

South Australia

Snowy Mountains Engineering Corporation (South Australia) Act 1971

An Act relating to the performance of work within South Australia by the Snowy Mountains Engineering Corporation.

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Legislative history

The Parliament of South Australia enacts as follows:

1—Short title

This Act may be cited as the *Snowy Mountains Engineering Corporation (South Australia) Act 1971*.

2—Interpretation

In this Act, unless the context otherwise requires—

the Commonwealth Act means the Act of the Parliament of the Commonwealth entitled the *Snowy Mountains Engineering Corporation Act 1970*, as amended by the Act of the Parliament of the Commonwealth entitled the *Snowy Mountains Engineering Corporation Act (No. 2) 1970*, and, if the first mentioned Act has been further amended before, or is further amended after, the commencement of this Act, means that first mentioned Act as in force as amended at the material time;

the Corporation means the Snowy Mountains Engineering Corporation established by the Commonwealth Act.

3—The Corporation

- (1) The Corporation shall be deemed to be and, since the commencement of the Commonwealth Act, always to have been for all purposes of the law of the State—
 - (a) a corporation sole having the name "Snowy Mountains Engineering Corporation", with perpetual succession and an official seal; and
 - (b) capable in its corporate name of acquiring, holding, taking and letting on lease and disposing of real and personal property and of suing and being sued.

- (2) All courts, judges and persons acting judicially shall take judicial notice of the official seal of the Corporation affixed to a document and shall presume that it was duly affixed.

4—Functions and powers of the Corporation

- (1) Where an exercise by the Corporation of a function specified in subsection (1) of section 17 of the Commonwealth Act is not authorised by that Act by reason of the provisions of subsection (2) of that section or by reason of that Act being required to be read and construed so as not to exceed that legislative power of the Parliament of the Commonwealth, that exercise of that function by the Corporation is, to the extent that the legislative power of the Parliament of the State permits, authorised by this Act.
- (2) The authority to exercise functions conferred on the Corporation by this Act does not extend to authorise an exercise of a function unless approval is given to that exercise of the function in accordance with subsection (3) of section 17 of the Commonwealth Act.
- (3) In relation to the exercise of a function under the authority conferred on it by this Act the Corporation has all the powers expressed to be conferred on it by the Commonwealth Act as if it were exercising the function under the authority conferred on it by that Act.

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Repeal of Act

The *Snowy Mountains Engineering Corporation (South Australia) Act 1971* was repealed by s 89 of the *Statutes Amendment and Repeal (Simplify) Act 2019* on 3.10.2019.

Principal Act and amendments

Year	No	Title	Assent	Commencement
1971	91	<i>Snowy Mountains Engineering Corporation (South Australia) Act 1971</i>	25.11.1971	25.11.1971
1973	58	<i>Snowy Mountains Engineering Corporation (South Australia) Act Amendment Act 1973</i>	22.11.1973	22.11.1973