

ACTS OF THE PARLIAMENT OF SOUTH
AUSTRALIA

—
1945



ACTS
OF
THE PARLIAMENT
OF
SOUTH AUSTRALIA

1945

With Tables and Indexes.

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ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 1 of 1945.

An Act to apply, out of the General Revenue, the sum of Two Million Pounds to the Public Service for the year ending the thirtieth day of June, nineteen hundred and forty-six.

[Assented to 20th July, 1945.]

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. 1), 1945". 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 the thirtieth day of June, nineteen hundred and forty-six, any moneys not exceeding in the whole two million pounds. Issue and application of £2,000,000.

3. (1) No payments for any establishment or service shall be made out of the said moneys 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, nineteen hundred and forty-five, except increases of salaries or wages fixed or prescribed by any return made under any Act relating to the public service, or by any regulation, or by any award, order, or determination of any court or other body empowered to fix or prescribe wages or salaries. Payments not to exceed last year's Estimates except in certain respects.

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

Recoup]
to Governor's
Appropriation
Fund.

4. (1) All money appropriated from the Governor's Appropriation Fund to meet expenditure incurred between the thirtieth day of June, nineteen hundred and forty-five, and the commencement of this Act, shall be recouped to the Governor's Appropriation Fund out of the money voted by this Act, to the intent that the Governor shall thereafter have power to appropriate revenue under the authority of subsection (1) of section 72 of the Constitution Act, 1934-1943, to the full amount and for the purposes permitted by that subsection.

(2) In this section " Governor's Appropriation Fund " means the Governor's Appropriation Fund as defined by subsection (2) of section 72 of the Constitution Act, 1934-1943.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 2 of 1945.

An Act to amend the Road Traffic Act, 1934-1944.

[Assented to 23rd August, 1945.]

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

1. (1) This Act may be cited as the "Road Traffic Act Amendment Act, 1945". Short titles.

(2) The Road Traffic Act, 1934-1944, as amended by this Act may be cited as the "Road Traffic Act, 1934-1945".

(3) The Road Traffic Act, 1934-1944, is hereinafter called "the principal Act."

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. Section 9a of the principal Act is amended by striking out the word "forty-five" therein and inserting in lieu thereof the word "forty-six". Amendment of s. 9 of principal Act—Temporary reduction of registration fee.

4. Section 27a of the principal Act is amended by striking out the word "forty-four" therein and inserting in lieu thereof the word "forty-six". Amendment of s. 27a of principal Act—Temporary reduction of fees for trader's plates.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 3 of 1945.

An Act to apply, out of the General Revenue, a further sum of One Million Pounds to the Public Service for the year ending the thirtieth day of June, nineteen hundred and forty-six.

[Assented to 23rd August, 1945.]

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), 1945".

Issue and application of £1,000,000.

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 the thirtieth day of June, nineteen hundred and forty-six, in addition to any moneys so issued and applied pursuant to the Supply Act (No. 1) 1945, any moneys not exceeding in the whole one million pounds.

Payments not to exceed last year's Estimates except in certain respects.

3. (1) No payments for any establishment or service shall be made out of the said moneys 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, nineteen hundred and forty-five, except increases of salaries or wages fixed or prescribed by any return made under any Act relating to the public service, or by any regulation, or by any award, order, or determination of any court or other body empowered to fix or prescribe wages or salaries.

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

4. (1) All money appropriated from the Governor's Appropriation Fund to meet expenditure incurred between the thirtieth day of June, nineteen hundred and forty-five, and the commencement of this Act, shall be recouped to the Governor's Appropriation Fund out of the money voted by this Act, to the intent that the Governor shall thereafter have power to appropriate revenue under the authority of subsection (1) of section 72 of the Constitution Act, 1934-1943, to the full amount and for the purposes permitted by that subsection.

Recoup
to Governor's
Appropriation
Fund.

(2) In this section " Governor's Appropriation Fund " means the Governor's Appropriation Fund as defined by subsection (2) of section 72 of the Constitution Act, 1934-1943.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGE VI REGIS.

A.D. 1945.

No. 4 of 1945.

An Act to amend the Agent-General Act, 1901-1941.

[Assented to 1st November, 1945.]

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 "Agent-General Act Amendment Act, 1945".

(2) The Agent-General Act, 1901-1941, as amended by this Act, may be cited as the "Agent-General Act, 1901-1945".

(3) The Agent-General Act, 1901-1941, is hereinafter referred to as "the principal Act".

Enactment of
s. 6 of
principal Act—

2. Section 6 of the principal Act is amended so as to read as follows:—

Term of office

6. (1) Subject to subsections (2) and (3), every person appointed as Agent-General shall cease to hold office at the end of five years after the date on which his appointment takes effect.

(2) Notwithstanding subsection (1), the person holding the office of Agent-General at the twentieth day of September, nineteen hundred and forty-five, may be re-

appointed for a further term of three years commencing from the twenty-first day of September, nineteen hundred and forty-five. If the said person is so re-appointed, he shall be deemed to have held the office of Agent-General as from the twenty-first day of September, nineteen hundred and forty-five, notwithstanding that he may have been re-appointed pursuant to this subsection at a time subsequent to that day.

(3) The Agent-General may at any time be suspended or removed from office by the Governor.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 5 of 1945.

An Act for the general appropriation of the revenue of the State for the year ending on the thirtieth day of June, nineteen hundred and forty-six, and for other purposes.

[Assented to 1st November, 1945.]

Preamble.

WHEREAS, by certain Acts of the Parliament of South Australia, certain moneys are or may be collected, to be paid to the Treasurer on behalf of His Majesty, His heirs and successors, for the public uses of the said State and support of the Government thereof: AND WHEREAS certain other moneys are or may become payable to the said State for the like uses, under the Commonwealth of Australia Constitution Act, 63 & 64 Vict. ch. 12, and certain Acts of the Parliament of the Commonwealth: BE IT THEREFORE 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, 1945".

Further issue.

2. Out of the said moneys paid by the Commonwealth of Australia, and any other General Revenue of the said State, not otherwise by law specially appropriated, there may be further issued the sum of eight million, seven hundred and seventy thousand, and five hundred pounds.

Appropriation
of General
Revenue.

3. (1) Out of the sum of two million pounds issued under the authority of the Supply Act (No. 1), 1945, the sum of one million pounds issued under the authority of the Supply Act (No. 2), 1945, and the said sum of eight million, seven hundred and seventy thousand, and five hundred pounds by this Act authorized to be issued, there may be applied and paid for

defraying the charges of the State Government for the year ending the thirtieth day of June, nineteen hundred and forty-six the sum of eleven million, seven hundred and seventy thousand, and five hundred pounds, the said amount being appropriated as follows, viz. :—

Estimates,
1945-1946.

	£
Legislative Council	3,968
House of Assembly	6,274
Parliamentary Library	2,200
Joint House Committee	2,520
Electoral	6,384
Government Reporting	9,529
Parliamentary Standing Committee on Public Works	1,249
Parliamentary Committee on Land Settlement	3,996
Legislature, Miscellaneous	14,284
Private Secretary	750
Chief Secretary	9,885
Statistical	13,396
Audit	14,054
Printing and Stationery	72,316
Police	416,320
Sheriff and Gaols and Prisons	47,427
Hospitals	693,529
Children's Welfare and Public Relief	192,701
Central Board of Health	14,573
Chief Secretary, Miscellaneous	218,798
Attorney-General	5,296
Crown Solicitor	8,514
Parliamentary Draftsman	2,274
Public Trustee	13,994
Supreme Court	17,715
Adelaide Local Court	8,647
Adelaide Police Court	9,743
Country Local Courts	12,991
Coroners	959
Registrar-General of Deeds	19,318
Attorney-General, Miscellaneous	3,635
The Treasury and Superannuation Fund Branch	17,261
Motor Vehicles	24,784
Agent-General in England	5,622
Taxation	23,149
Stamp and Succession Duties	7,876
Publicity and Tourist Bureau	18,914
Interest and Exchange	420,000
Unclaimed Moneys—Repayment of	100
Treasurer, Miscellaneous	229,064
Lands	145,806
Botanic Garden	10,058
Government Motor Garage	6,762
Soldier Settlement Administration	65,141
Minister of Lands, Miscellaneous	34,132
Public Works (Office of the Minister)	5,317
Engineering and Water Supply	653,200
Architect-in-Chief	28,829
Government Offices	25,649

	£
Cemetery (West Terrace)	5,147
Public Stores	36,927
Aborigines	37,980
Public Works	167,469
Minister of Works, Miscellaneous	17,852
Education	1,325,350
The Libraries	31,298
The Museum	7,945
The Art Gallery	4,058
Observatory	1,901
Minister of Education, Miscellaneous	78,659
Industry	10,596
Factories and Steam Boilers	17,782
Minister of Industry, Miscellaneous	1,185
Minister of Agriculture	3,653
Agriculture	113,659
Agricultural College	30,269
Produce	121,138
Fisheries and Game	4,521
Chemistry	13,662
Primary Producers' Assistance	13,011
Woods and Forests	11,815
Minister of Agriculture, Miscellaneous	9,640
Department of Lands, Irrigation and Drainage ..	237,589
Minister of Irrigation, Miscellaneous	675
Mines	42,251
Minister of Mines, Miscellaneous	40
Harbors Board	344,792
Minister of Marine, Miscellaneous	429
Railways	5,323,157
Transport Control Board	5,584
Minister of Railways, Miscellaneous	108,552
Highways and Local Government	26,367
Minister of Local Government, Miscellaneous ..	46,644
Total	<u><u>£11,770,500</u></u>

(2) If—

- (a) during the financial year ending on the thirtieth day of June nineteen hundred and forty-six any increases of salaries or wages become payable by the State Government pursuant to any return made under the Acts relating to the public service, or any regulation, or any award, order, or determination of a court or other body empowered to fix wages or salaries; and
- (b) such increases were not provided for in the estimates of expenditure for the said financial year,

the Governor may, by warrant under section 72 of the Constitution Act, 1934-1943, appropriate out of the general revenue of the State any money required to pay the said increases.

The aggregate amount of money which may be appropriated under section 72 of the Constitution Act, 1934-1943, for the said financial year shall be increased by the amount of money appropriated pursuant to this subsection.

Sections 48 and 187 of the Industrial Code, 1920-1943, except so far as they require awards, orders and determinations to be laid before Parliament, shall not apply to any award, order or determination made between the passing of this Act and the passing of the Act for the general appropriation of revenue for the year ending on the thirtieth day of June, nineteen hundred and forty-seven.

4. The issue and payment by the Treasurer, from time to time, of any sum or sums of money for the purposes hereinbefore mentioned, not exceeding in the whole the sums respectively in that behalf hereinbefore specified, to such persons and in such portions as the Governor has heretofore directed by any order or orders in writing signed by him and countersigned by the Chief Secretary, or may hereafter direct by any order or orders so signed and countersigned, is hereby authorized; and the said 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 have been or are so paid shall be to him a full discharge for the sum or sums for which the same receipts shall be or are respectively 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.

5. If the moneys paid by the Commonwealth of Australia 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 issue money other than revenue or money received from the Commonwealth.

6. (1) All money appropriated from the Governor's Appropriation Fund to meet expenditure incurred between the thirtieth day of June, nineteen hundred and forty-five, and the commencement of this Act, shall be recouped to the Governor's Appropriation Fund out of the money voted by this Act, to the intent that the Governor shall thereafter have power to appropriate revenue under the authority of subsection (1) of section 72 of the Constitution Act, 1934-1943, to the full extent and for the purposes permitted by that subsection.

Recoup to Governor's Appropriation Fund.

(2) In this section "Governor's Appropriation Fund" means the Governor's Appropriation Fund as defined by subsection (2) of section 72 of the Constitution Act, 1934-1943.

Power to make
payments.

7. The Treasurer may out of the money appropriated by this Act make any payment for which money has been included in the estimates of expenditure of the Government of South Australia, passed by the House of Assembly for the financial year ending on the thirtieth day of June, nineteen hundred and forty-six notwithstanding that the payment is—

(a) in respect of a period prior to the first day of July, nineteen hundred and forty-five ; or

(b) at a rate in excess of the rate which, during the period in respect of which the payment is made, was in force under any return made by the Classification and Efficiency Board, pursuant to the Public Service Act, 1936-1942, or under any regulation of the South Australian Railways Commissioner.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 6 of 1945.

An Act to provide for bringing under The Real Property Act, 1886-1939, all land alienated from the Crown for an estate in fee-simple and not already subject to that Act.

[Assented to 8th November, 1945.]

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 “Real Property (Registration of Titles) Act, 1945 ”. Short title.

2. (1) In this Act, unless the context otherwise requires, or some other meaning is clearly intended— Interpretation.

“ordinary certificate of title ” means certificate of title in the form in the Fourth Schedule to the principal Act :

“the principal Act ” means The Real Property Act, 1886-1939, and any Acts amending that Act or substituted therefor :

“the Registrar-General ” means the person for the time being holding or acting in the office of Registrar-General under the principal Act :

“the Registrar-General’s minutes ” means the minutes of the Registrar-General referred to in section 11 of this Act.

(2) This Act shall apply notwithstanding the provisions of The Real Property Act, 1886-1939.

Duty of Registrar-General to bring land under the principal Act.

3. (1) The Registrar-General shall with all convenient speed bring under the principal Act all land which has been alienated from the Crown for an estate in fee simple and is not subject to the principal Act, so that all such land shall be brought under the principal Act within five years after the commencement of this Act, or as soon thereafter as may be.

(2) An act or proceeding under this Act shall not be invalid only on the ground that it is done or taken after the expiration of five years from the commencement of this Act.

Procedure for bringing land under principal Act.

4. (1) Before taking action to bring any land under the principal Act pursuant to this Act, the Registrar-General shall post a notice of his intention to do so in a conspicuous place in a part of his office to which the public has access, and in such other places as he deems proper.

(2) Thereafter the Registrar-General shall as far as possible proceed as if an application to bring that land under the principal Act had been made by a person competent to make such an application; and the principal Act shall, except where inconsistent with this Act, apply to the proceedings to bring land under that Act pursuant to this Act.

(3) Every provision of the principal Act which requires the Registrar-General to publish or serve or cause to be published or served notice of an application to bring land under the principal Act shall, in relation to any land specified in a notice under subsection (1) of this section, be read as if it required the Registrar-General to publish, serve or cause to be published or served a notice of his intention to bring the land under the principal Act.

Special provisions as to bringing land under the principal Act.

5. For the purpose of bringing land under the principal Act pursuant to this Act it shall not be necessary that any person shall—

- (a) make any application; or
- (b) surrender any documents of title unless required to do so under this Act; or
- (c) furnish any schedule or abstract, or make any declaration, referred to in the principal Act.

Surrender of documents of title.

6. (1) The Registrar-General may at any time by written notice require any person having possession or control of any documents of title relating to or in any manner affecting any land which the Registrar-General has brought or proposes to bring under the principal Act pursuant to this Act, to surrender those documents to the Registrar-General within a reasonable time to be specified in the notice.

(2) Every person having possession or control of any such document who refuses or neglects to surrender it in accordance with a notice under this section duly served upon him personally or by registered letter shall be guilty of an offence, and liable on summary conviction to a fine not exceeding five pounds for every day during which such refusal or neglect is continued.

(3) The Registrar-General shall not be obliged to deliver any certificate of title issued pursuant to this Act to the person entitled to that certificate, until the documents of title which relate to or in any manner affect the land comprised in the certificate and are in the possession or under the control of that person, have been surrendered to the Registrar-General.

7. (1) The Registrar-General shall issue a certificate of title for any land which he brings under the principal Act pursuant to this Act, in the name of the person appearing to be entitled thereto.

Issue of
ordinary or
limited
certificate of
title.

(2) If in respect of any land, the Registrar-General is satisfied that—

(a) he ought to have issued a certificate of title if application to bring that land under the provisions of the principal Act had been made by a person competent to make the application; and

(b) no person is in occupation of the land adversely to the title of the person to whom the Registrar-General proposes to issue the certificate of title,

the certificate of title shall be an ordinary certificate of title.

(3) Save as provided in the last preceding subsection, the certificate of title to be issued under this Act shall be a limited certificate of title as hereinafter defined.

(4) The Registrar-General may for any cause which he deems sufficient delay the issue of the certificate of title relating to any land intended to be brought under the principal Act pursuant to this Act.

8. An ordinary certificate of title issued under any of the provisions of this Act shall have the same effect as a certificate of title issued under the principal Act upon the bringing of land under that Act pursuant to that Act; and the principal Act shall apply to every such ordinary certificate of title as if it had been issued under that Act.

Effect of
ordinary
certificate of
title.

9. (1) A limited certificate of title may be a certificate of title limited as to description of land or as to title, or as to both description of land and title.

Definition and
form of
limited
certificate.

(2) A limited certificate of title shall be in a form prescribed by regulation.

(3) The Registrar-General shall bind up all limited certificates of title in a separate volume of the Register Book.

Notice of issue of certificate of title.

10. The Registrar-General shall by registered letter give notice of the issue of a certificate of title under this Act to every person having any estate or interest evidenced by such certificate of title or by any memorial underwritten or indorsed thereon.

Registrar-General's minutes of defects found in titles.

11. (1) Before issuing a limited certificate of title the Registrar-General shall file with his records a minute signed by him clearly setting forth the acts or matters that ought to be done or proved, and the requisitions that ought to be complied with, in order to justify him in issuing an ordinary certificate of title. Such requisitions shall, if necessary, include a requisition for the surrender of the documents of title relating to constituting or in any way affecting the land, and may include a requisition for the production or deposit of a plan of survey of the land.

(2) The Registrar-General shall thereupon send a copy of his minutes through the post by registered letter to the proprietor of every estate or interest in the land as evidenced by the documents of title or by any instruments registered deposited or enrolled in the General Registry Office.

(3) The Registrar-General may from time to time revise and amend the minutes so as to indicate which of the acts or matters or requisitions therein referred to have been done or proved or complied with, and may alter or add to the minutes, but not so as to prejudice the limited title of, or throw any onus upon, a registered proprietor taking *bona fide* for valuable consideration from the registered proprietor of the limited certificate of title, or of any person *bona fide* claiming through or under such first-mentioned registered proprietor. All such revisions and additions shall be authenticated by the signature of the Registrar-General.

Search of Registrar-General's minutes.

12. (1) The Registrar-General's minutes shall not form part of the register book for the purposes of section 65 of the principal Act.

(2) A person shall be entitled to be informed of the contents of the Registrar-General's minutes relating to any land in the following cases, but no others :—

(a) if he is the registered proprietor of the land or of an estate or interest therein ; or

- (b) if he is authorized in writing by any such registered proprietor to obtain the information ; or
- (c) if he is authorized by an order of the Supreme Court to obtain the information.

13. (1) When the Registrar-General is satisfied that the acts, matters, and requisitions set forth in the Registrar-General's minutes relating to any land comprised in a limited certificate of title have been done, proved, and complied with, he shall call in and cancel the limited certificate of title and issue an ordinary certificate of title in lieu thereof.

Limited certificate of title may be made ordinary.

(2) If at any time it appears to the Registrar-General that by reason of lapse of time or for any other reason compliance with the acts, matters, and requisitions set forth in the Registrar-General's minutes has become unnecessary, he shall call in and cancel the limited certificate of title and issue an ordinary certificate of title in lieu thereof.

14. Except as otherwise provided in this Act, no new certificate of title other than a limited certificate of title shall be issued in substitution for a limited certificate of title, or for any part of the land comprised therein, unless in the latter case the matters in respect of which the certificate of title is limited do not affect the part of the land for which the new certificate of title is issued.

Restriction on issue of ordinary certificate for land in limited certificate.

15. (1) Except as otherwise provided in this Act, all the provisions of the principal Act shall, so far as the circumstances of the case will admit, apply with respect to a limited certificate of title and to the land comprised in a limited certificate of title, and to the registration of instruments and other matters affecting a limited certificate of title, save that the title of the proprietor of an estate or interest in any land comprised in a limited certificate of title shall be indefeasible to the extent prescribed by the principal Act only against the person named in the original limited certificate of title for such land, and all persons claiming through, under, or in trust for him.

Application of principal Act to limited certificate of title.

(2) A limited certificate of title, and the memorials indorsed thereon of outstanding interests in the land comprised therein, shall be evidence or conclusive evidence, as the case may be, of the matters referred to in section 80 of the principal Act, subject only to—

- (a) the doing of the acts, and proof of the matters, and compliance with the requisitions set forth in the Registrar-General's minutes ;
- (b) the title to the land, or to any estate or interest in the land, of any person, the existence of which

title, or the probable or possible existence of which, is set forth or indicated in the Registrar-General's minutes ;

- (c) the title (if any) of any person in actual occupation of, and rightfully entitled to, any such land or any part thereof.

(3) Sections 69, 71, 80, 186 and 207 of the principal Act shall, in their application to a limited certificate of title, be deemed to be modified accordingly.

(4) Notwithstanding the provisions of section 251 of the principal Act, the issue of a limited certificate of title for any land shall not stop the running of time under the Limitation of Actions Act, 1936, in favour of any person in adverse possession of such land at the time of the issue of that certificate, or in favour of any person claiming through or under him.

Applications by persons claiming title adverse to that of proprietor under a limited certificate.

16. (1) So long as any certificate of title remains limited any person claiming an estate of freehold in the whole or any part of the land comprised in that certificate—

- (a) by virtue of possession adverse to the title of the proprietor in whose name such certificate of title was issued ; or

- (b) under any title the existence of which, or the probable or possible existence of which, is set forth in the Registrar-General's minutes—

may apply to have the land in which he claims the estate of freehold brought under the principal Act as if this Act had not been passed and the limited certificate of title had not been issued.

(2) The Registrar-General shall deal with any such application in the manner prescribed by the principal Act, and if satisfied as to the grounds of the applicant's claim the Registrar-General shall call in and cancel or correct the limited certificate of title and issue an ordinary certificate of title to the applicant.

Dealings with interests mentioned in Registrar-General's minutes.

17. Where by the Registrar-General's minutes the existence, or the probable or possible existence, of a title to any estate or interest in land is indicated, no dealing with that estate or interest shall be capable of being registered until that estate or interest, if capable of registration, is registered.

Titles evidenced by limited certificate to be limited.

18. The registered title to any estate or interest less than freehold evidenced by a limited certificate of title or by a memorial underwritten or indorsed thereon shall be deemed to be limited to the same extent as that certificate.

19. Where the certificate of title as to any land is limited as to title but not as to description of land the Registrar-General shall forthwith upon the expiration of twelve years from the date of the first limited certificate of title for that land call in and cancel the certificate and issue an ordinary certificate for the land comprised therein: Provided that—

Issue of ordinary certificate and cancellation of certificate limited as to title.

- (a) before so calling in a limited certificate of title the Registrar-General shall enquire whether any person is in possession of the land adversely to the title of the registered proprietor named in the limited certificate of title; and
- (b) if the Registrar-General has reason to believe that any person is so in possession, he may refrain from or delay the calling in and cancellation of the limited certificate of title and the issue of an ordinary certificate of title.

20. When a certificate of title is issued under this Act to trustees who have no express power to sell the land comprised in that certificate, the Registrar-General shall indorse upon that certificate a memorial of that fact, and shall enter a caveat under paragraph (5) of section 220 of the principal Act for the protection of the interests of persons beneficially interested under the trust.

As to trustees without power to sell.

21. (1) The Registrar-General shall not be bound on an application in that behalf to issue an ordinary certificate of title, or to issue an ordinary certificate of title in lieu of a certificate of title limited as to description of land—

Restrictions on issue of ordinary certificate of title.

- (a) until he is satisfied by the deposit of a survey plan, together with such other evidence as he may deem necessary, or by some other means, that no part of the land to be comprised in the ordinary certificate of title is held in occupation adverse to the title of the proprietor named or to be named in that certificate;
- (b) until he has given to the persons appearing to him to be occupiers or proprietors of adjoining land such notices as he deems necessary of his intention to issue an ordinary certificate of title, and until the expiration of the time limited in any such notice.

(2) The Registrar-General shall give notices as mentioned in subsection (1) of this section in any case in which it appears to him that the land, or part of the land, in respect of which an ordinary certificate of title is proposed to be issued is included

in the title of an adjoining occupier or proprietor as evidenced by any instrument registered deposited or enrolled in the General Registry Office or by any certificate of title limited as to description of land.

(3) The Registrar-General may from time to time, upon such evidence as he deems sufficient, amend the description of land in, or the plan upon, a certificate of title limited as to description of land, but not so as to exclude from such description any land of which the proprietor named in that certificate is in possession and to which he is rightfully entitled for the estate or interest evidenced by that certificate.

Protection of
Registrar-
General.

