

EVIDENCE (AFFIDAVITS) ACT, 1928.

No. 1856 of 1928.

An Act to enable justices of the peace to take affidavits
for use in any court.

[Assented to 4th October, 1928.]

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 "Evidence (Affidavits) Act, 1928."

Power of justice to take affidavits.

2. (1) Affidavits for use in any court of the State may be sworn before any justice without the issue of any commission for taking affidavits.

(2) In this section "justice" means justice of the peace in and for the State of South Australia and includes any magistrate, by whatever name called, who is authorised to act as a justice of the peace in and for the said State.

Judicial notice of signature of justice.

3. Judicial and official notice shall be taken by every court and every officer of a court of the signature of every person authorised by this Act to take affidavits, when such signature is contained in or subscribed to any affidavit purporting to be sworn before such person.

Penalty for false swearing.

4. Any person who wilfully swears falsely in any affidavit sworn before any person authorised by this Act to take affidavits shall be guilty of perjury and may be prosecuted and punished accordingly.