29th February, 1968, p. 731; 28th November, 1968, p. 2329; 5th June, 1969, p. 1650; 20th August, 1970, p. 853; 27th August, 1970, p. 905; 17th December, 1970, p. 2789; 10th June, 1971, p. 2833; 4th November, 1971, p. 1821; 6th June, 1971, p. 2220.

Industrial Commission Jurisdiction (Temporary Provisions) Act, 1975-1977

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.

Industrial Conciliation and Arbitration Act, 1972-1979

Commencement: 4th January, 1973; *Gazette* 4th January, 1973, p. 51.

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.

s. 89. Proclamations: *Gazette* 30th August, 1973, p. 1400 (Whyalla Sheltered Workshop); 15th November, 1973, p. 2899 (Prisoners' Aid Association); 8th April, 1976, p. 1894 (Goodwill Industries).

Regulations: 4th January, 1973, p. 52; 15th June, 1978, p. 2048.

Rules of Court: *Gazette* 4th January, 1972, p. 55; 24th May, 1972, p. 2202; 15th January, 1976, p. 182; 13th April, 1978, p. 1209.

Industrial Safety, Health and Welfare Act, 1972-1978

Commencement: 1st April, 1974; *Gazette* 7th March, 1974, p. 729.

Commencement of Industrial Safety, Health and Welfare Act Amendment Act, 1976: 1st April, 1977; *Gazette* 10th February, 1977, p. 314.

Commencement of Industrial Safety, Health and Welfare Act Amendment Act, 1978: 1st April, 1978; *Gazette* 30th March, 1978, p. 1037.

Administration: Committed to the Minister of Industrial Affairs; 18th September, 1979, p. 768.

s. 7. Proclamations: *Gazette* 31st November, 1974, p. 3260; 6th October, 1977, p. 940; 1st December, 1977, p. 2062 (three), p. 2064; 15th February, 1979, p. 349; 22nd February, 1979, p. 415; 22nd November, 1979, p. 1308.

s. 23. Proclamations: *Gazette* 1st December, 1977, p. 2063; 27th June, 1978, p. 2458 (two).

s. 24. Proclamation: *Gazette* 1st December, 1977, p. 2063.

s. 26. Proclamation: *Gazette* 16th October, 1975, p. 2010.

Regulations relating to power driven machinery: *Gazette* 21st November, 1974, p. 3265.

Regulations relating to rural industries (Machine Safety): *Gazette* 21st November, 1974, p. 3268; 13th March, 1975, p. 1508.

Regulations relating to the logging industry: *Gazette* 6th October, 1977, p. 946.

Industrial Safety Code Regulations: *Gazette* 26th June, 1975, p. 2503; 10th July, 1975, p. 151; 18th December, 1975, p. 3291; 30th September, 1976, p. 1043; 29th June, 1978, p. 2259; 27th July, 1978, p. 298; 31st August, 1978, p. 790.

Construction Safety Regulations: *Gazette* 7th March, 1974, p. 767; 26th September, 1974, p. 2404; 10th October, 1974, p. 2595; 11th December, 1975, p. 1341; 30th September, 1976, p. 1044; 24th March, 1977, p. 891, p. 892.

Commercial Safety Code Regulations: *Gazette* 27th July, 1978, p. 349.

Regulations relating to the handling of pesticides: 22nd February, 1979, p. 544.

Industries Development Act, 1941-1978

Commencement of Industries Development Act Amendment Act, 1971: 1st June, 1971; *Gazette* 13th May, 1971, p. 2428.

Commencement of Industires Development Act Amendment Act, 1972: 9th August, 1973; *Gazette* 9th August, 1973, p. 850.

Commencement of Industries Development Act Amendment Act, 1974: 23rd January, 1975; *Gazette* 23rd January, 1975, p. 258.

Commencement of Industries Development Act Amendment Act (No. 2), 1977: 4th May, 1978; *Gazette* 4th May, 1978, p. 1541.

Commencement of Industries Development Act Amendment Act, 1978: 4th May, 1978; *Gazette* 4th May, 1978, p. 1540.

s. 2a. Proclamation: *Gazette* 20th February, 1975, p. 578.

Infectious Diseases Hospital Transfer Act, 1947

s. 3. Notice fixing 1st April, 1948, as the "appointed day": *Gazette* 25th March, 1948, p. 645.

s. 8. Commencement: 16th September, 1948; *Gazette* 16th September, 1948, p. 1068.

Inflammable Liquids Act, 1961-1976

Commencement: 1st October, 1963; *Gazette* 19th September, 1963, p. 870.

Administration: Committed to the Minister of Labour and Industry; *Gazette* 19th September, 1963, p. 870.

Regulations: *Gazette* 19th September, 1963, p. 883; 6th October, 1966, p. 1546; 27th October, 1966, p. 1761; 10th October, 1968, p. 1162; 9th March, 1972, p. 838.

Regulations made under the Inflammable Liquids Act and the Harbors Act: *Gazette* 29th August, 1968, p. 627; 21st August, 1969, p. 463; 12th August, 1971, p. 526; 15th June, 1972, p. 2356; 17th October, 1974, p. 2692; 26th August, 1976, p. 667.

Inheritance (Family Provision) Act, 1972-1975

Commencement: 1st June, 1972; *Gazette* 1st June, 1972, p. 2163.

Commencement of Inheritance (Family Provision) Act Amendment Act, 1975; 29th January, 1975; *Gazette* 29th January, 1976, p. 356.

Rules of Supreme Court: *Gazette* 1st March, 1973, p. 820.

Institute of Medical and Veterinary Science Act, 1937-1978

Commencement: 9th June, 1938; *Gazette* 9th June, 1938, p. 1270.

Regulations: *Gazette* 30th June, 1938, p. 1568; 21st December, 1949, p. 1581; 4th October, 1956, p. 790; 30th June, 1960, p. 1696; 10th August, 1961, p. 648; 3rd September, 1964, p. 811; 15th August, 1968, p. 439; 9th October, 1969, p. 1191; 10th May, 1974, p. 1692.

Interest on Crown Advances and Leases Act, 1944-1951

s. 2. Notices: *Gazette* 25th January, 1945, p. 91; 25th September, 1952, p. 899; 12th July, 1956, p. 120; 23rd August, 1956, p. 466; 1st June, 1961, p. 1271; 16th May, 1963, p. 1304; 25th July, 1963, p. 163; 20th August, 1964, p. 515; 29th April, 1965, p. 975; 9th March, 1972, p. 846; 19th July, 1973, p. 291; 11th July, 1974, p. 103.

s. 3. Notices: *Gazette* 25th January, 1945, p. 91; 25th September, 1952, p. 899; 12th July, 1956, p. 120; 23rd August, 1956, p. 466; 1st June, 1961, p. 1270; 22nd June, 1961, p. 1382; 16th May, 1963, p. 1304; 25th July, 1963, p. 164; 20th August, 1964, p. 515; 29th April, 1965, p. 975; 9th March, 1972, p. 840; 19th July, 1973, p. 291; 11th July, 1974, p. 103.

Irrigation Act, 1930-1978

Commencement: 5th February, 1931; *Gazette* 5th February, 1931, p. 189.

Commencement of Irrigation Act Amendment Act, 1971: 3rd February, 1972; *Gazette* 3rd February, 1972, p. 431.

Administration: Committed to the Minister of Lands; *Gazette* 29th June, 1978, p. 2236.

ss. 16, 17, and 18. Proclamations relating to irrigation areas: *Gazette* 11th July, 1907, p. 43; 12th November, 1908, p. 933; 25th March, 1909, p. 572; 29th April, 1909, p. 785; 27th January, 1910, p. 104; 13th October, 1910, p. 744; 3rd November, 1910, p. 919; 24th November, 1910, p. 1063; 19th September, 1912, p. 677; 12th June, 1913, p. 1268; 21st May, 1914, p. 1106; 4th February, 1915, p. 276; 25th February, 1915, p. 484; 25th February, 1915, p. 485; 2nd September, 1915, p. 800; 17th February, 1916, p. 299; 17th August, 1916, p. 289; 28th September, 1916, p. 568; 9th November, 1916, p. 910; 13th June, 1918, p. 1117; 30th October, 1919, p. 1083; 11th August, 1921, p. 269; 15th December, 1921, p. 1386; 26th January, 1922, p. 158; 27th April, 1922, p. 1119; 24th August, 1922, p. 413; 7th September, 1922, p. 545; 12th April, 1923, p. 819; 17th May, 1923, p. 1074; 12th July, 1923, p. 49; 16th August, 1923, p. 350; 5th June, 1924, p. 1271; 4th June, 1925, p. 1085; 9th July, 1925, p. 51; 24th September, 1925, p. 739; 9th September, 1926, p. 614; 22nd December, 1927, p. 1609; 17th May, 1928, p. 1035; 25th September, 1930, p. 621; 13th November, 1930, p. 986; 8th January, 1931, p. 26; 17th January, 1935, p. 292; 14th October, 1943, p. 475; 22nd January, 1948, p. 167; 12th August, 1948, p. 647; 30th September, 1948, p. 1168; 8th September, 1949, p. 647; 23rd November, 1950, p. 1255; 12th June, 1952, p. 1291; 11th December, 1952, p. 1504; 13th May, 1954, p. 958; 24th June, 1954, p. 1237; 18th November, 1971, 2070; 26th April, 1974, p. 1456; 1st July, 1976, p. 7.

Regulations: *Gazette* 29th June, 1978, p. 2266.

Irrigation on Private Property Act, 1939-1978

Commencement: 5th January, 1940; *Gazette* 4th January, 1940, p. 1.

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

s. 9. Proclamations: *Gazette* 12th December, 1940, p. 1425; 6th February, 1941, p. 148; 27th September, 1945, p. 490; 15th May, 1952, p. 1058; 6th October, 1955, p. 785; 20th October, 1960, p. 1062; 22nd June, 1961, p. 1375; 15th March, 1962, p. 531; 1st November, 1962, p. 1195; 27th June, 1963, p. 1630; 30th September, 1965, p. 1197; 14th December, 1972, p. 2628; 21st February, 1974, p. 541.

s. 10. Proclamation: *Gazette* 1st November, 1962, p. 1198.

Judges' Pensions Act, 1971-1974

Commencement: 1st May, 1971; *Gazette* 22nd April, 1971, p. 2186.

Commencement of Judges' Pensions Act Amendment Act, 1972: 2nd August, 1973; *Gazette* 2nd August, 1973, p. 720.

Commencement of Judges' Pension Act Amendment Act, 1974, 28th November, 1974: *Gazette* 28th November, 1974, p. 3372.

s. 4. Proclamations: 14th December, 1972, p. 2630; 31st January, 1974, p. 310.

s. 12. Proclamations: *Gazette* 3rd December, 1971, p. 2300; 21st September, 1972, p. 1536; 2nd August, 1973, p. 720; 20th September, 1973, p. 2053.

Juries Act, 1927-1976

Commencement: 6th January, 1928; *Gazette* 5th January, 1928, p. 1.

Commencement of Juries Act Amendment Act, 1965: 2nd December, 1965; *Gazette* 2nd December, 1965, p. 1953.

Commencement of Juries Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.

Commencement of Juries Act Amendment Act, 1974: 12th September, 1974, *Gazette* 12th September, 1974, p. 1736.

Commencement of Juries Act Amendment Act, 1976: 4th March, 1976: *Gazette* 4th March, 1976, p. 940.

ss. 9 and 10. Proclamations: *Gazette* 28th September, 1950, p. 738; 29th November, 1956, p. 1231; 31st August, 1961, p. 824; 14th July, 1966, p. 156; 20th August, 1970, p. 702; 17th December, 1970, p. 2768; 20th October, 1977, p. 1180; 26th January, 1978, p. 368.

s. 77. Proclamations: *Gazette* 17th December, 1970, p. 2768; 18th October, 1973, p. 2465; 21st December, 1978, p. 2304.

Rules of Court (Supreme Court and District Criminal Court): 7th November, 1974, p. 3051.

Justices Act, 1921-1976

Commencement: 26th July, 1922; *Gazette* 29th June, 1922, p. 1575.

Commencement of Justices Act Amendment Act, 1957: 1st February, 1958; *Gazette* 19th December, 1957, p. 1529.

Commencement of Justices Act Amendment Act, 1969: 2nd January, 1970; *Gazette* 18th December, 1969, p. 2019.

Commencement of Justices Act Amendment Act (No. 2), 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.

Commencement of Justices Act Amendment Act, 1972: 30th November, 1972; *Gazette* 16th November, 1972, p. 2334.

Commencement of Justices Act Amendment Act (No. 2), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 496.

Commencement of Justices Act Amendment Act (No. 2), 1975: 22nd May, 1975; *Gazette* 22nd May, 1975, p. 1987.

s. 4a. Proclamations: *Gazette* 24th May, 1973, p. 2195; 28th March, 1974, p. 1046; 31st March, 1977, p. 1010; 15th February, 1979, p. 350.

s. 57a. Proclamations: *Gazette* 21st August, 1975, p. 994; 18th September, 1975, p. 1574.

Rules of the Supreme Court as to appeals under Part VI: *Gazette* 13th December, 1956, p. 1329; 12th January, 1967 p. 56; 9th November, 1972, p. 2276.

Rules made by the Governor under section 203: *Gazette* 27th February, 1930, p. 443; 3rd April, 1930, p. 650; 6th April, 1933, p. 552; 1st September, 1938, p. 499; 15th June, 1944, p. 718; 6th December, 1956, p. 1283; 19th December, 1957, p. 1540; 21st September, 1961, p. 1032; 21st December, 1961, p. 2043; 24th November, 1966, p. 2026; 5th February, 1970, p. 597; 14th May, 1970, p. 1733; 20th August, 1970, p. 854; 24th February, 1972, p. 658; 16th November, 1972, p. 2345; 23rd September, 1976, p. 981; 2nd March, 1978, p. 739.

Rules as to payment to witnesses and others for attendance at courts of summary jurisdiction: *Gazette* 19th January, 1978, p. 302.

Rules under Maintenance Orders (Facilities for Enforcement) Act, 1922, and Justices Act, 1921: *Gazette* 25th October, 1923, p. 953; 26th February, 1931, p. 374; 14th June, 1956, p. 1384.

Kindergarten Union Act, 1974-1975

Commencement: 8th May, 1975; *Gazette* 8th May, 1975, p. 1804.
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
Statutes: *Gazette* 17th June, 1976, p. 3138; 3rd March, 1977, p. 593; 10th November, 1977, p. 1428.

Kingston College of Advanced Education Act—*See* Hartley College of Advanced Education Act.

Kingswood Recreation Ground (Vesting) Act, 1970

s. 3 (1). Notice: *Gazette* 29th April, 1971, p. 2272.

Land Acquisition Act, 1969-1972

Commencement: 28th May, 1970; *Gazette* 28th May, 1970, p. 1954.
Commencement of Land Acquisition Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 439.
Administration: Committed to the Attorney-General; *Gazette* 28th May, 1970, p. 1954.
Regulations: *Gazette* 28th May, 1970, p. 1967; 14th December, 1972, p. 2639.

Land and Business Agents Act, 1973-1979

Commencement: 24th June, 1974; *Gazette* 16th May, 1974, p. 1775.
Commencement of Land and Business Agents Act Amendment Act, 1974: 1st April, 1975; *Gazette* 27th February, 1975, p. 665.
Administration: Committed to the Minister of Consumer Affairs; 21st February, 1979, p. 365.
Regulations relating to Land and Business Agents: *Gazette* 23rd May, 1974, p. 1955; 27th February, 1975, p. 670; 6th September, 1979, p. 600.
Regulation relating to Code of Conduct for Land and Business Agents: *Gazette* 27th February, 1975, p. 677.
Regulations relating to Land Brokers: *Gazette* 23rd May, 1974, p. 1993.

Land Commission Act, 1973-1977

Commencement: 8th November, 1973; *Gazette* 8th November, 1973, p. 2797.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.
Regulations: *Gazette* 28th February, 1974. p. 622.
s. 14. Notice: *Gazette* 25th September, 1975, p. 1665.

Landlord and Tenant Act, 1936-1978

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 645.

Landlord and Tenant (Control of Rents) Act, 1942-1961

Commencement: 1st January, 1943; *Gazette* 3rd December, 1942, p. 1089.
Commencement of Part V: 16th August, 1948; *Gazette* 13th August, 1948, p. 703.
Administration: Committed to the Attorney-General; *Gazette* 10th December, 1942, p. 1123.
s. 5. Proclamations: *Gazette* 11th December, 1952, p. 1505; 14th May, 1953, p. 1095; 1st April, 1954, p. 665; 2nd April, 1959, p. 694.
s. 29. Notice: *Gazette* 15th November, 1956, p. 1102.
s. 32. Notice: *Gazette* 1st December, 1960, p. 1588.
s. 34. Notice: *Gazette* 29th January, 1959, p. 221.
Regulations: *Gazette* 26th January, 1950, p. 178.
Regulations prescribing forms of notice to quit: *Gazette* 25th January, 1951, p. 119; 22nd February, 1951, p. 474; 14th February, 1952, p. 387.
Regulation prescribing form of notice under section 55d (3): *Gazette* 5th December, 1957, p. 1374.
Rules of Local Court: *Gazette* 1st May, 1947, p. 1121; 15th December, 1949, p. 1516; 22nd March, 1951, p. 655.
Proclamations under section 294 of the Local Courts Act, 1926, as to fees payable in proceedings in local court: *Gazette* 8th May, 1947, p. 1425; 15th December, 1949, p. 1507.

Land Settlement Act, 1944-1978

Regulations: *Gazette* 20th December, 1951, p. 1568; 11th March, 1954, p. 517; 4th July, 1957, p. 5; 14th May, 1959, p. 1028; 15th November, 1962, p. 1400; 29th April, 1976, p. 2232; 27th October, 1977, p. 1305.

Land Settlement (Development Leases) Act, 1949-1969

Commencement of Land Settlement (Development Leases) Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.

Lands for Public Purposes Acquisition Act, 1914-1972

s. 5. Proclamations: *Gazette* 13th May, 1971, p. 2429; 26th August, 1971, p. 667; 27th April, 1972, p. 1633; 13th July, 1972, p. 133; 10th January, 1974, p. 38.

Land Tax Act, 1936-1979

Commencement: 7th January, 1937; *Gazette* 7th January, 1937, p. 1.
Commencement of Land Tax Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Commencement of Land Tax Act Amendment Act, 1970: *Gazette* 10th June, 1971, p. 2830.
Commencement of Land Tax Act Amendment Act, 1975: 2nd June, 1975; *Gazette* 22nd May, 1975, p. 1987.
s. 12c. Proclamations: *Gazette* 2nd November, 1961, p. 1409; 25th August, 1966, p. 1073; 27th June, 1968, p. 1864; 24th June, 1971, p. 3077; 26th June, 1975, p. 2457.
ss. 45 and 48. Proclamations: *Gazette* 8th December, 1955, p. 1285; 17th January 1957, p. 55; 18th April, 1957, p. 750; 11th July, 1957, p. 51; 26th September, 1957, p. 688; 11th December, 1958, p. 1572; 20th October, 1960, p. 1063; 7th December, 1961, p. 1884; 10th December, 1964, pp. 1804, 1805; 19th January, 1967, p. 122; 7th December, 1967, p. 2443.
Regulations: *Gazette* 2nd April, 1953, p. 699; 29th May, 1975, p. 2094.

Land Valuers Licensing Act, 1969

Commencement: 1st May, 1970; *Gazette* 23rd April, 1970, p. 1461.
Administration: Committed to the Attorney-General; *Gazette* 23rd April, 1970, p. 1461.
Regulations: *Gazette* 23rd April, 1970, p. 1565.

Law of Property Act, 1936-1975

Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of Law of Property Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Law of Property Act Amendment Act (No. 2), 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
Commencement of Law of Property Act Amendment Act, 1972: 1st November, 1973; *Gazette* 6th September, 1973, 1973, p. 1899.
Commencement of Law of Property Act Amendment Act (No. 2), 1972: 1st November, 1973; *Gazette* 6th September, 1973, p. 1899.
Commencement of Law of Property Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 357.
Regulations: *Gazette* 13th February, 1947, p. 681.

Legal Practitioners Act, 1936-1979

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of Legal Practitioners Act Amendment Act, 1964: 12th November, 1964; *Gazette* 12th November, 1964, p. 1500.
Commencement of Legal Practitioners Act Amendment Act, 1969: 4th December, 1969; *Gazette* 4th December, 1969, p. 1858.
Commencement of Legal Practitioners Act Amendment Act, 1972: 14th December, 1972; *Gazette* 14th December, 1972, p. 2628.
Commencement of Legal Practitioners Act Amendment Act, 1979: 9th July, 1979; *Gazette* 5th July, 1979, p. 4.
Rules of Court as to the statutory committee: *Gazette* 9th November, 1916, p. 943.
Rules of Court as to trust accounts and other matters: *Gazette* 31st August, 1939, p. 573; 21st February, 1957, p. 291; 13th August, 1970, p. 628.
Admission Rules: *Gazette* 4th August, 1977, p. 309; 29th June, 1978, p. 2258; 13th July, 1978, p. 134.

Legal Services Commission Act, 1977-1979

Commencement: 4th May, 1978; *Gazette* 4th May, 1978, p. 1541 (Suspending ss. 4, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 28, 29, 30 and 31 and the schedule to a day to be fixed by subsequent proclamation).
Commencement of ss. 10 (except subsection (1) (*b*)), 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 26, 28, 29, 30 and 31: 21st December, 1978: *Gazette* 21st December, 1978, p. 2305.
Commencement of ss. 4 and 10 (1) (*b*) and the schedule: 30th January, 1979; *Gazette* 21st December, 1978, p. 2305.

Levi Park Act, 1948-1976

Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
s. 7. Notice: *Gazette* 27th January, 1949, p. 191.
By-laws: *Gazette* 26th November, 1953, p. 1339.

Libraries and Institutes Act, 1939-1979

Commencement: 1st February, 1940; *Gazette* 18th January, 1940, p. 69.
Commencement of Libraries and Institutes Act Amendment Act, 1974: 26th April, 1974; *Gazette* 26th April, 1974, p. 1457.
Commencement of Libraries and Institutes Act Amendment Act, 1975: 24th April, 1975; *Gazette* 24th April, 1975, p. 1626.
Commencement of Libraries and Institutes Act Amendment Act, 1979: 26th April, 1979; *Gazette* 26th April, 1979, p. 1224.
Administration: Committed to the Minister of Local Government; *Gazette* 18th September, 1979, p. 768.
s. 36. Proclamations: *Gazette* 7th March, 1940, p. 494; 8th August, 1940, p. 221; 12th December, 1940, p. 1427; 4th December, 1941, p. 1193; 23rd April, 1942, p. 613; 20th August, 1942, p. 264; 12th November, 1942, p. 985; 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, 1952, p. 1005; 7th August, 1952, p. 413; 4th September, 1952, p. 723; 4th December, 1952, p. 1431; 12th March, 1953, p. 462; 23rd April, 1953, p. 968; 28th May, 1953, p. 1319; 27th August, 1953, p. 644; 1st October, 1953, p. 891; 1st October, 1953, p. 892; 22nd October, 1953, p. 1052; 7th January, 1954, p. 2; 1st April, 1954, p. 665; 12th May, 1955, p. 1103; 25th August, 1955, p. 411; 19th April, 1956, p. 740; 7th February, 1957, p. 179; 9th May, 1957, p. 880; 4th July, 1957, p. 2; 12th September, 1957, p. 583; 9th October, 1958, p. 1017; 10th September, 1959, p. 640; 19th November, 1959, p. 1231; 10th December, 1959, p. 1449; 21st January, 1960, p. 193; 23rd June, 1960, p. 1644; 18th May, 1961, p. 1140; 24th August, 1961, p. 739; 22nd February, 1962, pp. 377, 378; 23rd August, 1962, pp. 385, 386; 28th February, 1963, p. 504; 20th June, 1963, p. 1549; 25th July, 1963, p. 160; 13th August, 1964, p. 314; 20th August, 1964, p. 421; 19th November, 1964, p. 1564; 29th July, 1965, p. 230; 23rd June, 1966, p. 2244; 25th August, 1966, p. 1076; 27th October, 1966, p. 1752; 22nd December, 1966, p. 2267; 20th June, 1968, p. 1799; 25th July, 1968, p. 218; 9th January, 1969, pp. 46, 47; 2nd April, 1970, p. 1301; 11th June, 1970, p. 2060; 5th November, 1970, p. 2086; 7th October, 1971, p. 1338; 21st October, 1971, p. 1610; 25th November, 1971, p. 2164; 24th February, 1972, p. 655; 27th July, 1972, p. 680; 24th August, 1972, p. 1242; 18th January, 1973, p. 187; 5th July, 1973, p. 6; 10th January, 1974, p. 36; 27th June, 1974, p. 2557; 25th July, 1974, p. 684; 26th September, 1974, p. 2392; 24th July, 1974, p. 2758; 19th December, 1974, p. 3766 (two); p. 3767 (two); 31st July, 1975, p. 677; 24th July, 1976, p. 254; 30th September, 1976, p. 1034; 10th March, 1977, p. 641; 8th September, 1977, p. 648; 1st December, 1977, p. 2062, p. 2064; 29th June, 1978, p. 2234; 19th October, 1978, p. 1266, p. 1267; 23rd November, 1978, p. 2046; 14th December, 1978, p. 2218; 1st March, 1979, p. 551; 10th May, 1979, p. 1396; 24th May, 1979, p. 1499; 28th June, 1979, p. 1950; 26th July, 1979, p. 225 (two); 25th October, 1979, p. 1057.
Regulations: *Gazette* 28th November, 1974, p. 3377; 1st May, 1975, p. 1711; 26th April, 1979, p. 1234; 8th November, 1979, p. 1192.
Regulations relating to the Institutes Association: *Gazette* 6th October, 1910, p. 714; 26th August, 1926, p. 609; 23rd April, 1936, p. 890; 14th July, 1938, p. 78; 1st August, 1940, p. 191; 3rd January, 1946, p. 24; 20th November, 1958, p. 1383; 22nd March, 1962, p. 602; 3rd December, 1964, p. 1796; 27th March, 1926, p. 976; 8th April, 1971, p. 1479.

Libraries (Subsidies) Act, 1955-1977

Administration: Committed to the Minister of Local Government; *Gazette* 18th September, 1979, p. 768.

Licensing Act, 1967-1978

Commencement: 28th September, 1967; *Gazette* 28th September, 1967, p. 1485.
Commencement of Licensing Act Amendment Act, 1972: 18th May, 1972; *Gazette* 18th May, 1972, p. 1927.
Commencement of Licensing Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2538.
Commencement of Licensing Act Amendment Act, 1974: 30th May, 1974; *Gazette* 30th May, 1974, p. 2094.
Commencement of Licensing Act Amendment Act (No. 2), 1974: 5th December, 1974, *Gazette* 5th December, 1974, p. 3558.
Commencement of Licensing Act Amendment Act, (No. 2), 1976: 9th December, 1976; *Gazette* 9th December, 1976, p. 1880.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 192. Proclamations: *Gazette* 29th December, 1973, p. 3056 (Inglewood Inn); 18th December, 1975, p. 3283 (Caledonian Inn, Robe).
Licensing Court Rules of Court: *Gazette* 29th September, 1967, p. 1573; 22nd February, 1968, p. 530; 5th November, 1970, p. 2101; 18th May, 1972, p. 1976; 9th November, 1972, p. 2258; 29th March, 1973, p. 1266; 5th December, 1974, p. 3567; 19th December, 1974, p. 3788; 16th December, 1976, p. 2262.
Regulations: *Gazette* 26th September, 1968, p. 955.
Regulations under Fees Regulation Act, 1927, varying fees payable under Licensing Act, 1967: *Gazette* 19th September, 1968, p. 856.

Life Assurance Companies Act, 1936-1941

Regulations: *Gazette* 27th June, 1889, p. 1800; 2nd October, 1941, p. 676.

Lifts and Cranes Act, 1960-1978

Commencement: 1st March, 1966; *Gazette* 24th February, 1966, p. 1129.
Commencement of Lifts Act Amendment Act, 1971: 1st December, 1972; *Gazette* 2nd November, 1972, p. 2135.
Commencement of Lifts and Cranes Act Amendment Act, 1972: 1st April, 1974; *Gazette* 28th February, 1974, p. 720.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 2nd November, 1972, p. 2111; 24th June, 1976, p. 3179.

Liquefied Petroleum Gas Act, 1960-1973

Commencement: 1st April, 1965; *Gazette* 13th May, 1965, p. 1081.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 27th May, 1965, p. 1315; 22nd December, 1966, p. 2311; 9th March, 1972, p. 834; 1st July, 1976, p. 25.

Listening Devices Act, 1972-1975

Commencement: 2nd April, 1973; *Gazette* 8th March, 1973, p. 856.
Administration: Committed to the Chief Secretary; *Gazette* 8th March, 1973, p. 856.
s. 8. Notice: *Gazette* 14th February, 1974, p. 477.

Loans for Fencing and Water Piping Act, 1938-1975

Commencement: 1st February, 1939; *Gazette* 19th January, 1939, p. 121.
s. 13 (7). Notice: *Gazette* 4th December, 1958, p. 1556.

Loans to Producers Act, 1927-1962

Regulations: *Gazette* 21st July, 1927, p. 126; 6th March, 1930, p. 484; 8th April, 1948, p. 768.