22. No action for the recovery of damages shall lie against the Registrar-General by the registered proprietor of land comprised in any certificate of title limited as to description of land, or by any other person by reason of any error or omission in the description of the land comprised in that certificate of title.

Registration
of deeds
affecting land
subject to this
Act.

23. Any instrument which affects any land brought under the principal Act in pursuance of this Act and which might have been registered enrolled or deposited under the Registration of Deeds Act, 1935, if this Act had not been passed may, if such instrument bears date prior to, or within six months after, the date of the first certificate of title for such land, be registered under the principal Act, notwithstanding that it is not an instrument in one of the forms prescribed by the principal Act.

Fees.

24. (1) Save as otherwise provided in this section, no fee and no contribution to the Assurance Fund shall be payable in respect of the bringing of land under the principal Act—

(a) by virtue of the provisions of the principal Act pursuant to an application made after the passing of this Act; or

(b) by virtue of this Act.

(2) Upon an application to bring land under the provisions of the principal Act by virtue of the provisions of that Act the cost of the advertisements shall continue to be payable.

(3) A fee of one pound ten shillings shall be payable for the first certificate of title for land brought under the provisions of the principal Act by virtue of the provisions of the principal Act or of this Act; but that fee need not be paid until the certificate is required to be delivered by the Registrar-General to the person entitled thereto or to be cancelled, or a dealing with the land comprised in the certificate or any estate or interest in that land, is lodged for registration.

25. The Governor may by regulations prescribe any matters necessary or convenient to be prescribed for carrying this Act into effect, or for the administration of this Act or carrying out the objects of this Act, and may by any such regulation prescribe penalties recoverable summarily and not exceeding fifty pounds for breach of any regulation. Regulations.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGI VI REGIS.

A.D. 1945.

No. 7 of 1945.

An Act to authorize the Treasurer to raise moneys to the amount of three million seven hundred thousand pounds for various public works, and for other purposes.

[Assented to 8th November, 1945.]

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, 1945”.
- Interpretation. 2. In this Act “ Financial Agreement ” means the Financial Agreement made between the Commonwealth and all the States and set out in the schedule at the end of the Amending Financial Agreement Act, 1944.
- Power to borrow. 3. The Treasurer may arrange for the sum of three million seven hundred thousand pounds to be borrowed in accordance with the Financial Agreement on behalf of the State.
- Application of moneys. 4. All sums of money borrowed under section 3 of this Act shall be applied to the several purposes set forth in the first schedule to this Act, and to the extent set forth in that schedule ; and shall be applied by the Treasurer in such amounts and manner as the Governor, by warrant under his hand, countersigned by the Chief Secretary, from time to time authorizes and directs.

5. All salaries of officers, payable out of moneys borrowed under this Act, shall be annually submitted to Parliament.

Salaries to be submitted to Parliament.

6. The Governor may, by warrant countersigned by the Chief Secretary, authorize the Treasurer to advance to the proper responsible Minister of the Crown, for the purposes of this Act, any sums of money not exceeding in the whole the amount authorized by this Act to be borrowed; and an amount equal to the sums of money so advanced shall be retained by the Treasurer out of any moneys borrowed under the authority of this Act, and applied in repayment of the moneys so advanced.

Advances.

7. In addition to the amount of three million seven hundred thousand pounds authorized by section 3 of this Act to be borrowed, there may be borrowed under that section such sum as will be sufficient to pay all discounts, charges, and other expenses incurred in connection with the borrowing of that amount of three million seven hundred thousand pounds and the amount of those discounts, charges, and other expenses shall be charged proportionately to the several purposes set forth in the first schedule to this Act.

Power to borrow money for expenses incurred.

8. (1) In this section and in the following section "moneys credited to Loan Account" means money received by the Treasurer in repayment of advances made or other sums expended out of moneys borrowed under any Act, and surplus revenue credited to the loan account in accordance with section 30 of the Public Finance Act, 1936.

Re-application of moneys credited to the loan account.

(2) The Treasurer may apply any moneys credited to the loan account for the time being in his hands to the several purposes set forth in the second schedule to this Act and to the extent therein set forth, and in such amount and manner as the Governor by warrant under his hand countersigned by the Chief Secretary from time to time authorizes and directs.

9. Whenever the Treasurer receives any repaid loan moneys he shall make a reduction corresponding to the amount so received, in the debits of the appropriate loan accounts in the books of the Treasurer.

Entries of repayments in Treasury accounts.

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

C. W. M. NORRIE, Governor.

SCHEDULES.

THE FIRST SCHEDULE.

Undertakings to be Paid for out of Loans raised pursuant to this Act.

Undertaking.	Amount.	
	£	£
LANDS.		
Crown Lands Development Act	—	500,000
RAILWAYS.		
Railway Accommodation (portion of expenditure only)	—	528,000
ENGINEERING AND WATER SUPPLY DEPARTMENT.		
Adelaide and Millbrook Water District (portion of expenditure only)	350,000	
Adelaide Sewers (portion of expenditure only)	100,000	
Country Water Districts (portion of expenditure only)	20,000	
Tod River Water District (portion of expenditure only)	40,000	
Warren Water District	33,000	
		543,000
ARCHITECT-IN-CHIEF.		
School Buildings (portion of expenditure only)	80,000	
Police and Courthouse Buildings	24,000	
Agricultural College	15,000	
Other Government Buildings (portion of expenditure only)	50,000	
		169,000
MISCELLANEOUS.		
Expenses and Discounts of Floating Conversion Loans	1,300,000	
South Australian Housing Trust—Wartime and Postwar Housing	600,000	
Leigh Creek Coal Field (portion of expenditure only)	50,000	
Enfield General Cemetery	10,000	
		1,960,000
Total	—	£3,700,000

THE SECOND SCHEDULE.

Undertakings to be Paid for out of Moneys Credited to the Loan Account.

Undertaking.	Amount.	
	£	£
STATE BANK.		
Advances for Homes	200,000	
Loans to Producers	20,000	
Advances to Settlers	5,000	
Loans for Fencing and Water Piping	5,000	
Vermin Proof Fencing	5,000	
Advances to State Bank (under Part VIA of the State Bank Act 1925-1941)	23,000	
		258,000
LANDS.		
Land Repurchase for Closer Settlement	—	100,000
IRRIGATION AND DRAINAGE.		
Irrigation and Reclamation of Swamp Lands	100,000	
Lessees Reclaimed Swamp Lands—Loans to	2,000	
South-Eastern Drainage	3,000	
		105,000
WOODS AND FORESTS.		
Afforestation	—	310,000
RAILWAYS.		
Railway Accommodation (portion of expenditure only)	—	250,000
HARBORS BOARD.		
Harbors Accommodation (including the acquisition of harbor works and lands generally by the Harbors Board)	—	73,000
ENGINEERING AND WATER SUPPLY.		
Morgan-Whyalla Water Main	30,000	
Adelaide and Millbrook Water District (portion of expenditure only)	76,000	
Adelaide Sewers (portion of expenditure only)	60,000	
Country Water Districts (portion of expenditure only)	30,000	
Barossa Water District	30,000	
Beetaloo, Bundaleer, and Baroota Water District ..	68,000	
Tod River Water District (portion of expenditure only)	126,000	
Water Conservation	1,000	
River Murray Weirs, Dams, Locks, Etc.	20,000	
Metropolitan Floodwaters	1,000	
		442,000

*Undertakings to be Paid for out of Moneys Credited to the Loan Account—
continued.*

Undertaking.	Amount.	
	£	£
ARCHITECT-IN-CHIEF.		
Hospital Buildings	62,000	
School Buildings (portion of expenditure only)	121,000	
Other Government Buildings (portion of expenditure only)	14,000	
		197,000
MISCELLANEOUS.		
Produce Stores	15,000	
Settlement of Discharged Soldiers on the Land, 1914-1918	7,150	
Lower River Broughton Irrigation Trust—Loan to ..	6,850	
Leigh Creek Coal Field (portion of expenditure only)	100,000	
		129,000
		£1,864,000



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 8 of 1945.

An Act to amend the Loans for Fencing and Water Piping Act, 1938-1940.

[Assented to 8th November, 1945.]

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

1. (1) This Act may be cited as the "Loans for Fencing and Water Piping Act Amendment Act, 1945." Short titles.

(2) The Loans for Fencing and Water Piping Act, 1938-1940, as amended by this Act, may be cited as the "Loans for Fencing and Water Piping Act, 1938-1945."

(3) The Loans for Fencing and Water Piping Act, 1938-1940, is hereinafter referred to as "the principal Act."

2. The following section is enacted and inserted in the principal Act after section 9 thereof :—

Enactment
s. 9a of
principal Act—

9a. (1) A loan may be made for the purpose of the supply of water piping to be laid down—

Purpose for
which loan for
water piping
may be made.

(a) in or upon the land of the owner ;

(b) for the purpose of supplying water to the land of the owner, in or upon any road ;

(c) for the purpose of supplying water to the land of the owner, in or upon any other land in or upon which the owner to whom the loan is made has the right to lay down the water

pipings by virtue of an easement lease or sublease registered pursuant to the Real Property Act, 1886, or the Registration of Deeds Act, 1935, and appurtenant to the land of the owner.

(2) If any loan is made for any purpose described in paragraph (b) or (c) of subsection (1) of this section, the loan shall, for the purposes of section 12 and of the other provisions of this Act, be deemed to have been made in respect of the land of the owner, for the supply of water to which the water piping is laid down.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 9 of 1945.

An Act to empower the Government to grant assistance to farmers affected by the drought prevailing in the year nineteen hundred and forty-five, and to buy and sell fodder, and for other purposes incidental thereto.

[Assented to 9th November, 1945.]

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 “ Drought Relief Act, 1945 ”. Short title.

2. (1) In this Act “ farmer ” means any person who, Interpretation. otherwise than as an employee, is engaged in the cultivation of land for the production of cereals, and includes any party to a share farming agreement under which land is cultivated for such production.

(2) The decision of the Minister as to whether a person is a farmer or not shall be conclusive.

3. (1) The Minister may appoint an advisory board of Advisory Board. three persons to assist him in the administration of this Act.

(2) The functions of the board shall be to furnish the Minister with information and advice relating to matters arising under this Act.

Drought Relief.

4. For the purposes of section 5 of this Act—

(a) the Treasurer may arrange for any sum or sums of money not exceeding in the aggregate seven

Power to borrow money and purchase goods.

hundred and fifty thousand pounds to be borrowed in accordance with the Financial Agreement ; and

- (b) the Minister may purchase any commodities, and pay for them out of loan moneys made available by the Treasurer.

Power to make loans and supply commodities to farmers.

5. (1) Where the Minister is satisfied that any farmer is in necessitous circumstances, and has sustained loss by reason of the drought prevailing in the State during the year nineteen hundred and forty-five he may—

- (a) make a loan of money to that farmer ;

- (b) sell or supply to that farmer any commodities which in the Minister's opinion are required for or in connection with the carrying on of farming operations by the farmer or for or in connection with the maintenance of himself and his dependents.

(2) Every such loan, sale, or supply shall be upon such terms and conditions as to payment, interest, security, and otherwise, as the Minister thinks fit.

(3) No money shall be lent and no goods shall be sold or supplied under this section after the twenty-eighth day of February, nineteen hundred and forty-seven.

Bills of sale.

6. For the purpose of giving security for any loan made under section 5 of this Act, or for the price of any commodities sold or supplied under that section, a farmer may, by bill of sale, assign to the Minister any crops to be grown by him or on his behalf on any land within the State within any period not exceeding five years after the execution of the bill of sale ; and any such bill of sale shall be a bill of sale within the meaning of the Bills of Sale Act, 1886-1940, and shall operate to assign the ownership at law as well as in equity of the said crops, but without prejudice to the rights of a *bona fide* purchaser or mortgagee of the land on which the crops grow, under any contract of sale or mortgage entered into before the registration of the bill of sale. Any such crops shall be personal chattels within the meaning of the Bills of Sale Act, 1886-1940.

Exemption from stamp duty.

7. No stamp duty shall be payable upon any document made or executed by any applicant for assistance under section 5 of this Act in connection with his application or by way of giving security for any loan or the price of any goods ; and no fees shall be payable under any Act for the registration of any such document.

Purchase and Sale of Fodder.

8. The Minister may—

- (a) buy any hay, chaff, or any standing crop which is capable of being harvested as hay ;
- (b) harvest or cause to be harvested any standing crop purchased by him ;
- (c) cut or cause to be cut for chaff, any hay purchased by him ;
- (d) sell hay or chaff to any person, if the Minister is satisfied that that person requires hay or chaff for primary production of any kind, or for the carrying on of a business of any other class approved by the Minister.

Power of
Minister to
buy and sell
fodder.

9. (1) The money required for the purpose of purchasing hay and chaff, and harvesting and chaff cutting under the last preceding section, and any administrative costs incurred in connection with operations and transactions under that section, shall, in the first instance, be paid out of cash in the hands of the Treasurer and shall be debited to a Suspense Account kept at the Treasury.

Financial
provision for
purchase of
hay and chaff.

(2) Money paid under subsection (1) of this section shall be recouped to the Treasurer out of—

- (a) the money received by the Minister from the sale of hay and chaff under the last preceding section ;
- (b) such amounts of the general revenue of the State, or of loan money raised under this Act, or both, as the Treasurer may apply for the purposes of such recoupment.

(3) The Treasurer may arrange for any sum or sums of money not exceeding in the aggregate one hundred thousand pounds to be borrowed in accordance with the Financial Agreement for the purposes of recouping money paid under subsection (1) of this section.

General.

10. This Act without any further appropriation shall be sufficient authority for the expenditure of any money from loan or general revenue for any purpose mentioned in this Act.

Appropriation.

11. The Minister may direct that the Public Supply and Tender Act, 1914-1930, shall not apply in relation to any specified commodities or class of commodities purchased under this Act.

Non-
application
of Public
Supply and
Tender Act.

Regulations.

12. The Governor may make regulations—

- (a) regulating the use of commodities sold or supplied to farmers and other persons under this Act, or purchased out of moneys lent to farmers under this Act ;
- (b) prescribing any other matter or thing necessary or convenient to be prescribed for the purpose of carrying this Act into effect ;
- (c) prescribing fines recoverable summarily and not exceeding twenty-five pounds for breach of any regulation.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 10 of 1945.

An Act to amend the Acts Interpretation Act, 1915-1936.

[Assented to 15th November, 1945.]

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

1. (1) This Act may be cited as the "Acts Interpretation Act Amendment Act, 1945". Short titles.

(2) The Acts Interpretation Act, 1915-1936, as amended by this Act, may be cited as the "Acts Interpretation Act, 1915-1945".

(3) The Acts Interpretation Act, 1915-1936, is hereinafter called "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

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

22a. (1) Every Act and every provision of an Act shall be construed so as not to exceed the legislative power of the State. Construction of Acts so as not to exceed power of State.

(2) Any Act or provision of an Act which, but for this section, would exceed the power of the State, shall nevertheless be a valid enactment to the extent to which it does not exceed that power.

(3) This section applies in relation to Acts whether passed before or after the enactment of this section.

Amendment of
s. 27 of principal Act--

Provision as to
time.

4. Section 27 of the principal Act is amended by inserting before the word "Sunday" (thrice occurring) in the second, fourth, and fifth lines of subsection (2) thereof the words "Saturday or".

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGI VI REGIS.

A.D. 1945.

No. 11 of 1945.

An Act to provide for the keeping of certain books and accounts by sharebrokers and for the examination and audit of those books and accounts, and for other purposes incidental thereto.

[Assented to 15th November, 1945.]

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 "Sharebrokers Act, 1945". Short title.

2. This Act shall come into operation on a day to be fixed by the Governor by proclamation. Commence-
ment of Act.

3. (1) In this Act, unless the context otherwise requires or some other meaning is clearly intended— Interpretation.
 - "agent" in relation to a broker includes any person who acts or is employed or has acted or been employed as a banker, accountant, auditor, agent or servant of the broker :
 - "approved auditor" means person who holds an auditor's licence under the Companies Act, 1934-1939 :
 - "broker" means person who carries on or has carried on the business of stock broking or share broking or both :
 - "business day" means day being neither a Sunday nor a bank holiday :

“ committee ” means committee or other governing body of an exchange :

“ exchange ” means The Stock Exchange of Adelaide Limited and any other association declared by the Governor by proclamation to be an exchange within the meaning of this Act :

“ securities ” means—

(a) debentures, funds, stock, shares, bonds, or other securities of a Government, local governing body, public or local authority, company or society : and

(b) any right to subscribe for or to be allotted any such security as mentioned in paragraph (a) of this definition :

“ money ” includes order for the payment of money :

“ president ” means president of an exchange and includes any person for the time being acting as president :

“ the Registrar ” means the Registrar of Companies and any person for the time being acting as Registrar of Companies :

“ trust account ” means trust account kept pursuant to this Act at a bank in South Australia.

(2) The Governor may by proclamation declare any association to be an exchange within the meaning of this Act, and may by proclamation revoke or vary any proclamation in force under this subsection.

Trust account.

4. (1) Every broker shall open a trust account at a bank for purposes of this Act.

(2) Every such trust account shall bear on each page thereof the name of the broker and the words “ sharebroker’s trust account ”.

Payment of
money into
trust account.

5. (1) Subject to this section every broker shall pay into a trust account—

(a) the amount of all money received by him from or on account of any person, not being a broker, for the purchase of securities, if that money is so received before the securities to be purchased are delivered to the broker ;

(b) the amount of all money received by him for or on account of any person, not being a broker, from

the sale of any securities, if that money is not within three business days after the receipt thereof by the broker paid to that person or as he directs.

(2) The money required by this section to be paid by a broker into a trust account shall be so paid not later than the third business day after the receipt of the money.

(3) Before paying money into a bank pursuant to this section a broker shall be entitled to deduct any brokerage or other charges which are due to him and are properly deductible from the money.

(4) A broker shall not have more than one trust account for purposes of this Act.

(5) A broker who fails to comply with any requirement of this section shall be guilty of an offence.

6. (1) A broker shall not withdraw money from a trust account except for one or more of the following purposes, namely:—

Disposal of
money in
trust account.

(a) where money received from the sale of securities has been paid into the trust account—paying to the person entitled to that money, or in accordance with his directions, a sum not exceeding the amount so paid into the trust account:

(b) where money received by the broker for the purchase of securities has been paid into the trust account—paying the price of those securities when purchased, but so that the amount so paid for the securities does not exceed the amount so paid into the trust account:

(c) paying any sum of money due and owing to the broker and lawfully payable out of moneys paid into the trust account.

A broker who contravenes this subsection shall be guilty of an offence.

(2) Except as provided in this section, money paid into a trust account pursuant to this Act shall not be available for payment of the debts of the broker or be liable to be paid or taken in execution under an order or process of any court at the instance of any creditor of the broker.

(3) The bank at which a broker keeps a trust account under this Act shall not in respect of any liability of the broker to the bank, not being a liability in connection with that account, have any recourse, right of set-off, counter-claim, charge, lien or other claim, against money standing to the credit of that account.

(4) Nothing in this Act shall take away or affect any lawful claim or lien which a broker has against or upon any money in his trust account.

(5) This section shall not render a bank liable to make any inquiries with regard to the purposes for which any money is withdrawn from a trust account at that bank, nor impose any liability on a bank for failure to make such inquiries.

Duty of broker
to keep books.

7. (1) Every broker shall keep such books and accounts as are necessary to record his business transactions clearly, and shall on every day make detailed entries in his books and accounts of his business transactions which took place on that day.

(2) Without affecting the generality of subsection (1) of this section every broker—

(a) shall keep a purchases and sales book and shall record therein the name of the buyer and seller in every transaction in which he acts and particulars of the securities bought or sold ;

(b) shall keep two receipt books each of which shall contain receipt forms numbered in sequence and in duplicate, and shall issue from one of the said books all receipts given by him for money, and from the other book all receipts given by him for securities, and shall retain a clear carbon copy of every receipt issued ;

(c) shall keep a cash book and shall enter therein every amount paid or received ;

(d) shall keep a journal ;

(e) shall keep a scrip register and shall record therein particulars of all securities received and disposed of by him including the following :—

(i.) the name of the person in whose name the securities are registered or inscribed, or in the case of bearer securities the name of the owner ;

(ii.) the class of securities and the individual certificate numbers thereof and, where available, the distinctive numbers of shares ;

(f) shall keep a ledger or ledgers and enter therein particulars of all transactions—

- (i.) with clients ;
- (ii.) with brokers ; and
- (iii.) in respect of nominal or private accounts.

(3) A broker who fails to comply with any requirement of this section shall be guilty of an offence.

8. (1) Every person who during any financial year or part thereof has carried on business as a broker—

Audit of
brokers'
accounts and
inspection of
securities.

- (a) shall cause his accounts for that financial year to be audited and his securities to be inspected within three months after the end of that financial year, by an approved auditor ;
- (b) shall forthwith after completion of the audit and inspection obtain from the auditor a copy of his report :

Provided that the Registrar may extend the time for the commencement or completion of any audit under this subsection.

(2) An auditor who audits a sharebroker's accounts shall forthwith after completion of his audit and inspection send the original of his report to the Registrar and if the sharebroker is a member of an exchange, a copy of his report to the president of that exchange.

(3) The auditor shall include in his report information as to the following matters :—

- (a) The balance date of the accounts of the broker ;
- (b) Whether the provisions of this Act relating to keeping books and making entries therein have been promptly complied with ;
- (c) Whether all securities held for safe custody were examined by the auditor ;
- (d) Whether any, and if so what, securities held for safe custody have been charged, pledged, become subject to a lien, or otherwise encumbered ;
- (e) Where clients have been financed by the broker, whether the market value of the securities held covers the amount of the advance in each case ;
- (f) Whether all securities which have been lodged by clients for sale but not sold and securities which

have been bought for clients and paid for by them, but not delivered to them, are held unencumbered ;

- (g) Whether the market value of the broker's assets (excluding the value of his seat on the exchange) as shown in his books and accounts exceeds his liabilities at the balance date ;
- (h) Whether the broker's assets are readily realizable ;
- (i) Whether the statement of assets includes private assets not usually included with business assets ;
- (j) Whether there are any contingent liabilities, and, if so, the amount thereof ;
- (k) Whether there are any other matters or circumstances which in the auditor's opinion affect the financial position of the broker ; and
- (l) Whether all necessary information has been made available to enable the auditor to furnish the report

(4) Where a manager, branch manager, or accountant of a bank certifies in writing that the bank holds any securities for or on account of a broker, and the purpose for which they are so held, the auditor may at his discretion refrain from inspecting those securities.

(5) A broker who fails to comply with any requirement of this section shall be guilty of an offence.

Variation of
financial
year.

9. (1) The Registrar may on the application of a broker direct that a period ending on a day other than the thirtieth of June shall be the financial year for the purpose of the audit of the broker's accounts. If such a direction is given the preceding section shall be read as if the period fixed by the Registrar were the financial year for the purposes of the audit of the broker's accounts under that section.

(2) The Registrar may revoke or vary any direction in force under this section for reasonable cause.

Special audit.

10. (1) If it appears to the Attorney-General that there is reasonable cause to suspect that—

- (a) a broker has been guilty of a breach of this Act ; or
- (b) owing to the financial position or the conduct of a broker it is desirable that his books and accounts should be audited,

the Attorney-General may after giving the broker not less than three days' notice in writing of his intention, direct an auditor

to conduct a general or special audit of the books and accounts of the broker, and to report to the Attorney-General on such audit, and on such other matters relating to the accounts and transactions of the broker as the Attorney-General directs.

(2) A special audit shall be limited to such accounts and other matters as the Attorney-General directs.

(3) An audit under this section shall, if the Attorney-General so directs, include an inspection of the securities held by the broker.

(4) The Attorney-General may give a direction under this section either of his own motion, or on the application of any person.

(5) The costs of any audit and report directed by the Attorney-General under this section shall in the first instance be paid by the Attorney-General out of money appropriated by Parliament. On the application of the Attorney-General the Supreme Court, if satisfied that by reason of any breach of this Act by the broker or any other conduct of the broker it was desirable that the audit should be held, may, in its discretion, order that the broker shall pay to the Attorney-General a sum equal to the whole or any part of the cost of the audit and report.

11. (1) An auditor who is auditing or investigating the books, accounts, or transactions of a broker may require that broker, or any agent of that broker—

Power of auditors.

- (a) to furnish him with any information ; or
- (b) to answer any question,

relating to the books, accounts or transactions being so audited or investigated.

(2) An auditor who is auditing or investigating the books, accounts and transactions of a broker may require any person having possession of any books, accounts or securities of that broker to produce them to the auditor for audit and inspection.

(3) A person who—

- (a) when required pursuant to this section to furnish information or answer questions, refuses or fails to furnish that information, or refuses or fails to answer any of those questions, or gives any information or makes any answer which is false in any particular ; or

- (b) when required to do so under this section refuses or fails to produce any books, accounts, or securities,

shall be guilty of an offence.

