

RETURNED SERVICES BADGES ACT, 1952-1975

being

Returned Servicemen's Badges Act, 1952, No. 40 of 1952 [Assented to 4th December, 1952];

as amended by

Returned Servicemen's Badges Act Amendment Act, 1975, No. 75 of 1975 [Assented to 16th October, 1975].

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

Long title
amended by 75,
1975, s. 2.

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 "Returned Services Badges Act, 1952-1975".

Short title.
Citation
amended by 75,
1975, s. 1 (3).

2. In this Act—

Interpretation.
Def. amended by
75, 1975,
s. 3 (a), (b).

"the League" means the league formerly known as the Returned Sailors' Soldiers' and Airmen's Imperial League of Australia (South Australian Branch) Incorporated and at the time of the passing of the Returned Servicemen's Badges Act Amendment Act, 1975, known as the Returned Services' League (South Australian Branch) Incorporated;

"returned services badge" means a badge of a kind issued by the League, whether before or after the commencement of the Returned Servicemen's Badges Act Amendment Act, 1975, for the purpose of indicating that the wearer of the badge is a member of the League.

Def. of
"returned
serviceman's
badge" struck
out and def. of
"returned
services badge"
inserted by 75,
1975, s. 3 (c).

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

Unauthorized
use or
possession of
badges.
Subsec. (1)
amended by 75,
1975, s. 4.

(a) any returned services badge; or

Para. (a)
amended by 75,
1975, s. 4.

(b) any badge similar to a returned services badge, or so nearly similar to a returned services badge as to be likely to deceive.

Para. (b)
amended by 75,
1975, s. 4.

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

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

Penalty: For a first offence, twenty dollars¹. For a subsequent offence, fifty dollars¹ or imprisonment for not more than one month.

Proceedings for
offences.

4. Proceedings for offences against this Act shall be heard and determined summarily.

¹ Pursuant to s. 8 of the Acts Republishing Act, 1967, as amended, references to amounts of money expressed in decimal currency substituted for references to amounts of money expressed in the old currency.