Local and District Criminal Courts Act, 1926-1978

Commencement: 7th March, 1927; *Gazette* 10th February, 1927, p. 297.
Commencement of Local Courts Act Amendment Act, 1956: 18th March, 1957; *Gazette* 14th March, 1957, p. 519.
Commencement of Local Courts Act Amendment Act, 1962: 1st March, 1963; *Gazette* 14th February, 1963, p. 277.
Commencement of Statutes Amendment (Local Courts and Workmen's Liens) Act, 1964: 3rd December, 1964; *Gazette* 3rd December, 1964, p. 1715.
Commencement of Local Courts Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 699.
Commencement of Local and District Criminal Courts Act Amendment Act, 1972: 9th November, 1972; *Gazette* 9th November, 1972, p. 2252.
Commencement of Local and District Criminal Courts Act Amendment Act, 1974: 30th May, 1974; *Gazette* 30th May, 1974, p. 2095.
Commencement of Local and District Criminal Courts Act Amendment Act (No. 2), 1974: 1st January, 1975; *Gazette* 12th December, 1974, p. 3649.
s. 7. (*see also* s. 8a). Proclamations: *Gazette* 15th June, 1967, p. 1811; 26th September, 1968, p. 942; 26th August, 1971, p. 667; 26th July, 1979, p. 225; 23rd August, 1979, p. 437.
s. 8a. Proclamations: *Gazette* 20th August, 1970, p. 762; 23rd September, 1971, p. 1099; 17th February, 1972, p. 575; 18th December, 1975, p. 3281; 20th January, 1977, p. 99; 14th June, 1979, p. 1824.
s. 294. Proclamations: *Gazette* 5th November, 1936, p. 1005; 8th May, 1947, p. 1425; 20th January, 1949, p. 113; 15th December, 1949, p. 1507; 20th December, 1951, p. 1553; 6th December, 1956, p. 1277; 18th January, 1962. p. 87; 5th March, 1964, p. 522; 30th September, 1965, p. 1208; 24th November, 1966, p. 2024; 20th August, 1970, p. 697; 31st October, 1974, p. 2877; 20th January, 1977, p. 99; 8th September, 1977, p. 653; 22nd November, 1979, p. 1309.
General rules of Court: *Gazette* 17th December, 1953, p. 1460; 27th October, 1960, p. 1137; 20th August, 1970, p. 725; ("Local Court Rules, 1970"); 3rd September, 1970, p. 1020; 25th May, 1972, p. 2101; 4th April, 1974, p. 1181, 13th March, 1975, p. 1070; 7th September, 1978, p. 851.
Rules of Court as to bailiffs' fees: *Gazette* 20th October, 1932, p. 802.
Rules of Court as to practitioner's costs: See General Rules of Court.
Rules of Court as to appeals under Bailiffs and Inquiry Agents Licensing Act, 1945: *Gazette* 9th May, 1946, p. 887; 5th March, 1964, p. 522.
Rules of Court as to appeals under section 77 of Bush Fires Act, 1960; *Gazette* 4th November, 1965, p. 1642.
Rules of Court under Excessive Rents Act, 1962: *Gazette* 20th December, 1962, p. 1771; 5th March, 1964, p. 522.
Rules of Court under Fences Act, 1975: *Gazette* 16th October, 1975, p. 2011.
Rules of Court under section 13 of Firearms Act, 1958: *Gazette* 17th September, 1959, p. 708; 5th March, 1964, p. 522.
Rules of Court under Guardianship of Infants Act, 1940: *Gazette* 1st May, 1969 p. 1240.

Local and District Criminal Courts Act, 1926-1978—*continued*

Rules of Court as to appeals under Housing Improvement Act, 1940: *Gazette* 10th July, 1941, p. 45; 13th August, 1959, p. 397; 27th October, 1960, p. 1140; 5th March, 1964, p. 522.
Rules of Court as to appeals and other matters under Landlord and Tenant (Control of Rents) Act, 1942: *Gazette* 1st May, 1947, p. 1121; 15th December, 1949, p. 1516; 22nd March, 1951, p. 655.
Rules of Court in respect of section 309 of Local Government Act, 1934: *Gazette* 4th November, 1948, p. 1425; 4th November, 1965, p. 1616.
Rules of Court in respect of section 666b of Local Government Act, 1934: *Gazette* 3rd July, 1958, p. 7; 5th March, 1964, p. 522.
Regulations as to applications under section 10 of Marine Stores Act, 1898: *Gazette* 22nd June, 1899, p. 1357.
Rules of Court as to applications under Mortgagors Relief Act, 1931: *Gazette* 28th January, 1932, p. 158.
Rules of Court as to appeals against refusal of drivers' licences under Motor Vehicles Act, 1959: *Gazette* 5th March, 1964, p. 522; 24th December, 1964, p. 2026.
Rules of Court as to appeals relating to the Points Demerit Scheme: *Gazette* 27th November, 1975, p. 2925.
Rules of Court as to proceedings under National Security (Landlord and Tenant) Regulations: *Gazette* 20th September, 1945, p. 487.
Rules of Court in aid of National Security (War Service Moratorium) Regulations: *Gazette* 26th June, 1941, p. 926; 4th October, 1945, p. 528; 15th August, 1946, p. 302.
Regulations as to applications to Local Courts under Second-hand Dealers Act, 1919: *Gazette* 26th March, 1936, p. 705.
Rules of Court as to appeals under section 53 or section 96 of South-Eastern Drainage Act, 1931: *Gazette* 5th May, 1932, p. 779.
Rules of Court under Warehousemen's Liens Act, 1941: *Gazette* 26th March, 1942, p. 477; 5th March, 1964, p. 522.
Rules of Supreme Court as to Local Court Appeals: Order 71A: *Gazette* 7th January, 1971, p. 67; 9th November, 1972, p. 2267; 28th June, 1973, p. 2849.
Rules of Court under Residential Tenancies Act, 1978: *Gazette* 20th July, 1978, p. 262.
Rules for District Criminal Courts as to reciprocal proceedings for obtaining evidence: *Gazette* 31st August, 1978, p. 769; 7th September, 1978, p. 855.
Rules for District Criminal Courts under Criminal Injuries Compensation Acts, 1969 and 1977-1978: *Gazette* 2nd May, 1974, p. 1624; 13th July, 1978, p. 135.
Rules of Court under Minors' Contracts (Miscellaneous Provisions) Act, 1979: *Gazette* 25th October, 1979, p. 1068.

Local Government Act, 1934-1979

Commencement: 2nd November, 1934; *Gazette* 25th October, 1934, p. 845.
Commencement of Local Government Act Amendment Act, 1963: 1st July, 1964; *Gazette* 5th March, 1964, p. 521.
Commencement of Local Government Act Amendment Act (No. 3), 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Local Government Act Amendment Act, 1972: 14th December, 1972; *Gazette* 14th December, 1972, p. 2630.
Commencement of Local Government Act Amendment Act, 1974: 24th October, 1974; *Gazette* 24th October, 1974, p. 2758.
Commencement of Local Government Act Amendment Act, 1975: 22nd May, 1975; *Gazette* 22nd May, 1975, p. 1987.
Commencement of Local Government Act Amendment Act (No. 2) 1975: 4th March, 1976; *Gazette*: 4th March, 1976, p. 940; paragraph (3) of s. 3, paragraphs (*b*), (*c*) and (*e*) of s. 4 and ss. 9, 17, 18, 19, 20, 21, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 42, 43, 44, 45, 68, 70 and 71 until a day to be fixed by subsequent proclamation.
Commencement of ss. 4 (*b*), (*c*) and (*e*), 22-39 and 42-45 of Local Government Act Amendment Act (No. 2), 1975: 1st July, 1976; *Gazette* 24th June, 1976, p. 3169.
Commencement of s. 9 of Local Government Act Amendment Act, (No. 2), 1975: 12th August, 1976; *Gazette* 24th June, 1976, p. 3169.
Commencement of ss. 3 (*c*), 68, 70 and 71 of the Local Government Act Amendment Act (No. 2), 1975: 1st September, 1976; *Gazette* 26th August, 1976, p. 658.
Commencement of Local Government Act Amendment Act, 1976: 21st April, 1977; *Gazette* 21st April, 1977, p. 1154.
Commencement of Local Government Act Amendment Act, 1977: 21st April, 1977; *Gazette* 21st April, 1977, p. 1154.
Commencement of Local Government Act Amendment Act, 1978: 27th April, 1978; *Gazette* 27th April, 1978, p. 1483 (sections 4, 9, 10, 15, 17, 20, 23, 24, 25, 26, 27, 28, 33, 34, 35, 59, 78, 79, 80 and 81 suspended until a day to be fixed by subsequent proclamation).
Commencement of sections 4, 20, 23, 24, 26, 27, 28, 79, 80 and 81 of Local Government Act Amendment Act, 1978: 13th July, 1978; *Gazette* 13th July, 1978, p. 120.
Commencement of sections 9, 10, 15, 17, 25, 33, 34, 35, 59 and 78 of the Local Government Act Amendment Act, 1978: 1st September, 1978; *Gazette* 13th July, 1978, p. 120 (with reference to section 78 *see Gazette* of 24th August, 1978, p. 613).
Commencement of Local Government Act Amendment Act (No. 2), 1978: 8th June, 1978, p. 1974; *Gazette* 8th June, 1978, p. 1974 (sections 3, 4, 5, 6, 8 and 9 suspended until a day to be fixed by subsequent proclamation).
Commencement of ss. 3, 4, 5, 6, 8 and 9 of Local Government Act Amendment Act (No. 2), 1978: 1st July, 1979; *Gazette* 24th May, 1979, p. 1498.
Commencement of Local Government Act Amendment Act, 1979: *Gazette* 24th May, 1979, p. 1498.
Administration: Committed to the Minister of Local Government; *Gazette* 25th October, 1934, p. 845.
s. 6. Proclamation: *Gazette* 22nd April, 1976, p. 2082.
s. 7. Proclamation: *Gazette* 21st March, 1935, p. 824; 21st March, 1935, p. 825; 21st March, 1935, pp. 825-6; 21st March, 1935, pp. 826-35; 21st March, 1935, p. 827; 21st March, 1935, p. 835; 21st March, 1935, p. 836; 21st March, 1935, p. 837; 21st March, 1935, pp. 849-56; 21st March, 1935, p. 859; 21st March, 1935, p. 865; 21st March, 1935, pp. 867-9; 21st March, 1935, p. 870; 21st March, 1935, p. 876-7; 25th April, 1935, p. 1195; 2nd May, 1935, p. 1225; 16th May, 1935, pp. 1308-9; 27th June, 1935, pp. 1631-2; 11th July, 1935, p. 38; 18th July, 1935, p. 88; 26th July, 1935, p. 163; 12th September, 1935, p. 586; 14th November, 1935, pp. 1134-5; 12th December, 1935, p. 824; 12th December, 1935, p. 1391; 12th December, 1935, p. 1392; 19th March, 1936, p. 650; 26th March, 1936, p. 692; 9th May, 1936, pp. 967-8; 14th May, 1936, p. 1002; 11th June, 1936, p. 1175; 11th June, 1936, p. 1176; 8th October, 1936, p. 699; 25th March, 1937, pp. 647-8; 8th April, 1937, p. 746; 15th April, 1937, p. 790; 22nd April, 1937, pp. 849-50; 17th June, 1937, p. 1305; 14th October, 1937, p. 986-7; 10th February, 1938, p. 295; 7th April, 1938, p. 792; 5th May, 1938, pp. 938-9; 26th May, 1938, p. 1101; 26th May, 1938, pp. 1101-3; 26th May, 1938, pp. 1103-4; 18th August, 1938, pp. 333-4; 1st September, 1938, pp. 471-2; 8th December, 1938, p. 1451; 9th March, 1939, p. 569; 5th May, 1939, pp. 938-9; 6th July, 1939, p. 2; 27th February, 1941, p. 278; 1st May, 1941, pp. 625-6; 12th February, 1942, p. 243; 19th March, 1942, p. 428; 9th December, 1943, pp. 753-4; 16th December, 1943, p. 781; 23rd March, 1944, p. 355; 30th March, 1944, p. 381;

Local Government Act, 1934-1979—*continued*

30th March, 1944, pp. 415-6; 8th June, 1944, pp. 699-700; 24th August, 1944, pp. 221-2; 7th December, 1944, p. 779; 15th February, 1945, pp. 271-2; 14th April, 1945, p. 939; 21st April, 1945, pp. 902-6; 31st May, 1945, pp. 829-30; 13th September, 1945, p. 381; 13th December, 1945, p. 861; 11th April, 1946, pp. 569-70; 11th April, 1946, pp. 570-2; 30th May, 1946, p. 977; 15th August, 1946, p. 252; 26th September, 1946, p. 674-5; 20th February, 1947, p. 685; 24th April, 1947, pp. 1065-6; 24th April, 1947, p. 1068; 9th October, 1947, p. 1033; 29th April, 1948, p. 875; 29th April, 1948, pp. 875-6; 20th May, 1948, p. 1047; 16th September, 1948, pp. 1068-9; 16th September, 1948, p. 1070; 30th September, 1948, p. 1167; 5th May, 1949, p. 1092; 24th November, 1949, pp. 1287-8; 9th March, 1950, p. 533; 27th April, 1950, p. 901; 21st December, 1950, p. 1853; 26th July, 1951, p. 174; 24th January, 1952, p. 138; 10th April, 1952, p. 774; 24th April, 1952, p. 885; 22nd May, 1952, pp. 1106-7; 31st May, 1952, p. 1451; 23rd October, 1952, pp. 1108-10; 26th March, 1953, p. 581; 5th November, 1953, pp. 1165-7; 12th November 1953, p. 1195; 12th November, 1953, pp. 1195-6; 29th April, 1954, p. 853; 25th November, 1954, p. 1261; 14th April, 1955, p. 859; 26th April, 1956, p. 856; 26th April, 1956, p. 858; 1st May, 1956, pp. 1061-3; 21st June, 1956, p. 1550; 6th September, 1956, p. 521; 6th September, 1956, p. 522; 20th September, 1956, p. 625; 18th April, 1957, pp. 750-1; 30th May, 1957, pp. 1377-8; 30th May, 1957, p. 1378; 27th June, 1957, p. 1563; 18th July, 1957, p. 111; 26th July, 1957, p. 174; 30th January, 1958, p. 160; 20th February, 1958, p. 629; 20th March, 1958, p. 866; 9th April, 1958, pp. 895-6; 29th May, 1958, p. 1587; 21st August, 1958, p. 442; 25th September, 1958, p. 923; 6th November, 1953, p. 1252; 12th February, 1959, p. 278; 30th April, 1959, pp. 919-20; 14th May, 1959, p. 1024; 18th June, 1959, p. 1251; 27th August, 1959, pp. 510-11; 5th November, 1959, p. 1104; 5th November, 1959, p. 1105; 5th November, 1959, p. 1106; 12th November, 1959, p. 1153; 25th February, 1960, pp. 574-5; 25th February, 1960, p. 575; 10th March, 1960, pp. 708-9; 7th April, 1960, p. 987; 21st April, 1960, p. 1168-9; 5th May, 1960, p. 1267; 23rd June, 1960, p. 1644; 11th August, 1960, p. 390; 1st September, 1960, p. 634; 9th February, 1961, pp. 261-2; 16th March, 1961, p. 561; 13th April, 1961, p. 801; 13th April, 1961, p. 861; 15th June, 1961, p. 1324; 28th June, 1961, p. 1650; 5th October, 1961, p. 1189; 2nd November, 1961, pp. 1407-9; 8th March, 1962, p. 485; 3rd May, 1962, p. 1148; 28th June, 1967, pp. 1647-50; 14th February, 1963, p. 278; 28th March, 1963, p. 1068; 4th April, 1963, p. 797; 2nd May, 1963, pp. 1085-6; 16th May, 1963, pp. 1271-2; 13th June, 1963, p. 1517; 13th February, 1964, pp. 267-71; 21st May, 1964, pp. 1061-2; 28th May, 1964, pp. 1131-2; 25th June, 1964, pp. 1597-9; 3rd September, 1964, pp. 780-1; 5th November, 1961, p. 1399; 10th December, 1964, pp. 1803-4; 17th December, 1964, p. 1900; 17th December, 1964, pp. 1900-1; 24th December, 1964, p. 2014-5; 21st January, 1965, p. 99; 4th February, 1965, p. 216; 27th April, 1965, p. 967-8; 13th May, 1965, p. 1081; 17th June, 1965, p. 1532; 29th July, 1965, p. 230; 18th November, 1965, p. 1804-5; 18th November, 1965, p. 1805; 17th March, 1966, pp. 1451-2; 24th March, 1966, pp. 1507-8; 28th April, 1966, pp. 1779-80; 9th June, 1966, p. 2115; 4th July, 1966, p. 347; 14th July, 1966, pp. 157-8; 4th August, 1966, p. 347; 4th August, 1966, p. 348; 18th May, 1967, p. 1591; 22nd June, 1967, p. 1849; 22nd June, 1967, p. 1851; 5th October, 1967, p. 1627; 23rd November, 1967, p. 2267; 11th April, 1968, p. 1191; 3rd October, 1968, p. 1067; 3rd December, 1968, p. 1067; 9th January, 1969, p. 41: 20th February, 1969, p. 521; 6th March, 1969, p. 632; 13th March, 1969, p. 710; 24th March, 1969, p. 925; 10th April, 1969, p. 1052; 5th June, 1969, pp. 1684-9; 20th November, 1969, p. 1603; 8th January, 1970, p. 2; 22nd January, 1970, p. 258; 9th April, 1970, p. 1348; 16th April, 1970, p. 1412; 30th April, 1970, p. 1588; 7th May, 1970, p. 258; 28th May, 1970, p. 1952; 11th June, 1970, p. 2060; 25th June, 1970, pp. 2186-90; 2nd July, 1970, p. 2; 20th August, 1970, p. 695-6; 24th September, 1970, p. 1302; 21st January, 1971, p. 188; 14th January, 1971, p. 91; 3rd February, 1971, p. 431; 11th March, 1971, p. 1063; 1st April, 1971, p. 1382; 29th April, 1971, pp. 2262-3; 8th July, 1971, p. 92; 9th December, 1971, p. 2370; 2nd March, 1972, p. 736; 27th April, 1972, p. 1632; 3rd August, 1972, p. 980; 16th November, 1972, pp. 2332-3, 21st December, 1972, p. 2275; 14th March, 1974, p. 895; 18th September, 1975, p. 1570; 30th October, 1975, p. 2207; 20th November, 1975, p. 2798; 22nd April, 1976, p. 2082; 29th April, 1976, p. 2219 (two); 6th May, 1976, p. 2354; 20th May, 1976, p. 2620; 11th November, 1976, p. 1604; 18th November, 1976, p. 1648; 24th February, 1977, p. 488, p. 490; 31st March, 1977, p. 1008; 7th April, 1977, p. 1068; 26th May, 1977, p. 1488; 21st July, 1977, p. 138; 28th July, 1977, p. 235; 8th September, 1977, p. 649, p. 651; 24th November, 1977, p. 1565; 12th January, 1978, p. 51; 23rd February, 1978, p. 677; 27th April, 1978, p. 1483; 3rd August, 1978, p. 408; 10th August, 1978, p. 465; 24th August, 1978, p. 614; 1st February, 1979, p. 248; 19th April, 1979, p. 1028; 23rd August, 1979, p. 437; 25th October, 1979, p. 1056.

s. 8. Proclamation: *Gazette* 24th December, 1964, pp. 2013-5.

s. 24. Proclamation: *Gazette* 21st September, 1978, p. 980.

s. 48. Proclamations: *Gazette* 25th April, 1935, p. 1195; 23rd December, 1943, p. 810; 11th April, 1946, p. 573; 21st November, 1946, p. 1279; 20th April, 1950, p. 813; 11th September, 1952, p. 795; 26th February, 1953, p. 345; 9th April, 1953, p. 895; 22nd October, 1953, p. 1052; 9th December, 1954, p. 1364; 6th November, 1958, p. 1252; 25th February, 1960, p. 575; 29th October, 1963, p. 1236; 25th June, 1964, p. 1597; 30th July, 1964, p. 225; 10th September, 1964, pp. 876-7; 8th February, 1968, p. 341; 21st January, 1970, p. 188; 16th April, 1970, p. 1412; 11th June, 1970, p. 2060.

s. 65a. Proclamations: *Gazette* 17th April, 1969, p. 1090; 24th April, 1969, pp. 1175-6; 9th April, 1970, p. 1348; 22nd April, 1971, p. 2185; 13th January, 1972, p. 52; 13th January, 1972, p. 53; 2nd May, 1974, p. 1614 (2); 31st October, 1974, p. 2877; 20th November, 1975, p. 2799; 20th May, 1976, p. 2620; 15th May, 1973, p. 1264; 13th April, 1978, p. 1202; 20th July, 1978, p. 190.

s. 74. Proclamations: *Gazette* 14th May, 1936, p. 1002; 18th May, 1939, p. 1206; 20th December, 1947, p. 685; 9th April, 1953, p. 895; 24th November, 1955, p. 1185; 15th December, 1960, pp. 1646-7; 13th August, 1964, p. 315; 27th May, 1965, p. 1301; 10th February, 1966, p. 593; 2nd September, 1971, p. 739.

s. 163b. Notice: *Gazette* 28th September, 1939, p. 868.

s. 179. Proclamation: *Gazette* 22nd August, 1946, p. 308; 24th August, 1950, p. 462; 24th May, 1951, p. 1121; 28th June, 1951, p. 1373; 2nd October, 1952, p. 939; 24th June, 1954, p. 1219; 24th June, 1954, p. 1238; 30th August, 1956, p. 469; 8th November, 1956, p. 1041; 28th June, 1957, p. 1373; 20th February, 1958, p. 627; 26th June, 1958, p. 1989; 21st August, 1958, p. 443; 4th September, 1958, p. 748; 9th July, 1959, p. 49; 3rd September, 1959, p. 564; 3rd September, 1959, p. 565; 3rd March, 1960, p. 644; 18th August, 1960, p. 441; 1st September, 1960, p. 634; 20th October, 1960, p. 1062; 24th November, 1960, p. 1429; 13th April, 1961, p. 861; 7th August, 1961, p. 882; 10th August, 1961, p. 644; 17th December, 1964, p. 1897; 13th May, 1965, p. 1080; 2nd May, 1968, p. 1372; 30th October, 1975, p. 2206; 22nd September, 1976, p. 769; 11th August, 1977, p. 358.

s. 196. Proclamation: *Gazette* 2nd May, 1963, pp. 1085-6; 11th May, 1967, p. 1352; 24th June, 1971, p. 3076; 2nd March, 1972, p. 739; 25th July, 1974, p. 685; 5th December, 1974, p. 3559; 27th April, 1978, p. 1485.

s. 214b. Proclamations: *Gazette* 19th August, 1976, p. 577; 26th August, 1976, p. 658 (two); p. 659; 9th September, 1976, p. 825; 7th October, 1976, p. 1107; 18th November, 1976, p. 1649.

s. 244a. Proclamation: *Gazette* 31st May, 1962, p. 1431.

s. 395. Proclamation: *Gazette* 10th November, 1977, p. 1427; 24th November, 1977, p. 1563; 13th July, 1978, p. 120.

s. 476. Proclamation: *Gazette* 21st December, 1972, p. 2725; 27th November, 1975, p. 2909.

Local Government Act, 1934-1979—*continued*

s. 495. Proclamation: *Gazette* 28th February, 1935, p. 592; 28th November, 1935, p. 1285; 14th January, 1937, p. 33; 12th June, 1941, p. 862; 1st October, 1942, p. 494; 12th September, 1946, p. 449; 11th October, 1973, p. 354; 23rd May, 1974, p. 1828; 10th July, 1975, p. 147; 4th December, 1975, p. 2993; 18th December, 1975, p. 3282; 24th March, 1977, p. 882; 20th October, 1977, p. 1180; 27th October, 1977, p. 1266.

s. 555a. Proclamation: *Gazette* 24th August, 1961, p. 740.

s. 587. Proclamation: *Gazette* 14th May, 1970, p. 1730; 7th August, 1975, p. 770; 4th December, 1975, p. 2993; 10th November, 1977, p. 1426; 27th April, 1978, p. 1480.

s. 601. Proclamation: *Gazette* 18th February, 1960, p. 470.

s. 625. Proclamation: *Gazette* 7th December, 1944, p. 779; 10th June, 1948, p. 1195; 30th September, 1948, p. 1168; 8th December, 1949, p. 1411; 22nd December, 1949, p. 1579; 6th February, 1955, p. 489; 28th April, 1955, p. 948; 28th April, 1955, pp. 984-8; 14th July, 1955, p. 59; 11th August, 1955, p. 290; 10th November, 1955, pp. 1057-8; 22nd December, 1955, pp. 1503-4; 9th May, 1957, pp. 877-8; 27th June, 1957, p. 1563; 23rd January, 1958, pp. 121-2; 30th January, 1958, p. 159; 20th February, 1958, p. 627; 7th April, 1960, p. 987; 14th January, 1971, p. 91.

s. 647. Proclamation: *Gazette* 3rd May, 1894, p. 1009.

s. 871t. Proclamation: *Gazette* 19th February, 1959, p. 349; 11th July, 1968, p. 58.

Regulations relating to how to vote cards: *Gazette* 10th February, 1977, p. 316.

Regulations relating to a poll of electors: *Gazette* 30th March, 1978, p. 1045.

Regulations relating to forms prescribed pursuant to ss. 88 and 91: *Gazette* 28th April, 1977, p. 1244; 22nd February, 1979, p. 424.

Regulations relating to form prescribed under s. 835: *Gazette* 29th June, 1978, p. 2249.

Regulations relating to Local Government Auditors' Certificates: *Gazette* 1st April, 1976, p. 1675; 20th June, 1979, p. 1893.

Regulations as to qualifications of officers: *Gazette* 7th June, 1962, p. 1479; 13th September, 1962, p. 657; 30th July, 1964, p. 234; 10th November, 1966, p. 1908; 20th February, 1969, p. 524; 8th April, 1971, p. 1585; 15th July, 1971, p. 177; 27th January, 1972, p. 384; 20th December, 1973, p. 3443; 17th July, 1975, p. 534; 13th May, 1976, p. 2468; 19th May, 1977, p. 1485; 8th September, 1977, p. 659.

Regulations relating to reflectors on barriers: *Gazette* 8th November, 1956, p. 1045.

Regulations relating to the charges of the Crown Solicitor under section 674: *Gazette* 31st January, 1935, p. 371; 21st January, 1971, p. 189.

Regulations relating to cemeteries generally: *Gazette* 5th October, 1944, p. 444; 15th February, 1951, p. 335; 23rd May, 1974, p. 1838; 30th May, 1974, p. 2179.

Regulations relating to the West Terrace Cemetery: *Gazette* 2nd October, 1930, p. 662; 31st October, 1940, p. 960; 5th February, 1942, p. 237.

Regulations as to prohibited area signs: *Gazette* 15th December, 1960, p. 1660.

Regulations as to Local Government Accounting: *Gazette* 28th September, 1967, p. 1501.

Regulations as to Government grants to City of Adelaide: *Gazette* 29th July, 1976, p. 265.

Regulations as to exempt Stock and Meat: *Gazette* 2nd November, 1950, p. 1068; 23rd May, 1974, p. 1837.

Regulations as to by-law offences expiation fees: 24th May, 1979, p. 1510.

Rules as to appeals by clerks: *Gazette* 20th April, 1978, p. 1264.

Rules of the Local Court in respect of section 309: *Gazette* 4th November, 1948, p. 1425; 4th November, 1965, p. 1616.

Rules of the Local Court in respect of notices for removal of unsightly chattels and structures: *Gazette* 3rd July, 1958, p. 7; 5th March, 1964, p. 522.

Rules of Court of Local Government Disputed Returns: *Gazette* 1st June, 1978, p. 1884; 14th June, 1979, p. 1834; 5th July, 1979, p. 7.

Model by-laws: *Gazette* 17th September, 1936, p. 562. Amendments of model by-laws: 5th October, 1950, p. 797 (re-enactment of model by-law No. 1); 18th August, 1938, p. 335 (amendment of model by-law No. VII); 19th October, 1939, p. 1095 (amendment of model by-law No. XVIII.); 5th October, 1944, p. 415 (amendment of model by-law No. XXI.); 12th September, 1940, p. 515 (amendment of model by-law No. XXIV.); 28th September, 1950, p. 739 (amendment of model by law No. XXIV.); 23rd November, 1950, p. 1254 (amendment of model by-law No. XXIV.); 4th September, 1941, p. 458 (amendment of model by-law No. XXV.); 12th September, 1940, p. 515 (amendment of model by-law No. XXVII.); 28th September, 1950, p. 739 (amendment of model by-law No. XXVII.); 23rd November, 1950, p. 1254 (amendment of model by-law No. XXVII.); 4th September, 1941 (amendment of model by-law No. XXIX.); 12th September, 1940, p. 515 (amendment of model by-law No. XXXII.); 5th October, 1944, p. 415 (amendment of model by-law No. XXXIV.); 12th October, 1950, p. 862 (model by-law as to height of fences, etc., at intersections); 4th October, 1951, p. 830 (model by-law as to wrapping of bread); 9th October, 1952, p. 987 (model by-law as to motor vehicles plying for hire); 9th October, 1958, p. 1019 (model by-law as to inflammable undergrowth); 26th October, 1961, p. 1339 (amendment of model by-laws Nos. XIII and XXX); 9th November, 1961, pp. 1580 and 1583; 25th October, 1962, pp. 1116, 1119 (model by-laws as to child-minding centres); 13th September, 1962, p. 655 (amendment of model by-laws Nos. XIII and XXX); 26th March, 1964, p. 693 (amendment of model by-law as to height of hedges); 24th September, 1964, p. 1035 (amendment of model by-law No. V); 22nd October, 1964, p. 1251 (amendment of model by-law as to height of fences, etc., at intersections); 31st March, 1966, p. 1567; 7th November, 1968, p. 1769 (amendment of model by-law No. XXXVI); 17th April, 1969, p. 1092 (relating to child-minding centres); 29th January, 1970, p. 420 (amendment of model by-law as to height of fences, etc., at intersections); 24th September, 1970, p. 1302 (amendment of model by-law as to height of fences, etc., at intersections); 27th July, 1978, p. 288 (Amendment of model by-law No. XIX).

Local Government (City of Enfield Loan)Act, 1953-1961

Administration: Committed to the Minister of Local Government; *Gazette* 14th January, 1954, p. 57.

Local Government (City of Woodville West Lakes Loan) Act, 1970

Administration: Committed to the Minister of Local Government; *Gazette* 3rd December, 1970, p. 2560.

Local Government (Forestry Reserves) Act, 1944

Administration: Committed to the Minister of Forests; *Gazette* 25th January, 1945, p. 86.

Long Service Leave Act, 1967-1976
Commencement of Long Service Leave Act Amendment Act, 1972: 1st January, 1973; *Gazette* 14th December, 1973, p. 2630.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 11. Notices: *Gazette* 23rd May, 1968, pp. 1582, 1583; 30th May, 1968, p. 1662; 6th June, 1968, p. 1735; 4th July, 1968, p. 32; 17th May, 1973, p. 2127; 24th May, 1973, p. 2249.
Regulations: *Gazette* 29th February, 1968, p. 727.

Long Service Leave (Building Industry) Act, 1975-1976
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: 24th March, 1977, p. 929; 15th September, 1977, p. 733; 4th May, 1978, p. 1551.