(4) A person required by an auditor pursuant to this section to furnish information, answer questions or produce books, accounts, or securities :—

(a) may request the auditor to produce evidence that he is employed to audit the accounts of a broker :

(b) shall accept as such evidence an apparently genuine certificate purporting to be signed by the Attorney-General or a broker and to certify that the auditor is employed by him to audit the accounts of a broker ;

(c) shall not be required to furnish the information, answer the questions, or produce the books until such evidence is produced to him.

(5) No action, prosecution or other legal proceeding shall lie against any person by reason of any information given or question answered at the request of an auditor pursuant to this section.

Penalty for
destroying,
concealing, or
altering
records.

12. (1) Any person who, with intent to conceal the commission of any offence against this Act or to delay, prevent or obstruct the carrying out of any audit or examination under this Act, destroys, conceals, or alters any book, account, record, or document, relating to the business of a broker shall be guilty of an offence.

(2) If in any prosecution for an offence against this section it is proved that the defendant has concealed, destroyed, or altered any book, account, record, or document as aforesaid, the onus of proving that in so doing he had not acted with the intent alleged against him in the complaint shall lie on him.

Offences.

13. (1) Offences against this Act shall be dealt with summarily.

(2) The penalty for an offence against this Act shall be a fine of not less than twenty-five pounds and not more than two hundred pounds.

Regulations.

14. The Governor may by regulations prescribe all matters which it is necessary or convenient to prescribe for the purpose of the administration of this Act or for better effecting the objects of this Act and may by any such regulations prescribe fines recoverable summarily and not exceeding fifty pounds for breach of any regulation.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 12 of 1945.

An Act to amend the Public Service Act, 1936-1942,
and the Public Service Act Amendment Act, 1942.

[Assented to 15th November, 1945.]

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

1. (1) This Act may be cited as the "Public Service Act Amendment Act, 1945". Short titles.

(2) The Public Service Act, 1936-1942, as amended by this Act may be cited as the "Public Service Act, 1936-1945".

(3) The Public Service Act, 1936-1942, is hereinafter called "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. Section 4 of the Public Service Act Amendment Act, 1942, is amended by striking out at the end thereof the words "shall come into force on a day to be fixed by the Governor by proclamation, being a day after the end of the war in which the Commonwealth is engaged at the time of the passing of the Public Service Act Amendment Act, 1942", and inserting in lieu thereof the words "shall be deemed to have come into force on the first day of July, nineteen hundred and forty-five". Amendment of s. 4 of the amending Act of 1942—
Leave of absence for recreation.

4. Section 75 of the principal Act is amended by striking out subsection (1b) thereof. Amendment of s. 75 of principal Act—
Long leave of absence.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 13 of 1945.

An Act to amend the Vermin Act, 1931-1944.

[Assented to 15th November, 1945.]

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 “ Vermin Act Amendment Act, 1945 ”.
- (2) The Vermin Act, 1931-1944, as amended by this Act, may be cited as the “ Vermin Act, 1931-1945 ”.
- (3) The Vermin Act, 1931-1944, is hereinafter referred to as “ the principal Act ”.

Enactment of s. 22a of principal Act and consequential amendments of principal Act—
Provision for destruction of rabbit warrens.

- 2. (1) The following section is enacted and inserted in the principal Act after section 22 thereof :—
 - 22a. (1) When an authorized person finds any rabbit burrows upon any land (not being Crown lands) he may, by notice in writing, require the owner or occupier of the land within the time specified in the notice to fill in or destroy by any other means the burrows upon the said land, and upon the half-width of all roads adjoining the same.
 - (2) The said notice may be in the form No. 2 in the fifth schedule.

(2) Section 22 of the principal Act is amended by inserting after the word “ form ” in the penultimate line thereof the passage “ No. 1 ”.

(3) Section 23 of the principal Act is amended—

(a) by inserting after subsection (1) thereof the following subsection :—

(1a) The owner or occupier of any land upon whom notice is served pursuant to section 22a who does not comply with the requirements of that notice within the time specified in that notice, shall be liable to a penalty for a first offence of not less than two pounds nor more than five pounds, and for a second offence of not less than five pounds nor more than twenty pounds and for any subsequent offence of not less than twenty pounds nor more than fifty pounds : Provided that under this section it shall be a defence for a person to whom notice has been given to show that owing to the physical features of his land it is not practicable to comply with such notice ;

(b) by striking out the passage “ and No. 2 ” in the third line of subsection (2) thereof and by inserting in lieu thereof the passage “ No. 2, or No. 2a ”.

(4) Section 25 of the principal Act is amended—

(a) by inserting after the passage “ section 22 ” in the second line thereof the passage “ or section 22a ” ;

(b) by inserting after the word “ notice ” in the last line of paragraph (b) thereof the words “ or, as the case may be, to fill in or otherwise destroy rabbit burrows upon the land and roads or parts of roads mentioned in the notice ” ;

(c) by inserting after the word “ vermin ” in the last line thereof “ or, as the case may be, filling in or otherwise destroying the rabbit burrows ”.

(5) The fifth schedule to the principal Act is amended—

(a) by inserting at the head of the form therein contained the heading “ Form No. 1 ” ;

(b) by adding at the end thereof the following form :—

FORM NO. 2.

Section 22a.

Vermin Act, 1931.

Notice to Destroy Rabbit Burrows.

To Mr. [*Name of owner or occupier*]
of [*his address and occupation*]

Take notice that I, the undersigned, being an authorized person under the above Act, do hereby pursuant to the

burrows on the said land [*if necessary, and* upon the half width of all roads adjoining the same] contrary to the provisions of the Vermin Act, 1931.

Taken [and sworn *or* affirmed] }
 before me, the day and year |
 first abovementioned, at }
 in the }
 said State.

Justice of the Peace.

3. Section 120 of the principal Act is amended so as to read as follows :—

Amendment of
principal Act,
s. 120—

120. The board shall not in any financial year expend for salaries payable to the secretary or any clerical officer, or for fees payable to the secretary, any clerical officer or the auditors, or for printing, advertising, stationery or office expenses a total amount which exceeds either seventy-five pounds or, if seventy-five pounds is less than an amount equivalent to the amount which would be derived from a rate of two shillings per square mile declared upon all the ratable property within the district, the amount which would be so derived.

Limit to
expenditure
for office
expenses, etc.

4. The following section is enacted and inserted in Division X. of Part III. of the principal Act after section 136 thereof :—

Enactment of
s. 136a of
principal Act—

136a. If any loan has been made to a board under this Act or any repealed Act and if the Treasurer is satisfied that the amounts required to be paid in repayment of the principal or as interest upon the loan are such as to be unduly onerous upon ratepayers within the district of the board and are such as to retard the proper management for pastoral purposes of the land of the ratepayers, the Treasurer, upon the recommendation of the bank and the Pastoral Board, may do all or any of the following :—

Power to remit
interest or
principal of
loan to board.

- (a) remit in respect of such period as he directs the whole or any portion of any interest due and payable upon the loan :
- (b) direct that in respect of such period as he directs the whole or any portion of any interest to become due and payable upon the loan shall not be payable :
- (c) remit the whole or any part of the principal of the loan :

- (d) postpone for such period as he directs the payment of the whole or any part of any instalment payable in respect of the loan.

Amendment of principal Act, s. 234—

Importation of vermin into Kangaroo Island or other islands.

5. Section 234 of the principal Act is amended—

- (a) by striking out the word “one” in the eighth line thereof and by inserting in lieu thereof the word “five”; and

- (b) by adding at the end thereof the following passage :—

In this section, “vermin”, in addition to having the meaning given thereto by section 4, includes hares.

Amendment of principal Act, s. 4—

Change of title of Minister.

6. (1) Section 4 of the principal Act is amended—

- (a) by striking out the definition of “Commissioner” therein;

- (b) by inserting therein after the definition of “member” the following definition :

“Minister” means the Minister of Lands :

(2) The principal Act is amended by striking out the words “Commissioner of Crown Lands” wherever they occur and by inserting in lieu thereof in every case the words “Minister of Lands”.

(3) The principal Act is amended by striking out the word “Commissioner” wherever it occurs (except in subsection (3) of section 40) and by inserting in lieu thereof in every case the word “Minister”.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 14 of 1945.

An Act to amend the Mental Defectives Act, 1935-1941.

[Assented to 22nd November, 1945.]

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

1. (1) This Act may be cited as the "Mental Defectives Act Amendment Act, 1945". Short titles.

(2) The Mental Defectives Act, 1935-1941, as amended by this Act, may be cited as the "Mental Defectives Act, 1935-1945".

(3) The Mental Defectives Act, 1935-1941, is hereinafter referred to as "the principal Act".

2. Section 31 of the principal Act is amended by adding at the end thereof the following subsection :— Amendment of principal Act, s. 31—

(3) If any police officer of or above the rank of inspector is satisfied— Reception into mental hospital upon request.

(a) that a request has been made by some person purporting to be in pursuance of subsection (1) for the reception in a mental hospital of some other person ; and

(b) that certificates have been given by two medical practitioners purporting to be in pursuance of subsection (1) or a certificate has been given by one medical practitioner purporting to be in pursuance of subsection (2),

that police officer or any other police officer specifically authorized by him with respect to the particular case may, on the request in writing of the person by whom the request aforesaid was made, apprehend the person to whom the request relates and convey him to the mental hospital.

Amendment of
principal Act,
s. 32—

Order for
reception into
receiving house.

3. Section 32 of the principal Act is amended by striking out subsection (1) thereof (as amended by section 6 of the Mental Defectives Act Amendment Act (No. 2), 1939) and by inserting in lieu thereof the following subsections :—

(1) When in any of the cases beforementioned in this Part, a medical practitioner has signed a certificate stating, with respect to a person, the matters indicated in the form in the second schedule and a justice or justices would have power under the foregoing provisions of this Part to make an order directing the said person to be removed to and received in a mental hospital, but the justice or justices are for any reason of opinion that it is advisable to remand the said person, the justice or justices may, by an order signed by him or them in the appropriate form in the eleventh schedule or to the like effect, direct the said person to be removed to and received for a period not exceeding seven days in the receiving house or receiving ward mentioned in the order.

(1a) When in any of the cases beforementioned in this Part a justice or justices would, upon the certificate of a medical practitioner stating, with respect to a person, the matters indicated in the form in the second schedule, have power under the foregoing provisions of this Part to make an order directing the said person to be removed to and received in a mental hospital but in lieu of signing a certificate as aforesaid, a medical practitioner signs a certificate stating with respect to such person the matters indicated in the tenth schedule, the justice or justices may, by an order signed by him or them in the appropriate form in the eleventh schedule or to the like effect, direct the said person to be removed to and received for a period not exceeding seven days in the receiving house or receiving ward mentioned in the order.

Amendment of
principal Act,
s. 35—

Reception into
receiving house
on request.

4. Section 35 of the principal Act is amended by adding at the end thereof the following subsection :—

(3) If any police officer of or above the rank of inspector is satisfied—

(a) that a request has been made by some person purporting to be in pursuance of subsection (1) for the reception in a receiving house or receiving ward of some other person ; and

(b) that a certificate or recommendation has been given by a medical practitioner purporting to be in pursuance of subsection (1) or, as the case may be, subsection (2),

that police officer or any other police officer specifically authorized by him with respect to the particular case may, on the request in writing of the person by whom the request aforesaid was made, apprehend the person to whom the request relates and convey him to the receiving house or receiving ward.

5. Section 38 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the said section being read as subsection (1) thereof) :—

Amendment of
principal Act,
s. 38—

Person not to
be received
except as
provided by
Act.

(2) Notwithstanding subsection (1) of this section, nothing in this Act shall apply to the reception or detention in an institution of a person detained in pursuance of the provisions of section 77a of the Criminal Law Consolidation Act, 1935-1940.

6. The following section is enacted and inserted in the principal Act after section 54 thereof :—

Enactment of
s. 54a of
principal Act—

54a. The provisions of this Act (other than the provisions of this Division) relating to the granting of trial leave to patients or to the discharge of patients, shall not apply to the granting of trial leave to or the discharge of any person confined in any hospital for criminal mental defectives and any such trial leave or discharge shall be granted only in accordance with the provisions of this Division.

Non-
application of
other
provisions of
this Act.

7. Section 154 of the principal Act is amended by inserting after the word " Act " in the fourth line thereof the words " or except under the authority and in pursuance of section 77a of the Criminal Law Consolidation Act, 1935-1940 ".

Amendment of
principal Act,
s. 154—

Reception or
detention in
institution.

1945. **Mental Defectives Act Amendment No. 14.**
Act, 1945.

Amendment of
principal Act,
eleventh
schedule.

8. Form No. 2 in the eleventh schedule to the principal Act is amended by striking out the words "A JUSTICE" in the heading to the said form and by inserting in lieu thereof the words "TWO JUSTICES".

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 15 of 1945.

An Act to amend the Mining Act, 1930-1941.

[Assented to 22nd November, 1945.]

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

1. (1) This Act may be cited as the " Mining Act Amendment Act, 1945 ". Short titles.

(2) The Mining Act, 1930-1941, as amended by this Act, may be cited as the " Mining Act, 1930-1945 ".

(3) The Mining Act, 1930-1941, is hereinafter called " the principal Act ".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. The following section is enacted and inserted in the principal Act after section 62 thereof :— Enactment of s. 62a of principal Act—

62a. (1) Before the Governor grants a lease under section 62 of this Act, the Minister may require the proposed lessee to deposit with him a bond in the sum of one thousand pounds or such greater sum as the Minister requires. Deposit of bonds by holders of special mining leases.

(2) The bond shall be given to the Minister by the proposed lessee or by some other person approved by the Minister and shall be conditioned upon the due execution and observance of all the terms, covenants and conditions of the lease when granted.

(3) The sum mentioned in a bond given under this section shall not be a penalty, but shall be liquidated damages and recoverable in full unless the person giving the bond proves performance of every condition upon which the bond is defeasible.

(4) Every bond given under this section shall be in the form prescribed by regulation.

Enactment of
Part IXA, of
principal Act—

4. The following sections and heading are enacted and inserted in the principal Act after section 111 thereof :—

PART IXA.

URANIUM AND THORIUM.

Title of
Crown to
uranium and
thorium.

111a. (1) Notwithstanding anything to the contrary in any Act, land grant, certificate of title, lease, agreement, or other instrument of title, all uranium and thorium existing in its natural condition on or below the surface of any land in the State whether alienated from the Crown or not and, if alienated, whether alienated before or after the passing of this Act, is hereby declared to be the property of the Crown.

(2) The title of the Crown to uranium and thorium under subsection (1) of this section shall be subject to any rights granted by any special mining lease issued after the enactment of this section, but to no other rights.

Provision as to
uranium and
thorium in
special mining
cases.

111b. A special mining lease which authorizes the lessee to mine for uranium or thorium may—

(a) provide in such manner as the Minister thinks fit for the ownership by the Crown of any uranium or thorium won by the lessee, or for the acquisition by the Crown on such terms and conditions as are specified in the lease of any such uranium or thorium ;

(b) contain any terms and conditions which the Minister thinks fit as to the use or disposal by the lessee of any such uranium or thorium.

Reports of
discovery of
uranium and
thorium.

111c. (1) Every person who discovers any uranium or thorium shall—

(a) forthwith report that discovery to the Minister ;

- (b) comply with any notice in writing given to him by the Minister requiring him to furnish particulars relating to such discovery.

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

111d. (1) A person shall not have in his possession, use, sell or otherwise dispose of or part with the possession of any uranium or thorium unless he has obtained from the Minister a licence to do so.

Control of
uranium and
thorium.

(2) A licence granted under this section may contain such terms and conditions as the Minister considers to be required in the public interest.

(3) A person who—

- (a) has in his possession, uses, sells, disposes of or parts with the possession of any uranium or thorium contrary to this section; or

- (b) contravenes or fails to observe any condition of a licence granted to him under this section,

shall be guilty of an offence and liable to a fine not exceeding five hundred pounds or imprisonment for a term not exceeding six months.

111e. (1) The Minister may by notice in writing require any person who has in his possession any uranium or thorium, and has not a licence granted by the Minister authorizing such possession, to deliver the uranium or thorium to him at a time and place to be specified in the notice.

Delivery of
possession of
uranium and
thorium.

(2) A person who fails to comply with a notice under this section shall be guilty of an offence and liable to a fine not exceeding five hundred pounds or imprisonment for a term not exceeding six months.

(3) The Minister may take possession of any uranium and thorium unlawfully in possession of any person and for that purpose may enter and remain on any land or premises and do any other act, matter or thing either personally or by any person authorized by him.

(4) The Minister may by notice in writing given to the person from whom he has received or taken any uranium or thorium pursuant to this section, declare that that uranium or thorium is acquired by him on behalf of the Crown and thereupon it shall belong to the Crown.

Interpretation
of uranium and
thorium.

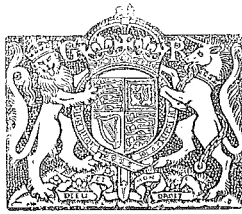
111f. In the last preceding five sections—

“ uranium ” includes any minerals or rocks containing uranium :

“ thorium ” includes any minerals or rocks containing thorium.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 16 of 1945.

An Act to provide for the licensing of bailiffs and inquiry agents, and for other purposes.

[Assented to 6th December, 1945.]

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 " Bailiffs and Inquiry Agents Licensing Act, 1945 ". Short title.

2. This Act shall come into force on a day to be fixed by proclamation. Commencement of Act.

3. (1) After the expiration of three months after the commencement of this Act, no person shall for or in expectation of any gain, fee or reward and whether as a principal or an employee of any other person— Licensing of bailiffs and process servers.

(a) execute any legal process for the enforcement of any judgment or order of any court ; or

(b) execute any distress for the recovery of any rent, rates, taxes or moneys ; or

(c) serve any writ, summons or other legal process, unless he is the holder of a licence under this Act.

(2) After the expiration of three months after the commencement of this Act, no person shall hold himself out as being willing or able, for any gain, fee or reward to—

(a) execute any legal process for the enforcement of any judgment or order of any court ; or

(b) execute any distress for the recovery of any rent, rates, taxes or moneys ; or

(c) serve any writ, summons, or other legal process, unless he is the holder of a licence under this Act.

(3) Any person who commits any contravention of subsection (1) or subsection (2) of this section shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(4) This section shall not apply to—

(a) any member of the police force acting in pursuance of his duties as a member of the police force ;

(b) the sheriff, or any deputy-sheriff, bailiff, or sheriff's officer appointed pursuant to section 84 of the Supreme Court Act, 1935-1944, acting in pursuance of his duties as sheriff, deputy-sheriff, bailiff, or sheriff's officer ;

(c) any bailiff appointed pursuant to section 16 of the Local Courts Act, 1926-1936, acting in pursuance of his duties as a bailiff ;

(d) any legal practitioner within the meaning of the Legal Practitioners Act, 1936-1943, who holds a practising certificate under that Act or to any person who is a clerk to any such legal practitioner ;

(e) the execution of any legal process or distress in any proceedings or the service of any writ, summons or other legal process in any proceedings by a party to those proceedings.

Licensing of
inquiry
agents.

4. (1) After the expiration of three months after the commencement of this Act, no person shall for or in expectation of any gain, fee, or reward and whether as a principal or an employee of any other person—

(a) undertake to obtain any evidence for the purpose of any proceedings under the Matrimonial Causes Act, 1929-1941, or the Maintenance Act, 1926-1941, or to obtain any information for the purpose of providing evidence in any such proceedings ; or

(b) obtain any such evidence or information, unless he is the holder of a licence under this Act.

(2) After the expiration of three months after the commencement of this Act, no person shall hold himself out as willing or able, for any gain, fee, or reward, to obtain any such evidence or information unless he is the holder of a licence under this Act.

(3) Any person who commits any contravention of subsection (1) or subsection (2) of this section shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(4) This section shall not apply to—

- (a) any member of the police force acting in pursuance of his duties as a member of the police force ;
- (b) any member of the public service acting in pursuance of his duties as a member of the public service ;
- (c) any legal practitioner within the meaning of the Legal Practitioners Act, 1936-1943, who holds a practising certificate under that Act or to any person who is a clerk to any such legal practitioner ;
- (d) any legally qualified medical practitioner who medically examines any person for the purpose of obtaining evidence for the purpose of any proceedings under the Matrimonial Causes Act, 1929-1941, or the Maintenance Act, 1926-1941.

5. (1) Any person may, in the prescribed form and manner, apply to the Attorney-General to be licensed under this Act as a bailiff and inquiry agent. The prescribed fee shall be paid to the Attorney-General with every such application.

Application
for licence and
proceedings
on application.

(2) Upon the receipt of any application the Attorney-General shall cause to be made such inquiries as he thinks fit for the purpose of ascertaining whether the applicant is a fit and proper person to be licensed under this Act and, without limitation of the foregoing provisions of this subsection, the Attorney-General may require the Commissioner of Police to report upon the fitness of the applicant to be licensed under this Act.

(3) If satisfied that the applicant is a fit and proper person to be licensed under this Act, the Attorney-General shall issue in the prescribed form, a licence to the applicant.

6. (1) Subject to subsection (2), every licence shall continue in force until the thirtieth day of June next after its issue, and no longer.

Duration of
licence.

(2) If any person is licensed under this Act and before the thirtieth day of June next after the issue thereof makes application in accordance with section 5 for a further licence under this Act, he shall be deemed to be licensed under this Act until the said application is finally disposed of by the Attorney-General, or, in the case of any appeal to a local court of full jurisdiction being made against the decision of the Attorney-General, until the appeal is finally disposed of by the local court.

Cancellation of
licence.

7. (1) If the Attorney-General is of opinion that any person licensed under this Act is unfit to be so licensed (whether because of conduct occurring after the issue of the licence or before the issue thereof), the Attorney-General may give notice in writing to the said person requiring him within the period stated in the notice or within such further period as may be allowed by the Attorney-General to show cause why the licence should not be cancelled.

(2) If, after considering any representations made by the said person, the Attorney-General is satisfied that the said person is not a fit and proper person to be licensed under this Act, the Attorney-General may cancel the licence of the said person and thereupon the said person shall cease to be licensed under this Act.

(3) Any notice required to be given by this section to any person may be given by delivering the same to that person, by sending the same by post to the place of business or abode of that person or, if the whereabouts of that person are unknown to the Attorney-General, by notice in some newspaper circulating in Adelaide.

Appeal.

8. (1) If the Attorney-General refuses to license any person making application to be licensed under this Act or if the Attorney-General cancels the licence of any person licensed under this Act, the applicant or person, as the case may be, may, within thirty days after the time when the decision of the Attorney-General to refuse the application or to cancel the licence is given, appeal to the local court of full jurisdiction nearest to the residence of the appellant.

(2) The local court shall hear and determine the appeal and shall, if satisfied that the appellant is a fit and proper person to be licensed under this Act, direct that the appellant be licensed under this Act or, as the case may be, that the licence of the appellant be not cancelled and the Attorney-General shall thereupon issue a licence to the appellant or, as the case may be, the licence cancelled by the Attorney-General shall cease to be cancelled.

(3) Upon any appeal against a refusal of the Attorney-General to issue a licence to the appellant the onus shall be on the appellant to satisfy the local court that he is a fit and proper person to be licensed under this Act and upon any appeal against the cancellation of a licence by the Attorney-General the onus shall be on the appellant to satisfy the local court that the licence should not be cancelled.

(4) The Attorney-General shall be entitled to appear or to be represented at any appeal.

(5) Any appeal shall be made in manner provided by rules of court and the powers conferred by section 28 of the Local Courts Act, 1926-1936, shall include power to frame rules and forms for carrying this section into effect.

9. The Governor may make any regulations necessary or Regulations.
convenient for carrying this Act into effect.

10. In any proceedings for an offence against this Act a Evidentiary
provision.
certificate purporting to be signed by the Attorney-General and stating that any person described in the certificate was not at the date specified in the certificate licensed under this Act, shall be sufficient evidence of the matters stated in the certificate.

11. All proceedings for offences against this Act shall be Proceedings
for offences.
disposed of summarily.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 17 of 1945.

An Act to confer on the Government of the State certain powers in relation to the establishment of industries.

[Assented to 6th December, 1945.]

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 "Industries Establishment Act, 1945".

2. In this Act—

Interpretation.

"the Commonwealth" includes any Minister or other authority of the Commonwealth :

"the Minister" means the Treasurer of the State.

Power to enter into agreements.

3. (1) The Minister may enter into agreements relating to the establishment in the State of any industries.

(2) Any such agreement may be made with the Commonwealth, or any other person, or with both the Commonwealth and any other person.

Powers to carry out agreements.

