

**STATISTICS ACT, 1935****SUMMARY OF PROVISIONS**

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**THE SCHEDULE**

## STATISTICS ACT, 1935

being

Statistics Act, 1935, No.2227 of 1935 [Assented to 5th December, 1935].

### An Act to facilitate the collection of statistics.

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 "Statistics Act, 1935".

Short title.

2. In this Act, unless the context otherwise requires—

Definitions.

"authorized person" means any person authorized in writing by the Government Statist to collect information under this Act:

"Government Statist" means any person for the time being holding or acting in the office of Government Statist of the State, or Assistant Government Statist of the State:

"person" includes—

(a) any natural person:

(b) any municipal council or district council:

(c) any public authority of any kind:

(d) any society, board, or other body or association, of persons, corporate or unincorporate,

and includes any such person, authority, society, board or body, who or which is the servant or agent of the Crown:

"statistics" means statistics relating to any matters appearing in the Schedule to this Act.

3. The Government Statist may collect statistics relating to such matters as are mentioned in the Schedule to this Act: Provided that the Government Statist shall not, except as agent for the Commonwealth, collect from the public any statistical information if the Commonwealth is collecting the same information.

Collection of Statistics.

4. The following forms may be used for the purpose of this Act and no others:—

Authorized forms.

(a) Any form which has been commonly used by the Government Statist before the passing of this Act:

(b) Any other form, the use of which is approved by resolution of each House of Parliament.

Preparation and  
delivery of  
forms.

5. (1) For the purpose of obtaining statistics the Government Statist may prepare and deliver to any person any statistical forms the use of which is authorized by this Act.

(2) On every such form the Government Statist shall indicate the nature of the information required by him, the time within which that information is to be supplied, and shall describe or indicate, although not necessarily by name, the person who is required to give the information.

(3) Any form may be delivered to any person—

(a) by delivering it to him personally:

(b) by leaving it for him at his usual place of business or of residence with some person apparently of the age of sixteen years or more:

(c) by posting it, in a duly stamped and properly addressed envelope, at a post office or other appointed place, for transmission by post to that person.

Duty to furnish  
information.

6. (1) Every person to whom any statistical form is delivered under this Act shall insert or cause to be inserted therein, to the best of his knowledge and belief, the full information required thereby, and shall within the time mentioned in the form return it, containing all such information, to the Government Statist or to some authorized person.

(2) Any person who, without reasonable excuse—

(a) does not within the time mentioned in any statistical form delivered to him under this Act insert in the form all the information which according to the tenor of the form is required to be inserted therein by him;

(b) inserts or causes or permits to be inserted in any such form any information which he knows to be false; or

(c) does not within the time mentioned in any such form return the form with all the information which according to its tenor is required to be inserted by him therein, to the Government Statist or to some authorized person,

shall be guilty of an offence.

Restrictions on  
publication of  
statistics.

7. (1) Subject to the other provisions of this section the Government Statist may, with the approval of the Chief Secretary, publish or authorize the publication of any statistics compiled or information acquired under this Act.

(2) Neither the Government Statist nor any other person shall publish any such statistics or information, by which the transactions, production, profits, or financial position of any particular person are revealed: Provided that nothing in this Act shall prevent—

(a) any person from giving any such statistics or information in evidence in any proceedings for an offence against this Act:

(b) any person from publishing any statistics or information as to the transactions, production, profits, or financial position of any person, who has expressly consented to that publication.

(3) In this section the term “publish” includes to communicate or reveal in any manner whatever, orally or in writing, and whether to a court of law or any other tribunal, or to a Minister of the Crown or any other person in the employ of the Crown, or to any other person whatever.

8. (1) No person shall be compellable under this Act to give to the Government Statist or any authorized person any information by which the transactions, production, profits, or financial position of any other particular person are revealed.

Non-disclosure  
of certain  
information.

(2) No person shall be compellable to inform the Government Statist or any authorized person of the amount of his monetary income or profits.

9. (1) The Government Statist and any authorized person may enter upon any land or premises at any time between nine o'clock in the morning and five o'clock in the afternoon for the purpose of delivering or collecting forms, and making any inquiries which are relevant to the matters dealt with in any form and are necessary for the proper carrying out of this Act.

Power of  
Government  
Statist to enter  
on land.

(2) If any person—

(a) prevents the Government Statist or any authorized person from entering upon any land or premises:

(b) obstructs the Government Statist or any authorized person while carrying out any duty or function under this Act; or

(c) threatens or abuses the Government Statist or any authorized person whilst carrying out any such duty or function,

he shall be guilty of an offence.

10. The penalty for any offence under this Act shall be a fine not exceeding twenty dollars<sup>1</sup>.

Penalty.

11. All proceedings for offences against this Act shall be heard and determined in a summary way.

Summary  
proceedings.

12. The Governor may make any regulations necessary or convenient for securing due compliance with this Act.

Regulations.

## THE SCHEDULE

### MATTERS IN RELATION TO WHICH STATISTICS MAY BE COLLECTED UNDER THIS ACT

1. Agricultural, horticultural, viticultural, dairying, pastoral, fishing, and other primary industries.

2. Factories, mines, and productive industry generally.

3. Transport.

4. Trade and commerce.

5. Banking, insurance and finance.

6. Wages, employment and unemployment.

7. Retail and wholesale prices, and rents.

8. Education, hospitals, charitable and religious institutions and social services generally.

9. Friendly societies, building societies, and co-operative societies.

10. Local governing bodies and other public or local authorities.

<sup>1</sup> Pursuant to s. 8 of the Acts Republication 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.