Lottery and Gaming Act, 1936-1978
Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1938: 19th December, 1938; *Gazette* 15th December, 1938, p. 1497.
Commencement of Lottery and Gaming Act Amendment Act (No. 1), 1950: 1st December, 1950; *Gazette* 30th November, 1950, p. 1301.
Commencement of Lottery and Gaming Act Amendment Act, 1964: 2nd November, 1964; *Gazette* 5th November, 1964, p. 1401.
Commencement of Lottery and Gaming Act Amendment Act, 1966: 8th December, 1966; *Gazette* 8th December, 1966, p. 2152.
Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1967: 24th August, 1967; *Gazette* 17th August, 1967, p. 1063.
Commencement of Lottery and Gaming Act Amendment Act, 1970: 1st April, 1971; *Gazette* 25th February, 1971, p. 824.
Commencement of s. 20 (1a) of Lottery and Gaming Act Amendment Act (No. 2), 1970: 14th January, 1971; *Gazette* 14th January, 1971, p. 90.
Commencement of Lottery and Gaming Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1430.
Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1972: 6th May, 1972; *Gazette* 4th May, 1972, p. 1680.
Commencement of Lottery and Gaming Act Amendment Act, 1973: 17th September, 1973; *Gazette* 13th September, 1973, p. 1987.
Commencement of Lottery and Gaming Act Amendment Act (No. 2), 1973: 1st January, 1974; *Gazette* 20th December, 1973, p. 3337.
Commencement of Lottery and Gaming Act Amendment Act, 1974: 23rd December, 1974; *Gazette* 12th December, 1974, p. 3648.
Administration: Committed to the Minister of Recreation and Sport; *Gazette* 31st May, 1979, p. 1613.
s. 28. Proclamation declaring 29th March, 1967, to be appointed day: *Gazette* 23rd March, 1967, p. 1037; declaring 6th May, 1972 to be appointed day; *Gazette* 4th May, 1972, p. 1680.
s. 31b (4a). Proclamation: *Gazette* 14th January, 1971, p. 90.
s. 31w. Proclamation: *Gazette* 12th December, 1974, p. 3649.
Part IIIB. Proclamation declaring 1st August, 1971 to be appointed day: *Gazette* 1st July, 1971, p. 2.
s. 42. Directions as to procedure: *Gazette* 31st January, 1946, p. 194.
General regulations as to lotteries: *Gazette* 25th February, 1971, p. 837; 19th August, 1971, p. 603; 29th May, 1975, p. 2092; 22nd April, 1976, p. 2088; 16th March, 1978, p. 893.
Rules as to bookmakers: *Gazette* 13th February, 1947, p. 651; 2nd December, 1948, p. 1686; 21st July, 1949, p. 208; 28th July, 1949, p. 280; 1st December, 1949, p. 1361; 30th March, 1950, p. 718; 30th November, 1950, p. 1311; 18th December, 1952, p. 1593; 24th December, 1952, p. 1648; 30th July, 1953, p. 409; 8th April, 1954, p. 710; 29th July, 1954, p. 228; 24th February, 1955, p. 426; 17th April, 1958, p. 1087; 3rd August, 1961, p. 584; 1st February, 1962, p. 209; 22nd February, 1962, p. 419; 22nd August, 1963, p. 593; 27th January, 1966, p. 250; 13th July, 1967, p. 430; 7th September, 1967, p. 1306; 27th March, 1969, p. 960; 10th July, 1969, p. 69; 31st July, 1969, p. 316; 4th February, 1971, p. 386; 22nd July, 1971, p. 231.
Rules under section 22a: *Gazette* 28th April, 1955, p. 990.
Rules and regulations as to the totalizator: *Gazette* 13th April, 1978, p. 1213; 23rd November, 1978, p. 2057.
Rules relating to investments with or through the South Australian Totalizator Agency Board: *Gazette* 23rd March 1967, p. 1102.
Rules relating to Trotting: (s. 31xk) 18th November, 1971, p. 2143; 26th September, 1974, p. 2503.

Lower River Broughton Irrigation Trust Act, 1938-1972
Commencement: 2nd February, 1939; *Gazette* 2nd February, 1939, p. 334.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
ss. 7 and 8. Proclamation: *Gazette* 20th July, 1939, p. 114.

Manufacturers Warranties Act, 1974
Commencement: 10th April, 1975; *Gazette* 10th April, 1975, p. 1442.

Manufacturing Industries Protection Act, 1937
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 3. Proclamations: *Gazette* 5th May, 1938, p. 938; 11th August, 1938, p. 273; 20th April, 1939, p. 915; 28th July, 1960, p. 225.

Margarine Act, 1939-1975
Commencement: 14th December, 1939; *Gazette* 14th December, 1939, p. 1565.
Commencement of Margarine Act Amendment Act, 1974: 1st April, 1975; *Gazette* 27th March, 1975, p. 1263.
Commencement of Margarine Act Amendment Act, 1974: 12th February, 1976; *Gazette* 12th February, 1976, p. 611.
Administration: Committed to the Minister of Agriculture, 14th December, 1939; *Gazette* 14th December, 1939, p. 1565.
Regulations: *Gazette* 14th October, 1976, p. 1272.
Regulations under section 3a: *Gazette* 7th June, 1962, p. 1491.

Marginal Dairy Farms (Agreement) Act, 1971
Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.

Marine Act, 1936-1976

Commencement: 1st July, 1937; *Gazette* 25th March, 1937, p. 641.
Commencement of Marine Act Amendment Act, 1968: 1st September, 1969; *Gazette* 28th August, 1969, p. 556.
Commencement of Marine Act Amendment Act, 1970: 25th March, 1971; *Gazette* 18th March, 1971, p. 1143.
Commencement of Marine Act Amendment Act, 1973: 21st March, 1974; *Gazette* 21st March, 1974, p. 988.
Commencement of Marine Act Amendment Act, 1976: 31st March, 1977; *Gazette* 31st March, 1977, p. 1010.
Administration: Committed to the Minister of Marine; *Gazette* 25th March, 1937, p. 641.
Regulations and rules made under Marine Board and Navigation Acts, 1881-1933, and Marine Act, 1936, as amended and other Acts:—
Prevention of collisions at sea: *Gazette* 24th February, 1966, p. 1125.
Vessels in South Australian Waters: *Gazette* 7th July, 1977, p. 17 (Revoking regulations and rules in Second Schedule, Part I, of the Act).
River Murray navigation: *Gazette* 30th October, 1884, p. 1641; 26th January, 1893, p. 157; 4th October, 1906, p. 714; 20th January, 1977, p. 145.
Adjustment of compasses: *Gazette* 12th September, 1974, p. 1917.
Engagement and discharge of seamen: *Gazette* 16th April, 1883, p. 1429; 4th August, 1887, p. 246; 26th September, 1889, p. 1354.
Receiver of Wreck: *Gazette* 26th April, 1883, p. 1429.
Survey, etc., of vessels: *Gazette* 15th April, 1880, p. 1259; 26th April, 1883, p. 1429; 1st July, 1886, p. 2; 30th November, 1899, p. 1197; 9th October, 1913, p. 815; 23rd June, 1921, p. 1318; 30th May, 1935, p. 1433; 19th August, 1954, p. 375; 2nd March, 1961, p. 470; 3rd October, 1974, p. 2529.
Examination of masters and mates: *Gazette* 8th March, 1973, p. 887; 30th August, 1973, p. 1526.
Examination of engineers: *Gazette* 18th June, 1970, p. 2129; 15th October, 1970, p. 1765.
Court of Survey (Rules): *Gazette* 19th November, 1885, p. 1328.
Court of Marine Inquiry (Rules): *Gazette* 27th February, 1936, p. 506; 14th May, 1964, p. 1007.
Dangerous goods: *Gazette* 20th July, 1950, p. 159; 24th July, 1952, p. 178.
Radiotelephony equipment: *Gazette* 16th February, 1978, p. 644.
Manning of fishing vessels: *Gazette* 4th July, 1963, p. 5; 27th October, 1966, p. 1756; 11th October, 1973, p. 2362.
River Murray (Murray Bridge) Zoning Regulations: *Gazette* 6th November, 1975, p. 2351; 13th November, 1975, p. 2441.
Operation of Commercial Houseboats: *Gazette* 21st October, 1976, p. 1403.
Survey and equipment of fishing vessels: *Gazette* 7th August, 1969, p. 353t; 13th May, 1971, p. 2430; 23rd September, 1971, p. 1198; 4th May, 1972, p. 1683; 26th April, 1979, p. 1231.
Miscellaneous: *Gazette* 11th November, 1897, p. 1446; 15th February, 1900, p. 302; 2nd November, 1911, p. 911; 30th November, 1911, p. 1184; 22nd August, 1912, p. 466; 10th April, 1913, p. 680; 8th May, 1913, p. 100.

Marine Stores Act, 1898-1975

Commencement: 2nd March, 1899; *Gazette* 2nd March, 1899, p. 401.
Regulations: *Gazette* 22nd June, 1899, p. 1357; 24th September, 1908, p. 632; 22nd December, 1921, p. 1458; 5th September, 1957, p. 525; 8th October, 1970, p. 1517; 17th June, 1971, p. 2938.
Regulations under Fees Regulation Act, 1927, as to fee for dealer's licence: *Gazette* 24th November, 1927, p. 1227.

Marketable Securities Act, 1971

Commencement: 1st July, 1971; *Gazette* 1st July, 1971.
Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
Declaration under s. 3 (2): *Gazette* 1st July, 1971, p. 3.
Regulations: *Gazette* 1st July, 1971, p. 62; 20th April, 1972, p. 1501; 29th March, 1973, p. 1265.

Marketing of Eggs Act, 1941-1973

Commencement of Marketing of Eggs Act Amendment Act: 18th January, 1973; *Gazette* 18th January, 1973, p. 190.
s. 6. Notice: *Gazette* 1st July, 1965, p. 1.
Regulations: *Gazette* 29th August, 1974, p. 1499; 29th January, 1976, p. 365.
Regulations as to election of producer members of the board: *Gazette* 27th February, 1964, p. 515; 23rd February 1967, p. 513; 15th February, 1973, p. 589.

The Markets Clauses Act, 1870-1956

s. 49. Proclamation: *Gazette* 24th October, 1889, p. 1584.

Matrimonial Causes Act, 1929-1941

Commencement: 20th March, 1930; *Gazette* 20th March, 1930, p. 561.
Rules of Court: *Gazette* 5th December, 1935, p. 1349.
(These rules are incorporated in the second schedule of the above Act, see Volume 5, pp. 710-728 of the South Australian Statutes, 1837-1936.)
Rules of Court as to increase of costs: *Gazette* 17th June, 1937, p. 1312.

Medical Practitioners Act, 1919-1974

Commencement of s. 29c: 31st March, 1971; *Gazette* 25th February, 1971, p. 823.
Commencement of Medical Practitioners Act Amendment Act, 1971: 1st December, 1971; *Gazette* 25th November 1971, p. 2164.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
s. 29a. Proclamations: *Gazette* 4th December, 1969, p. 1858; 18th June, 1970, p. 2115.
Regulations: *Gazette* 13th November, 1975, p. 2443.

Mental Health Act, 1935-1979

Commencement: 2nd January, 1936; *Gazette* 2nd January, 1936, p. 1.
Commencement of Part VIIA: 1st January, 1942; *Gazette* 17th July, 1941, p. 83.
Commencement of Mental Health Act Amendment Act, 1967: 1st July, 1970; *Gazette* 11th June, 1970, p. 2062.
Administration: Committed to the Minister of Health; *Gazette* 13th September, 1979, p. 645.
s. 12. Proclamations: *Gazette* 23rd March, 1922, p. 876; 2nd May, 1929, p. 903, 17th August, 1939, p. 421; 17th August, 1939, p. 422; 25th November, 1954, p. 1259; 18th January, 1962, p. 87; 15th April, 1965, p. 880; 20th March, 1969, p. 863; 18th February, 1971, p. 496; 9th September, 1971, p. 849; 24th January, 1974, p. 212; 9th October, 1975, p. 1946; 12th October, 1978, p. 1180.
s. 16. Proclamation: *Gazette* 24th October, 1940, p. 841; 22nd November, 1973, p. 2967; 24th January, 1974, p. 213.
s. 122. Proclamations: *Gazette* 21st January, 1915, p. 127; 26th October, 1922, p. 941; 6th November, 1952, p. 1200; 16th June, 1955, p. 1391; 27th February, 1969, p. 575.
s. 123. Proclamation: *Gazette* 27th February, 1969, p. 575.
Regulations relating to charges for accommodation: *Gazette* 23rd September, 1976, p. 976.
Regulations relating to the Parkside Mental Hospital: *Gazette* 2nd December, 1915, p. 1559; 20th January, 1916, p. 94; 21st December, 1922, p. 1560; 28th June, 1923, p. 1375; 27th January, 1927, p. 179; 10th January, 1935, p. 265; 29th March, 1956, p. 611.
Regulations relating to the Enfield Receiving House: *Gazette* 18th January, 1923, p. 98; 18th April, 1940, p. 862; 2nd November, 1944, p. 614.
Regulations relating to the Northfield Mental Hospital: *Gazette* 13th August, 1931, p. 255; 18th April, 1940, p. 862; 2nd November, 1944, p. 613.
Regulations relating to voluntary boarders: *Gazette* 23rd May, 1929, p. 1052.
Regulations relating to criminal mental defectives: *Gazette* 24th October, 1940, p. 886.
Regulations relating to powers to write off charges, etc.: *Gazette* 10th August, 1916, p. 237.
Regulation for the alteration of forms in certain schedules to the Act: *Gazette* 27th May, 1937, p. 1206.
Regulations relating to private mental hospitals: *Gazette* 7th August, 1941, p. 254; 15th August, 1963, p. 428; 11th June, 1970, p. 2067.
Rules of Court: *Gazette* 3rd September, 1914, p. 585.

Metropolitan Adelaide Road Widening Plan Act, 1972-1976

Commencement: 1st January, 1974; *Gazette* 1st November, 1973, p. 2722.
Commencement of Metropolitan Adelaide Road Widening Plan Act Amendment Act, 1976; 1st May, 1977; *Gazette* 24th March, 1977, p. 885.
Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.
Regulations: *Gazette* 28th July, 1977, p. 243.

Metropolitan Drainage Act, 1935-1974

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
ss. 7, 8 and 15. Notices: *Gazette* 26th June, 1941, p. 946; 27th April, 1944, p. 544; 24th August, 1950, p. 463.
ss. 10, 11 and 15. Notices: *Gazette* 16th June, 1938, p. 1458; 28th March, 1940, p. 649.
Regulations: *Gazette* 7th July, 1938, p. 2.

Metropolitan Milk Supply Act, 1946-1974

Commencement of Part III: 2nd October, 1947; *Gazette* 2nd October, 1947, p. 970.
Commencement of Metropolitan Milk Supply Act Amendment Act, 1957: 6th March, 1958; *Gazette* 6th March, 1958, p. 757.
Commencement of Statutes Amendment (Metropolitan Milk Supply, Food and Drugs, and Health) Act, 1967: 1st January, 1968; *Gazette* 7th December, 1967, p. 2445
s. 18. Notices: 2nd September, 1971, p. 740.
s. 28. Notice: *Gazette* 18th November, 1954, p. 1245.
s. 31. Notice: *Gazette* 2nd May, 1968, p. 1380.
Regulations: *Gazette* 23rd October, 1975, p. 2009; 13th January, 1977, p. 53.

Metropolitan Taxi-Cab Act, 1956-1978

Commencement of Metropolitan Taxi-Cab Act Amendment Act, 1972: 10th August, 1972; *Gazette* 10th August, 1972, p. 1033.
Commencement of Metropolitan Taxi-Cab Act Amendment Act, 1974: 1st April, 1975: *Gazette* 14th November, 1974, p. 3140.
Commencement of Metropolitan Tax-Cab Act Amendment Act, 1978; 19th February, 1979; *Gazette* 18th January, 1979, p. 98.
Administration: Committed to the Minister of Transport; *Gazette* 18th March, 1965, p. 619.
s. 3. Proclamations: *Gazette* 19th March, 1959, p. 587; 17th October, 1963, p. 1140; 11th June, 1964, p. 1227; 15th January, 1970, p. 115; 23rd August, 1973, p. 1004; 19th February, 1976, p. 676.
s. 25. Proclamation of 1st April, 1958, as the proclaimed day: *Gazette* 28th November, 1957, p. 1277.
Regulations under section 4: *Gazette* 7th February, 1957, p. 182.
General regulations: *Gazette* 6th October, 1977, p. 955 (Consolidation); 3rd November, 1977, p. 1354; 9th March, 1978, p. 809; 9th November, 1978, p. 1522; 8th February, 1979, p. 309, p. 310; 29th November, 1979, p. 1839.

Mines and Works Inspection Act, 1920-1978

Commencement: 20th January, 1921; *Gazette* 20th January, 1921, p. 106.
Commencement of Mines and Works Inspection Act Amendment Act, 1978; 18th January, 1979; *Gazette* 18th January, 1979, p. 95.
Administration: Committed to the Minister of Mines and Energy: *Gazette* 4th September, 1975, p. 1276.
s. 4. Proclamation: *Gazette* 18th January, 1979, p. 95.
s. 5a. Proclamations: *Gazette* 31st October, 1968, pp. 1395, 1397; 12th November, 1970, p. 2214; 12th August, 1970, p. 523; 16th March, 1972, p. 888; 13th December, 1973, p. 3265.
Regulations: *Gazette* 19th August, 1965, p. 477; 2nd November, 1967, p. 1975; 3rd October, 1968, p. 1071; 30th September, 1971, p. 1232; 24th May, 1973, p. 2198; 5th July, 1973, p. 12; 6th June, 1974, p. 2221.

Mining Act, 1971-1978

Commencement: 3rd July, 1972; *Gazette* 29th June, 1972, p. 2689.
Commencement of Mining Act Amendment Act, 1972: 25th January, 1973; *Gazette* 25th January, 1973, p. 274.
Commencement of Mining Act Amendment Act, 1976; 23rd December, 1976; *Gazette* 23rd December, 1976, p. 2317.
Administration: Committed to the Minister of Mines and Energy: *Gazette* 4th September, 1975, p. 1276.
Delegation of certain powers to the Minister Assisting the Premier: *Gazette* 29th June, 1972, p. 2690.
s. 6. Proclamation: *Gazette* 29th June, 1971, p. 2690.
s. 8. Proclamations: *Gazette* 29th June, 1972, p. 2690; 19th April, 1973, p. 1777; 17th January, 1974, p. 109; 21st February, 1974, p. 542; 20th June, 1974, p. 2450; 18th July, 1974, p. 564; 10th October, 1974, p. 2592; 20th March, 1975, p. 1087; 22nd May, 1975, p. 1986; 28th August, 1975, p. 1127; 23rd October, 1975, p. 2084; 13th November, 1975, p. 2431; 18th December, 1975, p. 3282; 25th March, 1976, p. 1405; 8th April, 1976, p. 1894; 22nd July, 1976, p. 190, p. 192; 2nd December, 1976, p. 1812; 3rd November, 1977, p. 4350; 2nd March, 1978, p. 728; 16th March, 1978, p. 878; 1st June, 1978, p. 1878; 22nd June, 1978, p. 2126; 13th July, 1978, p. 120; 31st August, 1978, p. 716; 7th December, 1978, p. 2155.
Rules of Warden's Court: *Gazette* 29th June, 1972, p. 2806; 10th November, 1977, p. 1500.
Regulations: 29th June, 1972, p. 2810; 10th May, 1973, p. 1998; 13th September, 1972, p. 1998; 26th August, 1976, p. 664; 11th November, 1976, p. 1616; 10th November, 1977, p. 1481; 18th October, 1979, p. 1017.

Ministers' Titles Act, 1944

Administration: Committed to the Minister of Public Works; *Gazette* 15th March, 1979, p. 681.

Minors Contracts (Miscellaneous Provisions) Act, 1979

Commencement: 1st November, 1979; *Gazette* 1st November, 1979, p. 1104.
Rules of Supreme Court: 25th October, 1979, p. 1069.
Rules of Local Court: 25th October, 1979, p. 1068.

Misrepresentation Act, 1971-1972

Commencement: 18th May, 1972; *Gazette* 18th May, 1972, p. 1927.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Mobil Lubricating Oil Refinery (Indenture) Act, 1976

Commencement: 24th February, 1977; *Gazette* 24th February, 1977, p. 491.

Mock Auctions Act, 1972

Commencement: 6th April, 1972; *Gazette* 6th April, 1972, p. 1368.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Monarto Development Commission Act, 1973-1974

Commencement: 17th January 1974; *Gazette* 17th January. 1974, p. 111.
Administration: Committed to the Minister for Planning; *Gazette* 22nd November, 1979, p. 1309.
s. 25. Proclamation of 1st July, 1974 as appointed day for purposes of Part III; *Gazette* 27th June, 1974, p. 2555.
s. 30. Proclamation of 1st July, 1974 as appointed day for purposes of Part IV; *Gazette* 27th June, 1974, p. 2555.

Monarto Development Commission (Additional Powers) Act, 1975

Administration: Committed to the Minister of Planning; 22nd November, 1979, p. 1309.

Monarto (Land Acquisition) Act, 1972-1973

Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.

Morphett Street Bridge Act, 1964-1974

Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.

Mortgagors Relief Act, 1931-1943

Commencement: 5th December, 1931; *Gazette* 5th December, 1931, p. 1065.
Rules of the Local Court: *Gazette* 28th January, 1932, p. 158.

Motor Fuel Distribution Act, 1973

Commencement: 1st July, 1974; *Gazette* 28th February, 1974, p. 617.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 26. Proclamation (Appointed day for purposes of Part III): *Gazette* 28th February, 1974, p. 618.
s. 53. Notice: *Gazette* 23rd September, 1976, p. 1000.
Regulations: *Gazette* 20th June, 1974, p. 2455; 19th December, 1974, p. 3784; 2nd June, 1977, p. 1593.
Regulations under Trade Measurements Act and Motor Fuel Distribution Act: *Gazette* 22nd July, 1976, p. 200.

Motor Vehicles Act, 1959-1978

Commencement: 14th April, 1960; *Gazette* 14th April, 1960, p. 1039.
Administration: Committed to the Minister of Transport; *Gazette* 3rd August, 1967, p. 913.
Commencement of section 4 of Motor Vehicles Act Amendment Act, 1960: 1st December, 1960; *Gazette* 10th November, 1960, p. 1301.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1960: 1st July, 1961; *Gazette* 18th May, 1961, p. 1139.
Commencement of sections 6 (*a*), 8 and 9 of Motor Vehicles Act Amendment Act, 1961: 1st March, 1962; *Gazette* 1st March, 1962, p. 430.
Commencement of sections 4, 10 and 11 of Motor Vehicles Act Amendment Act, 1961: 1st May, 1962; *Gazette* 1st March, 1962, p. 430.
Commencement of Statutes Amendment (Stamp Duties and Motor Vehicles) Act, 1964: 19th October, 1964; *Gazette* 15th October, 1964, p. 1203.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1966: 1st January, 1968; *Gazette* 16th November, 1967, p. 2199.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1968: 1st January, 1969; *Gazette* 5th December, 1968, p. 2429.
Commencement of Motor Vehicles Act Amendment Act (No. 3) 1971: 1st January, 1972; *Gazette* 9th December, 1971, p. 2370.
Commencement of ss. 11, 13, 14 and 16 of Motor Vehicles Act Amendment Act, 1972: 1st April, 1973; *Gazette* 8th March, 1973, p. 861.

Commencement of Motor Vehicles Act Amendment Act (No. 2), 1972: 21st December, 1972; *Gazette* 21st December, 1972, p. 2722.
Commencement of Motor Vehicles Act Amendment Act, 1973: 18th February, 1974; *Gazette* 17th January, 1974, p. 109.
Commencement of Motor Vehicles Act Amendment Act, 1974: 1st October, 1974; *Gazette* 30th August, 1974, p. 1605.
Commencement of Motor Vehicles Act Amendment Act, (No. 2) 1974: 1st March, 1975; *Gazette* 13th February, 1975, p. 506.
Commencement of Motor Vehicles Act Amendment Act, 1975: 1st January, 1976; *Gazette* 11th December, 1975, p. 3137.
Commencement of Motor Vehicles Act Amendment Act, 1976: 13th May, 1976; *Gazette* 13th May, 1976 p. 2460; Operation of s. 52 suspended until 7th July, 1976.
Commencement of Motor Vehicles Act Amendment Act (No. 2), 1976: 17th January, 1977; *Gazette* 13th January 1977, p. 44.
Commencement of Motor Vehicles Act Amendment Act, 1978 (excepting ss. 4 (2), 13, 17, 35, 36, 37, 38, 39, 40, 45, 75): 18th January, 1979; *Gazette* 18th January, 1979, p. 98.
Commencement of s. 13 of Motor Vehicles Act Amendment Act, 1978: 19th February, 1979; *Gazette* 18th January, 1979, p. 98.
Commencement of ss. 40 and 45 of Motor Vehicles Act Amendment Act, 1978: 19th March 1979; *Gazette* 18th January, 1979, p. 98.
Commencement of ss. 35, 36, 37, 38 and 39 of Motor Vehicles Act Amendment Act, 1978: 1st April, 1979; *Gazette* 18th January, 1979, p. 98.
Commencement of ss. 4 (2) and 17 of Motor Vehicles Act Amendment Act, 1978: Operation suspended until day to be fixed by subsequent proclamation; *Gazette* 18th January, 1979, p. 98.
Commencement of s. 75 of Motor Vehicles Act Amendment Act, 1978: 31st May, 1979; *Gazette* 31st May, 1979 p. 1611.
s. 5 (3a) Proclamation: *Gazette* 18th January, 1979, p. 99.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.
s. 98c Proclamation *Gazette* 13th May, 1976, p. 2460.
s. 102. Proclamation: *Gazette* 15th December, 1966, p. 2219.
s. 118a. Proclamation: *Gazette* 22nd July, 1971, p. 221.
s. 118a. Notice: *Gazette* 21st November, 1974, p. 3262.
Regulations: *Gazette* 16th November, 1967, p. 2205; 8th February, 1968, p. 346; 14th March, 1968, p. 865; 30th May, 1968, p. 1642; 23rd April, 1970, p. 1570; 17th December, 1970, p. 2779; 14th October, 1971, p. 1458; 14th October, 1971, p. 1460; 23rd December, 1971, p. 2741; 12th October, 1972, p. 1877; 2nd November, 1972, p. 2142; 29th March, 1973, p. 1263; 6th September, 1973, p. 1902; 13th March, 1975, p. 1056; 13th May, 1976, p. 2569; 2nd December, 1976, p. 1820, p. 1822; 16th December, 1976, p. 2265; 3rd March, 1977, p. 604; 2nd June, 1977, p. 1594; 22nd September, 1977, p. 819, p. 820; 10th November, 1977, p. 1440; 18th January, 1979, p. 109; 3rd May, 1979, p. 1381; 31st May, 1979, p. 1622; 2nd August, 1979, p. 282; 8th November, 1979. p. 1195; 20th December, 1979, p. 2299.
Regulations as to determining load capacity: *Gazette* 12th March, 1964, p. 588; 1st October, 1964, p. 1088.
Regulations under Fees Regulation Act, 1927, as to fees for searchers, issue of duplicate registration cards, licences, etc.: *Gazette* 8th August, 1957, p. 313; 19th September, 1963, p. 907; 30th May, 1968, p. 1642; 10th October, 1968, p. 1159.
Regulations under Road Maintenance (Contribution) Act, 1963: *Gazette* 12th March, 1964, p. 588; 1st October, 1964, p. 1088.
Rules of Court as to appeal against refusal of drivers' licences: *Gazette* 16th December, 1976, p. 936.
Rules of Court cited as "Points Demerit Scheme Appeal Rules": *Gazette* 27th November, 1975, p. 2925.

Municipal Tramways Trust Act—*See* Bus and Tramways Act, 1935-1975

Murray New Town (Land Acquisition) Act, 1972-1973

Commencement of Murray New Town (Land Acquisition) Act Amendment Act, 1972: 7th December, 1972; *Gazette* 7th December, 1972.
Commencement of Murray New Town (Land Acquisition) Act Amendment Act, 1973: 17th January, 1974; *Gazette* 17th January, 1974, p. 111.
See also Crown Lands Act, 1929-72; s. 5g. Proclamations.

Narcotic and Psychotropic Drugs Act, 1934-1978

Commencement of Dangerous Drugs Act, 1934: 1st October, 1937; *Gazette* 15th April, 1937, p. 789.
Commencement of Dangerous Drugs Act Amendment Act (No. 2), 1970: 25th January, 1971; *Gazette* 21st January, 1971, p. 186.
Commencement of Narcotic and Psychotropic Drugs Act Amendment Act, 1972: 29th January, 1973; *Gazette* 25th January, 1973, p. 274.
Commencement of Narcotic and Psychotropic Drugs Act Amendment Act, 1976; 14th July, 1977, p. 74.
Administration: Committed to the Chief Secretary; *Gazette* 15th April, 1937, p. 789; Committed to the Minister of Health; *Gazette* 22nd March, 1973, p. 1001.
ss. 4 and 6. Proclamations: *Gazette* 19th August, 1971, p. 586; 13th June, 1974, p. 2330; 11th November, 1976, p. 1604.
Regulations: *Gazette* 19th January, 1978, p. 305; 14th September, 1978, p. 908.

National Parks and Wildlife Act, 1972-1978

Commencement: 3rd July, 1972; *Gazette* 29th June, 1972, p. 2689.
Commencement of National Parks and Wildlife Act Amendment Act, 1974: 1st February, 1975; *Gazette* 30th January, 1975, p. 341.
Commencement of National Parks and Wildlife Act Amendment Act, 1978: 8th June, 1978: *Gazette* 8th June, 1978, p. 1973.
Administration: Committed to the Minister of the Environment; *Gazette* 17th May, 1979, p. 1452.
ss. 27 and 28. Proclamations: *Gazette* 11th December, 1975, p. 3137; 8th July, 1976, p. 74; 22nd July, 1976, p. 191; 2nd September, 1976, p. 768; 9th September, 1976, p. 827 (two); 23rd September, 1976, p. 970; 14th September, 1978, p. 903; 7th December, 1978, p. 2156; 31st May, 1979, p. 1641; 16th August, 1979, p. 386.
ss. 29 and 30. Proclamations: *Gazette* 17th August, 1972, p. 1171; 9th November, 1972, p. 2253 (two); 14th December, 1972, p. 2629; 11th January, 1973, p. 101; 15th February, 1972, p. 449; 8th March, 1973, p. 857, p. 859 (two); 12th July, 1973, p. 114; 2nd August, 1973, p. 723; 16th August, 1973, p. 918; 13th September, 1973, p. 1988; 11th October, 1973, p. 2353; 25th October, 1973, p. 2584; 22nd November, 1973, p. 2967; p. 2968; 6th December,

National Parks and Wildlife Act, 1972-1978—*continued*

1973, p. 3167; 20th December, 1973, p. 3337; 14th February, 1974, p. 475; 14th March, 1974, p. 895; 28th March, 1974, p. 1048; 4th April, 1974, p. 1124; 16th May, 1974, p. 1774; 30th May, 1974, p. 2094; 11th July, 1974, p. 97; 18th August, 1974, p. 1256; 12th September, 1974, p. 1736; 27th February, 1975, p. 663; 10th July, 1975, p. 146; 21st August, 1975, p. 994; 29th January, 1976, p. 354; 12th February, 1976, p. 610; 4th March, 1976, p. 941; 11th March, 1976, p. 1133; 8th April, 1976, p. 1895; 27th May, 1976, p. 2753; 11th June, 1976, p. 3056; 24th June, 1976, p. 3168; 1st July, 1976, p. 7; 9th September, 1976, p. 825 (two) p. 826 (six) p. 827 (four), p. 828 (two); 23rd September, 1976, p. 971; 30th September, 1976, p. 1028; 14th October, 1976, p. 1269; 28th October, 1976, p. 1475; 4th November, 1976, p. 1547; 23rd December, 1976, p. 3218; 17th February, 1977, p. 433; 24th March, 1977, p. 868; 12th May, 1977, p. 1359; 19th May, 1977, p. 1415; 28th July, 1977, p. 234; 24th November, 1977, p. 1564; 1st December, 1977, p. 2062; 12th January, 1978, p. 50; 6th July, 1978, p. 2 (four); 20th July, 1978, p. 190; 27th July, 1978, p. 287; 25th January, 1979, p. 186 (two); 1st February, 1979, p. 248 (two); 1st March, 1979, p. 552; 26th April, 1979, p. 1224; 3rd May, 1979, p. 1313 17th May, 1979, p. 1453; 24th May, 1979, p. 1499; 7th June, 1979, p. 1675; 14th June, 1979, p. 1824; 28th Jnue, 1979 p. 1951; 8th November, 1979, p. 1182; 6th December, 1979, p. . 1896

ss. 31 and 32. Proclamations: 13th September, 1973, p. 1988; 29th November, 1973, p. 3054; 29th August, 1974, p. 1481; 19th June, 1975, p. 2315; 27th May, 1976, p. 2752; 2nd September, 1976, p. 768; 14th November, 1977, p. 1565.

ss. 33 and 34. Proclamations: 12th Julv, 1973, p. 114; 23rd August, 1973, p. 1004; 30th August, 1973, p. 1400; 4th October, 1973, p. 2205; 29th January, 1975, p. 354; 24th June, 1976, p. 3168; 8th July, 1976, p. 74.

s. 42. Notice: *Gazette* 26th April, 1974, p. 1459.

s. 44. Declaration of Sanctuary: *Gazette* 14th February, 1974, p. 482; 7th March, 1974, p. 857; 6th June, 1974, p. 2217, p. 2218; 18th July, 1974, p. 624, p. 625.

s. 45b. Proclamation: *Gazette* 8th June, 1978, p. 1972; 10th May, 1979, p. 1396.