4. For the purpose of carrying out any such agreement the Minister may—

- (a) buy and sell land ;
- (b) make grants or loans of money ;
- (c) enter into any other transaction or do any other act, matter or thing.

5. Any moneys required for the purposes of this Act shall be paid out of the general revenue of the State, and this Act, without further authority, shall be sufficient appropriation of any amounts of general revenue so required. Financial provision.

6. No agreement under this Act shall be made after the thirty-first day of December, nineteen hundred and forty-six. Duration of Act.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGI VI REGIS.

A.D. 1945.

No. 18 of 1945.

An Act to amend the Law of Property Act, 1936, so as to control the acquisition and ownership of land by aliens.

[Assented to 6th December, 1945.]

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 " Law of Property Act Amendment Act, 1945 ".

(2) The Law of Property Act, 1936, as amended by this Act, may be cited as the " Law of Property Act, 1936-1945 ".

(3) The Law of Property Act, 1936, is hereinafter called " the principal Act ".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

**Amendment of
s. 24 of
principal Act—
Assurances to
aliens.**

3. Section 24 of the principal Act is amended—

(a) by inserting at the commencement thereof the words
" (1) Subject to this section " ;

(b) by adding at the end thereof the following subsections :—

(2) A person shall not, after the passing of the Law of Property Act Amendment Act, 1945, execute any instrument by which a person conveys, transfers, grants, assures, or agrees to convey, transfer, grant or assure any legal or

equitable estate of freehold in land to an alien unless the instrument bears a certificate, signed by the Minister of Lands or by a person authorized by him to sign certificates under this section, certifying that the Minister of Lands or the authorized person consents to the transaction intended to be effected or evidenced by the instrument.

(3) A person shall not knowingly present or lodge for registration an instrument which does not bear a certificate as required by this section.

(4) A person who knowingly contravenes this section shall be guilty of an offence and liable on summary conviction to a fine of not more than two hundred pounds.

(5) An instrument executed or title obtained in contravention of this section shall not be void, but an estate in land acquired by an alien in contravention of this section shall be liable to forfeiture as provided in this section.

(6) Where an alien is the owner of any estate in land acquired in contravention of this section the Supreme Court may in an action brought by the Minister of Lands order that that estate be forfeited to the Crown.

(7) The Minister of Lands shall as soon as conveniently may be, sell any estate in land forfeited to the Crown under this Act, and shall dispose of the money received on such sale as follows :—

(a) in payment of any money secured on the land :

(b) in payment to the Treasurer of an amount equal to the costs as between solicitor and client, of or incidental to the proceedings for forfeiture, less any costs of or incidental to those proceedings which have already been paid to the Minister by the alien :

(c) in payment to the Treasurer of an amount equal to the expenditure incurred by the Minister of Lands in connection with the sale of the land :

(d) in payment of any money owing by the alien to the Crown or any authority representing the Crown:

(e) in payment of the balance to the alien.

(8) An officer of the Crown to whom an instrument is presented for registration or stamping shall not be concerned to enquire whether the instrument has been executed in breach of this section or not.

(9) This section shall not apply in any case where an alien has, pursuant to any treaty or international agreement, the right to hold land in the State as if he were a British subject.

(10) The Governor may make any regulations necessary or convenient for the purpose of carrying this section into effect, and may by any such regulations prescribe fines recoverable summarily and not exceeding fifty pounds for breach of any such regulation.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 19 of 1945.

An Act to amend the Bush Fires Act, 1933-1942.

[Assented to 13th December, 1945.]

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

1. (1) This Act may be cited as the "Bush Fires Act Amendment Act, 1945". Short titles.

(2) The Bush Fires Act, 1933-1942, as amended by this Act, may be cited as the "Bush Fires Act, 1933-1945".

(3) The Bush Fires Act, 1933-1942, is hereinafter referred to as "the principal Act".

2. Section 3a of the principal Act is amended—

(a) by striking out the word "seven" in the first line of subsection (2) thereof and by inserting in lieu thereof the word "nine";

(b) by adding at the end of subsection (2) thereof the words "One of the said members shall be a person who is a representative of the South Australian Railways Commissioner".

Amendment of
principal Act,
s. 3a—
Advisory
committee.

3. (1) Section 4 of the principal Act is amended—

(a) by inserting after the word "ploughed" in the third line of paragraph II. of subsection (2) thereof the words "and cleared of all scrub, stubble, and other inflammable material";

Amendment of
principal Act,
ss. 4, 5 and 8—
Clearing of
break
before
burning.

1945.

(b) by inserting after the word "ploughed" in the fourth line of paragraph i. of subsection (4) thereof the words "and cleared of all scrub, stubble, and other inflammable material".

(2) Section 5 of the principal Act is amended by inserting after the word "ploughed" in the fourth line of paragraph i. of subsection (1) thereof the words "and cleared of all scrub, stubble, and other inflammable material".

(3) Section 8 of the principal Act is amended by striking out the words "either be ploughed or" in the fifth line of paragraph i. of subsection (1) thereof.

Enactment
of s. 8a of
principal Act—

4. The following section is enacted and inserted in the principal Act after section 8 thereof:—

Power to
authorize
burning of
stubble or scrub
before twelve
o'clock noon.

8a. Notwithstanding the provisions of paragraph vi. of subsection (2) or paragraph iv. of subsection (4) of section 4 or of paragraph v. of subsection (1) of section 5 or of paragraph vii. of subsection (1) of section 8, a fire control officer authorized for the purpose by a council may authorize any person to light a fire before twelve o'clock noon for the purpose of burning stubble or scrub on any land in the area of the council which adjoins any land of the South Australian Railways Commissioner in any case where the fire control officer is satisfied that, at the same time as the stubble or scrub aforesaid will be burnt, stubble or scrub will also be burnt upon the land of the South Australian Railways Commissioner and that the purpose of the burning to be authorized by him is to provide an effective fire break between the land of the South Australian Railways Commissioner and the said land. It shall not be deemed a contravention of sections 4, 5, or 8 if a fire is lighted before twelve o'clock noon in accordance with this section if the other provisions of sections 4, 5, or 8, as the case may require, applicable thereto are complied with.

Amendment of
principal Act,
s. 11—

Alteration of
periods for
burning, etc.

5. Section 11 of the principal Act is amended—

(a) by striking out the word "twice" in the third line of subsection (2) thereof and by inserting in lieu thereof the word "once";

(b) by striking out the word "thirty" in the seventh line of subsection (2) thereof and by inserting in lieu thereof the word "seven".

6. The following section is enacted and inserted in the principal Act after section 12 thereof :—

Enactment of
s. 12a of
principal Act—

12a. (1) If a fire control officer authorized to give directions under this section by the council in the area of which any land is situated is satisfied—

Power of
fire control
officer to
prevent
burning.

(a) that, during any period during which section 4, 5, 7, 8, or 9 has effect, any person proposes to light any fire upon that land for any purpose mentioned in section 4, 5, 7, 8, or 9, as the case may be, or has lighted a fire for such a purpose ; and

(b) that because of the weather conditions then prevailing, there would be danger of the fire becoming out of control,

the fire control officer so authorized, may, by notice in writing given to that person, direct that that person shall, on the day specified in the notice, refrain from lighting the fire, or as the case may be, shall take all reasonable steps to extinguish any fire already lighted.

(2) Any person who fails to comply with any such notice shall be guilty of an offence and liable to a penalty of not less than two pounds nor more than twenty pounds.

7. Section 15 of the principal Act is amended by striking out subsections (1) and (2) thereof and by inserting in lieu thereof the following subsections :—

Amendment of
principal Act,
s. 15—
Using
stationary
steam or
internal
combustion
engine.

(1) No person shall drive or use a steam engine (other than a steam engine enclosed on four sides with non-inflammable material) in a stationary position unless the space of ground around the steam engine to a width of twelve feet at least is cleared of all stubble, scrub, and other inflammable material.

(2) No person shall drive or use any internal combustion engine (other than an internal combustion engine enclosed on four sides with non-inflammable material) in a stationary position unless the space of ground around the internal combustion engine to a width of twelve feet at least is cleared of all stubble, scrub, and other inflammable material or unless some person is present during the whole of the time the internal combustion engine is driven or used and there is carried with the internal combustion engine an effective water spray of the knapsack pattern fully charged with water.

Enactment of
s. 15b of
principal Act—

8. The following section is enacted and inserted in the principal Act after section 15a thereof:—

Prohibition of
use on roads
during summer
months of
vehicles fitted
with producer
gas equipment.

15b. (1) Any person who during the period between the thirtieth day of November and the following first day of March drives or causes to be driven on any street or road within any part of the State to which this section applies any vehicle which, at the time it is so driven, is wholly or partly propelled by means of producer gas, shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

(2) The Governor may by proclamation from time to time declare that this section shall apply within any part of the State specified in the proclamation. The Governor may by proclamation revoke or vary any such proclamation. In any proceedings for an offence against subsection (1) the allegation in the complaint that any street or road is within any part of the State to which this section applies shall, in the absence of proof to the contrary, be sufficient evidence that the street or road is within a part of the State to which this section applies.

(3) If in any proceedings for an offence against subsection (1) evidence is given that, at the time of the commission of the alleged offence, any vehicle was equipped with any producer gas equipment and that at the said time a fire was alight in the producer gas equipment or the producer gas equipment contained any live coals or other incandescent material, the vehicle shall be deemed to have been propelled at the time aforesaid by means of producer gas.

Amendment of
principal Act,
s. 17—

Use of internal
combustion
engine for
reaping or
cutting
inflammable
crop.

9. Section 17 of the principal Act is amended—

(a) by adding at the end of subsection (1) thereof the following passage:—

“and unless there is carried with the internal combustion engine an effective water spray of the knapsack pattern fully charged with water”;

(b) by adding at the end of subsection (2) thereof the following passage:—

“and unless there is carried with the producer gas equipment an effective water spray of the knapsack pattern fully charged with water”;

(c) by striking out the word “a” in the penultimate line of subsection (3) thereof and by inserting in lieu thereof the words “an effective”.

10. Section 21 of the principal Act is amended—

Amendment of
principal Act,
s. 21—
Blasting of
trees.

- (a) by striking out the word “persons” in the fifth line thereof and by inserting in lieu thereof the word “men”;
- (b) by inserting after the word “therefrom” in the sixth line thereof the words “and having near the place where the gunpowder or other explosive substance is employed an effective water spray of the knapsack pattern fully charged with water”.

11. Section 27 of the principal Act is amended by striking out the word “three” in the fifth line thereof and by inserting in lieu thereof the word “seven”.

Amendment of
principal Act,
s. 27—
Coronial
inquiry into
fires.

12. The following section is enacted and inserted in the principal Act after section 30 thereof :—

Amendment of
principal Act—

30a. (1) If by reason of the escape of fire, sparks or other burning material from any locomotive of the South Australian Railways Commissioner any fire is caused on any land, the South Australian Railways Commissioner shall be liable to pay compensation for any damage caused by the fire if at the time of the fire there is on the said land a firebreak or firebreaks cleared of all stubble, scrub and inflammable material and of the dimensions prescribed by regulation and constructed in such places as are so prescribed.

Liability of
South
Australian
Railways
Commissioner
for fires.

(2) The Governor may make regulations prescribing for the purpose of this section, the dimensions of firebreaks and the places in which they are to be constructed. Any such regulation may prescribe different requirements for different parts of the State.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 20 of 1945.

An Act to authorize the State to enter into an agreement with the Commonwealth respecting hospital benefits, and for purposes incidental thereto.

[Assented to 13th December, 1945.]

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 "Hospital Benefits Act, 1945".

Commence-
ment.

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

Power to
execute
agreement.

3. The Minister of Health of the State may, on behalf of the State, enter into, execute and carry out an agreement with the Commonwealth, substantially in accordance with the heads of agreement specified in the schedule to this Act.

Financial
provision.

4. This Act without further appropriation shall be sufficient authority for the use and application of money received by the State under any agreement made pursuant to this Act, in accordance with the terms of that agreement.

Regulations.

5. The Governor may make regulations prescribing any matters or things necessary or convenient to be prescribed for carrying into effect any agreement made pursuant to this Act, and may by any such regulations prescribe penalties recoverable summarily and not exceeding fifty pounds for breach of any regulation.

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

C. W. M. NORRIE, Governor.

THE SCHEDULE.

HOSPITAL BENEFITS—HEADS OF AGREEMENT.

1. The agreement shall not have any force or effect unless and until authorized or approved by the Parliament of the State concerned.

2. The agreement shall be in force for a minimum period of five years and thereafter shall be subject to termination after *[here specify a period of notice by either party of not less than one year]*.

3. The Commonwealth shall, subject to compliance by the State with the provisions of the agreement, pay to the State, by way of financial assistance, in respect of beds occupied by qualified persons in public and non-public wards in public hospitals, amounts determined in accordance with the agreement.

4. The amount to be paid by the Commonwealth for any financial year in respect of beds in public wards in public hospitals shall be determined by multiplying the Commonwealth Hospital Benefit Rate for Public Wards by the number of daily occupied beds in public wards in that financial year.

5. The amount to be paid by the Commonwealth for any financial year in respect of beds in non-public wards in public hospitals shall be determined by multiplying the Commonwealth Hospital Benefit Rate for Non-public Wards by the number of daily occupied beds in non-public wards in that financial year.

6. (1) The State shall, out of the amount paid to the State for each financial year under paragraph 4 of this schedule, set aside the amount (if any) ascertained by subtracting from the amount so paid the aggregate of—

(a) the amount ascertained by multiplying the Commonwealth Hospital Benefit Expenditure Rate for Public Wards by the number of daily occupied beds in public wards in that financial year; and

(b) the amount by which donations (including voluntary contributions) received by public hospitals during that financial year and used for the maintenance of public hospitals is less than *[here insert an amount determined by the Commonwealth and the State based on the average amount received by public hospitals during the financial years 1942-43 and 1943-44 by way of donations (including voluntary contributions) and used for the maintenance of public hospitals]*.

(2) The State shall not use the amount so set aside, or interest thereon, otherwise than for capital expenditure on public hospitals as approved by the Commonwealth.

7. If the amount paid to the State for any financial year under paragraph 4 of this schedule is less than the aggregate of the amounts referred to in clauses (a) and (b) of subparagraph (1) of the last preceding paragraph, the Commonwealth shall pay to the State the amount of the difference.

8. (1) Subject to the next succeeding paragraph the State shall ensure that no means test is imposed on, and that no fees are charged to or in respect of, qualified persons occupying beds in public wards in public hospitals.

(2) The State may permit a public hospital to charge fees in respect of beds in a public ward which are temporarily used as non-public ward beds.

9. (1) The State shall ensure that the charges per day payable by qualified persons in respect of beds in non-public wards in public hospitals shall be reduced by the amount of the Commonwealth Hospital Benefit Rate for Non-public Wards.

(2) The State shall ensure that no increase in those charges is made without the concurrence of the Commonwealth and that any such increase made after the first day of September, 1945, and prior to the date of the agreement shall cease to be applied, as from the date of the agreement, unless the Commonwealth concurs in the increase.

(3) The Commonwealth shall not refuse its concurrence under the last preceding subparagraph in respect of any increase of charges necessitated by increased costs.

(4) The State shall ensure that, except with the concurrence of the Commonwealth, no charge is made to qualified persons for services or comforts in public or non-public wards in public hospitals for which it was not customary to make a charge as at the first day of September, 1945.

10. The Commonwealth and the State, in conjunction with any other State which enters into an agreement with the Commonwealth in terms similar to the terms of the agreement, shall establish a council, to be known as the National Hospital Council to advise the Commonwealth and the States with respect to any matter relating to hospitals which is referred to the Council by the Commonwealth or a State.

11. The agreement may provide that nothing in the agreement shall be construed so as to affect the State's control of clinical teaching and research in public hospitals.

12. The agreement may contain such incidental and supplementary provisions as are necessary to give effect to the Commonwealth Hospital Benefits Scheme.

13. The agreement shall contain definitions substantially to the following effect and such other definitions as are necessary :—

“the Commonwealth Hospital Benefit Rate for Public Wards” means six shillings or such other rate as is, from time to time, agreed upon between the Commonwealth and the State :

“the Commonwealth Hospital Benefit Rate for Non-public Wards” means six shillings or such other rate as is, from time to time, agreed upon between the Commonwealth and the State :

“the Commonwealth Hospital Benefit Expenditure Rate for Public Wards” means *[here insert an amount determined by the Commonwealth and the State based on the average amount recovered during the financial years 1942-43 and 1943-44 from patients in public wards for each daily occupied bed]* or such other amount as is from time to time agreed upon between the Commonwealth and the State :

“public hospital” means a hospital (not being a tuberculosis hospital within the meaning of the Tuberculosis Act, 1945) which—

(a) is ordinarily recognized as a public hospital ; and

(b) is in receipt of a grant for maintenance from the State,

and includes a State institution used for hospital purposes and a ward in any other institution maintained or subsidized by the State which is used for hospital purposes and is for the time being approved by the Commonwealth :

“public ward” means a ward which is ordinarily recognized as a public ward :

“non-public ward” means a ward other than a public ward :

“qualified person” means a person who was ordinarily resident in Australia at the time of admission to a public hospital and is occupying a bed for the purposes of hospital treatment, and includes, where two or more children are born at one birth, any child born at that birth in excess of one, and also any newly born child except during the time the mother of that child is occupying a bed, but does not include a member of the staff of a public hospital receiving treatment in his own quarters or a person whose fees are borne by the Commonwealth or who has received, or is entitled to receive those fees under any law in force in the State ; and

“daily occupied bed” means a bed occupied by a qualified person for a full day (the day of admission and the day of discharge together being counted as one day).



ANNO NONO

GEORGI VI REGIS.

A.D. 1945.

No. 21 of 1945.

An Act to amend the Irrigation Act, 1930-1941.

[Assented to 13th December, 1945.]

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

1. (1) This Act may be cited as the "Irrigation Act Amendment Act, 1945". Short titles.

(2) The Irrigation Act, 1930-1941, as amended by this Act, may be cited as the "Irrigation Act, 1930-1945".

(3) The Irrigation Act, 1930-1941, is hereinafter referred to as "the principal Act".

2. Section 15 of the principal Act is repealed.

Repeal of s. 15 of principal Act.

3. Section 28 of the principal Act is amended by adding at the end thereof the following subsection :—

Amendment of principal Act, s. 28—

(4) In lieu of offering perpetual leases of town allotments for sale by auction as provided in the preceding subsections of this section, town allotments may, in any case in which the Minister so directs, be offered on perpetual lease at such rental as is fixed by the Land Board with the approval of the Minister.

Offer of township allotments.

4. Section 29 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the said section being read as subsection (1) thereof) :—

Amendment of principal Act, s. 29—

(2) The Minister shall, before a perpetual lease of any town allotment is offered for allotment pursuant to sub-

Land to be gazetted.

section (4) of section 28, publish in the *Gazette* a statement setting forth the time within which applications therefor will be received, the allotments, and, in accordance with the recommendations of the Land Board, the rent to be paid therefor, and, if necessary, the purposes for which any of such allotments must be used or may not be used, and the maximum number of allotments that may be held by any one person, or by any one person for any particular purpose or purposes.

Amendment of
principal Act,
s. 30—
Rent.

5. Section 30 of the principal Act is amended—

- (a) by inserting after the word “allotment” in the second line thereof the words “offered for sale by auction pursuant to subsection (1) of section 28”;
- (b) by striking out the words “by auction” in the third line thereof;
- (c) by inserting therein after subsection (1) thereof the following subsection:—

(1a) The annual rent of a perpetual lease of a town allotment offered for allotment pursuant to subsection (4) of section 28 shall be the rent fixed pursuant to that subsection.

Amendment of
principal Act,
s. 31—
Improvements
by lessees.

6. Section 31 of the principal Act is amended—

- (a) by inserting after the word “allotments” in the first line thereof the passage “under any lease granted before the passing of the Irrigation Act Amendment Act, 1945”;
- (b) by inserting therein after subsection (1) thereof the following subsection:—

(1a) If, after the passing of the Irrigation Act Amendment Act, 1945, any town allotment is offered for sale or offered for allotment under this Division, the allotment shall be so offered upon condition that, within eighteen months from the date of the lease granted in respect thereof, or within such longer period as is allowed by the Minister in writing, the lessee shall carry out, in respect of the allotment, permanent improvements of not less than the value fixed by the Minister prior to the allotment being so offered.

(c) by striking out subsection (2) thereof and by inserting in lieu thereof the following subsection :—

(2) If, at any time, the Minister is of opinion that the value of the permanent improvements to be carried out on any allotment should be reduced below the value fixed pursuant to subsection (1) or (1a) hereof, the Minister may fix the value of the permanent improvements to be carried out on the allotment at such lesser amount as he thinks fit. The Minister may fix any such amount subject to such terms and conditions as he thinks fit. If the lessee carries out on any part of the said allotment permanent improvements equal to the value of the amount so fixed by the Minister, and complies with the said terms and conditions (if any), the provisions of subsection (1) hereof or, as the case may be, subsection (1a) hereof shall be deemed to be complied with in respect of the said allotment.

7. Section 34 of the principal Act is amended so as to read as follows :—

Amendment of principal Act, s. 34—

34. (1) If any town allotment is set apart for any purpose, the lessee may, with the consent in writing of the Minister given on the recommendation of the Land Board, use that town allotment or any portion thereof for any other purpose.

Variation of purpose for which allotment may be used.

(2) If any town allotment has been set apart to the intent that any particular business or manufacture or any business or manufacture of any particular class or kind shall not be carried on thereon, the Minister, on the recommendation of the Land Board, may by consent in writing authorize the lessee to carry on the particular business or manufacture or, as the case may be, business or manufacture of the particular class or kind, on the town allotment.

(3) Any consent given under this section may be given for such period and subject to such terms and conditions as the Minister thinks fit.

8. The following section is enacted and inserted in the principal Act after section 35 thereof :—

Enactment of s. 35a of principal Act—

35a. (1) Notwithstanding any other provision of this Division, the Governor may, on payment of such sum as is fixed by the Land Board, grant the fee simple of any

Grant of freehold or township allotments to certain bodies corporate.

town allotment or allotments to any of the following bodies corporate, namely, the War Service Homes Commissioner, the Savings Bank of South Australia, the State Bank of South Australia, or the South Australian Housing Trust.

(2) The fee simple of any town allotment shall be granted as aforesaid only upon the recommendation of the Minister and a recommendation shall not be made by the Minister unless the Minister is satisfied that the body corporate aforesaid to which the town allotment is to be granted will, within a reasonable time after the grant thereof, erect or cause to be erected a dwelling-house upon the allotment.

Amendment of
principal Act,
s. 47—
Surrender.

9. Section 47 of the principal Act is amended by striking out subsection (3) thereof.

Enactment of s.
48b of principal
Act—

10. The following section is enacted and inserted in the principal Act after section 48a thereof:—

Payment for
improvements
on lease of
block com-
prised in
surrendered
lease.

48b. (1) If the surrender of the lease of any block is accepted and a perpetual lease is granted of the block (other than a lease granted pursuant to section 48), the Minister may direct that the provisions of this section shall apply with respect to the block and the lease so granted.

(2) In any such case the improvements made in or upon the land shall be valued by the Land Board and the incoming lessee shall, either before or at the time of the grant of the lease, pay to the Minister the whole of the amount at which the improvements are valued or, in any case in which the Minister thinks fit, shall pay to the Minister such portion of the said amount as is determined by the Minister and shall grant to the Minister a mortgage of his lease and his estate and interest in the land comprised in the lease to secure the balance of that amount or shall grant to the Minister a mortgage of his lease and his estate and interest in the land comprised in the lease to secure the whole of the said amount.

(3) Every such mortgage shall provide for the payment of interest at the fixed rate and be for such term and be subject to such conditions as are fixed by the Minister on the recommendation of the Land Board. The provisions of sections 98 to 104 (both inclusive), and 106 shall, *mutatis mutandis*, apply with respect to every such mortgage and the lease and land given as security thereunder.

(4) The Minister may, in any case he thinks fit, require a lessee, in addition to executing a mortgage as aforesaid, to give any additional security to secure the payment of any amount required to be paid by the lessee under this section.

(5) In fixing the rent of any lease to which this section applies, any improvements made in or upon the land shall be disregarded and the rent shall be fixed on the basis of the value of the land without such improvements.

11. (1) Section 80c of the principal Act (as enacted by section 11 of the Irrigation Act Amendment Act, 1941) is amended so as to read as follows :—

Amendment of principal Act, s. 80c—

80c. For the purposes of this Division—

Access to outlet.