Regulations: *Gazette* 29th June, 1972, p. 2865; 30th January, 1975, p. 348, p. 366; 18th December, 1975, p. 3298; 26th August, 1976, p. 665; 28th October, 1976, p. 1487; 3rd February, 1977, p. 281; 16th June, 1977, p. 1717.

Regulation relating to hunting: *Gazette* 30th January, 1975, p. 346.

Regulations relating to kangaroo sealed tags: *Gazette* 18th July, 1974, p. 574.

Regulations relating to wildlife: *Gazette* 18th December, 1975, p. 3299.

Natural Gas Pipelines Authority Act—*See* Pipelines Authority Act

Noise Control Act, 1976-1977

Commencement: 18th August, 1977; *Gazette* 18th August, 1977, p. 415 (Parts III and IV to come into operation on a day to be fixed by subsequent proclamation).

Commencement of Parts III and IV: 6th July, 1978; *Gazette* 6th July, 1978, p. 5.

Administration: Committed to the Minister of Environment; *Gazette* 15th May, 1979, p. 1452.

s. 6. Proclamations: *Gazette* 18th August, 1977, p. 415; 6th July, 1978, p. 3.

Regulations relating to hearing conservation: *Gazette* 6th July, 1978, p. 104.

Regulations relating to industrial noise: *Gazette* 6th July, 1978, p. 109.

Regulations relating to machine noise: *Gazette* 6th July, 1978, p. 102.

The Northern Territory Surrender Act, 1907

Commencement: 1st January, 1911; *Gazette* 22nd December, 1910, p. 1299.

Northern Territory Surrender Act Amendment Act, 1919

Commencement: 1st January, 1920; *Gazette* 25th December, 1919, p. 1573.

North Haven Development Act, 1972

Commencement: 7th December, 1972; *Gazette* 7th December, 1972, p. 2538.

North Haven Trust Act, 1979

Commencement: 31st May, 1979, *Gazette* 31st May, 1979, p. 1613.

Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.

Noxious Insects Act, 1934-1974

Administration: Committed to the Minister of Agriculture; *Gazette* 10th January, 1935, p. 263.

s. 3. Proclamations: *Gazette* 10th January, 1935, p. 263; 21st February, 1935, p. 547; 20th October, 1966, p. 1657.

Regulations: *Gazette* 10th January, 1935, p. 264; 3rd November, 1955, p. 999; 26th September, 1974, p. 2401.

Noxious Trades Act, 1943-1974

Commencement: 1st January, 1949; *Gazette* 9th December, 1948, p. 1744.

Administration: Committed to the Minister of Health; *Gazette* 17th February, 1944, p. 188.

Regulations: *Gazette* 9th December, 1948, p. 1787; 9th December, 1948, p. 1789; 3rd August, 1950, p. 226; 3rd August, 1950, p. 227; 10th February, 1955, p. 240; 12th April, 1956, p. 707; 15th December, 1960, p. 1661; 8th October, 1964, p. 1145; 25th January, 1968, p. 205; 2nd May, 1974, p. 1622; 11th March, 1976, p. 1138, p. 1139; 24th March, 1977, p. 890; 14th July, 1977, p. 93.

Nurses Registration Act, 1920-1970

Commencement: 2nd May, 1921; *Gazette* 28th April, 1921, p. 939.

Commencement of Nurses Registration Act Amendment Act, 1959: 1st March, 1962; *Gazette* 1st March, 1962, p. 429.

Commencement of Nurses Registration Act Amendment Act, 1960: 1st March, 1962; *Gazette* 1st March, 1962, p. 429.

Commencement of sections 4, 6(*c*), 6(*d*), 9-11, 13-18 of Nurses Registration Act Amendment Act, 1963: 2nd April, 1964; *Gazette* 2nd April, 1964, p. 730.

Administration: Committed to the Minister of Health; *Gazette* 22nd March, 1973, p. 1000.

Regulations as to registration: *Gazette* 23rd September, 1971, p. 1129; 12th December, 1974, p. 3656; 19th December, 1974, p. 3790.

Regulations as to training and examination of midwives: *Gazette* 5th April, 1923, p. 773; 30th October, 1924, p. 1079; 24th September, 1931, p. 575; 6th September, 1934, p. 479; 4th June, 1936, p. 1134; 20th September, 1951, p. 740; 1st September, 1955, p. 492; 8th November, 1956, p. 1047; 8th January, 1959, p. 6; 3rd May, 1962, p. 1179; 19th October, 1967, p. 1776.

Regulations as to the practice of midwives: *Gazette* 7th February, 1924, p. 324; 3rd May, 1962, p. 1179.

Occupational Therapists Act, 1974

Commencement: 1st June, 1976; *Gazette* 27th May, 1976, p. 2754.
Administration: Committed to the Minister of Health; *Gazette* 27th May, 1976, p. 2754.
Regulations: *Gazette* 27th May, 1976, p. 2767; 12th July, 1979, p. 128.

Offenders Probation Act, 1913-1971

Commencement of Offenders Probation Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
Commencement of Offenders Probation Act Amendment Act, 1971: 25th May, 1972; *Gazette* 25th May, 1972, p. 2031.
Administration: Committed to the Chief Secretary; *Gazette* 5th February, 1914, p. 319.
Regulations: *Gazette* 26th February, 1914, p. 516; 7th February, 1946, p. 235; 24th January, 1952, p. 140.

Ombudsman Act, 1972-1974

Commencement: 14th December, 1972; *Gazette* 14th December, 1972, p. 2629.
Administration: Committed to the Premier; *Gazette* 8th March, 1973, p. 858.
s. 3, s. 5. Proclamations: *Gazette* 6th December, 1973, p. 3166; 10th January, 1974, p. 38; 14th February, 1974, p. 475; 20th June, 1974, p. 2450.

Opticians Act, 1920-1974

Commencement: 23rd June, 1921; *Gazette* 23rd June, 1921, p. 1315.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
General regulations: *Gazette* 16th October, 1975, p. 2034 (Consolidation); 17th November, 1977, p. 1510; 20th December, 1979, p. 2301.
Regulations under Fees Regulation Act, 1927, as to the fees for perusing rules of the Board of Optical Registration, and for publishing the list of registered persons: *Gazette* 19th December, 1929, p. 1311; 11th November, 1937, p. 1307.

Oriental Fruit Moth Control Act, 1962-1967

Commencement: 31st January, 1963; *Gazette* 31st January, 1963, p. 194.
Administration: Committed to the Minister of Agriculture; *Gazette* 31st January, 1963, p. 194.
s. 4. Proclamations: *Gazette* 1st August, 1963, p. 271; 24th June, 1965, p. 1588.
Regulations: *Gazette* 30th January, 1964, p. 191; 2nd September, 1965, p. 865; 28th September, 1972, p. 1668.

Outback Areas Community Development Trust Act, 1978

Commencement: 25th May, 1978; *Gazette* 25th May, 1978, p. 1826.
Administration: Committed to the Minister of Local Government; *Gazette* 24th August, 1978, p. 615.

Packages Act, 1967-1972

Commencement (other than ss. 15, 21, 24, 25, 27, 33, 34 and 35): 1st October, 1968; *Gazette* 26th September, 1968, p. 940.
Commencement (s. 15): 1st November, 1969; *Gazette* 24th April, 1969, p. 1175.
Commencement (ss. 21, 24 and 25): 1st November, 1969; *Gazette* 26th September, 1968, p. 940.
Commencement (s. 27): 1st May, 1970; *Gazette* 24th April, 1969, p. 1175.
Commencement (ss. 33, 34 and 35): 1st May, 1970; *Gazette* 26th September, 1968, p. 940.
Commencement of Packages Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1248.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Appointment of day for purposes of s. 16: 1st November, 1969; *Gazette* 26th September, 1968, p. 983; 1st January, 1972; *Gazette* 23rd December, 1971, p. 2635.
Appointment of day for purposes of s. 18: 1st November, 1969; *Gazette* 26th September, 1968, p. 983.
Appointment of day for purposes of s. 28: 1st May, 1970; *Gazette* 26th September, 1968, p. 983; 1st January, 1972; *Gazette* 23rd December, 1971, p. 2637.
Appointment of day for purposes of s. 30: 1st May, 1970; *Gazette* 26th September, 1968, p. 984.
Exemption of Articles: *Gazette* 26th September, 1968, p. 984; 30th November, 1972, p. 2491; 26th July, 1972, p. 415.
Regulations: 24th August, 1978, p. 627; 31st August, 1978, p. 813.

Parliamentary Salaries and Allowances Act, 1965-1978

Commencement of sections 3 to 11, and 16: 10th March, 1966; *Gazette* 10th March, 1966, p. 1315.
Administration: Committed to the Treasurer; *Gazette* 5th July, 1979, p. 3.

Parliamentary Superannuation Act, 1974-1978

Commencement: 4th April, 1974; *Gazette* 4th April, 1974, p. 1132.
Commencement of Parliamentary Superannuation Act Amendment Act, 1978: 1st June, 1978; *Gazette* 1st June, 1978, p. 1878.
Commencement of Parliamentary Superannuation Act Amendment Act (No. 2), 1978: 21st December, 1978; *Gazette* 21st December, 1978, p. 2307.
s. 5 (2). Proclamations: 2nd May, 1974, p. 1614; 16th May, 1974, p. 1774; 6th June, 1974, p. 2215; 11th July, 1974, p. 97.
Regulations: *Gazette* 1st June, 1978, p. 1886.

Pastoral Act, 1936-1976

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of Pastoral Act Amendment Act, 1968: 30th January, 1969; *Gazette* 30th January, 1969, p. 337.
Commencement of Pastoral Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Pastoral Act Amendment Act (No. 2), 1976; 24th February, 1977: *Gazette* 24th February, 1977, p. 489.
s. 49. Proclamations: *Gazette* 6th August, 1936, p. 207; 11th February, 1937, p. 286; 22nd April, 1937, p. 850; 10th June, 1937, p. 1281; 24th June, 1937, p. 1363; 5th August, 1937, p. 309; 16th September, 1937, p. 698; 18th November, 1937, p. 1345; 2nd December, 1937, p. 1514; 10th February, 1938, p. 296; 24th March, 1938, p. 660; 27th October, 1938, p. 1100; 11th January, 1940, p. 33; 15th August, 1940, p. 274; 23rd December, 1943, p. 809; 14th March, 1946, p. 431; 19th September, 1946, p. 489; 24th December, 1946, p. 1499; 15th November, 1951, p. 1186.

Pastoral Act, 1936-1976—*continued*
Regulations: *Gazette* 18th January, 1923, p. 103; 20th March, 1930, p. 565; 17th March, 1938, p. 609; 6th December, 1956, p. 1281; 29th June, 1961, p. 1510; 15th November, 1962, p. 1398; 3rd March, 1966, p. 1228; 9th December, 1971, p. 2476; 21st December, 1972, p. 2742; 30th January, 1975, p. 349; 15th June, 1978, p. 2046; 20th June, 1979, p. 1892.

Pay-roll Tax Act, 1971-1979
Regulations: *Gazette* 18th January, 1979, p. 116; 6th December, 1979, p. 1902.
Regulations: Pay-roll Tax Tribunal Regulations; *Gazette* 17th August, 1972, p. 1174; 6th July, 1978, p. 74.
Regulations relating to exemptions: *Gazette* 6th December, 1979, p. 1904.
Regulations relating to refunds: *Gazette* 6th December, 1979, p. 1900.

Pest Plants Act, 1975
Commencement: 15th April, 1976; *Gazette* 8th April, 1976, p. 1894.
Administration: Committed to the Minister of Agriculture; *Gazette* 7th October, 1976, p. 1107.
s. 35. Proclamations: *Gazette* 10th March, 1977, p. 640; 4th August, 1977, p. 296; 27th October, 1977, p. 1266; 12th January, 1978, p. 52; 29th June, 1978, p. 2233; 6th July, 1978, p. 5; 27th July, 1978, p. 288, 21st September, 1978, p. 980; 5th October, 1978, p. 1106, p. 1107; 25th January, 1979, p. 189; 3rd May, 1979, p. 1414; 7th June, 1979, p. 1674; 5th July, 1979, p. 2; 23rd August, 1979, p. 436; 4th October, 1979, p. 811; 11th October, 1979, p. 916.
Regulations: *Gazette* 4th August, 1977, p. 474.

Petroleum Act, 1940-1978
Commencement (as Mining (Petroleum) Act, 1940): 31st July, 1941; *Gazette* 31st July, 1941, p. 165.
Commencement of Mining (Petroleum) Act Amendment Act, 1967: 30th November, 1967; *Gazette* 30th November, 1967, p. 2347.
Commencement of Petroleum Act Amendment Act, 1978: 7th July, 1978; *Gazette* 7th July, 1978, p. 2158.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1277.
Regulations: *Gazette* 11th July, 1968, p. 66; 6th August, 1970, p. 509.

Petroleum Products Subsidy Act, 1965-1978
Commencement: 16th September, 1965; *Gazette* 16th September, 1965, p. 1050.
Regulations: *Gazette* 16th September, 1965, p. 1053; 26th October, 1978, p. 1367.

Petroleum (Submerged Lands) Act, 1967-1974
Commencement: 1st April, 1968; *Gazette* 28th March, 1968, p. 1070.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1276.

Pharmacy Act, 1935-1973
Commencement of Pharmacy Act Amendment Act, 1972: 20th April, 1972, p. 1248.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 10th January, 1952, p. 50; 27th August, 1953, p. 645; 25th March, 1954, p. 619; 29th September, 1955, p. 715; 14th May, 1959, p. 1034; 14th May, 1959, p. 1035; 6th April, 1961, p. 826; 28th November, 1968, p. 2322; 5th August, 1971, p. 399.
Regulations under Fees Regulation Act, 1927, relating to the charges of the Crown Solicitor for perusing and settling regulations, and to the fee for publishing a list of registered chemists: *Gazette* 19th December, 1929, p. 1311; 11th November, 1937, p. 1307.

Phylloxera Act, 1936-1975
Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.

Physiotherapists Act, 1945-1973
Commencement: 6th June, 1946; *Gazette* 6th June, 1946, p. 1021.
Commencement of Physiotherapists Act Amendment Act, 1972: 30th November, 1972; *Gazette* 30th November, 1972, p. 2467.
Commencement of Physiotherapists Act Amendment Act, 1973; 26th April, 1974; *Gazette* 26th April, 1974, p. 1457.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
Regulations: *Gazette* 13th February, 1947, p. 677; 31st July, 1947, p. 260; 25th September, 1947, p. 933; 22nd January, 1948, p. 210; 15th July, 1948, p. 292; 2nd June, 1949, p. 1719; 7th June, 1951, p. 1267; 5th July, 1951, p. 44; 4th September, 1952, p. 725; 2nd October, 1952, p. 941; 8th January, 1953, p. 10; 4th March, 1954, p. 467; 4th July, 1957, p. 6; 10th July, 1958; p. 65; 4th August, 1960, p. 294; 13th December, 1962, p. 1697; 23rd May, 1963, p. 1336; 4th March, 1965, p. 481; 16th June, 1966, p. 2196; 18th May, 1967, p. 1597; 17th August, 1967, p. 1105; 27th November, 1969, p. 1822; 15th January, 1970, p. 120; 8th October, 1970, p. 1517; 29th April, 1971, p. 2273; 31st May, 1973, p. 2322; 10th January, 1974, p. 46; 26th April, 1974, p. 1567; 24th October, 1974, p. 2764; 14th November, 1974, p. 3149; 8th May, 1975, p. 1815; 10th July, 1975, p. 153; 27th January, 1977, p. 191; 12th May, 1977, p. 1365; 8th December, 1977, p. 2146; 24th August, 1978, p. 657; 31st August, 1978, p. 808.

Pipelines Authority Act, 1967-1978
Commencement (as Natural Gas Pipelines Authority Act, 1967): 20th April, 1967: *Gazette* 20th April, 1967, p. 1343.
Commencement of Natural Gas Pipelines Authority Act Amendment Act, 1974: 1st January, 1975; *Gazette* 19th December, 1974, p. 3766.
Administration: Committed to the Minister of Mines and Energy; *Gazette* 4th September, 1975, p. 1278.
s. 11. Proclamation: *Gazette* 23rd May, 1968, p. 1554.

Pistol Licence Act, 1929-1975
Commencement: 1st January, 1930; *Gazette* 19th December, 1929, p. 1305.
Regulations: *Gazette* 5th December, 1929, p. 1216; 15th January, 1959, p. 72.

Places of Public Entertainment Act, 1913-1972

Commencement of Places of Public Entertainment Act Amendment Act, 1971: 1st July, 1971; *Gazette* 3rd June, 1971, p. 2716.

Commencement of Places of Public Entertainment Act Amendment Act, 1971-1972: 10th August, 1972; *Gazette* 10th August, 1972, p. 1034.

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Delegation to the Premier of powers and functions vested in the Minister under s. 25: *Gazette* 11th October, 1973, p. 2355.

Regulations: *Gazette* 18th July, 1974, p. 579; 3rd July, 1975, p. 104.

Planning and Development Act, 1966-1978

Commencement: 1st July, 1967; *Gazette* 29th June, 1967, p. 1962.

Commencement of Planning and Development Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.

Commencement of Planning and Development Act Amendment Act, 1972: 19th October, 1972; *Gazette* 19th October, 1972, p. 1927.

Commencement of Planning and Development Act Amendment Act (No. 2), 1972: 5th October, 1972; *Gazette* 5th October, 1972, p. 1807.

Commencement of Planning and Development Act Amendment Act (No. 3), 1972: 1st December, 1972; *Gazette Extraordinary* 1st December, 1972, p. 2531.

Commencement of Planning and Development Act Amendment Act (No. 4), 1972: 25th January, 1973; *Gazette* 25th January, 1973, p. 274.

Commencement of Planning and Development Act Amendment Act (No. 2), 1975: 1st May, 1975; *Gazette* 1st May, 1975, p. 1698.

Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.

s. 28. Proclamations: *Gazette* 21st March, 1968, p. 961; 24th September, 1970, p. 1305; 15th October, 1970, p. 1688; 21st January, 1971, p. 186; 30th March, 1972, p. 1169.

s. 33. Proclamation: 15th June, 1972, p. 2322; 21st March, 1974, p. 899; 20th March, 1975, p. 1089; 26th February, 1976, p. 780; 2nd December, 1976, p. 1812; 19th October, 1978, p. 1267.

Notices: *Gazette* 16th December, 1971, p. 2502; 23rd December, 1971, p. 2631; 13th January, 1972, p. 52; 17th February, 1972, p. 577; 24th February, 1972, p. 656; 23rd March, 1972, p. 1084; 18th May, 1972, p. 1928; 1st June, 1972, p. 2162 (two), p. 2163; 15th June, 1972, p. 2323; 6th July, 1972, p. 5; 26th April, 1974, p. 1458 (three), p. 1459; 2nd May, 1974, p. 1616; 30th May, 1974, p. 2178 (two), p. 2179; 19th September, 1974, p. 2262 (three); 26th September, 1974, p. 2395 (two), 14th November, 1974, p. 3245 (three); 19th December, 1974, p. 3771; 6th February, 1975, p. 415; 6th March, 1975, p. 872; 10th April, 1975, p. 1477; 17th April, 1975, p. 1512 (two).

Regulations: *Gazette* 30th September, 1965, p. 1211*, 9th November, 1967, p. 2153; 28th August, 1969, p. 571; 2nd October, 1969, p. 1091; 20th November, 1969, p. 1617; 12th March, 1970, p. 1027; 2nd April, 1970, p. 1308; 18th June, 1970, p. 2126; 19th November, 1970, p. 2327; 4th March, 1971, p. 989; 3rd June, 1971, p. 2731; 5th August, 1971, p. 427; 9th September, 1971, p. 879; 16th December, 1971, p. 2513; 13th January, 1972, p. 56; 2nd March. 1972, p. 751; 16th March, 1972, pp. 983, 1015; 23rd March, 1972, p. 1099; 30th March, 1972, p. 1183; 25th May, 1972, p. 2037; 9th June, 1972, p. 2285; 6th July, 1972, p. 17; 13th July, 1972, p. 161; 13th July, 1972, p. 193; 3rd August, 1972, p. 981; 10th August, 1972, p. 1047; 21st September, 1972, p. 1551, p. 1583; 9th November, 1972, p. 2260; 7th December, 1972, p. 2549; 14th December, 1972, p. 2641; 15th February, 1973, p. 594; 22nd March, 1973, p. 1015, p. 1047; 12th April, 1973, p. 1708; 19th April, 1973, p. 1791; 10th May, 1973, p. 2069; 9th August, 1973, p. 853; 30th August, 1973, p. 1463; 4th October, 1973, p. 2212; 11th October, 1973, p. 2363; 1st November, 1973, p. 2725; 29th November, 1973, p. 3079; 6th December, 1973, p. 3176; 13th December, 1973, p. 3276; 20th December, 1973, p. 3451; 24th January, 1974, p. 223, p. 224; 31st January, 1974, p. 318; 7th March, 1974, p. 869; 14th March, 1974, p. 902, p. 903, p. 904, p. 905, p. 906, p. 907; 4th April, 1974, p. 1139, p. 1144, p. 1150, p. 1154, p. 1155, p. 1166, p. 1171, p. 1175, p. 1179, p. 1180; 26th April, 1974, p. 1556, p. 1559, p. 1560, p. 1565, p. 1566; 2nd May, 1974, p. 1620; 16th May, 1974, p. 1773; 30th May, 1974, p. 2099, p. 2106, p. 2108; 18th July, 1974, p. 620; 1st August, 1974, p. 820; 8th August, 1974, p. 885; 29th August, 1974, p. 1492; 12th September, 1974, p. 1751; 16th September, 1974, p. 1934A; 19th September, 1974, p. 2267, p. 2268, p. 2269, p. 2359; 26th September, 1974, p. 2402, p. 2403; 10th October, 1974, p. 2599; 24th October, 1974, p. 2767, p. 2769; 31st October, 1974, p. 2882; 14th November, 1974, p. 3144, p. 3145, p. 3146, p. 3147, p. 3150; 21st November, 1974, p. 3271; 28th November, 1974, p. 3383; 12th December, 1974, p. 3655, p. 3658, p. 3659; 19th December, 1974, p. 3781; 9th January, 1975, p. 106; 23rd January, 1975, p. 269; 20th February, 1975, p. 588; 6th March, 1975, p. 873; 20th March, 1975, p. 1119, p. 1193; 10th April, 1975, p. 1445, p. 1447; 17th April, 1975, p. 1576, p. 1577; 15th May, 1975, p. 1922; 29th May, 1975, p. 2096; 12th June, 1975, p. 2272; 3rd July, 1975, p. 105; 17th July, 1975, p. 312, p. 313, p. 314, p. 315, p. 316, p. 317, p. 318, p. 320, p. 529; 24th July, 1975, p. 568; 31st July, 1975, p. 681; 21st August, 1975, p. 1005, p. 1006, p. 1007, p. 1008; 28th August, 1975, p. 1138, p. 1139; 4th September, 1975, p. 1290; 18th September, 1975, p. 1580; 23rd October, 1975, p. 2148; 13th November, 1975, p. 2442; 4th December, 1975, p. 3005; 18th December, 1975, p. 3293; 19th February, 1976, p. 686, p. 690; 26th February, 1976, p. 788, p. 789, p. 790, p. 791, p. 792, p. 793; 4th March, 1976, p. 953, p. 955, p. 1111; 1st April, 1976, p. 1679; 6th May, 1976, p. 2361, p. 2366; 20th May, 1976, p. 2630, p. 2633; 27th May, 1976, p. 2762; 10th June, 1976, p. 2956, p. 2957, p. 2958, p. 2991; 17th June, 1977, p. 3070; 1st July, 1976, p. 17, p. 18, p. 19; 8th July, 1976, p. 89; 15th July, 1976, p. 143; 22nd July, 1976, p. 193; 5th August, 1976, p. 331; 23rd September, 1976, p. 965; 30th September, 1976, p. 1037; 7th October, 1976, p. 1185, p. 1223; 14th October, 1976, p. 1275; 21st October, 1976, p. 1407, p. 1419, p. 1420, p. 1421; 2nd December, 1976, p. 1832; 9th December, 1976, p. 1890; 16th December, 1976, p. 2263; 23rd December, 1976, p. 2378, p. 2379; 24th February, 1977, p. 504; 21st April, 1977, p. 1160; 28th April, 1977, p. 1245; 26th May, 1977, p. 1493; 25th August, 1977, p. 527; 8th September, 1977, p. 657; 15th September, 1977, p. 737; 13th October, 1977, p. 1075, p. 1119, p. 1123; 27th October, 1977, p. 1303; 10th November, 1977, p. 1438; 15th December, 1977, p. 2218; 6th April, 1978, p. 1162, p. 1163; 1st June, 1978, p. 1887; 27th July, 1978, p. 301; 31st August, 1978, p. 727, p. 729, p. 777; 28th September, 1978, p. 1040; 12th October, 1978, p. 1177; 26th October, 1978, p. 1355, p. 1361; 2nd November, 1978, p. 1429; 7th December, 1978, p. 2170; 22nd February, 1979, p. 445; 8th March, 1979, p. 657; 22nd March, 1979, p. 742; 26th April, 1979, p. 1239; 7th June, 1979, p. 1801; 5th July, 1979, p. 17; 6th September, 1979, p. 585, p. 595; 4th October, 1979, p. 888; 13th December, 1979, p. 2128; 20th December, 1979, p. 2305.

Regulations relating to Planning Appeal Board: *Gazette* 20th April, 1978, p. 1404; 13th December, 1979, p. 2010.

Regulations relating to control of land subdivision: *Gazette* 20th November, 1975, p. 2813; 23rd September, 1976, p. 980; 1st March, 1979, p. 561, p. 562; 13th September, 1979, p. 701.

*Revoked except for the purpose of s. 3 (2) (*c*) of the Act: *Gazette* 20th November, 1975, p. 2813.

Police Offences Act, 1953-1979

Commencement: 1st March, 1954; *Gazette* 28th January, 1954, p. 155.
Commencement of Police Offences Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1431.
Commencement of Police Offences Act Amendment Act (No. 2), 1972: 19th October, 1972.
Commencement of Police Offences Act Amendment Act (No. 3), 1972: 15th February, 1973; *Gazette* 15th February, 1973, p. 495.
Commencement of Police Offences Act Amendment Act, 1979; 1st July, 1979; *Gazette* 24th May, 1979, p. 1498.
Administration: Committed to the Chief Secretary; *Gazette* 19th October, 1978, p. 1266.
Delegation of powers vested in the Minister under s. 33 to the Premier; *Gazette* 19th October, 1978, p. 1268.
s. 15. Proclamation as to prescribed drugs: *Gazette* 25th January, 1968, p. 200.
Regulations made by the Governor under section 64 and under section 149a of the Police Act, 1936 relating to penalties for local government offences: *Gazette* 23rd March, 1939, p. 732; 14th December, 1939, p. 1612; 6th March, 1941, p. 337; 7th January, 1954, p. 6; 10th April, 1958, p. 1046; 12th December, 1968, p. 2561; 1st May, 1969, p. 1235; 24th April, 1975, p. 1637; 22nd January, 1975, p. 365; 25th June, 1979, p. 2015.

Police Pensions Act, 1972-1979

Commencement: 16th December, 1971; *Gazette* 16th December, 1971, p. 2498.
Commencement of Police Pensions Act Amendment Act, 1972: 5th October, 1972; *Gazette* 5th October, 1972, p. 1806.
Commencement of Police Pensions Act Amendment Act, 1976: 27th March, 1976: *Gazette* 25th March, 1976, p. 1405.
Regulations: *Gazette* 16th December, 1971, p. 2560; 25th March, 1976, p. 1417.
Regulations under Police Pensions Act, 1954-1968: *Gazette* 19th December, 1929, p. 1307; 2nd February, 1967, p. 314, as to contributions by members on leave without pay; *Gazette* 10th October, 1935, p. 754; 18th January, 1940, p. 73.

Police Regulation Act, 1952-1978

Commencement: 13th April, 1953; *Gazette* 2nd April, 1953, p. 634.
Commencement of Police Regulation Act Amendment Act, 1955: 26th January, 1956; *Gazette* 26th January, 1956, p. 127.
Commencement of Police Regulation Act Amendment Act, 1972: 11th May, 1972; *Gazette* 11th May, 1972, p. 1158.
Commencement of Police Regulation Act Amendment Act (No. 2), 1972: 12th October, 1972; *Gazette* 12th October, 1972, p. 1872.
Commencement of Police Regulation Act Amendment Act, 1973: 6th December, 1973; *Gazette* 6th December, 1973, p. 3166.
Regulations: *Gazette* 2nd April, 1953, p. 649; 26th November, 1953, p. 1312; 31st July, 1958, p. 271; 20th November, 1958, p. 1384; 22nd October, 1959, p. 971; 28th July, 1960, p. 229; 4th August, 1960, p. 295; 12th January, 1961, p. 57; 8th June, 1961, p. 1290; 18th January, 1962, p. 90; 25th October, 1962, p. 1128; 24th January, 1963, p. 149; 23rd January, 1964, p. 135; 5th November, 1964, p. 1403; 1st April, 1965, p. 750; 24th June, 1965, p. 1590; 31st March, 1966, p. 1573; 11th January, 1968, p. 78; 21st November, 1968, p. 2215; 21st August, 1969, p. 466; 29th October, 1970, p. 1897; 20th January, 1972, p. 157; 14th March, 1974, p. 908; 6th June, 1974, p. 2219; 29th May, 1975, p. 2095; 19th August, 1976, p. 590; 27th January, 1977, p. 189; 23rd November, 1978, p. 2058.