(a) a block shall be deemed to have direct access to a permanent outlet if any part of that outlet is situated on the block or if the outlet is so situated that the internal drainage of the block is discharged or is capable of being discharged into the outlet ;

(b) a block shall be deemed to have direct access to a temporary outlet if a drain or drains from the block are led to the outlet or if, in the opinion of the Drainage Committee, the block derives reasonable benefit from the outlet.

(2) The amendment made by this section shall be deemed to have effect as and from the passing of the Irrigation Act Amendment Act, 1941.

12. Section 80d of the principal Act (as enacted by section 11 of the Irrigation Act Amendment Act, 1941) is amended—

Amendment of principal Act, s. 80d—
Appeal.

(a) by inserting before the word “Every” in the first line of subsection (4) thereof the words “Subject to subsection (5),”;

(b) by adding at the end thereof the following subsection :—

(5) If any such notice specifies that any works constitute a permanent outlet and that any block described in the notice has direct access to that permanent outlet, then, in any case where the permanent outlet is not situated on the said block, the lessee of the block may by notice in writing given to the Minister appeal against the notice on the grounds that, at the time of the publication of the notice, the internal drainage of the block was not discharged or capable of being discharged into the outlet. The Minister shall thereupon refer the appeal to the Drainage Committee and the Drainage Committee, if satisfied that at the said time the internal drainage of the block was

neither discharged nor capable of being discharged into the outlet, shall report to the Minister accordingly. The Minister shall thereupon by notice published in the *Gazette* vary the notice first mentioned in this subsection so as to give effect to the report of the Drainage Committee and any such variation shall be deemed to take effect from the time of the publication of the notice first mentioned in this subsection.

Amendment of
principal Act,
s. 80f—
Payment of
cost of outlet.

13. Section 80f of the principal Act (as enacted by section 11 of the Irrigation Act Amendment Act, 1941) is amended—

- (a) by inserting after the word “land” in the fourth line of paragraph II. of subsection (1) thereof the words “which is drained or is capable of being drained by means of the outlet and which is”;
- (b) by inserting after the word “land” in the second line of paragraph III. of subsection (1) thereof the words “which is drained or is capable of being drained by means of the outlet and which is”;
- (c) by adding at the end thereof the following subsection:—

(3) If any lessee is required by this section to pay in respect of any block any amount being the whole or any portion of the cost of any outlet to which the block has direct access, the lessee, in lieu of paying that amount by ten equal instalments, may at any time pay off the whole amount so payable.

If any such payment is made, the amount of any annual charge payable under section 80g in respect of the block or the amount of any drainage rate payable under section 80i in respect of the block, shall be reduced by an amount equal to the interest payable upon the amount so paid and which would otherwise have been taken into account for the purpose of computing that charge or rate pursuant to paragraph (c) of subsection (2) of section 80g or, as the case may be, paragraph (c) of subsection (2) of section 80i.

Amendment of
principal Act,
s. 80g—
Drainage
charge before
constitution of
area.

14. Section 80g of the principal Act (as enacted by section 11 of the Irrigation Act Amendment Act, 1941) is amended—

- (a) by striking out the words “the fixed rate” in paragraph (c) of subsection (2) thereof and by inserting in

lieu thereof the words "such rate as is from time to time fixed by the Treasurer";

(b) by inserting after the word "land" in the second line of subsection (3) thereof the words "which is drained or is capable of being drained by the outlet and which is";

(c) by inserting after the word "land" occurring in the sixth and the eighth lines of subsection (3) thereof in each case the word "aforesaid".

15. Section 80i of the principal Act (as enacted by section 11 of the Irrigation Act Amendment Act, 1941) is amended by striking out the words "the fixed rate" in paragraph (c) of subsection (2) thereof and by inserting in lieu thereof the words "such rate as is from time to time fixed by the Treasurer".

Amendment of principal Act, s. 80i—
Drainage rate.

16. Section 80j of the principal Act (as enacted by section 11 of the Irrigation Act Amendment Act, 1941) is amended—

Amendment of principal Act, s. 80j—
Recovery of drainage charges and rates.

(a) by striking out the words "acre of ratable land" in the fifth line thereof and by inserting in lieu thereof the words "ratable acre";

(b) by striking out the words "acre of ratable land" in the fifth line of subsection (2) thereof and by inserting in lieu thereof the words "ratable acre";

(c) by striking out the words "Commissioner of Waterworks" in the penultimate line of subsection (4) thereof and by inserting in lieu thereof the words "Minister of Works".

17. Division III. of Part V. of the principal Act (as enacted by section 11 of the Irrigation Act Amendment Act, 1941) is amended by inserting therein after section 80j the following sections:—

Amendment of principal Act, Part V., Division III.—

80k. (1) If any notice is given by the Minister pursuant to this Division specifying that any block has direct access to any permanent outlet or temporary outlet and if subsequent to the giving of the notice any part of the block is transferred so that the block is then comprised in two or more leases, the following consequences shall ensue:—

Apportionment of liability on transfer of portion of block.

I. All the ratable land which, before the transfer, was comprised in the block and was drained or

capable of being drained by the outlet shall be deemed to have direct access to the outlet and shall be deemed to be drained or capable of being drained by the outlet :

II. All the ratable land which, before the transfer, was comprised in the block and which was pursuant to section 80f and section 80j charged with the cost of the outlet or any portion of that cost, shall continue to be so charged and the Minister shall, by notice in the *Gazette*, apportion that cost between the lessees under the leases aforesaid and the land of those lessees :

III. If before the transfer any annual charge was fixed by the Minister or any drainage rate was declared by the Minister in respect of any land comprised in the block, any such charge or rate which was unpaid at the time of the transfer shall be apportioned by the Minister by notice in the *Gazette* between the lessees under the leases aforesaid and the land of those lessees ; and any subsequent annual charge or drainage rate shall be fixed or declared accordingly.

(2) This section shall apply whether any such transfer was made before or after the passing of the Irrigation Act Amendment Act, 1945.

Payment of
drainage
charges and
rates by certain
occupiers.

80l. If any block which has direct access to an outlet is not comprised in a lease but is planted with citrus trees, deciduous trees or vines and is occupied by some person, the occupier of the block shall be liable to the same annual charges under section 80g and the same rates under section 80i as if he were the lessee of the block, and sections 80g, 80i and 80j shall be read and construed as if every reference to a lessee in those sections relating to the payment of such charges and rates included a reference to such occupier.

Amendment of
principal Act,
ss. 75 and 108
to 111—

Change of
Ministerial
titles.

18. (1) Section 75 of the principal Act is amended by striking out the words " Commissioner of Waterworks " in subsection (2) thereof and by inserting in lieu thereof the words " Minister of Works ".

(2) Section 108 of the principal Act is amended by striking out the words " Commissioner of Crown Lands " and by inserting in lieu thereof the words " Minister of Lands ".

(3) Section 109 of the principal Act is amended by striking out the words "Commissioner of Crown Lands" and by inserting in lieu thereof the words "Minister of Lands".

(4) Section 110 of the principal Act is amended by striking out the words "Commissioner of Waterworks or by the Commissioner of Water Conservation" occurring in paragraph (b) of subsection (1) thereof and in paragraph (b) of subsection (3) thereof and by inserting in lieu thereof in each case the words "Minister of Works".

(5) Section 111 of the principal Act is amended by striking out the words "Commissioner of Waterworks or by the Commissioner of Water Conservation" in paragraph (b) thereof and by inserting in lieu thereof the words "Minister of Works".

19. The third schedule to the principal Act is amended by striking out the words "The lessee shall not erect a brush fence on the land or suffer or permit the same to be erected or remain on the land" in subparagraph v. of paragraph 3 thereof.

Amendment of
principal Act,
third schedule.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 22 of 1945.

An Act to provide for the protection of persons employed
in factories situated in country areas.

[Assented to 20th December, 1945.]

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

Preliminary.

Short title.

1. This Act may be cited as the "Country Factories Act,
1945."

Application
of Act.

2. (1) This Act shall apply only within those parts of the
State to which the Governor by proclamation declares that
this Act shall apply.

(2) The Governor may, by proclamation, declare that this
Act shall from a day to be specified in the proclamation apply
within any part of the State described in the proclamation and
may revoke or vary any such proclamation and this Act shall
apply according to the tenor of any such proclamation.

(3) No proclamation shall be made applying this Act to
any portion of the State to which Part V. of the Industrial
Code, 1920-1943, applies and if, subsequent to the making of
any such proclamation, Part V. of the Industrial Code, 1920-
1943, applies to any portion of the State described in the
proclamation, this Act shall cease to apply to that portion of the
State.

Interpretation.

3. (1) In this Act, except where the context or subject matter
requires a different construction—

"chief inspector" means the chief inspector appointed
under Part VI. of the Industrial Code, 1920-1943 :

“ factory ” means—

(a) any premises or place within which or the precincts thereof the occupier employs any one person at manual labour which is exercised by way of trade or for purposes of gain in or incidental to—

(i.) any handicraft ;

(ii.) the making of any article or part of any article ; or

(iii.) the altering, repairing, ornamenting, or finishing of any article ; or

(iv.) the adapting for sale of any article, and to or over which premises or place or the precincts thereof the employer of any person so working therein has the right of access or control ;

(b) any clay-pit or quarry within which, or the precincts whereof, the occupier employs any person at manual labour which is exercised by way of trade or for purposes of gain, such clay-pit or quarry being worked or used in connection with any pottery or brickyard occupied by the occupier ;

(c) any premises or place, other than premises of the Municipal Tramways Trust, where electricity is generated for the supply of heat, light, or power, or any or all of them, or where coal gas is made, and within which premises or place, or the precincts thereof, the occupier employs any person at manual labour which is exercised by way of trade or for purposes of gain ;

but does not include—

(i.) any medical dispensary or dentist's or chemist's laboratory ;

(ii.) any premises or place occupied by any farmer, pastoralist, viticulturist, dairy farmer, horticulturist, poultry farmer or apiarist which is used as a factory as hereinbefore defined solely for the purposes of the occupier as a farmer, pastoralist, viticulturist, dairy farmer, horticulturist, poultry farmer, or apiarist, as the case may be :

“handicraft” includes any work whatsoever done in any laundry or dye works, and whether or not done in preparing or manufacturing articles for trade or sale :

“inspector” means an inspector appointed under Part VI. of the Industrial Code, 1920-1943, and includes the chief inspector :

“machinery” includes any driving strap, band, wire, wire-rope, or cable of any kind :

“mill-gearing” includes every shaft, and every wheel, drum, or pulley, or appliance by which the motion of the first moving power is communicated to any machine in a factory :

“Minister” means the Minister of Industry or the Minister of the Crown for the time being discharging the duties of the office of Minister of Industry :

“occupier” means the person, company, corporate body, or association employing persons in a factory, and includes any agent, manager, foreman, or other person acting or apparently acting in the general management or control of any such factory.

(2) For the purpose of registration and the computation of registration fees, any number of adjacent buildings or places used as a factory shall be deemed to be one factory.

Registration of Factories.

Penalty for
using
unregistered
factory.

4. Any person who occupies or uses a factory which is not duly registered as required by this Act shall be guilty of an offence and liable to a penalty not exceeding five pounds for every day during which the unregistered factory is occupied or used.

Registration
and renewal
thereof.

5. (1) Every person—

- (a) who is in occupation of a factory at the commencement of this Act within the part of the State in which the factory is situated ; or
- (b) who goes into occupation of a factory after the commencement of this Act within the part of the State in which the factory is situated ; or
- (c) who is in occupation of a building or place which is situated in a part of the State to which this Act applies and which becomes for the first time, or, after a period of disuse, again becomes, a factory,

shall register the factory.

(2) The registration of a factory shall be renewed every five years.

(3) Application for registration or for renewal of registration shall be in writing in the prescribed form, served upon or posted in a letter addressed to the chief inspector at his office.

(4) Every such application shall contain—

- (a) the full name of the person making the application ;
- (b) a description of the factory ;
- (c) the place where the factory is situated ;
- (d) the nature of the work carried on or to be carried on therein ;
- (e) a description of the motive power (if any) therein ;
- (f) the trade name (if any) under which the business of the factory is carried on ; and
- (g) such further particulars as may be prescribed.

(5) Applications for registration shall be served or posted within the times following :—

- (a) Under paragraph (a) of subsection (1) of this section, within three months after the commencement of this Act within the part of the State in which the factory is situated ;
- (b) Under paragraph (b) of subsection (1) of this section within twenty-one days of such going into occupation ;
- (c) Under paragraph (c) of subsection (1) of this section within twenty-one days of the building or place becoming or again becoming a factory.

(6) Every application for registration or renewal of registration shall be accompanied by the prescribed fee.

6. (1) No building or place which—

- (a) is about to become for the first time ; or
- (b) after a period of disuse is about to again become a factory,

Approval of
chief
inspector.

shall be registered until the chief inspector has in writing certified—

- (i.) that the building or place is suitable for a factory ; and
- (ii.) that the prescribed requirements have been complied with.

(2) Except in the circumstances referred to in paragraph (b) of subsection (1) of this section, this section shall not apply to

any premises or place which by reason of the application of this Act to the part of the State in which it is situated, becomes for the first time a factory.

Registration.

7. Registration or renewal of registration shall be effected by the entering of the prescribed particulars in a register to be kept by the chief inspector for that purpose.

Fee for registration.

8. (1) An annual fee shall be paid in respect of the registration or renewal of registration of every factory. The fee to be so paid—

- (a) shall be the prescribed fee ;
- (b) shall, in the year when the factory is first registered, accompany the application for registration ; and
- (c) shall in every year thereafter be paid by the occupier of the factory on or before the thirty-first day of January.

(2) When any factory is opened during any year after the thirtieth day of June the fee to be paid on registration for that year shall be one-half of the fee which otherwise would be payable.

(3) Any factory in respect of which any annual registration fee has not been paid shall be deemed to be not duly registered.

Notice of closing of factory.

9. (1) The occupier of a factory who intends to close and cease to use it shall give the chief inspector seven days' previous notice in writing of that intention.

(2) Any person who fails to give any such notice shall be guilty of an offence and liable to a penalty not exceeding five pounds.

Protection of Machinery.

Traversing carriage of self-acting machine.

10. (1) The occupier of a factory shall not permit the traversing carriage of any self-acting machine therein to run out within a distance of eighteen inches from any fixed structure not being part of the machine, if the space over which it runs so out is a space through which any person is likely to pass.

(2) A factory in which the provisions of this section are not observed shall be deemed to be not kept in conformity with this Act.

Dangerous machinery to be fenced.

11. (1) The occupier of a factory shall securely fence or safeguard—

- (a) all dangerous parts of the machinery therein ;
- (b) every hoist or teagle near to which any person is liable to pass or to be employed, and every fly-wheel

connected with the steam, gas, oil, electric, water or other mechanical power, whether in the engine-house or not, and every part of a steam-engine and water wheel ; and

(c) every wheel-race, unless the same is securely fenced close to the edge of the wheel-race ; and

(d) every part of the mill gearing, unless it is in such position or of such construction as to be equally safe to every person employed in the factory.

(2) The occupier of a factory shall cause all fencing and safeguards to be constantly maintained in an efficient state while the parts required to be fenced or safeguarded are in motion or are in use for the purpose of any manufacturing process.

(3) A factory in which the provisions of this section are not observed shall be deemed to be not kept in conformity with this Act.

12. (1) An inspector shall serve on the occupier of a factory a notice in writing requiring him to fence or safeguard, and keep fenced or safeguarded—

Fencing of
other
dangerous
machinery
and structures
upon notice
given by
inspector

(a) any vat, pan, or structure ; and

(b) any stairway, staging, or place,

over, on, or near to which any person is liable to be or pass, and which, in the opinion of the inspector, is dangerous.

(2) The occupier may, within seven days after the receipt of the notice, serve on the inspector a requisition to refer the matter to arbitration ; and thereupon the matter shall be referred to arbitration, to be conducted in manner prescribed.

(3) If the arbitrators or their umpire decide that it is unnecessary or impossible to comply with the notice—

(a) they shall cancel the notice ; and

(b) the occupier need not comply therewith ; and

(c) the Minister shall pay the expenses of the arbitration.

(4) If the occupier—

(a) does not within the said seven days serve on the inspector a requisition to refer the matter to arbitration ; or

(b) does not appoint an arbitrator within the time prescribed,

or if neither the arbitrators nor the umpire decide that it is unnecessary or impossible to comply with the notice, the

occupier shall comply therewith, or with the notice as modified by the award.

(5) The expenses of the arbitration in the case mentioned in subsection (4) shall be paid by the occupier, and shall be recoverable from him by the inspector in any court of competent jurisdiction: Provided that if the award modifies the notice, the expenses of the arbitration shall be in the discretion of the arbitrators or umpire.

(6) A factory in which the provisions of this section are not observed shall be deemed to be not kept in conformity with this Act.

Clear space in vicinity of machinery.

13. (1) Every occupier of a factory shall cause to be kept clear in the vicinity of any engine, machine, or machinery therein such space as is sufficient to enable any person to work, attend to, and clean the same without risk of injury to himself or any other person.

(2) Any occupier of a factory who commits any contravention of this section shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Hoists and lifts to be protected.

14. (1) Every occupier of a factory shall, at each floor thereof, protect the opening of every hoistway, elevator, lift, well, hold, or stairway with good and sufficient trapdoors or self-closing hatches and safety catches, or such safeguards as an inspector may approve.

(2) Any occupier of a factory who commits any contravention of this section shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Unsafe or dangerous elevator or lift.

15. Any occupier of a factory who uses or permits to be used therein an elevator or lift which an inspector—

(a) considers dangerous; and

(b) has given written notice to the occupier not to use,

shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Dangerous machinery.

16. (1) Any occupier of a factory who uses or permits to be used therein any machine—

(a) which in the opinion of the Minister cannot be used without danger to life or limb; and

(b) the use whereof he has prohibited by notice in writing given to the occupier,

shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(2) The Minister shall, by notice in writing given to the occupier, withdraw any such prohibition when the machine has been repaired or altered to his satisfaction.

17. (1) An inspector shall serve on the occupier of a factory a notice in writing requiring him to replace or to properly fix any grindstone worked by mechanical power, which is so faulty or so fixed as to be dangerous.

Fixing of
grindstones
securely and
replacing
faulty grind-
stones.

(2) The provisions of section 12 shall, with the necessary modifications, apply hereto.

Notification of Accidents.

18. (1) The occupier of a factory shall send notice in writing to the nearest inspector when an accident occurs therein which—

Notice of
accidents in
factories.

Cf. U.K.
1 Edw. 8 and
1 Geo. 5,
c. 67, s. 64.

- (a) causes loss of life to a person employed in that factory ; or
- (b) disables any such person for more than three days from earning full wages at the work at which he was employed.

(2) Every such notice shall—

- (a) in case of death, be sent forthwith thereafter ;
- (b) in case of such disablement, be sent immediately after the expiration of such three days ;
- (c) state the cause of death, or the nature and extent of the injury, as the case may be, and the residence of the person killed or injured, or the place to which he has been removed.

(3) Where any accident causing disablement is notified under this section, and after notification thereof, results in the death of the person disabled, the occupier of the factory shall send notice in writing of the death to the nearest inspector as soon as the death comes to his knowledge.

(4) Any occupier of a factory who fails to send any notice required to be sent by this section shall be guilty of an offence and liable to a penalty not exceeding five pounds.

(5) Where any accident to which this section applies occurs to a person employed and the occupier of the factory is not the actual employer of the person killed or injured, the actual employer shall, if he fails to report the accident to the occupier immediately, be guilty of an offence and liable to a penalty not exceeding five pounds.

Inquiry and
report by
inspector.

19. The inspector—

- (a) shall, immediately on receiving a notice such as is referred to in section 18, proceed to the factory and inquire into the cause of the accident ;
- (b) may question the occupier and all persons employed in the factory.

Injury in
consequence
of neglect of
occupier of
factory.

20. (1) If a person is killed or suffers bodily injury in consequence of the occupier of a factory having neglected—

- (a) to fence machinery required by or in pursuance of this Act to be securely fenced ; or
- (b) to fence any vat, pan, or other structure required by or in pursuance of this Act to be securely fenced ; or
- (c) to maintain any such fencing,

the occupier shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

(2) The whole or any part of any such penalty may be applied for the benefit of the injured person or his family or otherwise, as the Minister determines.

(3) No occupier shall be liable to a penalty under this section if a complaint against him for not fencing the part of the machinery, or the vat, pan, or other structure by which the death occurred or bodily injury was inflicted has been heard and dismissed within one month previous to the time when death occurred or bodily injury was inflicted.

(4) This section shall not deprive the injured person or his representatives of any right of action to recover damages.

Fire Protection.

Doors, etc., to
be kept clear
of obstruc-
tions.

21. (1) The occupier of a factory shall keep all doors, passages, and staircases thereof—

- (a) clear and free from obstruction ; and
- (b) in such manner as to be always available as a means of escape.

(2) Any person who in any way whatever obstructs or permits to be obstructed any such door, passage, or staircase, shall be guilty of an offence and liable for the first offence to a penalty not exceeding five pounds, and for every subsequent offence, to a penalty not exceeding twenty pounds.

22. (1) The occupier of a factory shall keep all prescribed appliances (including fire-buckets full of water) for the prevention or extinction of fire in a constant state of repair, and available for immediate use.

Fire prevention appliances to be kept ready for use.

(2) A factory in which such appliances are not so kept shall be deemed to be not kept in conformity with this Act.

Ventilation.

23. (1) If the chief inspector is satisfied—

Provision as to mechanical ventilation in factories.

(a) that any process is carried on in a factory, by which dust is generated and that such dust is inhaled or liable to be inhaled by the workers ; and

(b) that such inhalation, or the liability to inhale dust, would be to a great extent thereby prevented by the provision of a fan or other properly constructed mechanical means,

the chief inspector may, by notice in writing given to the occupier of the factory, require the occupier to provide a fan or other properly constructed mechanical means for preventing inhalation of dust by workers in the factory.

(2) The notice shall specify—

(a) the mechanical means to be provided ; and

(b) the time allowed for providing the same.

(3) A factory in which any such notice is not complied with shall be deemed to be not kept in conformity with this Part of this Act.

24. (1) A factory shall be ventilated so as to render harmless, so far as practicable, all the gases, vapours, dust, and impurities generated therein, and which are injurious to health.

Ventilation of factories.

(2) A factory which is not so ventilated shall be deemed to be not kept in conformity with this Act.

Sanitary Arrangements.

25. (1) A factory shall be provided with proper closet accommodation in the proportion of—

Sanitary arrangements.

(a) one closet at least for every twenty or fraction of twenty persons of the male sex employed in the factory ; and

(b) one closet at least, separate from the closets for the male sex, for every twenty or fraction of twenty persons of the female sex employed in the factory.

(2) If closet accommodation as aforesaid is not so provided, the factory shall be deemed to be not kept in conformity with this Act.

Powers of Inspectors.

Powers of
inspector.

26. Any inspector may—

(a) enter, inspect, and examine—

(i.) any factory at any time when he has reasonable cause to believe that any person is employed therein ; and

(ii.) at all reasonable times any place which he has reasonable cause to believe to be a factory ;

(b) take with him a constable into a factory in which he has reasonable cause to apprehend any serious obstruction in the execution of his duty ;

(c) inspect and examine machinery in any factory ;

(d) make such examination and inquiry as may be necessary to ascertain whether the provisions of this Act are complied with as regards the factory ;

(e) exercise such powers and authorities as may be prescribed.

Occupiers to
allow entry
and inspection.

27. The occupier of a factory shall at all reasonable times furnish the means required by an inspector necessary for the exercise of his duties and powers in relation to the factory.

Orders, etc.,
to be in
writing.

28. Every order, requisition, or determination made by an inspector in relation to a factory shall be in writing, and served on the occupier.

Certificates of
appointment
of inspectors.

29. Every inspector—

(a) shall be furnished with a certificate of his appointment ;
and

(b) on applying for admission to a factory, or any place which he has reason to believe to be a factory, shall, if required, produce that certificate to the occupier.

Miscellaneous.

Obstruction a
breach of this
Act.

30. Any person who—

(a) obstructs or wilfully delays an inspector in the execution of his duties or powers ; or

- (b) omits to comply with the requirements of section 27, or of any direction which the inspector is authorized to give pursuant to this Act,

shall be guilty of an offence and liable to a penalty not exceeding ten pounds.

31. (1) Written notice shall be given by the chief inspector to the occupier of a factory which, or any part of which, is not kept in conformity with this Act.

Notice and removal of defects in factory.

(2) The notice shall specify—

- (a) in what regard the factory is not kept in conformity with this Act ;
- (b) the repairs, alterations, or improvements required to be made ; and
- (c) the time within which the repairs, alterations, or improvements are to be completed.

(3) Unless the repairs, alterations, or improvements are completed within the period in that behalf specified in the notice, the occupier of the factory shall be guilty of an offence and liable to a penalty not exceeding twenty pounds and to a further penalty not exceeding two pounds for every day during which the breach continues.

32. Where an offence for which an employer is liable under this Act to a penalty has in fact been committed by some agent, servant, workman, or other person, that agent, servant, workman, or other person shall be liable to the same penalty as if he were the employer.

Penalty on persons committing offence for which employer is liable.

33. (1) An employer charged with an offence against this Act may, upon complaint duly laid by him, have any other person whom he charges as the actual offender brought before the court at the time appointed for hearing the charge.

Exemption of employer from penalty on conviction of the actual offender.

(2) If, after the commission of the offence has been proved, the employer satisfies the court that he has used due diligence to enforce the execution of this Act, and that the said other person had committed the offence in question without his knowledge, consent, or connivance, the said other person shall be summarily convicted of the offence, and the employer shall be exempt from any penalty.

(3) The complainant shall proceed against the person whom he believes to be the actual offender in the first instance, without first proceeding against the employer, whenever it is

made to appear to his satisfaction at the time of discovering the offence—

- (a) that the employer has used all due diligence to enforce the observance of this Act ; and
- (b) by whom the offence has been committed ; and
- (c) that the offence has been committed without the knowledge, consent, or connivance of the employer, and in contravention of his orders.

Service of
notices.

34. (1) Any notice required by this Act to be given to or served upon an occupier of a factory may be given or served—

- (a) by delivering the same to him personally ; or
- (b) by forwarding the same by prepaid post addressed to him at his usual place of business or abode.

(2) Any notice required by this Act to be given to or served upon an inspector may be given or served—

- (a) by delivering the same to him personally ; or
- (b) by forwarding the same by prepaid post addressed to him at his usual place of business.

Regulations.

35. The Governor may make regulations not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed, or which may be necessary or convenient for giving effect to this Act, and without limiting the generality of the foregoing provisions of this section may make regulations prescribing with respect to any class of factory the manner in which any fence or safeguard required by this Act to be provided shall be provided, may make regulations modifying or extending with respect to any class of factory any provisions of this Act imposing requirements as to safety, and may by any regulation impose a penalty not exceeding ten pounds for breach of the same or any other regulation.

Evidentiary
provisions.

36. In any proceedings for an offence against this Act, the allegation in the complaint—

- (a) that any premises or place is situated within a part of the State to which this Act applies ;
- (b) that any premises or place is not registered under this Act as a factory,

shall, in the absence of proof to the contrary, be sufficient evidence of the fact alleged.

37. All proceedings for offences against this Act shall be disposed of summarily. Summary disposal of proceedings.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 23 of 1945.

An Act to authorize the sale of land in respect of which arrears of rates or taxes are payable to the Crown, and for incidental purposes.

[Assented to 20th December, 1945.]

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 "Crown Rates and Taxes Recovery Act, 1945".

Interpretation.

2. In this Act, except where the context or subject matter otherwise requires—

"Crown lease" means any lease or agreement for sale of Crown lands which, pursuant to Part IX. of The Real Property Act, 1886-1939, is deemed to be registered :

"Crown rates or taxes" or "Crown rates and taxes" means—

- (a) any rates, charges for water, or other charges of any kind payable to the Minister of Works pursuant to the Sewerage Act, 1929-1936, the Water Conservation Act, 1936, or the Waterworks Act, 1932-1936 ;
- (b) any rates, charges for water, or other charges of any kind payable to the Minister of Irrigation pursuant to the Irrigation Act, 1930-1941 ;
- (c) any rates and any fines added thereto payable to the South-Eastern Drainage Board pursuant to the South-Eastern Drainage Act, 1931-1935 ;

(d) any tax payable to the Commissioner of Taxes pursuant to the Land Tax Act, 1936-1942 ;

(e) any rates or penalties on rates payable to the Commissioner of Taxes pursuant to the Phylloxera Act, 1936 :

“ Crown rating or taxing authority ” includes the Minister of Works, Minister of Irrigation, the South-Eastern Drainage Board, and the Commissioner of Taxes :

“ land ” includes any interest in land created by a Crown lease :

“ Minister ” means the Minister of Lands :

“ registered proprietor ” includes a person who is entered in the Register of Crown Leases as the holder of a Crown lease.

3. (1) In any case where any Crown rates or taxes (whether becoming due before or after the passing of this Act) in respect of any land have been due and owing for not less than three years, the Crown rating or taxing authority to which the Crown rates or taxes are payable may by notice in writing given to the Minister, request the Minister to exercise the powers conferred upon him by this Act for the purpose of recovering the Crown rates and taxes payable in respect of the land.

Notice to
Minister of
liability of
land to Crown
rates or taxes.

(2) The Minister shall thereupon ascertain whether any other Crown rates or taxes (whether becoming due before or after the passing of this Act) are due and payable in respect of the land, and shall exercise the powers given by this Act for the recovery of all the Crown rates and taxes payable in respect of the land.

4. (1) For the purpose aforesaid the Minister shall have the following powers :—

Power of
Minister to
sell land.

I. Power to sell the said land :

II. Power to transfer or convey the land sold.

(2) The said power of sale shall include—

(a) a power to sell the land or any part thereof either together or in lots by public auction or by private contract subject to such terms and conditions with respect to the payment of the purchase money or any other matter (including power to fix a reserve) as the Minister thinks fit ;

(b) power to vary any contract of sale and to buy in at any auction ;

*Sale rescinded
deposit paid
forfeited
156 2373/62
11772/66
4772/66*

(c) power to rescind any contract for sale and to resell without being answerable for any loss occasioned thereby ;

(d) power to make such streets and roads and to grant such easements of right-of-way or drainage over the same as the circumstances of the case may require and the Minister thinks fit :

Provided that the land shall not be sold by private contract unless and until the land has been first offered for sale by public auction.

Conditions for
exercise of
power of sale.

5. (1) The Minister shall not exercise the power of sale conferred by this Act unless and until notice requiring payment of all Crown rates and taxes owing in respect of the land has been—

(a) in the case of land under The Real Property Act, 1886-1939, served on the person registered as the proprietor in fee simple thereof or as the proprietor of a Crown lease thereof by being delivered to him or by being sent in a registered letter posted to him at any address stated as his place of abode or business in any recent letter or document received from him by any Crown rating or taxing authority or at his usual or last known place of abode or business ;

(b) in the case of land not under The Real Property Act, 1886-1939, served on the owner in fee simple thereof or on the person appearing by the last memorial relating to the land in the office of the Registrar-General to be seised of the fee simple thereof, by being delivered to him or by being sent in a registered letter posted to him at any address stated as his place of abode or business in any recent letter or document received from him by any Crown rating or taxing authority or at his usual or last known place of abode or business ; and

(c) served on every person appearing by the register book or any memorial in the office of the Registrar-General to have any estate or interest in the land by being delivered to him or by being sent in a registered letter posted to him at any address stated as his place of abode or business in any recent letter or document received from him by any Crown rating or taxing authority or at his usual or last known place of abode or business.

(2) If in the case of any person required by this section to be served, no such address is known, notice requiring payment shall be served on that person by being advertised once in a newspaper circulating in the neighbourhood of the land, and once in the *Gazette*. It shall be competent to include in any such notice lands belonging to more than one owner. Any such notice may be in the form No. 1 in the schedule, or in a form to the like effect.

6. (1) Every such notice requiring payment shall—

Contents of
notice.

- (a) be in writing and be dated and signed by the Director of Lands ;
- (b) specify the total amounts owing in respect of Crown rates and taxes of which payment is required ;
- (c) specify the land in respect of which the Crown rates and taxes are owing by a sufficient description of the land and the name of the registered proprietor in fee simple or the person seised of the fee simple thereof or of the registered proprietor of the Crown lease thereof ; and
- (d) include a statement that in default of payment of the amounts therein specified, the land will be offered for sale by public auction after the expiration of three months from the date of notice at a time appointed by the Minister.

(2) Subject to subsection (2) of section 5, every such notice may be in the form No. 2 in the schedule. or in a form to the like effect.

7. The Minister shall appoint a time not less than three months and not more than twelve months from the service of the notices required by section 5 at which the land may be offered for sale by public auction.

Fixing of time
for sale by
auction.

8. (1) The sale shall be advertised—

Advertisement
of sale.

- (a) twice at least in a newspaper circulating in the neighbourhood of the land ;
- (b) once at least in the *Gazette* ;
- (c) by such further and other means (if any) as in the circumstances the Minister considers reasonable and proper.

(2) Every such advertisement shall contain a sufficient description of the land and any improvements thereon (if any).

(3) In the advertisement it shall be competent to include lands belonging to more than one owner.

Combination
of all lands of
same owner.

9. If Crown rates or taxes are owing in respect of more than one piece of land in the name of the same owner, all the Crown rates and taxes so owing and all the said lands may be set forth in one notice requiring payment and in one advertisement of sale.

Right to pay
Crown rates
and taxes.

10. Up to the time of the actual sale of any land for non-payment of Crown rates or taxes any person having any estate or interest in the land may pay all Crown rates and taxes then in arrear, and the costs then incurred, and thereafter the proceedings shall be stayed.

Power of
Minister to
transfer or
convey land.

11. The Minister exercising the power of sale conferred by this Act shall have power by transfer (where the land is under The Real Property Act, 1886-1939), and by deed (where the land is not under The Real Property Act, 1886-1939), to transfer or convey an indefeasible estate in fee simple in the land sold or where the land sold is comprised in a Crown lease the interest in the land created by the Crown lease, free in all cases from any mortgage, lease (other than the Crown lease), tenancy, encumbrance or charge.

also
included
in
Statutory
declaration.

12. A transfer or conveyance expressed to be in exercise of the power of sale conferred by this Act shall, if accompanied by a statutory declaration by the Director of Lands that the provisions of this Act have been complied with, be accepted by the Registrar-General as sufficient evidence that the power of sale has been duly exercised.

Duties of
Minister and
Registrar-
General.

13. (1) Where the land sold is under The Real Property Act, 1886-1939, the transfer shall, after payment to the Minister of the purchase money payable and of the necessary fees and charges for the stamping and registration of the transfer, be executed by the Minister and shall be in the form No. 3 in the schedule, or in a form to the like effect. The Minister shall forthwith after the execution thereof cause the memorandum of transfer to be forwarded to the Registrar-General together with the appropriate fees and charges.

(2) Where the land sold is not under The Real Property Act, 1886-1939—

- (a) the conveyance shall, after payment to the Minister of the purchase money payable and of the necessary fees for stamping the conveyance and the other fees and charges necessary to be paid as provided by subsection (3), be executed by the Minister ;
- (b) the Minister shall forthwith after the execution thereof cause the conveyance to be forwarded to the Registrar-General, together with the appropriate

fees and charges and together with a request in writing to the Registrar-General to issue to and in the name of the purchaser, a certificate of title under The Real Property Act, 1886-1939, for the said land.

(3) The Registrar-General shall, on receipt of any such conveyance and request and upon payment of such fees and charges as would have been payable if the request had been an application to bring the land conveyed under The Real Property Act, 1886-1939, and without any further evidence of title or the necessity of publishing any notice of the said request, forthwith issue to the purchaser a certificate of title as aforesaid.

Before issuing a certificate of title as aforesaid the Registrar-General may require the Director of Lands to deposit with him a plan or map of the land conveyed, as if the request had been an application to bring the land conveyed under The Real Property Act, 1886-1939.

(4) Notwithstanding the provisions of The Real Property Act, 1886-1939, but subject to subsection (5), the registration of a memorandum of transfer as aforesaid or issue of a certificate of title as aforesaid shall, when the land transferred is not comprised in a Crown lease, vest in the purchaser an indefeasible estate in fee simple in the land free from any mortgage, lease, tenancy, encumbrance or charge and shall, when the land transferred is comprised in any Crown lease, vest in the purchaser the interest in the Crown lease free from any mortgage, other lease, tenancy, encumbrance, or charge. Where any transfer or conveyance is made in professed exercise of the power of sale conferred by this Act, the title of the purchaser shall not be impeachable on the ground that no case had arisen to authorize the sale or that due notice was not given or that the power was otherwise improperly or irregularly exercised; but any person damnified by an unauthorized or improper or irregular exercise of the power shall have his remedy in damages against the Minister.

(5) If any land so sold is comprised in a limited certificate of title within the meaning of the Real Property (Registration of Titles) Act, 1945, and issued pursuant to that Act, the Registrar-General may, before issuing therefor an ordinary certificate of title within the meaning of that Act, require the deposit of such plans of survey or otherwise as he deems necessary.

(6) If any land so sold is comprised in a Crown lease and any copy thereof is not produced to the Registrar-General with the

*Limit
case 9/9
A. 7260
SL 2985/6*

memorandum of transfer, the Registrar-General may issue a provisional copy of the Crown lease which shall be valid and effectual for all purposes as if it were the original Crown lease.

Application of
purchase
money.

14. The money received by the Minister arising from the sale shall be held by the Minister to be applied as follows :—

Firstly, in payment of the costs, charges, and expenses properly incurred by the Minister as incidental to the sale or any attempted sale or otherwise ;

Secondly, in discharge of all Crown rates or taxes due to any Crown rating or taxing authority in respect of the land and, if the land sold is comprised in a Crown lease, in payment of all rent, principal and interest due and payable to the Crown under the Crown lease ;

Thirdly, in discharge of all rates levied under the Local Government Act, 1934-1941, and due to any municipal council or district council in respect of the land ;

Fourthly, in discharge of any mortgages, encumbrances, and charges whether registered or not, according to their respective priorities at law, so far as the same can be ascertained by the Minister ; and

Fifthly, in payment of the residue of the money within twelve months after the receipt thereof to the registered proprietor of the land or to the owner in fee simple of the land or into the Supreme Court under the provisions of section 47 of the Trustee Act, 1936,

and thereafter any money so paid into court shall be subject to the provisions of the said Act so far as the same are applicable ; but any petition, claim, suit, or action for or in respect of any such moneys shall be presented within six years after payment as aforesaid of the residue into the Supreme Court, and after the expiration of the said period all moneys then in the Supreme Court to the credit of the particular trust concerned shall, if there is no such petition, claim, suit, or action pending or any order of the Supreme Court to the contrary, be paid into and form part of the general revenue of the State.

Receipt of
Minister or
Director of
Lands a
discharge.

15. The receipt in writing of the Minister or the Director of Lands shall be a sufficient discharge for any money paid on the exercise of the power of sale conferred by this Act, and a person paying the same to the Minister shall not be concerned to inquire whether any money remains due to any Crown rating or taxing authority or to any municipal council or district council for Crown rates or taxes or other rates in respect of the land sold.

16. (1) If any land (other than land comprised in a Crown lease) is offered for sale pursuant to this Act, but no bid is made for the land at the auction or no bid equal to the amount of the Crown rates and taxes payable in respect of the land, is made for the land at the auction, the Minister shall have power by transfer (where the land is under The Real Property Act, 1886-1939), and by deed (where the land is not under The Real Property Act, 1886-1939) to transfer or convey the land to the Minister.

Provisions
where no bid
or no sufficient
bid at auction.

(2) Where the land is under The Real Property Act, 1886-1939, the transfer shall be executed by the Minister and shall be in the form No. 4 in the schedule, or in a form to the like effect.

(3) Where the land is not under The Real Property Act, 1886-1939—

(a) the conveyance shall be executed by the Minister ;

(b) the Minister shall forward the conveyance to the Registrar-General together with a request in writing to the Registrar-General to issue to and, in the name of the Minister, a certificate of title under The Real Property Act, 1886-1939, for the said land.

The Registrar-General shall, on receipt of any such conveyance and request, and without any further evidence of title or the necessity of publishing any notice of the said request, forthwith issue to the Minister a certificate of title as aforesaid. Before issuing any certificate of title as aforesaid, the Registrar-General may require the Minister to deposit with him a plan or map of the land conveyed, as if the request had been an application to bring the land conveyed under The Real Property Act, 1886-1939.

(4) A transfer or conveyance expressed to be in exercise of the power conferred by this section shall, if accompanied by a statutory declaration by the Director of Lands that the provisions of this Act have been complied with, be accepted by the Registrar-General as sufficient evidence that the power has been duly exercised.

(5) Notwithstanding the provisions of The Real Property Act, 1886-1939, but subject to subsection (7), the registration of a memorandum of transfer as aforesaid or issue of a certificate of title as aforesaid shall vest in the Minister an indefeasible estate in fee simple in the land free from any mortgage, lease, tenancy, encumbrance, or charge.

(6) No transfer or conveyance made in professed exercise of the power conferred by this section shall be impeachable on the ground that no case had arisen to authorize the exercise of the power or that due notice was not given or that the power was

otherwise improperly or irregularly exercised, but any person damnified by an unauthorized or improper or irregular exercise of the power shall have his remedy in damages against the Minister.

(7) If the land so transferred is comprised in a limited certificate of title within the meaning of the Real Property (Registration of Titles) Act, 1945, and issued pursuant to that Act, the Registrar-General may, before issuing therefor an ordinary certificate of title within the meaning of that Act, require the deposit of such plans of survey or otherwise as he deems necessary.

(8) Any land vested in the Minister pursuant to this section may be disposed of by the Minister in such manner as he thinks fit.

Provision
where
insufficient bid
made for
Crown lease.

17. (1) If any land comprised in a Crown lease is offered for sale pursuant to this Act but no bid is made for the land at the auction or no bid equal to the total of the amount of the Crown rates and taxes payable in respect of the land and the amount of any rent, principal, or interest due and payable to the Crown under the Crown lease is made, the Minister, notwithstanding the provisions of any other Act, may direct in writing that the Crown lease is cancelled.

(2) The Minister shall cause a copy of the direction aforesaid to be given to the Registrar-General who shall cancel the Crown lease by inscribing thereon "Cancelled pursuant to the provisions of section 17 of the Crown Rates and Taxes Recovery Act, 1945", and, notwithstanding the provisions of The Real Property Act, 1886-1939, the land shall thereupon be deemed to be Crown lands free from any mortgage, lease, tenancy, encumbrance, or charge and shall be dealt with as Crown lands under the Crown Lands Act, 1939-1944.

(3) If any Crown lease is cancelled in professed exercise of the powers conferred by this section, the cancellation shall not be impeachable on the ground that no case had arisen to authorize the exercise of the power or that due notice was not given or that the power was otherwise improperly or irregularly exercised, but any person damnified by an unauthorized or improper or irregular exercise of the power shall have his remedy in damages against the Minister.

Discharge of
liability on
sale of land.

18. Any sale of land by the Minister pursuant to this Act or any transfer or conveyance made pursuant to section 16 or any cancellation of a Crown lease pursuant to section 17 shall discharge the land and all owners and occupiers thereof and all previous owners and occupiers thereof from—

- (a) all liability for payment to any Crown rating or taxing authority of any Crown rates or taxes payable in respect of the land at the time of the sale, transfer, conveyance or cancellation, as the case may be ;
- (b) all liability to any municipal council or district council for rates or other moneys due to the council for any purpose which at the time of the sale, transfer, conveyance, or cancellation, as the case may be, were a charge upon the said land or which were otherwise recoverable pursuant to any Act by the council in respect of the said land ;
- (c) all liability for payments of any rent, principal, or interest due and payable to the Crown at the time of the sale or cancellation, as the case may be, under any Crown lease in which the land is comprised.

19. The provisions of this Act shall be construed as being in addition to and not in substitution for the provisions of any other Act providing for the recovery of Crown rates or taxes or the recovery of rates or other amounts payable to municipal councils or district councils or the recovery of any rent, principal or interest payable under any Crown lease and, subject to the provisions of section 18, any powers of any Crown rating or taxing authority or of any municipal council or district council to take any proceedings under any other Act for the recovery of any Crown rates or taxes or other rates or other amounts and any powers under any other Act for the recovery of any such rent, principal or interest, shall not be limited or affected by the provisions of this Act.

Saving provision.

20. Any reference in this Act to any mortgage, lease, tenancy, encumbrance, or charge shall include a reference to any mortgage, lease, tenancy, encumbrance or charge in favour of the Crown, the Government of the State, or any instrumentality, branch or department of the said Government.

Application of Act to Crown mortgages, etc.

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

C. W. M. NORRIE, Governor.

THE SCHEDULE.

FORM No. 1.

Notice requiring Payment of Crown Rates and Taxes under the Crown Rates and Taxes Recovery Act, 1945.

The several registered proprietors or persons appearing by the last memorial in the office of the Registrar-General to be seised of the fee simple respectively of or to be the registered proprietors respectively of Crown leases granted in respect of the several pieces of land described in the fourth column of the schedule hereto, and the persons appearing in the Register Book or by memorial in the office of the Registrar-General to have respectively an estate or interest in such land, and whose names appear in the first column of the said schedule.

Take notice that—

1. Default has been made in the payment to the *[state Crown rating or taxing authority to which rates or taxes are payable]* of a rate (or tax) imposed pursuant to the *[state Act under which rate or tax is imposed]* in respect of the several pieces of land described in the fourth column of the schedule hereto, and the said default has continued in respect of each separate piece of land since the date in the second column of the schedule hereto set opposite the description of that piece of land ;
2. The total amount owing in respect of such rates (or taxes) in respect of each piece of land is in the third column of the schedule hereto set opposite the description of that piece of land ;
3. Payment of these amounts representing rates (or taxes) is hereby required ; and
4. In default of payment thereof, the said several pieces of land will be offered for sale by public auction after the expiration of three months from the date hereof at a time appointed by the Minister of Lands.

The pieces of land in respect of which the rates (or taxes) specified in the third column of the schedule hereto are owing are those severally described in the fourth column of the said schedule and set opposite the respective amounts so specified.

Dated the

day of

, 19

Director of Lands.

SCHEDULE HEREINBEFORE REFERRED TO.

Names of Registered Proprietors or Owners, and also of all other Persons having an estate or interest in the land.	Date since which the default has continued.	Amount owing showing separately the amount owing as rates or taxes to different Crown rating or taxing authorities.	Description of the several pieces of land referred to.	Tenure on which the land is held.

FORM No. 2.

Notice requiring Payment of Crown Rates or Taxes under the Crown Rates and Taxes Recovery Act, 1945.

Where the land is under The Real Property Act, 1886-1939.

To A.B., the registered proprietor in fee simple (or as Crown lessee) of the land hereinafter described and

To C.D. [and E.F.], a person [or persons] appearing by the Register Book to have an estate or interest in the said land.

Where the land is not under The Real Property Act, 1886-1939.

To A.B., the person or the person appearing by the last memorial in the office of the Registrar-General to be seised of the fee simple of the land hereinafter described, and

To C.D. [and E.F.], a person [or persons] appearing by a memorial in the office of the Registrar-General to have an estate or interest in the said land.

Take notice that—

1. Default has been made in the payment to the [state Crown rating or taxing authority to which rates or taxes are payable] of a rate [or tax] imposed pursuant to [state Act under which rate or tax is imposed] in respect of the land hereinafter described, and the said default has continued since the _____ day of

[insert date on which rate became payable].

2. The total amount owing in respect of such rate (or tax) in respect of the land is [state amount in figures].

3. Payment of this amount is hereby required; and

4. In default of payment thereof, the said land will be offered for sale by public auction after the expiration of three months from the date hereof at a time appointed by the Minister of Lands.

The land in respect of which the rates are owing is :—

[Specify the land by a sufficient description.]

Dated the _____ day of _____, 19 _____

Director of Lands.

FORM No. 3.

Memorandum of Transfer.

I, _____ the Minister of Lands, in exercise of the power of sale conferred by the Crown Rates and Taxes Recovery Act, 1945, and in consideration of the sum of [state amount] paid to me by _____ of [state address and occupation], hereby transfer to the said an estate of [describe the interest transferred] in all that piece of land, etc. [describe the land].

Dated this _____ day of _____, 19 _____

Minister of Lands.

Accepted.

[Signature of Transferee.]

Transferee.

[Signature of Witness.]

Witness to signature of transferee.

FORM No. 4.

Memorandum of Transfer.

I, _____ the Minister of Lands, in exercise of the powers conferred upon me by section 16 of the Crown Rates and Taxes Recovery Act, 1945, hereby transfer to _____ the Minister of Lands an estate of [describe the interest transferred] in all that piece of land, etc. [describe the land].

Dated the _____ day of _____, 19 _____

Minister of Lands.



ANNO NONO

GEORGH VI REGIS.

A.D. 1945.

No. 24 of 1945.

An Act to amend the Licensing Act, 1932-1936, so as to regulate the consumption of alcoholic liquor at dances.

[Assented to 20th December, 1945.]

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 "Licensing Act Amendment Act, 1945".

(2) The Licensing Act, 1932-1936, as amended by this Act, may be cited as the "Licensing Act, 1932-1945".