Poor Persons Legal Assistance Act, 1925-1976

Commencement of Poor Persons Legal Assistance Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.

Port Flinders Vesting Act, 1973

Commencement: 31st January, 1974; *Gazette* 31st January, 1974, p. 312.

Port Lincoln Abattoirs Act, 1937

Commencement: 23rd March, 1939; *Gazette* 23rd March, 1939, p. 671.
Regulations: *Gazette* 23rd March, 1939, p. 734; 18th September, 1941, p. 621; 20th November, 1947, p. 1705; 21st October, 1948, p. 1296; 22nd September, 1949, p. 768; 21st September, 1950, p. 697; 20th September, 1951, p. 742; 11th September, 1952, p. 798; 15th September, 1955, p. 604; 24th December, 1959, p. 1545; 30th March, 1961, p. 800; 16th November, 1961, p. 1657; 21st October, 1965, p. 1429; 27th October, 1966, p. 1759; 8th April, 1971, p. 1583; 5th October, 1972, p. 1809; 19th July, 1973, p. 297; 11th October, 1973, p. 2357; 12th September, 1974, p. 1742; 2nd October, 1975, p. 1826; 10th June, 1976, p. 2952.

Potato Marketing Act, 1948-1974

Commencement: 24th February, 1949; *Gazette* 24th February, 1949, p. 484.
Commencement of Potato Marketing Act Amendment Act, 1974: 1st February, 1975; *Gazette* 23rd January, 1975, p. 259.
s. 2. Notice of affirmative result of poll: *Gazette* 17th February, 1949, p. 467.
s. 6 (5). Notice: 6th January, 1966, p. 52.
s. 12. Notices: *Gazette* 3rd November, 1949, p. 1156; 19th January, 1950, p. 105; 6th April, 1950, p. 758; 17th September, 1964, p. 985.
s. 20. Orders: Potato Marketing Orders: No. 11, *Gazette* 21st December, 1973, p. 2886; No. 12, *Gazette* 21st December, 1973, p. 2887; Potato Prices Orders: No. 380, *Gazette* 17th August, 1967, p. 1106; No. 519, *Gazette* 22nd April, 1971, p. 2223; No. 815 *Gazette* 20th December, 1979, p. 2404; Potato Washing Charges Order: No. 1, *Gazette* 17th December, 1964, p. 1914.
Regulations: *Gazette* 17th March, 1949, p. 649; 22nd September, 1949, p. 765; 26th January, 1950, p. 176; 12th August, 1954, p. 318; 15th November, 1962, p. 1399; 13th August, 1964, p. 318; 24th April, 1969, p. 1199; 1st December, 1966, p. 2069; 1st February, 1968, p. 282.

Poultry Meat Industry Act, 1969-1976

Commencement (Poultry Processing Act): 1st July, 1971; *Gazette* 1st July, 1971, p. 2.
Commencement of Poultry Processing Act Amendment Act, 1976: 2nd June, 1977; *Gazette* 2nd June, 1977, p. 1582.
Regulations: *Gazette* 1st July, 1971, p. 54.

Prevention of Cruelty to Animals Act, 1936-1973

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
Regulations as to bird cages: *Gazette* 11th January, 1962, p. 52.

Prevention of Pollution of Waters by Oil Act, 1961-1979

Commencement: 1st June, 1962; *Gazette* 31st May, 1962, p. 1431.
Commencement of Prevention of Pollution of Waters by Oil Act Amendment Act, 1972: 1st January, 1973; *Gazette* 21st December, 1972, p. 2723.
Commencement of Prevention of Pollution of Waters by Oil Act Amendment Act, 1979: 19th April, 1979, p. 1028.

Prices Act, 1948-1978

Commencement: 20th September, 1948; *Gazette* 16th September, 1948, p. 1067.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 5 (4). Notices: *Gazette* 18th June, 1970, p. 2128.
s. 12 (2). Notices: *Gazette* 28th July, 1955, p. 211; 5th May, 1977, p. 1264.
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; 16th June, 1949, p. 1787; 23rd June, 1949, p. 1815; 30th June, 1949, p. 1867; 28th July, 1949, p. 229; 4th August, 1949, p. 294; 13th October, 1949, p. 913; 3rd November, 1949, p. 1085; 24th November 1949 p. 1287; 12th January 1950, p. 42; 19th January, 1950, p. 102; 9th February, 1950, p. 283; 16th February, 1950, p. 358; 30th March, 1950, p. 679; 27th April, 1950, p. 901; 25th May, 1950, p. 1099; 6th July, 1950, p. 4; 14th September, 1950, p. 654; 5th October, 1950, p. 799; 2nd November, 1950, p. 1065; 30th November, 1950, p. 1301; 18th January, 1951, p. 74; 19th January, 1951, p. 113; 22nd February, 1951, p. 403; 22nd March, 1951, p. 646; 26th April, 1951, p. 925; 21st June, 1951, p. 1333; 6th September, 1951, p. 498; 4th October, 1951, p. 829; 15th November, 1951, p. 1187; 22nd November, 1951, p. 1229; 7th February, 1952, p. 277; 21st February, 1952, p. 401; 6th March, 1952, p. 509; 19th June, 1952, p. 1321; 31st July, 1952, p. 255; 31st July, 1952, p. 255; 7th August, 1952, p. 413; 14th August, 1952, p. 471; 21st August, 1952, p. 530; 16th October, 1952, p. 1055; 30th October, 1952, p. 1147; 6th November, 1952, p. 1200; 13th November, 1952, p. 1255; 4th December, 1952, p. 1431; 15th January, 1953, p. 34; 22nd January, 1953, p. 73; 7th May, 1953, p. 1063; 13th August, 1953, p. 503; 3rd September, 1953, p. 692; 24th September, 1953, p. 829; 29th October, 1953, p. 1099; 7th January, 1954, p. 2; 4th February, 1954, p. 192; 25th February, 1954, p. 401; 15th April, 1954, p. 757; 22nd April, 1954, p. 806; 3rd June, 1954, p. 1098; 10th June, 1954, p. 1135; 15th July, 1954, p. 102; 22nd July, 1954, p. 160; 19th August, 1954, p. 361; 9th September, 1954, p. 544; 23rd September, 1954, p. 795; 4th November, 1954, p. 1107; 13th January, 1955, p. 33; 20th January, 1955, p. 135; 24th February, 1955, p. 385; 3rd March, 1955, p. 467; 10th March, 1955, p. 551; 21st April, 1955, p. 899; 19th May, 1955, p. 1139; 2nd June, 1955, p. 1255; 28th July, 1955, p. 201; 23rd February, 1956, p. 355; 30th August, 1956, p. 469; 6th December, 1956, p. 1277; 10th January, 1957, p. 22; 9th May, 1957, p. 878; 25th July, 1957, p. 175; 22nd August, 1957, p. 421; 14th November, 1957, p. 1118; 28th August, 1958, p. 517; 23rd October, 1958, p. 1115; 15th January, 1959, p. 66; 9th April, 1959, p. 748; 18th June, 1959, p. 1254; 21st January, 1960, p. 189; 24th March, 1960, p. 839; 12th May, 1960, p. 1332; 14th July, 1960, p. 70; 21st September, 1961, p. 1029; 30th August, 1962, p. 494; 4th October, 1962, p. 913; 18th October, 1962, p. 1053; 17th September, 1964, p. 940; 1st October, 1964, p. 1085; 5th September, 1968, p. 692; 26th March, 1970, p. 1240; 2nd August, 1973, p. 724; 17th April, 1975, p. 1511; 5th May, 1977, p. 1262; 18th August, 1977, p. 415.
ss. 21 and 24. Orders fixing maximum prices of declared goods and declared services:—
Bran and Pollard: *Gazette* Prices Order No. 1042; 10th August, 1978, p. 519.
Bread: *Gazette* Prices Order No. 1054; 29th November, 1979, p. 1852.
Clothing—sales by wholesale: *Gazette* Prices Order No. 755; 18th October, 1962, p. 1061.
Clothing—sales by retail: *Gazette* Prices Order No. 1020; 16th September, 1976, p. 928.
Feed wheat—Adelaide metropolitan area: *Gazette* Prices Order No. 915; 19th February, 1970, p. 829.
Feed wheat—country areas: *Gazette* Prices Order No. 831; 17th February, 1966, p. 1050.
Flour: *Gazette* Prices Order No. 1053; 29th November, 1979, p. 1851.
Grapes: *Gazette* Prices Order No. 1055; 20th December, 1979, p. 2408.
Kerosene—lighting and heating: *Gazette* Prices Order No. 984; 31st October, 1974, p. 2905.
Kitbags, etc.: *Gazette* Prices Order No. 540; 11th August, 1955, p. 293.
Meat pies and pasties: *Gazette* Prices Order No. 1047; 5th February, 1979, p. 347.
Men's, women's and children's footwear—sales by retail: *Gazette* Prices Order No. 1024; 2nd December, 1976, p. 1849.
Mineral lubricating oils: *Gazette* Prices Order No. 933; 29th July, 1971, p. 322.
Petroleum and shale products—motor spirit (standard, premium and blended): Control discontinued by order No. 1019; *Gazette* 2nd July, 1976, p. 193.
Towing, Recovery and Storage of Motor Vehicles: *Gazette* Prices Order No. 1049; 10th May, 1979, p. 1428.
s. 27 (5). Notices of exemption: *Gazette* 19th February, 1970, p. 829.
Regulations: *Gazette* 3rd March, 1949, p. 537; 19th May, 1949, p. 1420; 15th June, 1950, p. 1273; 5th April, 1951, p. 735; 20th September, 1951, p. 740; 1st April, 1954, p. 667; 20th September, 1975, p. 740; 2nd October, 1975, p. 1824; 22nd July, 1976, p. 221.

Primary Producers Assistance Act, 1943

Commencement: 1st January, 1944; *Gazette* 23rd December, 1943, p. 810.
Administration: Committed to the Minister of Lands; *Gazette* 25th February, 1954, p. 400.

Primary Producers' Debts Act, 1935-1974

Administration: Committed to the Minister of Agriculture; *Gazette* 8th September, 1977, p. 648.
Regulations: *Gazette* 11th July, 1935, p. 75; 18th June, 1936, p. 1210.

Primary Producers Emergency Assistance Act, 1967

Administration: Committed to the Minister of Agriculture; *Gazette* 8th September, 1977, p. 648.
Regulations: *Gazette* 23rd November, 1967, p. 2275.

Prisons Act, 1936-1976

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of Prisons Act Amendment Act (No. 2), 1969: 1st April, 1970; *Gazette* 19th March, 1970, p. 1092.
Commencement of Prisons Act Amendment Act, 1969: 31st August, 1970; *Gazette* 20th August, 1970, p. 696.
s. 13. Proclamations: *Gazette* 7th September, 1939, p. 690; 8th August, 1940, p. 221; 26th June, 1952, p. 1381; 19th January, 1956, p. 75; 9th February, 1956, p. 224; 5th November, 1959, p. 1106; 8th December, 1966, p. 2152; 24th August, 1972, p. 1243; 28th August, 1975, p. 1126.

Prisons Act, 1936-1976—*continued*

s. 18. Proclamations: *Gazette* 21st September, 1939, p. 813; 3rd March, 1960, p. 644; 14th September, 1961, p. 949; 24th August, 1972, p. 1243; 10th January, 1974. p. 37.
General prison regulations: *Gazette* 10th November, 1960, p. 1305; 9th March, 1961, p. 535; 23rd March, 1961, p. 639; 7th March, 1963, p. 588; 20th February, 1964, p. 438; 18th November, 1965, p. 1818; 23rd December, 1965, p. 2170; 26th August, 1971, p. 670; 25th November, 1971, p. 2170; 20th April, 1972, p. 1502; 31st July, 1975, p. 683; 16th June, 1977, p. 1718; 13th December, 1979, p. 2014.
Regulations as to costs and treatment of appellant: *Gazette* 5th November, 1925, p. 1231; 18th August, 1960, p. 456; 6th February, 1969, p. 413; 21st September, 1972, p. 2816; 24th May, 1973, p. 2201.
Regulations as to criminal mental defectives: *Gazette* 30th July, 1964, p. 236; 9th August, 1973, p. 859.
Prisons (Sentences and Parole) regulations: *Gazette* 19th March, 1970, p. 1174; 12th December, 1974, p. 3660.

Private Parking Areas Act, 1965

Administration: Committed to the Minister of Transport; *Gazette* 16th August, 1979, p. 385.

Proof of Sunrise and Sunset Act, 1923

Administration: Committed to the Minister of Local Government; *Gazette* 20th December, 1923, p. 1435.

Psychological Practices Act, 1973

Commencement: 3rd March, 1975; *Gazette* 19th December, 1974, p. 3768.
Administration: Committed to the Minister of Health; *Gazette* 3rd October, 1974, p. 2528.
s. 22. Notice declaring recognised universities: *Gazette* 19th December, 1974, p. 3771.
Regulations: *Gazette* 19th December, 1974, p. 3775; 29th April, 1976, p. 2231; 9th September, 1976, p. 857.

Public Accounts Committee Act, 1972-1978

Regulation: *Gazette* 29th April, 1976, p. 2227.

Public Assemblies Act, 1972

Commencement: 13th April, 1972; *Gazette* 13th April, 1972, p. 1430.

Public Charities Funds Act, 1935-1974

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.
s. 4. Proclamations: *Gazette* 19th December, 1940, p. 1552; 17th June, 1954, p. 1196; 26th August, 1971, p. 666; 23rd March, 1972, p. 1084; 21st March, 1974, p. 988; 20th June, 1974, p. 2450; 17th October, 1974, p. 2687; 5th December, 1974, p. 3560.

Public Examinations Board Act, 1968

Commencement: 1st September, 1969; *Gazette* 31st July, 1969, p. 285.

Public Parks Act, 1943-1975

Administration: Committed to the Minister of Local Government; *Gazette* 27th January, 1944, p. 92.

Public Service Act, 1967-1978

Commencement: 29th February, 1968; *Gazette* 29th February, 1968, p. 675.
Commencement of Public Service Act Amendment Act, 1977: 1st January, 1978; *Gazette* 22nd December, 1977, p. 2269.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 8. Proclamations: *Gazette* 18th July, 1968, p. 141; 19th November, 1970, p. 2326; 17th December, 1970, p. 2768; 24th December, 1970. p. 2870; 10th February, 1972, p. 518; 11th May, 1972, p. 1759; 27th July, 1972, p. 680; 11th January, 1973, p. 96; 28th February, 1974, p. 616; 23rd December, 1976, p. 2320.
s. 25. Proclamations: *Gazette* 20th June, 1968, p. 1803; 29th August, 1968, p. 598; 27th February, 1969, pp. 576, 577; 17th April, 1969, p. 1091; 22nd May, 1969, p. 1497; 23rd April, 1970, p. 1461; 30th April, 1970, p. 1588; 30th July, 1970, p. 318; 25th February, 1971, p. 823; 19th August, 1971, p. 589; 9th December, 1971, p. 2375; 23rd December, 1971, p. 2629; 10th February, 1972, p. 518; 20th April, 1972, p. 1496; 18th May, 1972, p. 1926; 15th June, 1972, p. 2320; 23rd November, 1972, p. 2407; 27th March, 1973, p. 2128; 19th April, 1973, p. 1778; 25th October, 1973, p. 2584; 11th April, 1974, p. 1228; 10th July, 1975, p. 146, p. 149; 31st July, 1975, p. 676 (two); 2nd October, 1975, p. 1819; 9th October, 1975, p. 1946; 16th October, 1975, p. 2010; 6th November, 1975, p. 2340; 13th November, 1975, p. 2430; 18th December, 1975, p. 3280 (two), p. 3281 (two); 22nd January, 1976, p. 262; 4th March, 1976, p. 941; 18th March, 1976, p. 1204; 1st April, 1976, p. 1669 (two); 15th April, 1976, p. 1979; 29th April, 1976, p. 2218; 1st July, 1976, p. 7; 29th July, 1976, p. 255; 31st August, 1976, p. 765; 16th September, 1976, p. 889; 9th December, 1976, p. 1880 (two); 12th January, 1978, p. 50 (three); 16th 2nd November, 1978, p. 1422; 7th December, 1978, p. 2154; 25th January, 1979, p. 190; 15th March, 1979, p. 681, p. 682 (two); 26th April, 1979, p. 1226; 5th July, 1979, p. 3; 20th September, 1979, p. 770 (six), p. 771 (five), p. 772; 11th October, 1979, p. 916.
s. 26. Proclamation: *Gazette* 27th March, 1973 p. 2128.
s. 27. Direction relating to Solicitor-General: *Gazette* 27th February, 1960, p. 577; 28th June, 1979, p. 1952.
s. 29. Proclamations: *Gazette* 20th June, 1968, p. 1803; 27th February, 1969, p. 577.
s. 31. Proclamation: *Gazette* 13th August, 1970, p. 622.
s. 38b. Proclamation: *Gazette* 17th July, 1975, p. 306.
s. 86. Proclamation: *Gazette* 16th September, 1971, p. 973.
s. 99. Proclamations: *Gazette* 29th August, 1968, p. 598; 19th June, 1969, p. 1767; 22nd January, 1970, p. 261; 24th September, 1970, p. 1303; 7th September, 1972, p. 1397; 4th July, 1974, p. 3; 29th August, 1974, p. 1481; 14th November, 1974, p. 3139; 15th May, 1975, p. 1914; 31st July, 1975, p. 677; 14th August, 1975, p. 882, p. 885; 28th August, 1975, p. 1126; 18th December, 1975, p. 3280; 4th March, 1976, p. 940; 1st July, 1976, p. 8; 16th September, 1976, p. 824; 11th November, 1976, p. 1602; 6th April, 1978, p. 1112; 20th July, 1978, p. 190; 3rd August, 1978, p. 406.
s. 115. Declaration of recognised organisation: *Gazette* 14th March, 1968, p. 1851; 10th June, 1971, p. 2839; 13th May, 1976, p. 2536.
s. 127. Proclamation as to application of Division X of Part III: *Gazette* 25th May, 1978, p. 1825.
Regulations: *Gazette* 22nd August, 1968, p. 501; 27th March, 1969, p. 975; 25th September, 1969, p. 994; 3rd December, 1970, p. 2572; 6th April, 1972, p. 1372; 24th August, 1972, p. 1245; 7th June, 1973, p. 2425; 6th September, 1973, p. 1906; 20th December, 1973, p. 3434; 31st January, 1974, p. 320; 18th April, 1974, p. 1345; 10th May, 1974, p. 1691; 11th July, 1974, p. 109; 28th November, 1974, p. 3382; 10th April, 1975, p. 1446; 5th June, 1975, p. 2184; 9th September, 1976, p. 836; 11th May, 1978, p. 1660.

Public Service Arbitration Act, 1968-1975

Commencement: 31st March, 1969; *Gazette* 27th March, 1969, p. 930.

Public Service Superannuation Fund (Arrangement) Act, 1960

s. 2. Notice: *Gazette* 15th December, 1960, p. 1674.
s. 3. Proclamation: *Gazette* 11th May, 1961, p. 1091.

Public Supply and Tender Act, 1914-1975

Commencement: 17th December, 1914; *Gazette* 17th December, 1914, p. 1265.
Commencement of Public Supply and Tender Act Amendment Act, 1971-1972: 20th April, 1972; *Gazette* 20th April, 1972. p. 1496.
Administration: Committed to the Deputy Premier; *Gazette* 4th October, 1979, p. 871.
Regulations: *Gazette* 28th October, 1965, p. 1498.

Public Works Standing Committee Act, 1927-1978

Commencement of Public Works Standing Committee Act Amendment Act, 1951: 14th February, 1952; *Gazette* 14th February, 1952, p. 329.
Administration: Committed to the Minister of Public Works; *Gazette* 28th June, 1979, p. 1952.
Regulations: *Gazette* 5th September, 1940, p. 513; 13th December, 1951, p. 1460; 14th February, 1952, p. 388; 4th February, 1954, p. 194; 18th April, 1957, p. 803; 14th May, 1959, p. 1029; 13th September, 1962, p. 657; 11th September, 1969, p. 759; 29th April, 1976, p. 2229; 27th October, 1977, p. 1305.

Pulp and Paper Mills Agreement Act, 1958

Commencement: 15th January, 1959; *Gazette* 15th January 1959, p. 65.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

Pyap Irrigation Trust Act, 1923-1979

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

Pyramid Sales Act, 1973

Commencement: 13th December, 1973; *Gazette* 13th December, 1973, p. 3262.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Racing Act, 1976-1978

Commencement: 1st January, 1977: *Gazette* 16th December, 1976, p. 2252; (Commencement of s. 4(1) and Division 3 of Part II suspended until a date to be fixed by further proclamation).
Commencement of s. 4(1) and Division 3 of Part II: 1st February, 1977; *Gazette* 27th January, 1977, p. 179.
Commencement of Racing Act Amendment Act, 1978: 29th May, 1978; *Gazette* 25th May, 1978, p. 1825.
Administration: Committed to the Minister of Recreation and Sport; *Gazette* 31st May, 1979, p. 1613.
Regulations relating to betting tickets: *Gazette* 22nd June, 1978, p. 2185.
Regulations relating to T.A.B.: 2nd November, 1978, p. 1436; 11th November, 1978, p. 2100.
Regulations under Racing Act and Fees Regulation Act: 13th April, 1978, p. 1213.

Railways Act, 1936-1979

Commencement: 1st June, 1937: *Gazette* 25th March, 1937, p. 644.
Commencement of South Australian Railways Commissioner's Act Amendment Act, 1974: 23rd January, 1975; *Gazette* 23rd January, 1975, p. 259.
Administration: Committed to the Minister of Transport; *Gazette* 18th March, 1965, p. 620.
s. 53n. Proclamation: *Gazette* 29th October, 1942, p. 889.
By-laws—

1. General by-laws governing passengers and public—By-law A: *Gazette* 16th August, 1906, p. 355; by-law D: *Gazette* 24th June, 1920, p. 1487; by-law N: *Gazette* 30th July, 1959, p. 320; by-law O: *Gazette* 2nd February, 1967, p. 320.
2. Removal of goods from railway premises—By-law F: *Gazette* 7th January, 1932, p. 20.
3. Tickets covering combined services—By-law G: *Gazette* 12th July, 1934, p. 42.
4. Conduct of passengers and persons on railway premises—By-law H: *Gazette* 17th February, 1938, p. 359; by-law K: *Gazette* 17th May, 1945, p. 699.
5. Rates and conditions for the carriage of merchandise, minerals, livestock, etc.—By-law No. 226: *Gazette* 9th March, 1934, p. 541; by-law No. 229 (livestock): *Gazette* 25th April, 1935, p. 1198; by-law No. 232 (crude oil, kerosene, and motor spirit): *Gazette* 18th June, 1936, p. 1212; by-law No. 236 (carriage of perishable traffic): *Gazette* 4th January, 1940, p. 31; by-law No. 237 (carriage of motor vehicles): *Gazette* 17th April, 1941, p. 558: by-law No. 244 (carriage of freight, livestock, etc.): *Gazette* 17th February, 1949, p. 419; by-law No. 246 (carriage of freight, livestock, etc.): *Gazette* 31st August, 1950, p. 537; by-law No. 249: *Gazette* 14th December, 1951, p. 1505; by-law No. 252: *Gazette* 26th June, 1952, p. 1410; by-law No. 255: *Gazette* 26th July, 1956, p. 209; by-law No. 257: *Gazette* 31st January, 1958, p. 203; 17th February, 1966, p. 1023; 14th September, 1967, p. 1369; 23rd November, 1967, p. 2274: *Gazette* 1st July, 1971, p. 52: *Gazette* 1st March, 1973, p. 801: *Gazette* 28th June, 1973, p. 2879: *Gazette* 4th July, 1974, p. 12; 6th March, 1975, p. 885; 8th May, 1975, p. 1817; 23rd October, 1975, p. 2088; 26th January, 1978, p. 383; by-law No. 258: *Gazette* 30th July, 1959, p. 321; by-law No. 262: *Gazette* 14th July, 1960, p. 85; 8th May, 1975, p. 1817; by-law No. 264: *Gazette* 13th August, 1964, p. 345: *Gazette* 18th August, 1966, p. 1036.
6. Passenger rates and conditions—By-law No. 254: *Gazette* 10th March, 1955, p. 554; by-law No. 256: *Gazette* 5th September, 1957, p. 526; by-law No. 259: *Gazette* 30th July, 1959, p. 322; by-law No. 260: *Gazette* 3rd September, 1959, p. 586; by-law No. 261: *Gazette* 14th July, 1960, p. 102; by-law No. 265: *Gazzette* 13th August, 1964, p. 347; 22nd September, 1966, p. 1261.
   March, 1955, p. 554; by-law No. 256: *Gazette* 5th September, 1957, p. 526; by-law No. 259: *Gazette* 30th July, 1959, p. 322; by-law No. 260: *Gazette* 3rd September, 1959, p. 586; by-law No. 261: *Gazette* 14th July, 1960, p. 102; by-law No. 265: *Gazette* 13th August, 1964, p. 347: 22nd September, 1966, p. 1361.
7. Use of railway facilities for loading and unloading merchandise other than railborne merchandise—By-law No. 230: *Gazette* 23rd January, 1936, p. 218.

Railways Act, 1936-1979—*continued*

Regulations—

1. Employment, rules, duties etc., of staff—Regulation No. 56: *Gazette* 2nd November, 1922, p. 990; 30th January, 1975, p. 361; 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. 146: *Gazette* 12th September, 1974, p. 1911.
5. Classification of officers—Regulation No. 111: *Gazette* 24th September, 1936, p. 643; regulation No. 114: *Gazette* 14th October, 1937, p. 1029; regulation No. 115: *Gazette* 14th October, 1937, p. 1030; regulation No. 119: *Gazette* 28th November, 1940, p. 1211; regulation No. 136: *Gazette* 29th April, 1948, p. 921.
6. Home stations and travelling allowances—Regulation No. 65: *Gazette* 21st August, 1924, p. 469; regulation No. 67: *Gazette* 11th September, 1924, p. 658.
7. Transfers—Regulation No. 66: *Gazette* 11th September, 1924, p. 658.
8. Leave of absence, holidays, sick leave, hours of duty—Regulation No. 68: *Gazette* 20th November, 1924, p. 1338; regulation No. 118: *Gazette* 3rd November, 1938, p. 1182; regulation No. 131: *Gazette* 9th May, 1946, p. 899; regulation No. 134: *Gazette* 21st November, 1946, p. 1322; regulation No. 140: *Gazette* 10th May, 1956, p. 929; regulation No. 141: *Gazette* 10th October, 1963, p. 1080; regulation No. 142: *Gazette* 21st December, 1967, p. 2620; regulation No. 143: *Gazette* 21st December, 1967, p. 2619; regulation No. 144: *Gazette* 22nd February, 1968, p. 662; regulation No. 145: *Gazette* 14th January, 1971, p. 104.
9. Injuries, sickness, and medical standards—Regulation No. 140: 24th October, 1957, p. 940.
10. Clothing and equipment—Regulation No. 91: *Gazette* 28th August, 1930, p. 410.
11. The Railways Institute—Regulation No. 79: *Gazette* 28th July, 1927, p. 218; regulation No. 84: *Gazette* 8th March, 1928, p. 509; regulation No. 101: *Gazette* 25th February, 1932, p. 381.
12. The Railways Service Appeal Board: *Gazette* 11th February, 1904, p. 253; 18th December, 1941, p. 1504.
13. The Railway Officers Classification Board: *Gazette* 19th January, 1939, p. 239; 19th October, 1939, p. 1155; 3rd October, 1940, p. 733.
14. Audit regulations: *Gazette* 16th March, 1944, p. 302; 3rd January, 1946, p. 21; 3rd February, 1966, p. 267; 1st May, 1975, p. 1707; 20th July, 1978, p. 202.
15. Passenger Fare Tables—Amendment thereto as contained in the Coaching Book, 10th edition: *Gazette* 23rd January, 1975, p. 268; 27th February, 1975, p. 773.
16. Carriage of goods and livestock: *Gazette* 23rd October, 1969, p. 1335; 20th November, 1969, p. 1679; 26th March, 1970, p. 1243; 7th May, 1970, p. 1651; 8th October, 1970, p. 1519; 25th February, 1971, p. 834.
17. Fares: *Gazette* 1st February, 1979, p. 285.

Railways (Transfer Agreement) Act, 1975

Commencement (other than section 11): 30th October, 1975; *Gazette* 30th October, 1975, p. 2204.
Commencement of Section 11: 1st March, 1978; Declaration under clause 14 of the agreement; *Commonwealth Gazette* 6th December, 1977, Special No. S. 278.
Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.
Regulations: *Gazette* 23rd February, 1978, p. 683.

The Ramco Heights Irrigation Area Act, 1963-1978

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 7. Proclamation: *Gazette* 30th September, 1965, p. 1196.

Rates and Taxes Remission Act, 1974

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

Real Property Act, 1886-1979

Commencement of Real Property Act Amendment Act, 1939: 1st February, 1940; *Gazette* 11th January, 1940, p. 38 (republished 18th January, 1940, p. 70).
Commencement of Real Property Act Amendment (Strata Titles) Act, 1967: 22nd February, 1968; *Gazette* 22nd February, 1968, p. 515.
Commencement of Real Property Act Amendment Act, 1969: 29th January, 1970; *Gazette* 24th December, 1969, p. 2098.
Commencement of Real Property Act Amendment Act, 1972: (excepting ss. 8 and 12), 15th January, 1973; *Gazette* 21st December, 1972, p. 2722.
Commencement of sections 8 and 12 of Real Property Act Amendment Act, 1972: 24th June, 1974; *Gazette* 30th May, 1974, p. 2096.
Commencement of Real Property Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2538.
Commencement of Real Property Act Amendment Act, 1975: 24th April, 1975; *Gazette* 24th April, 1975, p. 1626.
Commencement of Real Property Act Amendment Act, 1979: 3rd May, 1979; *Gazette* 3rd May, 1979, p. 1310.
Rules of Court (Strata Titles) 1968: *Gazette* 22nd February, 1968, p. 529.
Regulations under Fees Regulation Act, 1927, relating to fees: *Gazette* 23rd January, 1975, p. 266; 25th September, 1975, p. 1680.
Real Property Act (Strata Titles) Regulations: *Gazette* 22nd February, 1968, p. 531; 24th December, 1969, p. 2111; 14th September, 1972, p. 1488; 7th December, 1972, p. 2541; 21st December, 1972, p. 2745; 23rd January, 1975, p. 265; 20th April, 1978, p. 1269.
Regulations relating to Solicitors' and Land Brokers' charges: *Gazette* 30th May, 1974, p. 2100; 26th June, 1975, p. 2565; 8th July, 1976, p. 87; 6th October, 1977, p. 1040.

Real Property (Registration of Titles) Act, 1945-1975

Regulations: *Gazette* 12th September, 1946, p. 486.

Recreation Grounds (Regulations) Act, 1931-1935

Administration: Committed to the Minister of Local Government; *Gazette* 25th November, 1976, p. 1744.
Regulations as to the Adelaide Oval: *Gazette* 18th August, 1932, p. 273.
Regulations as to Football Park: *Gazette* 22nd July, 1976, p. 194.
Regulations as to the Glenelg Oval: *Gazette* 18th November, 1976, p. 1654; 9th November, 1978, p. 1518.
Regulations as to the Hindmarsh Stadium: *Gazette* 24th August, 1978, p. 623.
Regulations as to Mortlock Park: *Gazette* 2nd November, 1933, p. 931.
Regulations as to the Norwood Oval: *Gazette* 19th January, 1933, p. 70.
Regulations as to the Prospect Oval: *Gazette* 18th November, 1976, p. 1658.
Regulations as to the Thebarton Oval: *Gazette* 24th September, 1959, p. 767.
Regulations as to the Unley Oval: *Gazette* 15th June, 1933, p. 1007; 29th January, 1948, p. 229.
Regulations as to the Woodville Oval: *Gazette* 23rd December, 1965, p. 2165; 4th October, 1979, p. 881.

Recreation Grounds (Taxation Exemption) Act, 1910

Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.

Red Cliff Land Vesting Act, 1973

Commencement: 6th December, 1973; *Gazette* 6th December, 1973, p. 3167.
Administration: Committed to the Minister for Planning; *Gazette* 22nd November, 1979, p. 1309.

Redhill to Port Augusta Railway Agreement Act, 1935

Commencement: 20th December, 1935; *Gazette* 19th December, 1935, p. 1445.

Red Scale Control Act, 1962-1978

Commencement: 31st January, 1963; *Gazette* 31st January, 1963, p. 193.
Administration: Committed to the Minister of Agriculture; *Gazette* 31st January, 1963, p. 193.
s. 4. Proclamations: *Gazette* 7th February, 1963, p. 245; 29th August, 1963, p. 632; 19th September, 1963, p. 867; 10th December, 1964, p. 1802; 14th October, 1965, p. 1355; 6th October, 1966, p. 1537; 8th August, 1968, p. 326; 28th September, 1972, p. 1669.
Regulations: *Gazette* 30th January, 1964, p. 188; 2nd September, 1965, p. 864.

Regional Cultural Centres Act, 1976

Commencement: 7th April, 1977; *Gazette* 7th April, 1977, p. 1070.
Administration; Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.
s. 4. Proclamations: *Gazette* 7th April, 1977, p. 1070; 23rd February, 1978, p. 672; 27th April, 1978, p. 1482.
Regulations relating to Pirie Regional Cultural Centre Trust: *Gazette* 17th August, 1978, p. 565.
Regulations relating to Whyalla Regional Cultural Centre Trust: *Gazette* 12th October, 1978, p. 1190.

Registration of Deeds Act, 1935-1973

Rules and regulations: *Gazette* 29th November, 1945, p. 811; 15th November, 1962, p. 1394; 28th January, 1971, p. 285; 14th September, 1972, p. 1489.

Renmark Irrigation Trust Act, 1936-1978

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
Commencement of sections 4, 6, 8, 10, 14, 15, 18 and 19 of Renmark Irrigation Trust Act Amendment Act, 1959: 1st July, 1960; *Gazette* 16th June, 1960, p. 1588.
Commencement of Renmark Irrigation Trust Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of Renmark Irrigation Trust Act Amendment Act, 1971: 20th April, 1972; *Gazette* 20th April, 1972, p. 1497.
Commencement of Renmark Irrigation Trust Act Amendment Act, 1972: 23rd November, 1972; *Gazette* 23rd November, 1972, p. 2406.
Adminixtration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 115 (2). Proclamation: 7th July, 1960, p. 1.
By-laws: *Gazette* 21st September, 1950, p. 731.

Residential Tenancies Act, 1978

Commencement: 1st December, 1978; *Gazette* 9th November, 1978, p. 1477.
Administration: Committed to Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 9th November, 1978, p. 1507; 20th December, 1979, p. 2304.
Rules of Local Court: *Gazette* 20th July, 1978, p. 262.

Reynella Oval (Vesting) Act, 1973

Commencement: 30th May, 1974; *Gazette* 30th May, 1974, p. 2095.

River Murray Waters Act, 1935-1971

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.
Commencement of River Murray Waters Act Amendment Act, 1948: 7th July, 1949; *Gazette* 7th July, 1949, p. 1.
Commencement of River Murray Waters Act Amendment Act, 1954: 7th April, 1955; *Gazette* 7th April, 1955, p. 807.
Commencement of River Murray Waters Act Amendment Act, 1958: 12th December, 1958; *Gazette* 18th December, 1958, p. 1635.
Commencement of River Murray Waters Act Amendment Act, 1963: 30th April, 1964; *Gazette* 23rd April, 1964, p. 854.
Commencement of River Murray Waters Agreement Supplemental Agreement Act, 1963: 30th April, 1964; *Gazette* 23rd April, 1964, p. 854.
Commencement of River Murray Waters Act Amendment Act (No. 2), 1971: 30th March, 1972; *Gazette* 16th March, 1972, p. 889.
Administration: Committed to the Minister of Water Resources; *Gazette* 28th June, 1979, p. 1951.
Notice as to records to be kept of water diverted from the River Murray: *Gazette* 22nd November, 1917, p. 1144.
Regulations (made by the River Murray Commission) as to tolls for use of lock at Blanchetown: *Gazette* 23rd March, 1922, p. 933.
River Murray traffic regulations: *Gazette* 24th September, 1936, p. 646.
Regulations for protection of locks and barrages: *Gazette* 18th July, 1940, p. 87.

River Murray Waters (Dartmouth Reservoir) Act, 1971

Commencement: 30th March, 1972; *Gazette* 16th March, 1972, p. 889.

River Torrens Acquisition Act, 1970-1972

Commencement of River Torrens Acquisition Act Amendment Act, 1972: 30th November, 1972; *Gazette* 30th November, 1972, p. 2466.

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

River Torrens (Prohibition of Excavations) Act, 1927-1972

Administration: Committed to the Commissioner of Public Works; *Gazette* 17th June, 1937, p. 1306.

Commencement: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

River Torrens Protection Act, 1949

Commencement: 1st October, 1950; *Gazette* 31st August, 1950, p. 521.

Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.

s. 4. Proclamations: *Gazette* 31st August, 1950, p. 521; 19th July, 1962, p. 110; 3rd November, 1966, p. 1816.

Regulations: *Gazette* 12th October, 1950, p. 865; 18th May, 1972, p. 1986.

Road Maintenance (Contribution) Act, 1963-1979

Commencement: 1st July, 1964; *Gazette* 25th June, 1964, p. 1600.

Commencement of Road Maintenance (Contribution) Act Amendment Act, 1975: 11th December, 1975; *Gazette* 11th December, 1975, p. 3136.

Commencement of Road Maintenance (Contribution) Act Amendment Act (No. 2), 1979: 23rd August, 1979; *Gazette* 23rd August, 1979, p. 438.

Administration: Committed to the Minister of Transport; *Gazette* 17th May, 1973, p. 2092.

Regulations: *Gazette* 12th March, 1964, p. 588; 1st October, 1964, p. 1088.

Roads (Opening and Closing) Act, 1932-1978

Commencement of Roads (Opening and Closing) Act Amendment Act, 1978: 20th July, 1978; *Gazette* 20th July, 1978, p. 190.

Regulations: *Gazette* 9th December, 1948, p. 1746.

Regulations under Fees Regulation Act, 1927, relating to fees payable on issue of title and other matters: *Gazette* 31st May, 1928, p. 1147; 15th November, 1962, p. 1397; 25th March, 1976, p. 1408; 15th June, 1978, p. 2047; 20th July, 1978, p. 199.

Commencement: 30th August, 1962; *Gazette* 30th August, 1962, p. 493.

Commencement of Road Traffic Act Amendment Act (No. 2), 1967: 23rd November, 1967; *Gazette* 23rd November, 1967, p. 2269.

Commencement of Road Traffic Act Amendment Act, 1969: 8th January, 1970; *Gazette* 8th January, 1970, p. 2.

Commencement of Road Traffic Act Amendment Act, 1972: 1st January, 1973; *Gazette* 21st December, 1972, p. 2723.

Commencement of Road Traffic Act Amendment Act (No. 2), 1972: 1st August, 1973; *Gazette* 19th July, 1973, p. 286.

Commencement of Road Traffic Act Amendment Act, 1973: 1st July, 1974; *Gazette* 13th June, 1974, p. 2330.

Road Traffic Act, 1961-1979

Commencement of Road Traffic Act Amendment Act (No. 3), 1974: 1st February, 1975; *Gazette* 19th December, 1974, p. 3766.

Commencement of Road Traffic Act Amendment Act (No. 6), 1974: 1st March, 1975; *Gazette* 13th February, 1975, p. 506.

Commencement of Road Traffic Act Amendment Act, 1975: 1st January. 1976; *Gazette* 11th December, 1975, p. 3137.

Commencement of Road Traffic Act Amendment Act (No. 3) 1976: 1st March, 1977; *Gazette* 3rd February, 1977, p. 274.

Commencement of Road Traffic Act Amendment Act, 1979: 1st April, 1979; *Gazette* 29th March, 1979, p. 834.

Commencement of Road Traffic Act Amendment Act (No. 2), 1979; 1st July, 1979; *Gazette* 24th May, 1979, p. 1498.

Administration: Committed to the Minister of Transport; *Gazette* 17th May, 1973, p. 2092.

s. 3. Proclamation: *Gazette* 30th August, 1962, p. 493.

s. 9. Proclamation: *Gazette* 21st December, 1972, p. 2724.

s. 85. Proclamations: *Gazette* 1st April, 1971, p. 1383; 27th June, 1974, p. 2557; 24th April, 1975, p. 1626.

s. 162a (3) (*c*). Proclamation: *Gazette* 15th September, 1966, p. 1276.

s. 162ab. Day fixed for purposes of s. 162ab: 29th November, 1971; *Gazette* 18th November, 1971, p. 2070.

Regulations: *Gazette* 12th September, 1963, p. 788; 7th November, 1963, p. 1430; 14th May, 1964, p. 1007; 18th June, 1964, p. 1279; 6th August, 1964, p. 272; 23rd September, 1965, p. 1139; 15th September, 1966, p. 1334; 10th November, 1966, p. 1908; 12th October, 1967, p. 1716; 16th January, 1969, p. 166; 13th March, 1969, p. 837; 22nd October, 1970, p. 1786; 22nd October, 1970, p. 1787; 9th July, 1971, p. 137; 9th July, 1971, p. 161; 16th March, 1972, pp. 1044, 1045; 30th March, 1972, pp. 1212, 1213; 27th July, 1972, p. 694; 10th August, 1972, p. 1085; 10th August, 1972, p. 1093; 12th October, 1972, p. 1878; 21st December, 1972, p. 2752; 21st December, 1972, p. 2790; 18th January, 1973, p. 194; 18th January, 1973, p. 195; 25th January, 1973, p. 317; 22nd February, 1973, p. 635; 22nd February, 1973, p. 636; 15th March, 1973, p. 952; 22nd March, 1973, p. 1108; 29th March, 1973, p. 1261; 29th March, 1973, p. 1262; 12th April, 1973, p. 1707, p. 1709; 19th April, 1973, p. 1782; 10th May, 1973, p. 1996, p. 2002; 26th July, 1973, p. 379; 16th August, 1973, p. 979, p. 980, p. 983; 20th September, 1973, p. 2057, p. 2058, p. 2059; 4th October, 1973, p. 2211; 11th October, 1973, p. 2359, p. 2360, p. 2361; 18th October, 1973, p. 2469; 25th October, 1973, p. 2597; 15th November, 1973, p. 2909, p. 2910; 22nd November, 1973, p. 2978, p. 2979, p. 2980; 29th November, 1973, p. 3080; 17th January, 1974, p. 115, p. 117, p. 118; 31st January, 1974, p. 322, p. 324; 14th February, 1974, p. 479, p. 526; 28th March, 1974, p. 1059; 26th April, 1974, p. 1565; 23rd May, 1974, p. 1839; 13th June, 1974, p. 2337, p. 2338, p. 2340, p. 2341, p. 2342, p. 2344; 27th June, 1974, p. 2565, p. 2566; 4th July, 1974, p. 10, p. 11; 25th July, 1974, p. 765, p. 766, p. 767, p. 768, p. 769, p. 770; 22nd August, 1974, p. 1399; 12th September, 1974, p. 1741, p. 1743, p. 1744; 17th October, 1974, p. 2963; 24th October, 1974, p. 2763, p. 2766; 31st October, 1974, p. 2880; 14th November, 1974, p. 3148; 21st November, 1974, p. 3327, p. 3328; 12th December, 1974, p. 3656; 19th December, 1974, p. 3772; 9th January, 1975, p. 100, p. 103, p. 104, p. 118; 6th February, 1975, p. 424; 13th February, 1975, p. 517, p. 519; 13th March, 1975, p. 1055; 20th March, 1975, p. 1133; 3rd April, 1975, p. 1361; 24th April, 1975, p. 1640; 19th June, 1975, p. 2394; 31st July, 1975, p. 747; 14th August, 1975, p. 891, p. 892, p. 893, p. 894, p. 895, p. 896; 21st August, 1975, p. 1003; 28th August, 1975, p. 1140; 16th October, 1975, p. 2019; 30th October, 1975, p. 2308; 6th November, 1975, p. 2346, p. 2347, p. 2348, p. 2349, p. 2350; 20th November, 1975, p. 2839, p. 2840; 4th December, 1975, p. 2996; 18th December, 1975, p. 3286, p. 3290, p. 3294, p. 3410; 18th

Road Traffic Act, 1961-1979—*continued*

January, 1976, p. 240; 22nd January, 1976, p. 331; 5th February, 1976, p. 467; 19th February, 1976, p. 688, p. 689; 4th March, 1976, p. 1105, p. 1106; 18th March, 1976, p. 1210; 22nd April, 1976, p. 2087; 6th May, 1976, p. 2370, p. 2371, p. 2372; 13th May, 1976, p. 2469; 27th May, 1976, p. 2765; 3rd June, 1976, p. 2883; 10th June, 1976, p. 2954; 24th June, 1976, p. 3181; 29th July, 1976, p. 267; 5th August, 1976, p. 330; 26th August, 1976, p. 668; 4th November, 1976, p. 1558; 18th November, 1976, p. 1711, p. 1712, p. 1714; 2nd December, 1976, p. 1823, p. 1824; 9th December, 1976, p. 1888; 16th December, 1976, p. 2260, p. 2264, p. 2266; 23rd December, 1976, p. 2381; 13th January, 1977, p. 55; 27th January, 1977, p. 192; 24th February, 1977, p. 498; 2nd June, 1977, p. 1592; 30th June, 1977, p. 1859; 11th August, 1977, p. 363; 27th October, 1977, p. 1294; 10th November, 1977, p. 1439; 8th December, 1977, p. 2139; 19th January, 1978, p. 299; 26th January, 1978, p. 381, p. 382; 22nd June, 1978, p. 2188, p. 2189; 29th June, 1978, p. 2248, p. 2250; 6th July, 1978, p. 71, p. 73; 20th July, 1978, p. 198; 27th July, 1978, p. 298; 3rd August, 1978, p. 418, p. 419; 17th August, 1978, p. 568, p. 569, p. 570; 21st September, 1978, p. 989; 28th September, 1978, p. 1042; 26th October, 1978, p. 1368; 21st December, 1978, p. 2508; 11th January, 1979, p. 40; 18th January, 1979, p. 101, p. 109; 15th February, 1979, p. 355, p. 357; 1st March, 1979, p. 564; 8th March, 1979, p. 611, p. 613, p. 614, p. 659; 29th March, 1979, p. 841; 26th April, p. 1232, p. 1233; 17th May, 1979, p. 1463; 24th May, 1979, p. 1582; 31st May, 1979, p. 1615; 7th June, 1979, p. 1688; 20th June, 1979, p. 1895; 5th July, 1979, p. 7; 20th December, 1979, p. 2385.

Road Traffic (Blood Analysis) Regulations: *Gazette* 19th July, 1973, p. 299; 26th May, 1977, p. 1491; 4th May, 1978, p. 1554.

Regulations relating to Liquefied Petroleum Gas: *Gazette* 30th August, 1979, p. 504.

Specification for seat belts: *Gazette* 28th May, 1964, pp. 1180, 1181.

Notice approving breath analysing instruments: *Gazette* 23rd November, 1967, p. 2269; 14th December, 1967, p. 2534; 25th April, 1968, p. 1297; 17th July, 1969, p. 161; 24th May, 1973, p. 2195; 2nd July, 1974, p. 2.

Notice approving traffic speed analysers: *Gazette* 17th August, 1978, p. 559.

Roseworthy Agricultural College Act, 1973

Commencement: 14th March, 1974; *Gazette* 14th March, 1974, p. 897.

By-Laws: *Gazette* 5th May, 1977, p. 1340; 9th June, 1977, p. 1656.

Royal Institution for the Blind Act, 1934-1974

Commencement of Royal Institution for the Blind Act Amendment Act, 1974: 31st October, 1974; *Gazette* 31st October, 1974, p. 2876.

Royal Style and Titles Act, 1973

Commencement: 13th December, 1973; *Gazette* 13th December, 1973, p. 3263.

Rundle Street Mall Act, 1975-1976

Administration: Committed to the Minister of Local Government; *Gazette* 17th July, 1975, p. 309.

s. 4. Proclamation appointing 1st September, 1976 as day on which mall is established: *Gazette* 26th August, 1976, p. 654.

Rural Advances Guarantee Act, 1963

Commencement: 19th December, 1963; *Gazette* 19th December, 1963, p. 1941.

Rural Industry Assistance Act, 1977

Administration: Committed to the Minister of Agriculture, 8th September, 1977, p. 648.

Rural Industry Assistance (Special Provisions) Act, 1971-1972

Commencement: 27th May, 1971; *Gazette* 27th May, 1971, p. 2622.

Commencement of Rural Industry Assistance (Special Provisions) Act Amendment Act, 1972: 13th April, 1972; *Gazette* 13th April, 1972, p. 1430.

Commencement of Rural Industry Assistance (Special Provisions) Act Amendment Act (No. 2), 1972: 7th December, 1972; *Gazette* 7th December, 1972, p. 2534.

Administration: Committed to the Minister of Agriculture; *Gazette* 15th September, 1977, p. 727.

Regulations: *Gazette* 20th May, 1971, p. 2510.

Salaries Adjustment (Public Offices) Act, 1976

Commencement: 9th December, 1976; *Gazette* 9th December, 1976, p. 1880.

Sale of Fruit Act, 1915-1975

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.

Regulations: *Gazette* 3rd December, 1936, p. 1195; 25th December, 1947, p. 2265.

Sale of Furniture Act, 1904-1975

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Sale of Goods Act, 1895-1972

s. 57a. Commencement: 1st July, 1938; *Gazette* 9th June, 1938, p. 1270.

s. 57b. Commencement: 1st March, 1954; *Gazette* 25th February, 1954, p. 400.

Sale of Human Blood Act, 1962

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

Sandalwood Act, 1930-1975

Administration: Committed to the Commissioner of Crown Lands; *Gazette* 4th December, 1930, p. 1129.

Regulations: *Gazette* 7th July, 1932, p. 2; 6th December, 1934, p. 1142; 25th March, 1976, p. 1412.

San Jose Scale Control Act, 1962-1978

Commencement: 31st January, 1963; *Gazette* 31st January, 1963, p. 193.

Administration: Committed to the Minister of Agriculture; *Gazette* 31st January, 1963, p. 193.

s. 4. Proclamations: *Gazette* 1st August, 1963, p. 272; 19th December, 1963, p. 1940; 24th June, 1965, p. 1589.

Regulations: *Gazette* 30th January, 1964, p. 190; 2nd September, 1965, p. 863; 28th September, 1972, p. 1670.

Santos (Regulation of Shareholdings) Act, 1979
Administration: Committed to the Minister of Mines and Energy; *Gazette* 5th June, 1979, p. 1671.

Savings Bank of South Australia Act, 1929-1978
Commencement of Savings Bank of South Australia Act Amendment Act, 1973: 1st November, 1973; *Gazette* 1st November, 1973. p. 2722.
Administration: Committed to the Treasurer; *Gazette* 17th July, 1975, p. 306.
Rules: *Gazette* 4th March, 1943, p. 272; 9th March, 1972, p. 839; 16th August, 1973, p. 984.
Regulations: *Gazette* 3rd August, 1972, p. 983; 30th May, 1974, p. 2098; 14th October, 1976, p. 1274; 1st February, 1979, p. 260.

Scientology (Prohibition) Act, 1968, Repeal Act, 1973-1974
Commencement: 6th March, 1975; *Gazette* 6th March, 1975, p. 871.

Second-hand Dealers Act, 1919-1971
Commencement: 12th August, 1920; *Gazette* 12th August, 1920, p. 315.
Administration: Committed to the Chief Secretary; *Gazette* 19th August, 1920, p. 379.
Regulations: *Gazette* 27th July, 1950, p. 170; 12th December, 1957, p. 1470; 6th March, 1958, p. 762; 21st May, 1964, p. 1077; 17th August, 1972, p. 1179; 24th August, 1972, p. 1247.

Second-hand Motor Vehicles Act, 1971
Commencement: 1st April, 1972; *Gazette* 16th March, 1972, p. 890.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
s. 4. Proclamation: *Gazette* 16th March, 1972, p. 890; 4th March, 1976, p. 940.
s. 22. Date fixed for purposes of s. 22: 1st August, 1973; *Gazette* 1st August, 1973, p. 2565.
Regulations: *Gazette* 21st June, 1973, p. 2579; 24th October, 1974, p. 2815; 16th January, 1975, p. 146; 6th September, 1979, p. 601.

Securities Industry Act, 1979
Commencement: 9th July, 1979; *Gazette* 5th July, 1979, p. 2, (Sections 3, 8-12, 16-35, 50-117, 120-123, 130, 131, 133 suspended).
Commencement of sections 3, 8-12, 16-35, 50-78, 80-117, 120-123, 130, 131, 133 of Securities Industry Act, 1979: 13th September, 1979, *Gazette* 13th September, 1979, p. 643.
Administration: Committed to the Minister of Corporate Affairs; *Gazette* 18th September, 1979, p. 768.
s. 4. Proclamation; *Gazette* 5th July, 1979, p. 3.
Regulation: *Gazette* 5th July, 1979, p. 49.

Settled Estates Act, 1880-1943
Rules of Court: *Gazette* 5th April, 1883, p. 1174.

Sewerage Act, 1929-1977
Commencement of Sewerage Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Administration: Committed to the Minister of Water Resources; *Gazette* 28th June, 1979, p. 1951.
s. 79. Proclamation: *Gazette* 27th May, 1926, p. 1365.
Regulations: *Gazette* 21st December, 1972, p. 2753; 8th May, 1975, p. 1814; 2nd October, 1975, p. 1923; 8th April, 1976, p. 1904; 24th June, 1976, p. 3178; 19th October, 1978, p. 1278.
Regulation under Fees Regulation Act, 1927, fixing fees for services relating to sewers: *Gazette* 14th April, 1960, p. 1042.

Sex Discrimination Act, 1975
Commencement: 12th August, 1976; *Gazette* 12th August, 1976, p. 520.
Regulations: *Gazette* 21st April, 1977, p. 1163.

Shearers Accommodation Act, 1975-1978
Commencement: 1st December, 1976; *Gazette* 16th September, 1976, p. 892.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 16th September, 1976, p. 901; 28th October, 1976, p. 1488.

Shop Trading Hours Act, 1977
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 11. Proclamations: *Gazette* 18th October, 1979, p. 1002.

Soil Conservation Act, 1939-1978
Commencement of Soil Conservation Act Amendment Act, 1978: 14th December, 1978; *Gazette* 14th December, 1978, p. 2218.
Administration: Committed to the Minister of Agriculture; *Gazette* 4th January, 1940, p. 3.
s. 6a. Proclamations: *Gazette* 29th May, 1947, p. 1559; 12th June, 1947, p. 1637; 26th June, 1947, p. 1709; 17th July, 1947, p. 94; 23rd October, 1947, p. 1255; 22nd April, 1948, p. 825; 9th September, 1948, p. 955; 30th September, 1948, p. 1167; 22nd November, 1951, p. 1229; 16th September, 1976, p. 892.
s. 6c. Proclamations: *Gazette* 26th July, 1951, p. 173; 30th April, 1953, p. 1011; 15th July, 1954, p. 102; 27th November, 1958, p. 1428; 31st October, 1963, p. 1315.
s. 9. Proclamations: *Gazette* 29th April, 1943, p. 549; 27th November, 1952, p. 1384; 1st December, 1960, p. 1525; 3rd August, 1961, p. 581; 5th December, 1963, p. 1709.
Regulations: *Gazette* 15th February, 1945, p. 273; 2nd October, 1947, p. 1027; 17th January, 1962, p. 86; 16th March, 1972, p. 1046.

Solicitor-General Act, 1972
Commencement: 20th April, 1972; *Gazette* 20th April, 1972, p. 1498.

South Australian Board of Advanced Education Act, 1972
Commencement: 1st July, 1972; *Gazette* 22nd June, 1972, p. 2632.
s. 5. Proclamation: *Gazette* 17th May, 1973, p. 2092; 30th May, 1974, p. 2095.
s. 17. Proclamation: *Gazette* 7th October, 1976, p. 1109.

South Australian Council for Educational Planning and Research Act, 1974-1975
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
Commencement: 5th June, 1975; *Gazette* 5th June, 1975, p. 2181.

South Australian Film Corporation Act, 1972-1978
Commencement: 26th October, 1972; *Gazette* 26th October, 1972, p. 2021.
Commencement of South Australian Film Corporation Act Amendment Act, 1975: 15th April, 1976; *Gazette* 15th April, 1976, p. 1979.
Administration: Committed to the Minister of Arts; *Gazette* 4th October, 1979, p. 871.

South Australian Health Commission Act, 1975-1979
Commencement: 1st July, 1977; *Gazette* 30th June, 1977, p. 1844 (sections 5, 27-58 and 63 and first, second and third schedule suspended until a day to be fixed by future proclamation).
Commencement of sections 5 (2) and 5 (4) and Parts II and IV of the first schedule; 20th January, 1978, *Gazette* 22nd December, 1977, p. 2268.
Commencement of ss. 27-47, 58 and 63 and second schedule: 1st July, 1978; *Gazette* 29th June, 1978, p. 2234.
Commencement of South Australian Health Commission Act Amendment Act, 1979: 1st April, 1979, p. 1030.
s. 27. Proclamations: 7th December, 1978, p. 2159 (two); 18th January, 1979, p. 99; 1st March, 1979, p. 552 (four); 12th April, 1979, p. 972.
Regulation: *Gazette* 31st May, 1979, p. 1624; 7th June, 1979, p. 1685; 13th December, 1979, p. 2013.
Regulation relating to prescribed employment; *Gazette* 9th August, 1979, p. 329.
Regulations relating to the Health Services Advisory Committee: *Gazette* 23rd February, 1978, p. 684.

South Australian Heritage Act, 1978
Commencement: 6th July, 1978; *Gazette* 6th July, 1978, p. 5.
Administration: Committed to the Minister of Environment; *Gazette* 17th May, 1979, p. 1452.

South Australian Housing Trust Act, 1936-1973
Administration: Committed to the Minister for Planning; *Gazette* 13th November, 1975, p. 2430.

South Australian Institute of Technology Act, 1972-1979
Commencement: 15th June, 1972; *Gazette* 15th June, 1972, p. 2322.
Commencement of South Australian Institute of Technology Act Amendment Act, 1979: 1st May, 1979, *Gazette* 26th April, 1979, p. 1226.
Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.
s. 7. Day fixed for the purposes of s. 7: 17th May, 1973; *Gazette* 17th May, 1973, p. 2092.
Statutes: *Gazette* 11th January, 1973, p. 112, p. 119.
By-laws: *Gazette* 11th January, 1973, p. 123; 26th April, 1979, p. 1229.

South Australian Local Government Grants Commission Act, 1976
Commencement: 19th May, 1977: *Gazette* 19th May, 1977, p. 1415.
Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
Regulations: *Gazette* 19th October, 1978, p. 1277.

South Australian Meat Corporation Act, 1936-1977
Commencement (as Metropolitan and Export Abattoirs Act, 1936): 1st April, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of Metropolitan and Export Abattoirs Act Amendment Act, 1956: 6th February, 1957; *Gazette* 24th January, 1957, p. 94.
Commencement of Metropolitan and Export Abattoirs Act Amendment Act, 1972: 9th November, 1972; *Gazette* 9th November, 1972, p. 2254.
Commencement of South Australian Meat Corporation Act Amendment Act, 1976; 9th March, 1977; *Gazette* 3rd March, 1977, p. 591.
s. 3 (1). Proclamation: *Gazette* 22nd August, 1963, p. 536.
ss. 7 (2), 107. Proclamation: *Gazette* 9th June, 1966, p. 2116.
Regulations: *Gazette* 28th August, 1952, p. 627; 30th June, 1955, p. 1550; 18th April, 1953, p. 752; 10th July, 1958, p. 64; 25th September, 1958, p. 926; 5th July, 1962, p. 6; 10th October, 1963, p. 1135; 11th August, 1966, p. 703; 11th April, 1968, p. 1200; 20th November, 1969, p. 1605; 5th August, 1971, p. 398; 29th June, 1972, p. 3000; 5th April, 1973, p. 1290.

South Australian Museum Act, 1975-1978
Commencement: 11th March, 1976; *Gazette* 11th March, 1976, p. 1132.
Administration: Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 16th August, 1979, p. 397.

South Australian Theatre Company Act, *see* State Theatre Act

South Australian Timber Corporation Act, 1979
Commencement: 8th March, 1979; *Gazette* 8th March, 1979, p. 605.

South Australian Waste Management Corporation Act, 1979
Commencement: 19th April, 1979; *Gazette* 19th April, 1979, p. 1030 (Operation of Part III suspended).
Administration: Committed to Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.

South-Eastern Drainage Act, 1931-1977
Commencement: 1st January, 1932; *Gazette* 17th December, 1931, p. 1115.
Commencement of South-Eastern Drainage Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1841.
Commencement of South-Eastern Drainage Act Amendment Act, 1971: 1st February, 1972; *Gazette* 27th January, 1972, p. 243.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 105. Notices: *Gazette* 29th April, 1965, p. 976; 9th March, 1972, p. 840; 19th July, 1973, p. 291; 11th July, 1974, p. 103.
Rules of Court as to appeals under section 53 or section 96: *Gazette* 5th May, 1932, p. 779.