(3) The Licensing Act, 1932-1936, is in this Act called "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment of
ss. 150a-150c
of principal
Act—

3. The following sections are enacted and inserted in the principal Act after section 150 thereof :—

Consumption of
liquor at
dances.

150a. (1) While a dance is being held in any public premises, a person shall not—

(a) in those premises consume any liquor or have any liquor in his possession unless at the time of such consumption or possession a permit, obtained under this section, is in force authorizing the consumption of liquor in those premises while that dance is being held ;

- (b) consume any liquor in any part of those premises in which part a permit under this section does not authorize the consumption of liquor.

A person who contravenes any provision of this subsection shall be guilty of an offence and liable to a fine of not more than twenty pounds.

(2) A permit for the consumption of liquor at a dance held in public premises shall be granted only in respect of one night and shall be in force during the hours specified therein, but the hour of expiry of a permit shall not be later than midnight.

(3) Application for a permit shall be made in writing by the person or association intending to hold the dance, or by some person on behalf of that person or association.

(4) Subject to the regulations the application shall be made to a special magistrate or to two justices.

(5) Notice of the application shall be served on the persons and in the manner prescribed by regulations, and the practice and procedure in relation to applications shall be as prescribed.

(6) The magistrate or justices upon hearing the applicant and any member of the police force may grant or refuse the permit entirely at his or their discretion.

(7) A permit granted under this section shall be in the form prescribed by regulations.

(8) A permit granted under this section shall authorize the consumption of liquor only by persons present at the dance and only in the premises or parts of premises specified in the permit.

(9) A permit shall not authorize—

- (a) the sale of liquor or the supply of liquor for profit ;
(b) the consumption of liquor by any person under the age of twenty-one years.

(10) A person who makes any charge for admission to a dance in respect of which a permit has been obtained under this section, or for any entertainment or refreshment supplied at any such dance shall be guilty of an offence and liable to a fine of not more than twenty pounds.

(11) A permit under this section shall not be required for the consumption or possession of liquor—

(a) at any dinner, banquet, social gathering, or other similar engagement, for which permission granted under section 199 of this Act is in force; or

(b) in any part of any public premises which part is occupied as the residence of any person.

(12) The allegation in a complaint that a permit was not in force in respect of any public premises at any specified time shall be *prima facie* evidence of the matter so alleged.

Consumption of liquor at dances by persons under 21.

150b. (1) A person under the age of twenty-one years shall not consume any liquor in any public premises while a dance is being held in those premises.

(2) A person shall not while a dance is being held in any public premises supply any liquor to a person under the age of twenty-one years in those premises.

(3) A person who, while a dance is being held in public premises, is in those premises, shall upon request made by any member of the police force, truly state whether he or she is or is not under the age of twenty-one years.

(4) A person who contravenes or fails to comply with any provision of this section shall be guilty of an offence and liable to a fine of not more than twenty pounds.

Consumption of liquor within 300 yards of dances.

150c. (1) A person shall not while a dance is being held in any public premises, consume any liquor or supply any liquor to any person in any public place within three hundred yards of those premises.

(2) A person who contravenes this section shall be guilty of an offence and liable to a fine of not more than twenty pounds.

Interpretation of ss. 150a-150c.

150d. (1) In sections 150a, 150b and 150c of this Act—

“dance” includes any gathering at which persons attend for the purpose of dancing, whether or not other amusements, games, or pastimes are carried on at such gathering:

“public place” includes—

(a) any road, street, footway, bridge, court, alley, thoroughfare, park, park land, garden, square, reserve, seashore, or other place to which free access is permitted to the public, notwithstanding that it may be on private property;

- (b) any building structure or erection which is in any public place as hereinbefore defined, and to which the public have free access ;
- (c) any doorway, porch, or other like open space which abuts on a road, street, or thoroughfare and to which the public have free access ;
- (d) any passage between the show windows of a shop, to which passage the public have free access ;
- (e) any vehicle standing in any such place as hereinbefore mentioned in this definition :

“ public premises ” means premises or place, enclosed or unenclosed, other than—

- (a) a dwelling house ordinarily used for residential purposes ;
- (b) land adjoining and occupied with a dwelling house ordinarily used for residential purposes.

4. Section 199 of the principal Act is amended by adding at the end thereof the following, the previous part of the section being read as subsection (1) :—

Amendment of
s. 199 of
Principal Act.—
Permission for
special
occasion.

(2) A person who makes any charge for admission to a dance in respect of which permission has been obtained under this section or for any entertainment or refreshments supplied at any such dance shall be guilty of an offence and liable to a fine of not more than twenty pounds.

In this section “ dance ” means dinner, banquet, social gathering or other similar engagement, at which dancing takes place.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 25 of 1945.

An Act to amend the Offenders Probation Act, 1913-1934.

[Assented to 20th December, 1945.]

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 "Offenders Probation Act Amendment Act, 1945".

(2) The Offenders Probation Act, 1913-1934, as amended by this Act, may be cited as the "Offenders Probation Act, 1913-1945".

(3) The Offenders Probation Act, 1913-1934, is hereinafter called "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

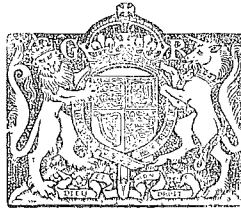
Amendment of
s. 5 of
principal Act—
Probation
orders and
conditions of
recognizances.

3. Section 5 of the principal Act is amended by striking out paragraph (c) and inserting in lieu thereof the following paragraph:—

(c) such additional conditions with respect to residence, abstention from intoxicating liquor, and any other matters, as the court may, having regard to the particular circumstances of the case, consider necessary or desirable for preventing a repetition of the same offence or the commission of other offences.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 26 of 1945.

An Act to amend the Renmark Irrigation Trust Act,
1936.

[Assented to 20th December, 1945.]

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

1. (1) This Act may be cited as the "Renmark Irrigation Trust Act Amendment Act, 1945". Short titles.

(2) The Renmark Irrigation Trust Act, 1936, as amended by this Act, may be cited as the "Renmark Irrigation Trust Act, 1936-1945".

(3) The Renmark Irrigation Trust Act, 1936, is hereinafter referred to as "the principal Act".

2. Section 8 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the said section being read as subsection (1) thereof) :— Amendment of principal Act, s. 8—
District of the trust.

(2) The Governor may by proclamation declare that any portion of the State (other than a portion of the State comprised within a municipality or district council district) shall be included in the district of the trust.

The Governor shall not make any such proclamation unless petitions for the making thereof are presented to the Minister by the trust and by the owners of land within the said portion of the State praying that the said portion of the State be included in the district of the trust and unless the Minister is satisfied—

(a) that a petition presented by owners as aforesaid is signed by one-half or more of the owners of land

within the part of the State proposed to be included within the district of the trust; and

- (b) that the area of land owned by the persons by whom the petition is signed is more than one-half of the total area of the land included within the said part of the State.

A petition as aforesaid shall not be presented by the trust unless a poll of the ratepayers has been held at which a proposal for the inclusion of the said portion of the State within the district of the trust has been approved.

In this subsection "owner of land" means the registered proprietor in fee simple, the lessee under any perpetual lease granted by the Crown, and the purchaser under any agreement for the sale and purchase of the land granted by the Crown.

Amendment of
principal Act,
s. 11—
Qualification
for membership
of trust.

3. Section 11 of the principal Act is amended—

- (a) by inserting after the word "holds" in the second line thereof the words "in his own right,";

- (b) by striking out the words "in his own right" in the third line thereof and by inserting in lieu thereof the words "or under perpetual lease granted by the Crown or under an agreement for the sale and purchase thereof granted by the Crown";

- (c) by adding at the end thereof the following subsection :—

(3) If not less than ten acres of ratable land in the district are held in fee simple or under perpetual lease granted by the Crown or under an agreement for the sale and purchase thereof granted by the Crown, by a company or body corporate (except the trust), or by joint tenants or tenants in common, then the following provisions shall apply :—

I. The company or body corporate may nominate, in writing, not later than the thirty-first day of March in any financial year, a person who shall, for the purposes of being or continuing a member of the trust, be deemed to be the holder in his own right of the land of the company or body corporate :

II. The joint tenants or tenants in common may nominate, in writing, not later than the thirty-first day of March in any financial year, one of their number

who shall, for the purpose of being or continuing to be a member of the trust, be deemed to be the holder in his own right of the land of the joint tenants or tenants in common, as the case may be :

III. Any nomination made pursuant to this section shall be deemed to continue from year to year until revoked in writing. If a person nominated as aforesaid is elected as a member of the trust and if whilst a member the nomination is revoked, the revocation of the nomination shall not affect the tenure of his office as member for the balance of the term of office for which he was elected.

4. Section 21 of the principal Act is amended by striking out subsection (2) thereof and by inserting in lieu thereof the following subsection :—

Amendment of
principal Act,
s. 21—
Members' fees.

(2) Every member, other than the chairman, shall be paid by the trust such annual remuneration for his services as is fixed by the trust in each financial year: Provided that the remuneration paid to each member during any financial year shall not exceed fifty pounds.

5. Section 97 of the principal Act is amended by striking out subsections (2), (3), and (4) thereof and by inserting in lieu thereof the following subsections :—

Amendment of
principal Act,
s. 97—
Banking of
moneys.

(2) All such moneys shall be banked as aforesaid forthwith after the receipt thereof: Provided that if it is not possible to comply with this subsection by reason of the bank as aforesaid not being open for the receipt of the said moneys the moneys shall be banked at the bank on the next day on which the bank is open for the receipt thereof.

(3) Payment on behalf of the trust of any amount exceeding two pounds, for any purpose except for payment of wages, shall be by cheque on the trust's bank, signed by the chairman and by a member authorized from time to time by the trust in that behalf and countersigned by the secretary.

(4) Payments not exceeding two pounds may be made out of a petty cash account, which shall be replenished from time to time by cheques for that purpose signed as aforesaid.

(5) Wages may be paid in manner provided by subsection (3) or subsection (4) or by cash obtained by cashing a cheque for that purpose signed and countersigned as aforesaid.

Amendment of
principal Act,
s. 154—

Voting at
elections and
polls.

6. Section 154 of the principal Act is amended—

(a) by striking out the word “eight” in the third line of paragraph II. thereof and by inserting in lieu thereof the word “nine” and by striking out the word “seven” in the fifth line of paragraph II. thereof and by inserting in lieu thereof the word “six”;

(b) by striking out the words “for every acre of ratable land in respect of which he is assessed” in the fourth and fifth lines of paragraph V. thereof;

(c) by striking out paragraph VI. thereof and by inserting in lieu thereof the following paragraph:—

VI. Any company or body corporate (except the trust) being the owner or occupier of ratable land appearing in the assessment book for the time being in force may nominate, by writing, not later than the thirty-first day of March in any financial year, a person to vote in respect of that ratable land on behalf of the company or body corporate, and any person so nominated may vote on behalf of the company or body corporate in addition to exercising any rights he may have to vote in his own behalf. Any such nomination shall be deemed to continue until revoked in writing:

(d) by striking out the words “or voting papers specifying the number of votes to which he or his principal is entitled, which voting paper or voting-papers” in paragraph IX. thereof and by inserting in lieu thereof the word “which”;

(e) by inserting therein after paragraph X. thereof the following paragraph:—

xa. In case of elections, the voting-paper may contain a statement indicating the number of candidates required to be elected and stating that a voter is required to vote for

not more nor less than the number of
candidates required to be elected :

- (f) by striking out the word “ the ” in the seventh line of paragraph XIII. thereof and by inserting in lieu thereof the word “ each ” ;
- (g) by adding at the end of subdivision (i.) of paragraph XVII. thereof the words “ ; or (in the case of a person claiming to vote as the nominee of a company or body corporate) are you the person nominated to vote on behalf of
,
and is the company (or body corporate) as whose nominee you claim to vote included as a ratepayer in the assessment book of the Renmark Irrigation Trust ? ” ;
- (h) by inserting after the word “ larger ” in the third line of subdivision (c) of paragraph XX. thereof the words “ or less ”.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGI VI REGIS.

A.D. 1945.

No. 27 of 1945.

An Act to amend The Savings Bank of South Australia Act, 1929-1942.

[Assented to 20th December, 1945.]

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 Savings Bank of South Australia Act Amendment Act, 1945".

(2) The Savings Bank of South Australia Act, 1929-1942, as amended by this Act, may be cited as "The Savings Bank of South Australia Act, 1929-1945".

(3) The Savings Bank of South Australia Act, 1929-1942, is hereinafter called "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment of
s. 4a of the
principal Act—

3. The following section is enacted and inserted in the principal Act after section 4 thereof :—

Property of
bank to be held
on behalf of
of Crown.

4a. (1) Notwithstanding anything contained in this Act the Bank shall hold all real and personal property whatsoever which is at any time vested in it, for and on account of the Crown, as representing the State of South Australia.

(2) This section shall not restrict—

(a) the right or liability of the Bank to be a party to legal proceedings of any kind, in the name of the Bank ; or

(b) the power of the Bank to alienate, charge or otherwise deal with any property,

in the same manner and to the same extent as before the enactment of this section.

4. The following section is enacted and inserted in the principal Act after section 26 thereof:—

Enactment of
s. 26a of the
principal Act—

26a. A trustee, officer or servant of the Bank shall not by virtue of his office or position as such trustee, officer or servant be an officer of the Public Service as defined by the Public Service Act, 1936-1942.

Trustees and
officers not to
be public
servants.

5. The following section is enacted and inserted in the principal Act after section 30 thereof:—

Enactment of
s. 30a of
principal Act—

30a. Notwithstanding that the Bank holds its property for and on account of the Crown, the Bank shall be liable to pay rates under the Local Government Act, 1934-1941, the Waterworks Act, 1932-1936 and the Sewerage Act, 1929-1936, as if it held its property as beneficial owner.

Liability of
Bank to pay
certain rates.

6. Section 34 of the principal Act is repealed and the following section is enacted and inserted in lieu thereof:—

Repeal and
re-enactment
of s. 34 of the
principal Act—

34. If at any time the funds created by the investment of deposits are insufficient to meet the lawful claims of all depositors the Treasurer shall pay the amount of the deficiency out of the general revenue of the State; which revenue is hereby appropriated so far as is necessary for that purpose.

Liability of
Treasurer.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 28 of 1945.

An Act to ratify and approve an agreement between the Commonwealth of Australia and the States of Australia in relation to housing, and for other purposes.

[Assented to 3rd January, 1946.]

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 “Commonwealth and State Housing Agreement Act, 1945”.

Ratification
and approval
of agreement.

2. The agreement, a copy of which is set forth in the schedule to this Act, is ratified and approved.

Financial
provision.

3. Any moneys required for any purpose of the said agreement shall be paid out of moneys provided by Parliament for that purpose.

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

C. W. M. NORRIE, Governor.

THE SCHEDULE.

THE COMMONWEALTH AND STATE HOUSING AGREEMENT.

AGREEMENT made the nineteenth day of November, One thousand nine hundred and forty-five BETWEEN THE COMMONWEALTH OF AUSTRALIA (in this Agreement called "the Commonwealth") of the first part, THE STATE OF NEW SOUTH WALES of the second part, THE STATE OF VICTORIA of the third part, THE STATE OF QUEENSLAND of the fourth part, THE STATE OF SOUTH AUSTRALIA of the fifth part, THE STATE OF WESTERN AUSTRALIA of the sixth part, and THE STATE OF TASMANIA of the seventh part :

WHEREAS at Conferences of Commonwealth and State Ministers held during the months of August, 1944, and August, 1945, proposals were agreed upon relating to the carrying out of rental housing projects by the States :

AND WHEREAS the Commonwealth proposes to assist the States in the carrying out of the rental housing projects by making contributions to the States towards meeting any losses that may be incurred by a State in the administration of the rental housing projects :

NOW IT IS HEREBY AGREED that—

1.—(1.) Notwithstanding that all the aforementioned States are named as parties to this Agreement—

(a) the Agreement shall, in the event of the Parliament of any State or States failing to authorise or approve the Agreement, operate as an agreement between the Commonwealth and the State or States which authorise or approve the Agreement as fully and effectually as if the State or States so authorising or approving the Agreement were the only State or States named as a party or parties to the Agreement and the State or States failing to authorise or approve the Agreement were not named as a party or parties to the Agreement ; and

(b) the Agreement shall as between the Commonwealth and any State come into force upon being authorised or approved by the Parliament of that State.

(2.) Each State the Parliament of which shall authorise or approve this Agreement is hereafter referred to as a "State" and the expression "the States" hereafter used shall mean where the context so permits or requires all of such States so authorising or approving this agreement.

2.—(1.) In this Agreement, unless the contrary intention appears—

(a) "basic wage" means the basic wage or living wage as determined under the law of the State for the area in which a housing project has been carried out or is in course of being carried out including all amounts by way of loadings not of the nature of purely industry loadings legally regarded as constituting part of the primary wage of a locality for an unskilled labourer determined under the State law ; but, if no basic or living wage has been determined under the law of the State for the area concerned, then the basic wage for that area shall be the basic wage as determined by the Commonwealth Court of Conciliation and Arbitration for that area including the loading known as the "prosperity loading" ; but if no basic wage has been determined by the said Court for that area, then the basic wage for that area shall be the basic wage determined by the Commonwealth Court of Conciliation and Arbitration and adjusted according to "C" Series index number for the "Five Towns" for the State including the loading known as the "prosperity loading" relevant to that wage ;

(b) "dependant" means a person who is wholly or partly dependent for his or her support upon the pay earnings and income of, or upon a pension or compensation payable in consequence of the incapacity or death of a person who is, or has been, a member of the Forces or of a person who is serving or served in the Merchant Navy during the war ;

(c) "dwelling" or "dwellings" means a dwelling or dwellings erected in the carrying out of a housing project and includes any dwellings erected after the third day of December, 1943, pursuant to any arrangement made by the State with the Commonwealth War Housing Trust ;

(d) "financial year" means the period of twelve months ending on the thirtieth day of June ;

THE SCHEDULE—*continued*.

- (e) "housing authority" means an instrumentality of a State or other body constituted by an Act of the State which in pursuance of an Act of the State carries out any housing project ;
- (f) "housing project" or "housing projects" means a rental housing project or rental housing projects carried out by a State pursuant to this Agreement and includes, where the context so permits or requires, any housing project carried out by the State after the third day of December, 1943, and before the date of this Agreement pursuant to any arrangement made by the State with the Commonwealth War Housing Trust ;
- (g) "member of the Forces" means—
 - (i) a person who is or was, during the war, a member of the Permanent Forces, other than the Australian Imperial Force ;
 - (ii) a person who is or was, during the war, a member of the Australian Imperial Force ;
 - (iii) a member of the Citizen Forces who is or was enlisted, appointed or called up for continuous service for the duration of, and directly in connexion with, the war ;
 - (iv) a person who is or was, during the war, engaged on continuous full-time service as a member of any of the following Services :—
 - The Royal Australian Naval Nursing Service ;
 - The Woman's Royal Australian Naval Service ;
 - The Australian Army Nursing Service ;
 - The Australian Women's Army Service ;
 - The Australian Army Medical Women's Service ;
 - The Royal Australian Air Force Nursing Service ;
 - The Women's Auxiliary Australian Air Force ;
 - (v) a member of a Voluntary Aid Detachment who is or was, during the war, engaged on continuous full-time paid duty with any part of the Defence Force ;
 - (vi) a member of the Naval, Military or Air Forces of any part of the King's dominions other than Australia, who is or was, during the war, engaged on service and was born in Australia or was, immediately prior to his becoming a member of any of those Forces, domiciled in Australia ; and
 - (vii) a person who is or was, during the war, engaged on continuous full-time service with any Nursing Service or other Women's Service auxiliary to the Naval, Military or Air Forces of any part of the King's dominions other than Australia who was born in Australia or was, immediately prior to her becoming a member of that Service, domiciled in Australia ;
- (h) "the war" means the war which commenced on the third day of September, One thousand nine hundred and thirty-nine, and includes any other war in which His Majesty became engaged after that date and before the date of this Agreement.

(2.) For the purposes of this Agreement, a member of the Forces who has ceased to be engaged on war service as defined in section 4 of the *Re-establishment and Employment Act 1945* of the Commonwealth shall be deemed to have been discharged.

3.—(1.) Each State shall ensure that adequate legislation exists in the State to enable it at all times to control throughout the State—

- (a) rental housing projects under this Agreement ;
- (b) slum clearance ; and
- (c) town planning.

(2.) Each State shall, subject to this Agreement, be responsible for the administration of its housing projects and if more than one authority is charged with the administration of the matters mentioned in sub-clause (1.) of this clause the State shall co-ordinate the activities of those authorities.

THE SCHEDULE—*continued.*

(3.) Each State shall advise the Treasurer of the Commonwealth of any arrangements it intends to make to ensure decentralisation of administrative work in relation to its housing projects.

4.—(1.) Each State shall establish and shall advise the Treasurer of the Commonwealth of minimum and maximum standards to be observed in the carrying out of its housing projects in respect of the following matters :—

- (a) allotments or sites ;
- (b) accommodation ;
- (c) construction ;
- (d) equipment ; and
- (e) services.

(2.) The Commonwealth may from time to time submit to a State proposals for the alteration, modification, or revision of the standards established as provided in sub-clause (1.) of this clause and the State shall give due and proper consideration to any proposals submitted by the Commonwealth.

5. Each State shall allocate dwellings between metropolitan and country areas in such manner as shall from time to time be agreed upon between the Treasurer of the Commonwealth and the Treasurer of the State.

6.—(1.) The Commonwealth will advance to each State the moneys heretofore expended in the carrying out of a housing project or projects and the moneys that shall be hereafter required for the carrying out of the State's housing projects as notified to the Treasurer of the Commonwealth from time to time pursuant to clause 7.

(2.) Subject to sub-clause (2) of clause 14 of this Agreement the State shall repay to the Commonwealth the amount of each advance made to the State together with interest thereon by equal annual instalments of principal and interest, so that the whole of the amount of the advance and interest will be repaid over a period of fifty-three years computed from the date the advance was made, except that where in any case the Treasurer of the Commonwealth and the Treasurer of the State agree that any advance should be repaid over a period shorter than fifty-three years, the amount of that advance and interest thereon shall be repaid by equal annual instalments over that shorter period.

(3.) Each advance shall bear interest at a rate not exceeding the rate payable in respect of the long term Commonwealth Public Loan last raised in Australia prior to the date of the advance, or if a loan is being raised at the date of any advance then that advance shall bear interest at the rate of interest to be paid in respect of the long term Loan then being raised.

7.—(1.) Each State shall at least fourteen days before the first days of January, April, July and October in each year notify the Treasurer of the Commonwealth of all housing projects which it proposes to commence in the ensuing period of three months and in respect of the dwellings included in that housing project or projects shall furnish particulars to the Treasurer of the Commonwealth of the proposed nature and type and estimated cost of each dwelling or group of dwellings.

(2.) Each State shall within a reasonable time after the end of each such period of three months notify the Treasurer of the Commonwealth of the progress of the housing project and shall within a reasonable time after the completion of each housing project notify the Treasurer of the Commonwealth of the capital cost of each dwelling or group of dwellings erected and the economic rent of each of the dwellings.

8. The Commonwealth shall use its best endeavours to enable the States to obtain supplies of building materials and labour required by the States for the carrying out of their housing projects.

9. Each State shall in accordance with principles to be agreed upon from time to time between the Treasurer of the Commonwealth and the Treasurer of the State allocate dwellings amongst persons who are in need of proper housing accommodation and so that in each allocation not less than such number of dwellings erected in each financial year as shall from time to time be agreed upon between the Treasurer of the Commonwealth and the Treasurer of the State shall be allotted to members or discharged members of the Forces, or persons who are serving or served in the Merchant Navy during the war or the dependants of members or discharged members of the Forces or of such persons or widows of deceased members or deceased discharged members of the Forces or of such persons.

THE SCHEDULE—*continued*.

10.—(1.) The weekly rent of dwellings shall be calculated in manner provided in the First Schedule to this Agreement. The amount so calculated is in this Agreement referred to as the “economic rent”.

(2.) The provisions for calculation of the economic rent as set out in the First Schedule to this Agreement may from time to time be varied in respect of any particular State by agreement between the Treasurer of the Commonwealth and the Treasurer of that State but so that any such agreement shall have no force or effect unless the Treasurers of all the States agree to the variation.

11.—(1.) Each State agrees that tenants of dwellings may be granted a rebate of rent calculated in such manner as may from time to time be agreed upon between the Treasurer of the Commonwealth and the Treasurer of the State and unless and until otherwise agreed, in the manner provided in this clause (but so that in no case shall the rent of a dwelling be less than eight shillings per week), that is to say:—

- (a) if the family income of the tenant is equal to the basic wage the rebate shall be an amount equivalent to the sum by which the economic rent of the dwelling exceeds one-fifth of the family income;
- (b) if the family income of a tenant is less than the basic wage the rebate which would have been granted if the family income had been equal to the basic wage shall be increased by one-quarter of the amount by which the family income is less than the basic wage; and
- (c) if the family income exceeds the basic wage the rebate which would have been granted if the family income had been equal to the basic wage shall be decreased by one-third of the amount by which the family income exceeds the basic wage.