South-Western Suburbs Drainage Act, 1959-1970

Commencement of South-Western Suburbs Drainage Act Amendment Act, 1970: 5th March, 1971; *Gazette* 4th March, 1971, p. 958.

Stamp Duties Act, 1923-1979

Commencement of sections 4, 5 and 6 of Stamp Duties Act Amendment Act, 1952: 22nd January, 1953; *Gazette* 22nd January, 1953, p. 72.
Commencement of Stamp Duties Act Amendment Act, 1959: 1st February, 1960; *Gazette* 7th January, 1960, p. 1.
Commencement of Statutes Amendment (Stamp Duties and Motor Vehicles) Act, 1964: 19th October, 1964; *Gazette* 15th October, 1964, p. 1203.
Commencement of Stamp Duties Act Amendment Act, 1966: 21st November, 1966; *Gazette* 10th November, 1966, p. 1882.
Commencement of Stamp Duties Act Amendment Act, 1968: 1st February, 1969; *Gazette* 12th December, 1968, p. 2558.
Commencement of Stamp Duties Act Amendment Act (No. 2), 1968: 1st January, 1969; *Gazette* 5th December, 1968, p. 2429.
Commencement of Stamp Duties Act Amendment Act (No. 3), 1968: 1st February, 1969; *Gazette* 19th December, 1968, p. 2670.
Commencement of Stamp Duties Act Amendment Act, 1971 (excluding s. 13 (3)): 1st December, 1971; *Gazette* 11th November, 1971, p. 1928.
Commencement of s. 13 (3) of Stamp Duties Act Amendment Act, 1971: 1st January, 1972; *Gazette* 3rd December, 1971, p. 2298.
Commencement of Stamp Duties Act Amendment Act (No. 2) 1971: 1st January, 1972; *Gazette* 23rd December, 1971, p. 2627.
Commencement of Stamp Duties Act Amendment Act, 1974: 16th December, 1974 (except s. 7, which comes into operation on 2nd Januarv, 1975); *Gazette* 2nd December, 1974, p. 3555.
Commencement of Stamp Duties Act Amendment Act, 1975: 18th September, 1975; *Gazette* 18th September, 1975, p. 1574.
Commencement of p. 2 of Stamp Duties Act Amendment Act, 1976, 16th June, 1977: *Gazette* 16th June, 1977, p. 1708.
Commencement of Stamp Duties Act Amendment Act (No. 2), 1978: 8th March, 1979; *Gazette* 8th March, 1979, p. 605.
s. 59b. Proclamation: *Gazette* 30th March, 1978, p. 1034.
Proclamation under paragraph 23 of second schedule declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Proclamation under subparagraph (*d*1) of paragraph 23 of second schedule: *Gazette* 7th April, 1966, p. 1638.
Proclamation declaring corresponding Acts: *Gazette* 15th June, 1967, p. 1809; 10th July, 1969, p. 68.
Proclamation declaring classes of payments for the purposes of Exemption No. 18 in the second schedule: *Gazette* 23rd January, 1969, p. 257; 13th February, 1969, p. 465.
Proclamation declaring proclaimed States for the purposes of ss. 83 and 84f: *Gazette* 30th January, 1969, p. 339; 3rd July, 1969, p. 2.
Regulations: *Gazette* 16th February, 1978, p. 567; 30th March, 1978, p. 1047.
Notice declaring prescribed marketing scheme: *Gazette* 13th February, 1969, p. 470.

The Standard Time Act, 1898

Commencement: 1st May, 1899; *Gazette* 9th February, 1899, p. 245.

State Bank Act, 1925-1978

Commencement: 1st February, 1926; *Gazette* 28th January, 1926, p. 151.
Commencement of State Bank Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 438.
Commencement of State Bank Act Amendment Act, 1978: 16th November, 1978; *Gazette* 16th November, 1978, p. 1554.
Administration: Committed to the Treasurer; *Gazette* 28th January, 1926, p. 151.
Regulations: *Gazette* 21st November, 1929, p. 1137.

State Clothing Corporation Act, 1977

Commencement: 16th February, 1978; *Gazette* 16th February, 1978, p. 540.
Administration: Committee to the Premier; *Gazette* 23rd March, 1978, p. 948.

State Government Insurance Commission Act, 1970-1977

Commencement: 23rd December, 1970; *Gazette* 24th December, 1970, p. 2870.
Administration: Committed to the Treasurer; *Gazette* 25th February, 1971, p. 823.

State Lotteries Act, 1966-1978

Commencement: 8th December, 1966; *Gazette* 8th December, 1966, p. 2152.
Administration: Committed to the Treasurer; *Gazette* 8th December, 1966, p. 2152.

State Opera of South Australia Act, The, 1976

Commencement; 24th March, 1977: *Gazette* 24th March, 1977, p. 885.
Administration: Committed to the Minister of Arts; *Gazette* 18th September, 1979, p. 768.
Regulations: *Gazette* 24th March, 1977, p. 895.

State Theatre Company Act, 1972-1979

Commencement (South Australian Theatre Company Act, 1972); 1st July, 1972; *Gazette* 29th June, 1972, p. 2690.
Commencement of South Australian Theatre Company Act, 1979 (Changing the short title of the Act): 26th April, 1979: *Gazette* 26th April, 1979, p. 1226.
Administration: Committed to the Minister of Community Development; *Gazette* 19th October, 1978, p. 1266.
Regulations: 2nd August, 1979, p. 285.

State Transport Authority Act, 1974-1975

Commencement: 18th April, 1974; *Gazette* 18th April, 1974, p. 1340.
Commencement of State Transport Authority Act Amendment Act, 1975: 8th December, 1975; *Gazette* 4th December, 1975, p. 2994.
Commencement of State Transport Authority Act Amendment Act, 1977, 5th May, 1977: *Gazette* 5th May, 1977, p. 1264.
Commencement of State Transport Authority Act Amendment Act, 1978: 1st June, 1978; *Gazette* 1st June, 1978, p. 1878.
Administration: Committed to Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.

Statutes Amendment (Executor Companies) Act, 1978

Commencement: 23rd November, 1978; *Gazette* 23rd November, 1978, p. 2046.

Statutes Amendment (Irrigation Acts) Act, 1978

Commencement: 3rd July, 1978; *Gazette* 29th June, 1978, p. 2236.

Statutes Amendment (Law of Property and Wrongs) Act, 1972

Commencement: 18th May, 1972; *Gazette* 18th May, 1972, p. 1926.

Statutes Amendment (Local Courts and Workmen's Liens) Act, 1964

Commencement: 3rd December, 1964; *Gazette* 3rd December, 1964, p. 1715.

Statutes Amendment (Metropolitan Milk Supply, Food and Drugs, and Health) Act, 1967

Commencement: 1st January, 1968; *Gazette* 7th December, 1967, p. 2445.

Statues Amendment (Miscellaneous Metric Conversions) Act, 1975

Commencement: 15th January, 1976; *Gazette* 15th January, 1976, p. 174.

Statutes Amendment (Miscellaneous Provisions) Act, 1972

Commencement: 18th May, 1972; *Gazette* 18th May, 1972, p. 1926.

Statutes Amendment (Narcotic and Psychotropic Drugs and Justices) Act, 1977

Commencement: 1st September, 1977; *Gazette* 1st September, 1977, p. 601.

Statutes Amendment (Public Salaries) Act, 1975

Commencement: 28th August, 1975; *Gazette* 28th August, 1975, p. 1126.

Statutes Amendment (Stamp Duties and Motor Vehicles) Act, 1964

Commencement: 19th October, 1964; *Gazette* 15th October, 1964, p. 1203.

Statutory Salaries and Fees Act, 1947

Regulations relating to the Board of Management of the Adelaide Hospital, the Board of Trustees of the Savings Bank of South Australia, the Municipal Tramways Trust and the Commissioners of Charitable Funds: *Gazette* 30th September, 1948, p. 1170; 2nd December, 1948, p. 1728; 12th February, 1953, p. 198; 14th April, 1955, p. 861; 14th December, 1961, p. 1966; 13th February, 1964, p. 300; 26th October, 1967, pp. 1893, 1894; 1st October, 1970, p. 1410; 3rd August, 1972, p. 982; 31st August, 1972, p. 1338; 30th May, 1974, p. 2107; 18th November, 1976, p. 1713; 7th April, 1977, p. 1080.
Regulations relating to the Fire Brigades Board: *Gazette* 26th January, 1956, p. 130; 23rd February, 1967, p. 515; 24th September, 1970, p. 1308; 31st August, 1972, p. 1340; 28th April, 1974, p. 1562; 10th June, 1976, p. 2953.
Regulations relating to the South Australian Housing Trust: *Gazette* 19th May, 1949, p. 1420; 6th November, 1958, p. 1255; 22nd March, 1962, p. 602; 17th May, 1962, p. 1296; 26th October, 1967, p. 1892; 1st October, 1970, p. 1409; 18th November, 1971, p. 2075; 3rd August, 1972, p. 982.
Regulations relating to the Local Government Officers' Classification Board: *Gazette* 9th August, 1951, p. 292; 25th August, 1966, p. 1085; 26th October, 1967, p. 1891.
Regulations relating to the West Beach Recreation Reserve Trust: *Gazette* 5th October, 1972, p. 1810.

Stock Diseases Act, 1934-1976

Commencement of Stock and Poultry Diseases Act Amendment Act, 1946: 27th February, 1947; *Gazette* 27th February, 1947, p. 743.
Commencement of Stock Diseases Act Amendment Act, 1976: 20th January, 1977; *Gazette* 20th January, 1977, p. 100.
Administration: Committed to the Minister of Agriculture; *Gazette* 20th December, 1934, p. 1218.
s. 4. Proclamation: 5th July, 1979, p. 5.
s. 5. Notice: *Gazette* 9th December, 1976, p. 1882.
s. 6. Proclamations: *Gazette* 26th August, 1943, p. 230; 8th January, 1959, p. 3; 20th June, 1968, p. 1802; 1st October, 1970, p. 1399; 13th July, 1972, p. 133; 22nd March, 1973, p. 1004; 2nd May, 1974, p. 1615 (two); 13th February, 1975, p. 507; 9th December, 1976, p. 1881; 22nd September, 1977, p. 809; 11th November, 1977, p. 1503; 7th December, 1978, p. 2156; 21st December, 1978, p. 2304; 12th April, 1979, p. 968.
s. 8a. Proclamation of diseases: *Gazette* 19th August, 1965, p. 461; 8th August, 1974, p. 882; 11th March, 1976, p. 1134; 5th July, 1979, p. 5.
s. 19. Notice: *Gazette* 2nd May, 1974, p. 1616.
ss. 29 and 30. Notice: *Gazette* 19th December, 1957, p. 1532.
s. 43aa. Notice: *Gazette* 2nd May, 1974, p. 1616.
s. 48. Proclamation: *Gazette* 5th April, 1945, p. 499.
Regulations: *Gazette* 6th December, 1962, p. 1603; 5th December, 1963, p. 1715; 25th February, 1965, p. 350; 18th August, 1966, p. 1025; 27th June, 1968, p. 1867; 3rd October, 1968, p. 1073; 26th February, 1970, p. 865; 1st October, 1970, p. 1403; 29th July, 1971, p. 324; 28th October, 1971, p. 1756; 16th December, 1971, p. 2559; 9th March, 1972, p. 835; 30th August, 1973, p. 1522; 1st November, 1973, p. 2735; 20th December, 1973, p. 3428; 21st February, 1974, p. 548; 31st July, 1975, p. 687; 2nd October, 1975, p. 1828; 2nd September, 1976, p. 780; 9th December, 1976, p. 1889; 30th June, 1977, p. 1865; 21st July, 1977, p. 145; 22nd September, 1977, p. 815, p. 816; 26th January, 1978, p. 380; 4th May, 1978, p. 1547; 6th July, 1978, p. 72.
Regulations under Fees Regulation Act, 1927, Altering Fees payable for Inspections for Disease: *Gazette* 27th October, 1966, p. 1757.

Stock Exchange Plaza (Special Provisions) Act, 1970

Commencement: 12th August, 1971; *Gazette* 12th August, 1971, p. 523.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.
s. 5. Proclamations: *Gazette* 12th August, 1971, p. 506; 12th April, 1973, p. 1460.

Stock Foods Act, 1941-1972

Commencement: 1st April, 1942; *Gazette* 29th January, 1942, p. 143.
Administration: Committed to the Minister of Agriculture; *Gazette* 29th January, 1942, p. 143.
Regulations: *Gazette* 29th January, 1942, p. 146; 15th July, 1948, p. 294; 8th June, 1967, p. 1753; 28th November 1968, p. 2325; 20th December, 1973, p. 3426.

Stock Medicines Act, 1939-1978

Commencement: 1st July, 1940: *Gazette* 21st March, 1940, p. 589.
Commencement of Stock Medicines Act Amendment Act, 1973: 1st July, 1977; *Gazette* 20th January, 1977, p. 98.
Administration: Committed to the Minister of Agriculture; *Gazette* 21st March, 1940, p. 589.
Regulations: *Gazette* 20th January, 1977, p. 105.

Subdivided Land Debts Act, 1932-1934

s. 8. Notice: *Gazette* 26th January, 1933, p. 111.
Regulations: *Gazette* 19th January, 1933, p. 72.

Subordinate Legislation Act, 1978

Commencement: 1st June, 1978; *Gazette* 11th May, 1978, p. 1652.
s. 9. Proclamation: *Gazette* 13th September, 1979, p. 644.
s. 13. Appointed day for numbering of regulations: 1st January, 1979; *Gazette* 11th May, 1978, p. 1652.
Regulations: *Gazette* 11th May, 1978, p. 1659.

Succession Duties Act, 1929-1979

s. 6. Proclamations: *Gazette* 2nd July, 1925, p. 1; 16th June, 1932, p. 1067; 23rd January, 1936, p. 208; 12th November, 1942, p. 985; 20th February, 1947, p. 684; 5th November, 1953, p. 1163; 10th December, 1953, p. 1403.
s. 55a. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155; 19th October, 1967, p. 1772.
Regulations: *Gazette* 20th January, 1949, p. 129; 2nd April, 1953, p. 698; 19th January, 1956, p. 107; 3rd November, 1966, p. 1831; 4th March, 1971, p. 1025; 17th February, 1977, p. 439.
Regulation under Fees Regulation Act, 1927, providing for the fee payable to the Public Trustee on the preparation of a certain succession duty form: *Gazette* 3rd December, 1931, p. 1033; 24th December, 1959, p. 1545; 19th September, 1968, p. 857.

Superannuation Act, 1974-1979

Commencement of Superannuation Act Amendment Act, 1976: 1st April, 1976; *Gazette* 1st April, 1976, p. 1668.
Commencement of Superannuation Act Amendment Act (No. 2), 1976; 23rd February, 1978; *Gazette* 23rd February, 1978, p. 672.
Commencement of Superannuation Act Amendment Act, 1978; 20th April, 1978 (operation of ss. 3 (e) and 9 suspended until 3rd July, 1978); *Gazette* 20th April, 1978, p. 1256.
s. 13. Proclamation: *Gazette* 11th July, 1974, p. 97.
s. 62. Proclamation: *Gazette* 13th June, 1974, p. 2332; 7th June, 1979, p. 1675.
Regulations: *Gazette* 27th June, 1974, p. 2617; 25th September, 1975, p. 1676; 23rd October, 1975, p. 2090; 29th January, 1976, p. 367; 14th October, 1976, p. 1276; 10th November, 1977, p. 1436; 4th May, 1978, p. 1546; 29th June, 1978, p. 2272; 8th March, 1979, p. 616; 15th March, 1979, p. 688.

Supreme Court Act, 1935-1978

Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of Supreme Court Act Amendment Act (No. 1), 1966: 12th January, 1967; *Gazette* 12th January, 1967, p. 51.
Commencement of Supreme Court Act Amendment Act (No. 2), 1966-1967: 22nd June, 1967; *Gazette* 22nd June, 1967, p. 1850.
Commencement of Supreme Court Act Amendment Act (No. 3), 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Commencement of Supreme Court Act Amendment Act (No. 3), 1970: 1st January, 1971; *Gazette* 10th December, 1970, p. 2646.
Commencement of Supreme Court Act Amendment Act, 1972: 9th November, 1972; *Gazette* 9th November, 1972, p. 2254.
Commencement of Supreme Court Act Amendment Act, 1974: 20th June, 1974; *Gazette* 20th June, 1974, p. 2450.
s. 52. Proclamations: *Gazette* 21st March, 1878, p. 620; 14th July, 1881, p. 92; 3rd March, 1892, p. 527; 21st January, 1897, p. 92; 14th September, 1939, p. 745.
Rules of Court—
Actions and other proceedings in the Court: Supreme Court Rules: *Gazette* 7th May, 1947, p. 1153; 28th October, 1948, p. 1350; 11th January, 1951, p. 31; 17th January, 1952, p. 104; 19th June, 1952, p. 1323; 7th April, 1955, p. 810; 7th March, 1957, p. 502; 5th August, 1965, p. 288; 12th October, 1967, p. 1715; 19th December, 1968, p. 2685; 13th August, 1970, p. 629; 7th January, 1971, p. 67; 1st July, 1971, p. 49; 19th August, 1971, p. 601; 23rd December, 1971, p. 2654; 13th July, 1972, p. 137; 9th November, 1972, p. 2267; 1st March, 1973, p. 819; 28th June, 1973, p. 2849; 13th September, 1973, p. 1996; 22nd November 1973 p. 2976· 20th December, 1973, p. 3503 and p. 3507; 28th March, 1974, p. 1055; 13th June, 1974, p. 2426: 19th September, 1974, p, 2270; 24th October, 1974, p. 2852; 3rd April, 1975, p. 1410; 28th August, 1975, p. 1136; 15th January, 1976, p. 179; 22nd July, 1976, p. 201; 28th July, 1977, p. 237; 16th February, 1978, p. 544; 27th July, 1978, p. 300; 25th January, 1979, p. 196; 22nd March, p. 738; 11th October, 1979, p. 988; 6th December, 1979, p. 1906.
The following Rules of Court have operation to the extent set out in the fourth schedule to the Supreme Court Rules: Rules of Court, 1913, dated 10th December, 1913 (not published in the *Gazette*); Rules of Court, 1937: *Gazette* 4th November, 1937, p. 1205.
Administration and Probate Act, 1919, as amended: *Gazette* 21st December, 1967, p. 2623; 19th December, 1968, p. 2674; 20th August, 1970, p. 860: 23rd December, 1971, p. 2652; 31st May, 1973, p. 2324; 20th March, 1975, p. 1097; 17th April, 1975, p. 1850; 15th May, 1975, p. 1921; 7th August, 1975, p. 784; 3rd February, 1977, p. 283; 1st September, 1977, p. 1042 (reprinted 20th October, 1977, p. 1187).

Supreme Court Act, 1935-1978—*continued*

Adoption of Children Act, 1966-1967—Rules under Adoption of Children Act, 1925, dated 23rd December, 1926. Not published in the *Gazette*.
Aged and Infirm Persons Property Act, 1940, as amended: *Gazette* 22nd May, 1975, p. 1996.
Alcohol and Drug Addicts (Treatment) Act, 1961-1964—Rules under Inebriates Act, 1908: *Gazette* 26th October, 1911, p. 864.
Births, Deaths and Marriages Registration Act, 1966, as amended: *Gazette* 22nd May, 1975, p. 1995.
Community Welfare Act, 1972, as amended—Rules under Maintenance Orders (Facilities for Enforcement) Acts, 1922 and 1925: *Gazette* 16th February, 1928, p. 316.
Companies Act, 1962-1971: *Gazette* 20th May, 1965, p. 1151; 13th August, 1970, p. 629; 9th November, 1972, p. 2278; 1st March. 1973, p. 818; 20th December, 1973, p. 3506; 24th October, 1974, p. 2851.
Consumer Credit Act, 1972-1973: Rules of Supreme Court as to Appeals (Order 58, Rule 37): *Gazette* 13th September, 1973, p. 1996.
Criminal Appeals: Dated 1st September, 1925. Not published in the *Gazette* 25th January, 1979, p. 199.
Criminal Injuries Compensation Act, 1977-1978: *Gazette* 6th July, 1978, p. 77.
Criminal Sittings: *Gazette* 20th March, 1969, p. 875; 4th December, 1969, p. 1861.
Criminal Trials: *Gazette* 15th June, 1944, p. 730.
Detention of Ships: Rules of Court, 1913—Order 53, Rule 17. Not published in the *Gazette*.
Dentists Act, 1931-1966: *Gazette* 4th August, 1932, p. 183.
Evidence Act, 1929-1976: *Gazette* 20th July, 1978, p. 264.
Evidence by Commission Act, 1859 (Imp.): *Gazette* 20th February, 1908, p. 313.
Foreign Judgments Act, 1971: *Gazette* 10th August, 1972, p. 1134.
Guardianship of Infants Act, 1940: *Gazette* 10th April, 1969, p. 1055.
Harbors Act, 1936-1970—Rules under Harbors Act, 1913: *Gazette* 19th April, 1917, p. 639.
Inheritance (Family Provision) Act, 1972: *Gazette* 1st March, 1973, p. 820.
Justices Act, 1921-1969: *Gazette* 13th December, 1956, p. 1329; 12th January, 1967, p. 56; 9th November, 1972 p. 2276.
Land Acquisition Act, 1969—Rules under Compulsory Acquisition of Land Act, 1925: *Gazette* 10th May 1928, p. 968.
Land and Valuation: *Gazette* 30th July, 1970, p. 333; 7th October, 1971, p. 1425; 28th September, 1972, p. 1672; 5th April, 1973, p. 1291; 19th April, 1973, p. 1784; 31st July, 1975, p. 680; 4th May, 1978, p. 1555 (Consolidation); 6th July, 1978, p. 81.
Legal Practitioners Act, 1936-1969.
(*a*) Rules under Law Society Act, 1915: *Gazette* 9th November, 1916, p. 943; 20th September, 1973, p. 2060.
(*b*) Admission Rules: *Gazette* 4th August, 1977, p. 309; 29th June, 1978, p. 2258; 13th July, 1978, p. 134.
(*c*) Trust Accounts and other matters: *Gazette* 31st August, 1939, p. 573; 21st February, 1957, p. 291; 13th August, 1970, p. 628.
Local and District Criminal Courts Act, 1926-1971—Order 71A Supreme Court Rules: *Gazette* 7th January, 1971, p. 67; 9th November, 1972, p. 2267; 28th June, 1973, p. 2849.
Matrimonial Causes Act, 1929-1941—Rules in second schedule to Act as amended by *Gazette* 5th December, 1935, p. 1349.
Mental Health Act, 1935-1969—Rules under Mental Defectives Act, 1913: *Gazette* 3rd September, 1914, p. 585. (Rules made under the Lunatics Act, 1864, on 3rd September, 1869, and 10th August, 1875, may also be applied in any case where the Court or a Judge so orders.)
Minors Contracts (Miscellaneous Provisions) Act, 1979: *Gazette* 25th October, 1979, p. 1069.
Real Property Act, 1886-1969—Strata titles: *Gazette* 22nd February, 1968, p. 529.
Revenue Jurisdiction: Schedule to Act No. 7 of 1866.
Service and Execution of Process Act, 1901-1968 (Commonwealth): *Gazette* 19th April, 1917, p. 646; 4th November, 1937, p. 1247.
Settled Estates Act, 1880-1943: *Gazette* 5th April, 1883, p. 1174.
Superannuation Act, 1974: Rules under Superannuation Act, 1926, dated 26th August, 1930. Not published in *Gazette*.
Trustee Act, 1936-1968: *Gazette* 4th November, 1937, p. 1225; 16th December, 1948, p. 1804.
Workmen's Compensation Act, 1971—Order 58, Rules 35 and 36 of Supreme Court Rules: *Gazette* 19th August, 1971, p. 601.
Workmen's Liens Act, 1893-1964: *Gazette* 4th April, 1957, p. 653.

Surveyors Act, 1975

Commencement: 8th April, 1976; *Gazette* 8th April, 1976, p. 1895.
Regulations: As to surveys, fees, etc.; *Gazette* 6th November, 1975, p. 2396; 29th July, 1976, p. 269; 27th September, 1979, p. 830.

Swimming Pools (Safety) Act, 1972

Commencement: 31st May, 1973; *Gazette* 10th May, 1973, p. 1994.
Administration: Committed to Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.

Swine Compensation Act, 1936-1978

Commencement: 1st March, 1937; *Gazette* 24th December, 1936, p. 1321.
Commencement of Swine Compensation Act Amendment Act, 1971: 1st November, 1971; *Gazette* 28th October, 1971, p. 1752.
Commencement of Swine Compensation Act Amendment Act, 1972: 8th February, 1973; *Gazette* 8th February, 1973, p. 440.
Commencement of Swine Compensation Act Amendment Act, 1974: 1st February, 1975; *Gazette* 23rd January, 1975, p. 259.
Commencement of Swine Compensation Act Amendment Act, 1978: 1st March, 1979; *Gazette* 1st March, 1979, p. 551.
Administration: Committed to the Minister of Agriculture; *Gazette* 24th December, 1936, p. 1322.
s. 4a. Proclamation: *Gazette* 8th February, 1973, p. 440.
Regulations: *Gazette* 16th January, 1941, p. 35; 9th November, 1944, p. 656; 5th June, 1947, p. 1632; 26th August, 1948, p. 864; 21st February, 1952, p. 403; 20th March, 1952, p. 595; 3rd February, 1966, p. 276; 20th December, 1973, p. 3431.

Tarcoola to Alice Springs Railway Agreement Act, 1974
Administration: Committed to the Minister of Transport; *Gazette* 3rd May, 1979, p. 1311.

Tatiara Drainage Trust Act, 1949-1975
Commencement: 3rd April, 1952; *Gazette* 3rd April, 1952, p. 717.
Administration: Committed to the Minister of Local Government; *Gazette* 19th April, 1979, p. 1030.
ss. 7 and 8. Proclamations: *Gazette* 3rd April, 1952, p. 717; 5th September, 1957, p. 519.

Teacher Housing Authority Act, 1975-1976
Commencement: 22nd May, 1975; *Gazette* 22nd May, 1975, p. 1987.
Regulations: *Gazette* 10th August, 1978, p. 513.

Tea Tree Gully (Golden Grove) Development Act, 1978
Commencement: 1st June, 1978; *Gazette* 25th May, 1978, p. 1827.
Administration: Committed to the Minister of Planning; *Gazette* 22nd November, 1979, p. 1309.

Tertiary Education Authority Act, 1979
Administration: Committed to the Minister of Education; *Gazette* 8th November, 1979, p. 1182.

Textile Products Description Act, 1953-1972
Commencement: 1st August, 1954; *Gazette* 2nd August, 1954, p. 269.
Commencement of Textile Products Description Act Amendment Act, 1968: 1st January, 1969; *Gazette* 19th December, 1968, p. 2671.
Commencement of Textile Products Description Act Amendment Act, 1969: 1st January, 1971; *Gazette* 27th August, 1970, p. 902.
Commencement of Textile Products Description Act Amendment Act, 1972: 1st January, 1973; *Gazette* 5th October, 1972, p. 1806.
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.
Regulations: *Gazette* 2nd August, 1954, p. 269; 17th November, 1955, p. 1116; 15th February, 1968, p. 457; 12th June, 1969, p. 1724; 27th August, 1970, p. 906.

Tobacco Industry Protection Act, 1934
Administration: Committed to the Minister of Agriculture; *Gazette* 28th February, 1935, p. 591.
Regulations: *Gazette* 28th February, 1935, p. 592; 2nd May, 1935, p. 1225.

Torrens College of Advanced Education Act—*See* Adelaide College of the Arts and Education Act

Trade Measurements Act, 1971-1976
Commencement (Weights and Measures Act, 1971): 28th February, 1972: *Gazette* 24th February, 1972, p. 655.
Commencement of Weights and Measures Act Amendment Act, 1975: 10th April, 1975; *Gazette* 10th April, 1975, p. 1436.
Commencement of Trade Measurements Act Amendment Act, 1976: 20th January, 1977; *Gazette* 20th January, 1977, p. 100.
Administration: Committed to Minister of Prices and Consumer Affairs; *Gazette* 21st March, 1974, p. 999.
Regulations: *Gazette* 29th June, 1972, p. 2749; 12th September, 1974, p. 1745; 24th October, 1974, p. 2265; 30th January, 1975, p. 368; 20th February, 1975 p. 587; 31st July, 1975, p. 685; 18th September, 1975, p. 1579; 25th September, 1975, p. 1679; 6th November, 1975, p. 2354; 4th March, 1976, p. 952; 1st April, 1976, p. 1681; 13th May, 1976, p. 2472; 25th May, 1976, p. 2763; 8th July, 1976, p. 90; 22nd July, 1976, p. 198; 9th September, 1976, p. 838; 31st March, 1977, p. 1038; 21st May, 1977, p. 1369, p. 1371; 27th October, 1977, p. 1293; 2nd March, 1978, p. 737.
Regulations under the Trade Measurements Act and Motor Fuel Distribution Act: *Gazette* 22nd July, 1976, p. 200; 5th May, 1977, p. 1307; 18th August, 1977, p. 431.

Trade Union Act, 1876-1935
Administration: Committed to the Minister of Labour and Industry; *Gazette* 18th November, 1965, p. 1806.

Trading Stamp Act, 1924-1935
Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Transplantation of Human Tissue Act, 1974
Commencement: 17th June, 1976; *Gazette* 17th June, 1976, p. 3062.
Administration: Committed to the Minister of Health; *Gazette* 17th June, 1976, p. 3062.

Trespassing on Land Act, 1951
Administration: Committed to the Minister of Agriculture; *Gazette* 3rd April, 1952, p. 717.
s. 3. Proclamations: *Gazette* 3rd April, 1952, p. 717; 15th June, 1961, p. 1325; 11th June, 1964, p. 1226; 3rd November, 1966, p. 1815; 26th January, 1967, p. 211; 30th March, 1967, p. 1134; 20th April, 1967, p. 1342; 15th June, 1967, p. 1812; 16th November, 1967, p. 2202; 27th June, 1968, p. 1865; 16th October, 1969, p. 1217; 9th April, 1970, p. 1349; 7th June, 1973, p. 2423; 2nd August, 1973, p. 720; 20th September, 1973, p. 2050; 14th March, 1974, p. 896; 16th May, 1974, p. 1777; 13th June, 1974, p. 2332; 30th January, 1975, p. 341; 27th March, 1975, p. 1262; 19th October, 1978, p. 1266; 9th November, 1978, p. 1477; 25th October, 1979, p. 1057; 13th December, 1979, p. 1991.

Trustee Act, 1936-1974
Commencement: 1st November, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of Trustee Act Amendment Act, 1941: 8th December, 1941; *Gazette* 4th December, 1941, p. 1193.
Commencement of Trustee Act Amendment Act, 1968: 6th March, 1969; *Gazette* 6th March, 1969, p. 631.
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,

Trustee Act, 1936-1974—*continued*

1951, p. 775; 18th December, 1952, p. 1546; 2nd June, 1960, p. 1502; 7th September, 1961, p. 882; 21st September, 1961, p. 1027; 28th June, 1962, p. 1647; 12th July, 1962, p. 46; 2nd August, 1962, p. 230; 21st March, 1963, p. 693; 22nd February, 1968, p. 515; 3rd May, 1973, p. 1924; 13th April, 1978, p. 1200; 15th February, 1979, p. 348.

s. 5 (1) (fl). Proclamation: *Gazette* 6th March 1969, p. 631.

s. 5 (1) (kl). Proclamations: *Gazette* 16th May, 1968, p. 1491; 1st August, 1968, p. 269; 23rd September, 1971, p. 1100; 10th May, 1979, p. 1397.

s. 5 (2). Proclamations: *Gazette* 15th May, 1902, p. 1025; 17th August, 1922, p. 333; 11th October, 1923, p. 834.

Rules of Court: *Gazette* 4th November, 1937, p. 1225; 16th December, 1948, p. 1804.

Unauthorized Documents Act, 1916-1979

Administration: Committed to the Premier; *Gazette* 5th July, 1979, p. 3.

Regulations: *Gazette* 19th April, 1979, p. 1041.

Unemployment Relief Council Act, 1930-1973

Administration: Committed to the Minister of Industry and Employment; *Gazette* 11th May, 1933, p. 789.

Regulations: *Gazette* 9th July, 1931, p. 33; 12th November, 1936, p. 1066.

Unfair Advertising Act, 1971-1972

Commencement of Unfair Advertising Act Amendment Act, 1972: 21st December, 1972; *Gazette* 21st December, 1972, p. 2724.

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Uniting Church in Australia Act, The, 1976-1977

Commencement: 22nd June, 1977; *Gazette* 16th June, 1977, p. 1708.

University of Adelaide Act, 1971-1978

Commencement of University of Adelaide Act Amendment Act, 1978: 25th May, 1978; *Gazette* 25th May, 1978, p. 1824 (commencement of section 8 suspended to a date to be fixed by subsequent proclamation). See the text of this proclamation for reference to earlier proclamations which purported to bring the provisions of the Act (other than section 8) into operation, and which refer to the Act as the University of Adelaide Act Amendment Act, 1977.

Commencement of s. 8 of University of Adelaide Act Amendment Act, 1978: 22nd November, 1978; *Gazette* 17th August, 1978, p. 556.

Administration: Committed to the Minister of Education; *Gazette* 19th July, 1979, p. 168.

By-laws under section 23: *Gazette* 25th November, 1971, p. 2173; 30th August, 1973, p. 1408.

Unordered Goods and Services Act, 1972

Commencement: 1st July, 1972; *Gazette* 29th June, 1972, p. 2690.

Administration: Committed to the Minister of Consumer Affairs; *Gazette* 20th September, 1979, p. 771.

Urban Land (Price Control) Act, 1973-1976

Commencement: 29th November, 1973; *Gazette* 29th November, 1973, p. 3056.

Administration: Committed to the Minister for Planning; *Gazette* 22nd November, 1979, p. 1309.

s. 23. Proclamations: *Gazette* 14th November, 1974, p. 3138; 6th April, 1978, p. 1112.

Regulations: *Gazette* 29th November, 1973, p. 3064; 28th February, 1974, p. 624; 21st March, 1974, p. 993; 31st March, 1977, p. 1040.

Vaccination Act, 1936

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

Regulations: *Gazette* 17th May, 1894, p. 1112; 29th January, 1903, p. 186; 7th August, 1913, p. 301; 18th December, 1913, p. 1734.

Valuation of Land Act, 1971-1976

Commencement: 1st June, 1972; *Gazette* 11th May, 1972, p. 1758.

Administration: Committed to the Minister of Lands; *Gazette* 12th August, 1976, p. 520.

Regulations: 15th June, 1972, p. 2335; 9th November, 1972, p. 2259; 17th April 1975, p. 1578; 1st July, 1976, p. 23.

Venereal Diseases Act, 1947

Administration: Committed to the Minister of Health; *Gazette* 5th April, 1973, p. 1289.

Regulations: *Gazette* 10th June, 1948, p. 1206.

Vermin Act—*see* **Vertebrate Pests Act**

Vertebrate Pests Act, 1975-1977

Commencement: 1st July, 1975; *Gazette* 26th June, 1975, p. 2457.

Commencement of Vertebrate Pests Act Amendment Act, 1977: 30th June, 1977, p. 1846.

s. 6. Proclamation: *Gazette* 26th June, 1975, p. 2457.

s. 40. Proclamation: *Gazette* 3rd November, 1977, p. 1351.

Regulations: *Gazette* 26th June, 1975, p. 2660.

Veterinary Districts Act, 1940-1974

Administration: Committed to the Minister of Agriculture; *Gazette* 10th April, 1941, p. 521.

Regulations: *Gazette* 8th May, 1941, p. 693.

Veterinary Surgeons Act, 1935-1975

Commencement: 1st February, 1936; *Gazette* 16th January, 1936, p. 89.
Commencement of sections 3 to 6 of Veterinary Surgeons Act Amendment Act, 1952: 1st March, 1953; *Gazette* 19th February, 1953, p. 272.
Administration: Committed to the Minister of Agriculture; *Gazette* 11th February, 1937; p. 286.
Regulations: *Gazette* 3rd October, 1940, p. 735; 24th August, 1950, p. 466; 11th June, 1953, p. 1396; 18th December, 1958, p. 1640; 2nd February, 1967, pp. 305, 311; 22nd February, 1968, p. 661; 29th October, 1970, p. 2024; 2nd September, 1971, p. 744; 20th June, 1974, p. 2523; 22nd September, 1977, p. 813.

Volunteer Fire Fighters Fund Act, 1949-1957

Administration: Committed to the Minister of Agriculture; *Gazette* 14th June, 1979, p. 1824.

Warehousemen's Liens Act, 1941-1974

Commencement: 1st May, 1942; *Gazette* 26th March, 1942, p. 454.
Regulations: *Gazette* 26th March, 1942, p. 455.
Rules of Local Court: *Gazette* 26th March, 1942, p. 477; 5th March, 1964, p. 522.

Water Conservation Act, 1936-1975

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
Commencement of Water Conservation Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970. p. 1841.
Administration: Committed to the Minister of Water Resources; *Gazette* 26th April, 1979, p. 1226.
s. 6. Proclamations: *Gazette* 20th January, 1927, p. 121; 8th August, 1929. p. 330; 6th February, 1930, p. 226; 23rd October, 1930, p. 834; 13th November, 1930, p. 986; 15th April, 1965, p. 881.
s. 53. Proclamations: *Gazette* 7th May, 1931, p. 741; 7th May, 1931, p. 742; 25th June, 1931, p. 1045; 25th June, 1931, p. 1050; 25th June, 1931, p. 1051; 2nd July, 1931, p. 1; 2nd July, 1931, p. 2; 16th July, 1931, p. 63; 30th July, 1931, p. 158; 30th July, 1931, p. 161; 21st July, 1932, p. 91; 5th January, 1933, p. 2; 24th August, 1933, p. 353; 16th November, 1933, p. 1003; 7th December, 1933, p. 1127; 7th December, 1933, p. 1128; 14th December, 1933, p. 1167; 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; 13th August, 1964, p. 396; 27th August, 1964, p. 550.

Water Resources Act, 1976-1979

Commencement: 1st July, 1976; *Gazette* 13th May, 1976, p. 2458.
Commencement of s. 61: 1st July, 1976; *Gazette* 13th May, 1976. p. 2458.
Commencement of Water Resources Act Amendment Act, 1979: 3rd May, 1979; *Gazette* 3rd May, 1979, p. 1315.
Administration: Committed to Minister of Water Resources; *Gazette* 15th March, 1979, p. 682.
s. 25. Proclamations: *Gazette* 19th January, 1978, p. 294; 10th August, 1978, p. 467 (two).
s. 41. Proclamation: *Gazette* 13th May, 1976, p. 2459.
s. 46. Proclamations: *Gazette* 13th May, 1976, p. 2458; 8th July, 1976, p. 79; 9th September, 1976, p. 829 (four).
s. 72. Notice: *Gazette* 9th December, 1976, p. 1921.
Regulations: *Gazette* 3rd May, 1976, p. 2473; 1st July, 1976, p. 28; 25th August, 1977, p. 561; 11th October, 1979, p. 983.

Waterworks Act, 1932-1978

Commencement of Waterworks Act Amendment Act, 1969: 21st May, 1970; *Gazette* 21st May, 1970, p. 1842.
Administration: Committed to the Minister of Water Resources; *Gazette* 28th June, 1979, p. 1951.
For information concerning proclamations regarding Water Districts consult Engineering and Water Supply Department.
s. 94. Proclamations: *Gazette* 1st June, 1922, p. 1393; 20th June, 1922, p. 1576; 29th May, 1924, p. 1208; 21st May, 1925, p. 946; 7th January, 1926, p. 1; 27th May, 1926, p. 1265; 16th December, 1926, p. 1510; 27th January, 1927, p. 177; 1st December, 1927, p. 1457; 10th May, 1928, p. 963; 29th November, 1928, p. 1138; 13th June, 1929, p. 1398; 17th July, 1930, p. 86; 26th February, 1931, p. 374; 10th September, 1936, p. 490; 19th November, 1936, p. 1110; 19th October, 1944, p. 471.
s. 102. Proclamations: *Gazette* 10th September, 1936, p. 490· 19th November, 1936, p. 1110.
s. 108. Proclamations: *Gazette* 31st October, 1895, p. 957; 17th August, 1939, p. 421.
s. 109. Proclamation: *Gazette* 17th September, 1936, p. 546.
Regulations: *Gazette* 4th July, 1974, p. 33; 3rd October, 1974, p. 2537; 19th December, 1974, p. 3785; 12th June, 1975, p. 2271; 2nd October, 1975, p. 1921; 13th May, 1976, p. 2471; 24th June, 1976, p. 3177; 1st July, 1976, p. 124; 2nd September, 1976, p. 782; 15th September, 1977, p. 735; 21st September, 1978, p. 985; 19th October, 1978, p. 1279; 16th November,1978, p. 1568; 18th January, 1979, p. 123; 8th November, 1979, p. 1224.
By-laws: *Gazette* 25th May, 1933, p. 897; 13th July, 1933, p. 49; 27th March, 1941, p. 441; 28th April, 1949, p. 1033; 17th January, 1952, p. 134; 19th August, 1954, p. 414; 31st May, 1956, p. 1123; 21st January, 1960, p. 195; 9th November, 1961, p. 1589; 21st June, 1962, p. 1589; 28th March, 1963, p. 788; 20th June, 1963, p. 1553; 23rd April, 1964, p. 857; 2nd February, 1967, p. 319; 8th February, 1968, p. 346; 4th April, 1968, p. 1134; 26th August, 1971, p. 669; 9th December, 1971, p. 2463.

West Beach Recreation Reserve Act, 1954-1975

Administration: Committed to the Minister of Local Government; *Gazette* 10th February, 1955, p. 237.
Commencement of West Beach Recreation Reserve Act Amendment Act, 1973: 1st March, 1974; *Gazette* 14th February, 1974, p. 475.
s. 7. Notice: *Gazette* 3rd March, 1955, p. 469.
s. 38. Proclamations: *Gazette* 18th April, 1957, p. 749; 28th April, 1960, p. 1217; 29th August, 1963, p. 632.
Regulation: *Gazette* 8th August, 1974, p. 887.
By-laws: *Gazette* 4th October, 1956, p. 788; 11th June, 1959, p. 1198.

West Lakes Development Act, 1969-1970

Regulations: *Gazette* 15th April, 1971, p. 1601; 8th March, 1973, p. 896; 6th September, 1973, p. 1904; 4th July, 1974, p. 13; 7th August, 1975, p. 781; 20th January, 1977, p. 108; 4th August, 1977, p. 295; 14th December, 1978, p. 2230; 18th January, 1979, p. 141; 11th October, 1979, p. 959.

West Terrace Cemetery Act, 1976

Administration: Committed to the Minister of Public Works; *Gazette* 28th June, 1979, p. 1952.
Commencement: 20th September, 1976; *Gazette* 29th September, 1977, p. 878.

Whaling Act, 1937

Commencement: At 31st December, 1978, this Act had not been brought into operation.

Wheat Delivery Quotas Act, 1969-1975

Commencement: 24th December, 1969; *Gazette* 24th December, 1969, p. 2098.
Commencement of Wheat Delivery Quotas Act Amendment Act, 1970: 10th December, 1970; *Gazette* 10th December, 1970, p. 2648.
Commencement of Wheat Delivery Quotas Act Amendment Act, 1973: 10th January, 1974; *Gazette* 10th January, 1974, p. 37.
Commencement of Wheat Delivery Quotas Act Amendment Act, 1975: 1st October, 1975; 29th May, 1975, p. 2085.
Administration: Committed to the Minister of Agriculture; *Gazette* 26th October, 1972, p. 2021.
s. 4. Proclamations: *Gazette* 11th June, 1970, p. 2059; 10th June, 1971, p. 2830.
s. 5. Proclamations: *Gazette* 18th February, 1971, p. 497; 10th June, 1971, p. 2830.
s. 18a. Notices: *Gazette* 28th January, 1971, p. 296; 2nd September, 1971, p. 748.

Wheat Industry Stabilization Act, 1974-1979

Commencement (see s. 2): This Act is deemed to have come into operation on 1st October, 1974, the day on which the *Wheat Industry Stabilization Act* 1974 of the Commonwealth came into operation.
Regulations: *Gazette* 29th November, 1979, p. 1833.

Wheat Stabilization Scheme Ballot Act, 1948

s. 2 (10). Notice of affirmative result of ballot: *Gazette* 21st October, 1948, p. 1295.

Wills Act, 1936-1975

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
Commencement of Wills Act Amendment Act, 1972: 31st May, 1973; *Gazette* 31st May, 1973, p. 2318.
Commencement of Wills Act Amendment Act (No. 2), 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 357.

Workmen's Compensation (Special) Provisions Act, 1977-1978

Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
Regulations: 30th August, 1979, p. 503.

Workmen's Liens Act, 1893-1964

Commencement: 27th January, 1894; *Gazette* 25th January, 1894, p. 173.
Commencement of Statutes Amendment (Local Courts and Workmen's Liens) Act, 1964: 3rd December, 1964; *Gazette* 3rd December, 1964, p. 1715.
Commencement of Workmen's Liens Act Amendment Act, 1964: 21st June, 1973; *Gazette* 21st June, 1973, p. 1973.
Regulations: *Gazette* 1st February, 1895, p. 453.
Rules of the Supreme Court as to procedure: *Gazette* 4th April, 1957, p. 653.

Workers Compensation Act, 1971-1979

Commencement: 1st July, 1971; *Gazette* 10th June, 1971, p. 2830.
Commencement of Workmen's Compensation Act Amendment Act, 1971: 1st January, 1972; *Gazette* 16th December, 1971, p. 2498.
Commencement of Workmen's Compensation Act Amendment Act, 1973: 1st January, 1974; *Gazette* 20th December, 1973, p. 3340.
Commencement of Workmen's Compensation Act Amendment Act, 1979: *Gazette* 14th June, 1979, p. 1824.
Administration: Committed to the Minister of Industrial Affairs; *Gazette* 18th September, 1979, p. 768.
s. 95. Proclamation: *Gazette* 9th November, 1972, p. 2254 (anthrax).
Part IXa. Scheme made by the Treasurer: *Gazette* 24th June, 1971, p. 3082.
General Regulations: *Gazette* 1st July, 1971, p. 63; 20th December, 1973, p. 3345; 7th March, 1974, p. 868; 27th April, 1978, p. 1493; 8th March, 1979, p. 660; 14th June, 1979, p. 1867; 26th July, 1979, p. 228.
Rules of Supreme Court as to Appeals (Order 58, Rules 35 and 36): *Gazette* 19th August, 1971, p. 601.
Rules of Industrial Court: *Gazette* 19th June, 1975, p. 2331; 20th April, 1978, p. 1266.

Wrongs Act, 1936-1975

Commencement of Wrongs Act Amendment Act, 1974: 28th November, 1974; *Gazette* 28th November, 1974, p. 3373.
Commencement of Wrongs Act Amendment Act, 1975: 29th January, 1976; *Gazette* 29th January, 1976, p. 356.

SELECT INDEX TO ACTS PASSED IN THE YEAR 1979

Aboriginal Heritage Act, 1979 (No. 46, p. 294)
Aboriginal and Historic Relics Preservation Act, 1965, repeal of, s. 5
Aboriginal heritage, items of, damage to or destruction of, s. 27
discovery to be reported, s. 28
forfeiture of, s. 31
permit to excavate, s. 25
removal from land of, s. 26
surrender for classification, s. 29
Aboriginal Heritage Committee, ss. 11-16
Aboriginal sites, endorsement on title relating to, s. 23
protection of, ss. 21, 22
acquisition of land by Minister, s. 24
commencement of Act, s. 2
inspectors, appointment of, s. 18
powers of, s. 19
resisting, s. 20
interpretation, s. 5
Minister, delegation of powers of, s. 10
duties of, s. 7
regulations, power to make, s. 32
South Australian Aboriginal Heritage Fund, ss. 8, 9
summary proceedings, s. 30
tribal observances not prohibited by Act, s. 6

Appeal Costs Fund Act, 1979 (No. 33, p. 199)
Appeal Costs Fund, application of excess, s. 4 (5)
costs payable from, ss. 7, 8
establishment of, s. 4
payment into, s. 6
out of, s. 11
indemnity certificate, grant of, s. 8
excluded proceedings, s. 10
in discretion of Court, s. 9
not to be in favour of Crown, s. 10
interpretation, s. 3
regulations, power to make, s. 12

Business Franchise (Petroleum Products) Act, 1979 (No. 57, p. 542)
Act not to derogate from provisions of other Acts, s. 11
administration of Act, s. 12
commencement of Act, s. 2
disclosure of information, s. 32
discretionary trust, presumption in relation to, s. 10
endorsement on invoices, receipts, etc., s. 25
evidentiary provision, s. 36
false or misleading statements, s. 33
group of petroleum vendors and businesses, ss. 5, 8
corporations constituting a, s. 6
employees within, s. 7
employers within, s. 7
smaller groups subsumed into, s. 9
Highways Fund, payment of fees into, s. 31
inspectors, appointment and powers of, ss. 15, 16
interpretation, s. 4
licences, s. 17
fees for, s. 18
recovery of, s. 35
grant of, s. 21
register of, s. 24
surrender of, s. 23
terms of, s. 22
Motor Fuel Distribution Act, 1973-1974, amendment of, s. 41
objections to assessments, etc., s. 29
offences by corporations, s. 38
particulars of dealings commissioner may require, s. 20
records to be kept by dealers, s. 26
service of documents, s. 39
summary proceedings, s. 37

Children's Protection and Young Offender's Act, 1979 (No. 44, p. 253)
adjournment of proceedings under Part III, ss. 16, 20
age, determination of, by court, s. 86
presumption as to, in relation to criminal capacity, s. 66
apprehension of children, s. 42
assessment panels, duties of, ss. 21, 72
Attorney-General, may request that child be tried as adult, s. 47
powers of, not to be assigned by administrative Act, s. 101
bail, provisions relating to, ss. 43, 44 (1) (*b*)

Children's Protection and Young Offenders Act, 1979 (No. 44, p. 253)—*continued*
child in need of care, applications to Court in respect of, s. 12
detention of suspected, s. 19
orders of Court in respect of, ss. 14, 15
removal of, s. 19
review of circumstances of, s. 24
Children's Aid Panel, appearance before, not to be disclosed, s. 40
constitution, ss. 31, 32
duties and powers of, s. 35
evidence, special rule as to, s. 39
hearing before, s. 33
no legal representation before, s. 38
not to sit in courthouse or police office, s. 41
procedure on decision of, s. 37
reference to Children's Court by, s. 36
Children's Court, appeals from, ss. 76-79
constitution of, s. 8
committal to adult court by, ss. 46, 48
jurisdiction of, s. 9
how exercised, ss. 10, 20, 54
powers of, under Part IV, s. 51
procedure in, under Part III, s. 17
reconsideration of sentences by, s. 80
remand to, by adult court, s. 57
sittings of, s. 11
Children's Court Advisory Committee, ss. 81-85
commencement of Act, s. 2
compensation, a court may order, s. 73
contempt, detention for, s. 98
custody of child during proceedings, s. 94
Departmental officers, right of audience of, s. 90
detention, absolute release from, s. 86
courts may order, ss. 55, 56, 57, 58, 98
mandate for, s. 99
transfer of child who is in, s. 100
Director-General, delegation of Minister's powers, etc., to, s. 96
placing child under control of, s. 14
powers of, under Part III, s. 23
transfer of detainee by, s. 100
enforcement of orders for payment of money, s. 98
guardian, may be required to attend court, s. 69
when Minister becomes exclusive, s. 22
guardianship orders, ss. 14, 15
application for, ss. 12, 13
hindering Departmental officers, s. 95
homicide, trial of child for, ss. 45, 55, 56
interpretation, s. 4
jury trial at request of child, s. 46
legal representation of child, court may arrange, s. 90
mandates for detention, s. 99
Minister, as lawful guardian of child in need of care, ss. 14, 22
costs may be awarded against, s. 18
delegation of powers of, s. 96
to review progress of child under guardianship, s. 24
to serve notice of application in respect of child, s. 13
name of young offender, disclosure of, s. 74
Offenders Probation Act, 1913-1971, general exclusion of application of, s. 75
persons who may be in court, s. 92
pleas, when to be made, s. 49
presumption as to criminal capacity, s. 66
proceedings to be explained to child, s. 91
recognizances, provisions relating to, ss. 59-61
reduction of fine, s. 53
regulations, power to make, s. 104
remand, s. 44
repeals, s. 5
reports, by assessment panels, ss. 21, 71, 72
Children's Court Advisory Committee, s. 85
of proceedings in courts, restrictions on, s. 93
rules, power to make, s. 103
screening panels, ss. 25-30
searching of children in custody, s. 94
sentencing of children, by adult courts, ss. 55-58, 98
Children's Court, ss. 51-54, 98
summary proceedings, s. 102
Training Centre Review Board, ss. 62-65
transfer of child in detention, s. 100
transitional provisions, s. 5
truancy, Part IV, Division I does not apply in relation to, s. 25
sentencing for, s. 52
venue, change of, s. 87
verdict, provisions relating to, s. 50
warrant, duties of person issuing, s. 97
youth project centre, when child may not be required to attend, s. 71

Chiropractors Act, 1979 (No. 19, p. 131)
Chiropractic Act, 1949, repeal of, s. 4
Chiropractors Board of South Australia, ss. 6-15
appeals from ss. 33, 34
inquiries by, ss. 29-32
investigations by, s. 27
commencement of Act, s. 2
disciplinary action, grounds for, s. 26
evidentiary provision, s. 35
inspectors, appointment and powers of, s. 28
interpretation, s. 5
Physiotherapists Act, 1945-1973, amendment of, s. 4
register of chiropractors, s. 22
registration of chiropractors, s. 18
grant of, s. 20
qualifications for, s. 19
renewal of, s. 21
regulations, power to make, s. 38
service of documents, s. 36
summary proceedings, s. 37
titles, prohibition of use of certain, s. 25
unregistered person, practice by, s. 24

Dangerous Substances Act, 1979 (No. 47, p. 305)
Chief Inspector, appointment of, s. 8
powers of, s. 9
commencement of Act, s. 2
continuing offences, s. 27
Crown bound by Act, s. 6
dangerous substances, duty of care in relation to, s. 12
forfeiture of, s. 28
licences to convey, ss. 18, 19, 20
keep, ss. 13, 15, 16
general provisions as to, ss. 21-23
restrictions on keeping, s. 14
discretionary exemptions, s. 24
evidentiary provision, s. 25
false pretence in relation to Act, s. 11
Inflammable Liquids Act, 1961-1976, repeal of, s. 4
inspectors, appointment of, s. 8
interpretation, ss. 5, 13, 17
Liquefied Petroleum Gas Act, 1960-1973, repeal of, s. 4
offences by corporation, s. 26
penalties, s. 27
regulations, power to make, s. 30
remedies under other laws not affected, s. 7
summary proceedings, s. 29

Dog Control Act, 1979 (No. 48, p. 316)
accounts of councils, s. 12
administration by councils, s. 6
appropriation of penalties, s. 63
authorized person, exercise of powers by, s. 8
immunity of, s. 9
obstruction of, s. 55
Central Dog Committee, ss. 13-25
collars, provision as to, s. 33
commencement of Act, s. 2
continuing offences, s. 65
damages, liability of owner, etc., for, s. 52
defence, general, s. 60
destruction of dogs, lawful, ss. 46, 47, 50, 53
unlawful, s. 59
dog control wardens, appointment and duties of, s. 7
dog registrars, appointment, of, s. 10
enforcement of Act within various parts of State, s. 6
evidentiary provision, s. 61
expiation of offences, s. 64
false or misleading statements, s. 56
guide dogs, special provisions for, s. 54
injury to dogs, unlawful, s. 59
interpretation, s. 5
kennels, licensing of, s. 58
limitation on number of dogs on premises, s. 57
parasites, dogs infested by, s. 47
police officer may exercise powers of authorised person anywhere, s. 8
pounds, s. 11
registers, s. 27
keeping of, s. 30
registration, discs, ss. 28, 31
expiry of, s. 29
transfer of, s. 32

Dog Control Act, 1979 (No. 48, p. 316)—*continued*
Registration of Dogs Act, 1924-1975, repeal of, s. 4
regulations, power to make, s. 66
summary proceedings, s. 62
unregistered dog, keeping of, s. 26

Minors Contracts (Miscellaneous Provisions) Act, 1979 (No. 28, p. 180)
appointment of agent, by a court, s. 8
approval of minor's contract by a court, s. 6
commencement of Act, s. 2
guarantees, enforceability of, s. 5
interpretation, ss. 3, 6, 7, 8
ratification of unenforceable contracts, s. 4
restitution where contract avoided on ground of minority, s. 7

North Haven Trust Act, 1979 (No. 31, p. 188)
commencement of Act, s. 2
Harbors Act, 1936-1978, Part III, exclusion of, s. 21
interpretation, s. 4
North Haven Development Act, 1972, amendment of, s. 5
North Haven Trust, ss. 6-12
accounts of, s. 20
annual report by, s. 23
budget of, s. 19
employees of, s. 15
funds of, s. 18
powers and functions of, s. 14
use of public servants by, s. 16
vesting of land in, s. 13
prescribed area, s. 4, First and Second Schedules
rates, taxes, etc., exemption from, s. 22
regulations, power to make, s. 25
summary proceedings, s. 24

Santos (Regulation of Shareholdings) Act, 1979 (No. 55, p. 535)
annulment by Minister of resolution of Company, s. 7
group of associates, when shareholders to be regarded as, s. 3
immunity of Company and officers, s. 9
interpretation, s. 2
shares, divestment of, s. 5
forfeited, sale of, s. 8
forfeiture of, s. 5 (3) and (5)
limitation of holdings of, s. 4
voting rights at general meetings, s. 6

Seeds Act, 1979 (No. 22, p. 148)
Agricultural Seeds Act, 1938-1975, repeal of, s. 3
authorized officer may take samples for analysis, s. 9
commencement of Act, s. 2
defences, s. 8
destruction of noxious seeds, s. 6
evidentiary provision, s. 10
interpretation, s. 4
offences, ss. 5, 6 (5), 7 (5), 9 (4)
regulations, power to make, s. 12
sale of noxious seeds prohibited, s. 5
statement to be provided on sale of seeds, s. 7
summary proceedings, s. 11

South Australian Timber Corporation Act, 1979 (No. 15, p. 117)
commencement of Act, s. 2
interpretation, s. 4
regulations, power to make, s. 25
South Australian Timber Corporation, ss. 5-12
accounts of, s. 22
annual estimates by, s. 18
annual report by, s. 23
banking by, s. 20
borrowing by, s. 19
investment by, s. 21
powers and functions and delegation thereof, ss. 13, 14
staff and superannuation, ss. 15, 16
use of public servants, etc. by, s. 17
summary proceedings, s. 24

South Australian Waste Management Commission Act, 1979 (No. 49, p. 340)
application of Act, s. 7
commencement of Act, s. 2
committees may be established by Minister, s. 19
Crown bound by Act, s. 5
depots, control of, s. 23
establishment of, ss. 33, 34
licensing of, s. 23
interpretation, s. 6
licences, application for, s. 26
register of, s. 31
revocation of, ss. 29, 30
term of, s. 27
transfer of, s. 28
variation of, s. 30
South Australian Waste Management Commission, ss. 8-18
staff, etc., ss. 20-22
waste, collection and transport of, s. 24
production of prescribed kinds of, s. 25
to become property of Commission in certain cases, s. 35

Tertiary Education Authority Act, 1979 (No. 14, p. 105)
accreditation, duration of, s. 20
Accreditation Standing Committee, ss. 17, 18
amendment of various Acts, Second Schedule
audit provision, s. 24
Authority, the, ss. 6-13
employees of, and superannuation, s. 22
powers and functions of, ss. 14, 15
use of public servants, etc. by, s. 23
commencement of Act, s. 2
Committees, Authority may appoint, s. 21
financial provision, s. 26
interpretation, s. 5
post-secondary institution, obligations of, s. 16
prescribed post-secondary institution, restriction on, s. 19
regulations, power to make, s. 27
South Australian Board of Advanced Education Act, repeal of, First Schedule

Trade Standards Act, 1979 (No. 52, p. 368)
annual report by Minister, s. 21
commencement of Act, s. 2
compensation to injured parties, s. 44
contract not avoided for breach of Act, s. 38
Crown bound by Act, s. 6
dangerous goods, declaration that goods are, s. 25
making or supplying of, s. 24
publication in respect of, s. 27
refund by supplier in respect of, s. 26
defences, s. 37
discretionary exemptions by Minister, s. 36
impersonation of standards officer, etc., s. 19
information, provision of inaccurate, s. 31
information standards, duty to comply with, s. 32
regulations relating to, s. 33
interpretation, ss. 5, 28
Minister, delegation of powers of, s. 20
may require information, s. 16
offence by body corporate, s. 41
due to act or default of another, s. 42
packaging, standards, duty to comply with, s. 34
regulations in relation to, s. 35
quality standards, duty to comply with, s. 29
regulations in relation to, s. 30
regulations, power to make, ss. 23, 30, 33, 45
remedies under other laws not affected, s. 7
repeal of certain Acts, s. 4
safety standards, duty to comply with, s. 22
regulations relating to, s. 23
secrecy, duties of officers as to, s. 17
standards officers, appointment of, s. 14
summary proceedings, s. 43
tests, costs of, s. 18
Trade Standards Advisory Council, ss. 8-13
powers of, s. 15