If any rebate as so calculated is not a multiple of sixpence, the rebate shall be the next lowest multiple of sixpence.

(2.) Any agreement between the Treasurer of the Commonwealth and the Treasurer of a State providing with respect to that State for the alteration of the manner in which a rebate of rental is to be calculated shall have no force or effect unless the Treasurers of all the States agree to such alteration.

(3.) No rebate of rent shall be granted in respect of any dwelling except upon application by the tenant and after a proper investigation of the family income of the tenant or if the housing authority thinks fit upon production by the tenant of evidence to the satisfaction of the housing authority of the family income which evidence may be by way of Statutory Declaration or otherwise as the housing authority may in any particular case decide. If any rebate is granted, then at the expiration of a period of six months after the granting thereof, the rebate shall cease to be granted and the economic rent of the dwelling shall be charged, unless the tenant makes application for the grant of a rebate and the housing authority, after proper investigation or the production of evidence as aforesaid as the housing authority thinks fit, is satisfied that, in pursuance of this Agreement, the rebate should be granted. Notwithstanding the aforesaid provisions, the housing authority may at any time investigate the family income of a tenant, and may decide that the rebate should be varied or should cease to be granted.

(4.) The agreement of tenancy in respect of any dwelling in respect of which any rebate of rent is granted shall provide that the rent of the dwelling shall be the economic rent thereof calculated in manner provided by the First Schedule to this Agreement, but subject to such a rebate ascertained as provided by this Agreement as may be granted from time to time by the housing authority.

12.—(1.) The family income of a tenant of a dwelling shall for the purposes of clause 11 comprise the total of the following:—

- (a) the whole of the weekly income of that one of the following persons as is the highest weekly income, namely, the tenant, the spouse of the tenant, and any person resident in the dwelling who is related to the tenant or the spouse of the tenant;
- (b) two-thirds of the weekly income of that one of the persons mentioned in paragraph (a) of this sub-clause as is the next highest weekly income;
- (c) one-third of the weekly income of every other person such as is mentioned in paragraph (a) of this sub-clause whose weekly income or any part thereof has not previously been included in the weekly income computed as aforesaid,

THE SCHEDULE—*continued*.

but so that, in any such case, not more than thirty shillings of the weekly income of any person to whom this paragraph refers shall be included, and where the weekly income of any such person is less than ten shillings the income of that person shall be excluded in computing the family income; and

- (d) one-third of the weekly income of any person living with the tenant and resident in the dwelling (not being the spouse of the tenant or a person who is related to the tenant or the spouse of the tenant) whose weekly income, in the opinion of the housing authority, should be included in the weekly income, but so that, in any such case, not more than thirty shillings of the weekly income of any such person shall be included, and where the weekly income of any such person is less than ten shillings the income of that person shall be excluded in computing the family income.

(2.) In this clause weekly income of any person includes all income received by that person from whatsoever source, and includes the value of any allowance made to that person by his or her employer, but does not include any amount received under the *Child Endowment Act 1941-1945* of the Commonwealth, or the *Maternity Allowance Act 1912-1943* of the Commonwealth. In computing the weekly income of any person no allowance shall be made for taxation or other statutory deductions or payments, or superannuation payments and all such deductions and payments shall be deemed to be part of the weekly income.

(3.) For the purposes of this clause, a person who has been adopted by any other person shall be deemed to be related to that other person.

(4.) If pursuant to the order of any Court or pursuant to any separation agreement, the tenant and the spouse of the tenant are living apart or, if the housing authority is satisfied that the tenant (if a woman) has been deserted by her spouse, the weekly income of the spouse shall not be included in the family income for the purposes of this clause unless the housing authority is of opinion that that weekly income should be so included.

(5.) If at any time when it is necessary to ascertain the weekly income of any person for the purposes of this clause and the housing authority is of opinion that, at that time, the weekly income is more or is less than the weekly income usually received by that person, the weekly income of that person shall for the purposes of this clause, be presumed to be the usual weekly income of that person except in a case where the housing authority is of opinion that such a presumption would cause undue hardship.

13. The housing authority shall be responsible for the maintenance in good repair and condition of dwellings leased and their equipment.

14.—(1.) A dwelling may be sold by a State at any time after its completion but except with the consent in writing of the Treasurer of the Commonwealth a dwelling shall not be sold at or for a price less than the capital cost of the dwelling ascertained in accordance with the provisions of the First Schedule to this Agreement provided that the total repayments of principal (included in the annual amortisation allowance mentioned in sub-paragraph (a) of paragraph 4 of the First Schedule to this Agreement) in respect of the dwelling may be regarded as part of the purchase price for the purpose of this sub-clause.

(2.) The State shall pay to the Commonwealth the full purchase price of the dwelling payable by the purchaser.

(3.) Any loss resulting from the sale of a dwelling as provided in sub-clause (1.) of this clause shall be included as a separate item in the annual statement supplied by the Treasurer of the State to Treasurer of the Commonwealth as provided in paragraph 1 of the Second Schedule to this Agreement and shall be borne as to three-fifths by the Commonwealth and as to two-fifths by the State.

(4.) Except for the purposes of sub-clauses (2.) and (3.) hereof this Agreement shall as from the date of sale of a dwelling cease to apply to that dwelling.

15.—(1.) With the object of assisting each of the States in the administration of its housing projects, the Commonwealth subject to the State observing the provisions of this Agreement on its part to be observed will after the end of each financial year concerned contribute to each State a portion of any losses incurred in that financial year by the State in or in connexion with the administration by the State of its housing projects. Any such loss shall be ascertained in manner provided by the Second Schedule to this Agreement.

(2.) The manner of ascertaining losses incurred by a State in respect of its housing projects as set out in the Second Schedule to this Agreement may from time to time be

THE SCHEDULE—*continued*.

varied by agreement between the Treasurer of the Commonwealth and the Treasurer of the State but so that any such agreement shall have no force or affect unless the Treasurers of all the States agree to such variation.

(3.) In respect of the cost incurred in or in connexion with the provision by a State of community facilities associated with any housing project under this Agreement the Treasurer of the Commonwealth and the Treasurer of the State may enter into an arrangement providing for a contribution by the Commonwealth of such amount as may be agreed upon between them.

16.—(1.) Subject as provided in sub-clause (2.) of this clause, this Agreement shall as between the Commonwealth and each State apply (in addition to a housing project carried out by a State after the third day of December, 1943, and before the date of this Agreement) to housing projects commenced or carried out during the period of ten years commencing on the date on which this Agreement between the Commonwealth and that State shall come into force.

(2.) Either the Commonwealth or a State may give to the other twelve calendar months' notice in writing that this Agreement shall not as between the Commonwealth and that State apply to any housing project commenced after the expiration of a period of twelve calendar months after the date of the notice and thereupon this Agreement shall not apply to any housing project commenced by that State after the expiration of the said period of twelve calendar months.

17. Any notice or communication to be given or made by the Commonwealth to a State under this Agreement shall be deemed to have been duly given or made if signed by or on behalf of the Prime Minister and sent by prepaid post addressed to the Premier of the State and any notice or communication to be given or made by a State to the Commonwealth under this Agreement shall be deemed to have been duly given or made if signed by or on behalf of the Premier of the State and sent by prepaid post addressed to the Prime Minister.

THE FIRST SCHEDULE TO THE COMMONWEALTH AND STATE HOUSING AGREEMENT.

PROVISIONS FOR CALCULATION OF ECONOMIC RENTS.

1. The capital cost of any housing project carried out by a housing authority shall be the total of the following amounts :—

- (a) the amount expended by the housing authority in the construction of the dwellings included in the housing project (including the provision of fencing, sewerage and other services), and in the construction of any outbuildings, and in carrying out any improvements on the land appurtenant to the dwellings ;
- (b) any interest paid or payable during the course of construction by the housing authority on the amounts expended as provided in paragraph (a) of this paragraph ;
- (c) any costs incurred or assessed by way of fees or salaries paid or payable to architects, clerks of works, surveyors or other persons, by the housing authority in the sub-division of the land comprised in the housing project, in the design of the housing project or the dwellings comprised therein, the supervision of the construction of the dwellings, or in carrying out any other works necessary to prepare and complete the housing project ;
- (d) any administration costs incurred or assessed by the housing authority in the carrying out of the housing project or the construction of the dwellings comprised therein or incurred or assessed in the purchase of the land upon which the housing project is carried out, but so that the total of all such costs shall not exceed ten shillings per centum of the amount referred to in sub-paragraph (a) of this paragraph or such other percentage as may from time to time be agreed upon by the Treasurer of the Commonwealth and the Treasurer of a State ;
- (e) the cost of the land upon which the housing project is carried out (including land dedicated or otherwise set apart for streets, roads or thoroughfares or for parks, gardens, reserves, or other public open spaces) together with any interest paid or payable by the housing authority upon the purchase price of the land from the time of the purchase thereof until the completion of the housing project, and together with any local government, water, sewerage or other rates and taxes paid or payable by the housing authority in respect of the said land during the said period (whether any such rates and taxes are payable to the Government of the State or otherwise) : Provided that the amount of the said cost in respect of land dedicated or set apart for parks, gardens,

THE SCHEDULE—*continued*.

reserves or other public open spaces which may be included in the capital cost shall not exceed fifteen per centum of the cost of all the land referred to in this sub-paragraph, or such other percentage as may from time to time be agreed between the Treasurer of the Commonwealth and the Treasurer of a State ;

- (f) the cost incurred by the housing authority for the purposes of forming, making, paving, kerbing or draining any streets, roads or thoroughfares for the purpose of the housing project ; and
- (g) the cost incurred by the housing authority of draining or otherwise making suitable for the purpose of the housing project, any land comprised in the housing project.

2. The capital cost of any dwelling included in a housing project shall be ascertained as follows :—

- (a) If all the dwellings included in the housing project provide the same or substantially the same accommodation and are of the same kind of construction, the capital cost of each dwelling shall be the quotient obtained by dividing the capital cost of the housing project by the number of dwellings included therein.
- (b) If more than one type of dwelling is included in the housing project and so that the accommodation provided in each type is substantially different from the accommodation provided in the other types of dwellings, the capital cost of the dwellings of each type which are of the same kind of construction shall be the total of—
 - (i) the quotient obtained by dividing the total of the amounts mentioned in sub-paragraphs (a) and (b) of paragraph 1 of this Schedule and expended or paid or payable for the purpose of the construction of dwellings of that type and of that kind of construction, by the total number of dwellings of that type and of that kind of construction ; and
 - (ii) the quotient obtained by dividing the total of the amounts mentioned in sub-paragraphs (c) to (g) (inclusive) of paragraph 1 of this Schedule, by the total number of dwellings included in the housing project.
- (c) If dwellings of more than one kind of construction are included in the housing project, the capital cost of dwellings of each kind of construction shall be ascertained in the manner provided by sub-paragraph (b) of this paragraph and the provisions of that sub-paragraph shall *mutatis mutandis* apply accordingly.

3. If at any time it is necessary for the housing authority to ascertain the capital cost of a dwelling and to fix the economic rent thereof, and by reason of the non-completion of the whole of the housing project in which the dwelling is comprised or for any other reason, the capital cost cannot be ascertained exactly, the housing authority shall make an estimate of the probable capital cost of the dwelling and fix the economic rent of the dwelling upon that estimate. The actual capital cost of the dwelling shall be ascertained by the housing authority as soon as may be and, if the actual capital cost differs from the estimated capital cost, the economic rent of the dwelling shall be varied accordingly.

4. The economic rent of any dwelling shall be calculated by the housing authority according to the following formula :—

(a) Annual amortisation allowance to provide for payment of interest (at the appropriate rate payable by the State to the Commonwealth) on the capital cost of the dwelling over 53 years or over such shorter period as may be agreed upon according to clause 6 of this Agreement and repayment of principal	_____
(b) Maintenance	_____
(c) Rates and taxes	_____
(d) Insurance	_____
Sub-total	_____
Vacancies and defaults (5 per cent. of sub-total)	_____
(e) Administration	_____
Annual Rent	_____
(f) Economic rent ($\frac{7}{365}$ of annual rent)	_____

THE SCHEDULE—*continued*.

- (a) The amortisation allowance shall be an amount which is sufficient to make provision for the repayment to the Commonwealth of the advance concerned and interest thereon as provided for by clause 6 of this Agreement. The amortisation allowance shall be so computed that the capital cost shall be recouped to the housing authority together with interest on the capital cost or any outstanding balance thereof, by means of equal annual instalments of principal and interest during the whole period for the amortisation of the capital cost.
 - (b) The amount to be included for maintenance shall be the amount fixed by the housing authority from time to time. The amount so fixed shall, except when varied by the housing authority, be constant over the amortisation period in respect of the dwelling and be an amount which, in the opinion of the housing authority, will be sufficient to provide for reasonable maintenance charges likely to be incurred throughout the amortisation period.
 - (c) The amount to be included for rates and taxes shall be such amount as the housing authority from time to time considers sufficient to meet the payments of local government, water, sewerage and other rates and of taxes levied upon the dwelling and its appurtenant land.
 - (d) The amount to be included as insurance shall be such amount as the housing authority from time to time considers sufficient to provide for the purpose, but shall not exceed the appropriate basic premium rates from time to time determined by the War Service Homes Commissioner with respect to property insured in pursuance of section 38 of the *War Service Homes Act* 1918 of the Commonwealth as amended from time to time.
 - (e) The amount to be included for administration shall be such amount, not exceeding five pounds per dwelling per annum, as is fixed from time to time by the housing authority.
 - (f) The amount to be fixed as the economic rent shall, if the amount fixed according to the formula is not a multiple of sixpence, be the next higher amount being such a multiple.
5. Subject to compliance with the other provisions of this Schedule, the housing authority may from time to time vary the economic rent payable in respect of any dwelling.
6. The housing authority may fix as the economic rent of any dwelling a sum which is greater or less than the amount which, in accordance with the formula in paragraph 4 of this Schedule, should be fixed as the economic rent, but the total of all rents fixed as economic rents for all dwellings in all the housing projects of the housing authority completed at the time of fixation shall be not less than the amount which would be the total of all economic rents fixed for all those dwellings if fixed in accordance with the formula in paragraph 4 of this Schedule.

THE SECOND SCHEDULE TO THE COMMONWEALTH AND
STATE HOUSING AGREEMENT.

MANNER OF ASCERTAINING LOSSES INCURRED BY A STATE IN OR IN CONNEXION
WITH THE ADMINISTRATION OF HOUSING PROJECTS.

1. As soon as practicable after the end of each financial year, the Treasurer of the State shall supply to the Treasurer of the Commonwealth a statement showing the amount of any losses incurred by the State during the financial year in respect of its housing projects. The following provisions shall apply for the purpose of preparing any such statement.
2. The basis on which any such statement shall be prepared for any such losses ascertained in respect of any financial year shall be the basis of cash receipts and payments for that financial year.

THE SCHEDULE—*continued*.

3. The statement shall be divided into two parts, one headed "Receipts" and the other headed "Payments".
 4. The part headed "Receipts" shall consist of the following :—
 - (a) the amounts actually received during that financial year as rents from tenants of all dwellings included in the housing projects ; and
 - (b) any other amounts actually received as revenue during that financial year from the housing projects.
 5. The part headed "Payments" shall consist of the following :—
 - (a) the total of any amounts paid by the housing authorities during that financial year for the administration costs of the housing authorities in respect of the letting and management of dwellings included in the housing projects, and otherwise in the administration and management of the housing projects but not including any administration costs included as part of the capital costs of any dwellings ;
 - (b) the total of any amounts paid by the housing authorities during that financial year for the maintenance of the dwellings included in the housing projects and any land appurtenant to any such dwellings ;
 - (c) the total of any amounts paid by the housing authorities during that financial year by way of local government, water or sewerage, or other rates or by way of taxes payable in respect of the dwellings included in the housing projects, or any land appurtenant to any such dwellings, and whether any such rates or taxes were paid to the Government of the State or otherwise ;
 - (d) the total of any amounts paid by the housing authorities during that financial year to rebuild or repair any dwelling included in the housing projects which has been destroyed or damaged by fire or otherwise ;
 - (e) the total of any amounts paid by the housing authorities during that financial year as interest on any loan advanced to the housing authorities by the State for the purpose of carrying out any housing project and which has not been included as part of the capital cost of the housing project ; and
 - (f) the total of any amounts paid by the housing authorities in repayment of any loan advanced to them by the State for the purpose of carrying out any housing project.
 6. If the total of the part headed "Payments" exceeds the total of the part headed "Receipts" the total of the part headed "Receipts" shall be subtracted from the total of the part headed "Payments" and the sum so obtained shall be deemed to be the loss incurred by the State in that year and shall be allocated as to three-fifths to the Commonwealth and as to two-fifths to the State.
 7. Any statement made pursuant to this Schedule shall be certified as correct by the Auditor-General of the State.
 8. For the purpose of ascertaining any loss incurred during any financial year in respect of housing projects the receipts and payments in respect of that financial year only shall be taken into account and no regard shall be had to any receipts and payments in any previous financial year received or made by the housing authority, the Commonwealth, or the State.
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THE SCHEDULE—*continued*.

IN WITNESS whereof the Prime Minister of the Commonwealth of Australia and the Premiers of each of the States of New South Wales, Victoria, Queensland, South Australia, Western Australia, and Tasmania have signed this agreement respectively for and on behalf of the Commonwealth of Australia and of the said States.

Signed by the Prime Minister of the Commonwealth of Australia
for and on behalf of the said Commonwealth in the presence of—
M. L. TYRRELL. } J. B. CHIFLEY.

Signed by the Premier of the State of New South Wales for and on
behalf of the said State in the presence of—
J. W. FERGUSON. } W. J. McKELL.

Signed by the Premier of the State of Victoria for and on behalf
of the said State in the presence of—
J. L. GILLIES. } IAN MACFARLAN.

Signed by the Premier of the State of Queensland for and on behalf
of the said State in the presence of—
E. A. FERGUSON. } FRANK A. COOPER.

Signed by the Premier of the State of South Australia for and on
behalf of the said State in the presence of—
M. A. F. PEARCE. } T. PLAYFORD.

Signed by the Premier of the State of Western Australia for and on
behalf of the said State in the presence of—
ALEX. J. REID. } J. F. S. WISE.

Signed by the Premier of the State of Tasmania for and on behalf
of the said State in the presence of—
E. PARKES. } R. COSGROVE.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 29 of 1945.

An Act to amend the Evidence Act, 1929-1941.

[Assented to 3rd January, 1946.]

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

1. (1) This Act may be cited as the “ Evidence Act Amendment Act, 1945 ”. Short titles.

(2) The Evidence Act, 1929-1941, as amended by this Act, may be cited as the “ Evidence Act, 1929-1945 ”.

(3) The Evidence Act, 1929-1941, is hereinafter called “ the principal Act ”.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. The following sections are enacted and inserted in the principal Act after section 34 thereof :— Enactment of ss. 34a and 34b of principal Act—

34a. Where a person has been convicted of an offence, and the commission of that offence is in issue or relevant to any issue in a civil proceeding, the conviction shall be evidence of the commission of that offence admissible against the person convicted or those who claim through or under him but not otherwise : Provided that a conviction other than upon information in the Supreme Court shall not be admissible unless it appears to the court that the admission is in the interests of justice. Proof of commission of offence.

34b. Where in any proceedings in the Supreme Court in its matrimonial causes jurisdiction a person has been found guilty of adultery, the decree or order of the court reciting or based upon that finding shall be admissible in Proof of adultery.

any subsequent proceedings in the Supreme Court in its matrimonial causes jurisdiction as evidence of the adultery as against that person, notwithstanding that the parties to the proceedings in which the finding is tendered are not the same as in the proceedings in which the decree or order was made.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 30 of 1945.

An Act to amend the Marketing of Eggs Act, 1941.

[Assented to 3rd January, 1946.]

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

1. (1) This Act may be cited as the "Marketing of Eggs Act Amendment Act, 1945". Short titles.

(2) The Marketing of Eggs Act, 1941, as amended by this Act, may be cited as the "Marketing of Eggs Act, 1941-1945".

(3) The Marketing of Eggs Act, 1941, is hereinafter called "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. Section 35 of the principal Act is amended by striking out all words therein after the word "until" in the first line thereof and inserting in lieu thereof the words "the thirtieth day of September, nineteen hundred and forty-nine". Amendment of s. 35 of principal Act—Duration of Act.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 31 of 1945.

An Act to amend the Police Pensions Act, 1929-1943.

[Assented to 3rd January, 1946.]

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, 1945".

(2) The Police Pensions Act, 1929-1943, as amended by this Act, may be cited as the " Police Pensions Act, 1929-1945 ".

(3) The Police Pensions Act, 1929-1943, is hereinafter called " the principal Act ".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of
s. 11 of the
principal Act—
Liability to
contribute.

3. Section 11 of the principal Act is amended :—

(a) by striking out the words " subsection (3) of " in the first line of subsection (2) ;

(b) by inserting at the end thereof the following subsections :—

(4) Where a person joins the force after attaining the age of thirty-five he may by notice in writing given to the Public Actuary within two months after he so joins, elect not to contribute to the fund, in which case he shall not be a contributor.

(5) A person who joined the force before the passing of the Police Pensions Act Amendment Act, 1945, and had before he so joined attained

the age of thirty-five may by notice in writing given to the Public Actuary within two months after the passing of the said Act elect to withdraw from the fund.

If he does so elect, he shall cease to be a contributor and shall be entitled to a refund of the amount of the contributions paid by him under this Act.

4. Section 12 of the principal Act is amended by inserting before the word "member" wherever occurring in that section the word "male".

Amendment of
s. 12 of the
principal Act—
Contributions.

5. The following section is enacted and inserted in the principal Act after section 12 thereof:—

Enactment of
s. 12a of
principal Act—

12a. The annual contribution payable by a female member shall be calculated by deducting from the amount of the annual contribution which would be payable by a male member of the force whose age at his next birthday after commencing to contribute was the same as the age of the female member at her next birthday after commencing to contribute, either one-tenth of that amount or the sum of seven pounds whichever is less.

Amount of
contribution by
female
members.

6. Section 17 of the principal Act is amended by adding at the end thereof the following subsection:—

Amendment of
s. 17 of
principal Act—
Rate of pension.

(3) The rates of pension prescribed by subsection (2) of this section shall apply to all payments of pension made after the passing of the Police Pensions Act Amendment Act, 1945, to persons who were pensioners when the Police Pensions Act Amendment Act, 1942, was passed, or became pensioners after that time.

7. The following section is enacted and inserted in the principal Act after section 23 thereof:—

Enactment of
s. 23a of
principal Act—

23a. (1) Where a contributor to the fund is transferred to the public service he may elect to remain a contributor to the fund.

Provision as to
transfers to
public service.

(2) If he so elects—

(a) his contributions to the fund shall cease on his attaining the age of sixty;

(b) when he retires from or otherwise leaves the public service, pensions and benefits shall be payable to him and his widow and children as if his

service in the public service had been service in the force ;

- (c) if he continues to be employed in the public service after attaining the age of sixty, he shall while so employed be entitled to pension at half the rate which would be payable to him on retirement from the force at the age of sixty.

(3) A person who elects to remain a contributor to the fund pursuant to this section shall not contribute to The South Australian Superannuation Fund.

(4) In this section "the public service" means any employment under the Government of the State other than employment as a member of the force.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 32 of 1945.

An Act to amend the Stamp Duties Act, 1923-1944.

[Assented to 3rd January, 1946.]

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

1. (1) This Act may be cited as the "Stamp Duties Act Amendment Act, 1945". Short titles.

(2) The Stamp Duties Act, 1923-1944, as amended by this Act may be cited as the "Stamp Duties Act, 1923-1945".

(3) The Stamp Duties Act, 1923-1944, is hereinafter called "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. Paragraph 23 of the second schedule to the principal Act is amended so as to read as follows :— Amendment of second schedule of principal Act, paragraph 23—

23. Any conveyance, transfer, or mortgage to which a prescribed person is a party and which is executed or entered into in connection with the purchase or gift of any land on which the prescribed person resides or intends to reside shall be exempt from stamp duty on so much of the amount on which the duty is chargeable as does not exceed twelve hundred pounds: Provided that a conveyance transfer or mortgage shall not be exempt under

General exemptions.

this paragraph unless the Commissioner is satisfied by such evidence as he requires—

- (a) that the purchase or gift is made for the purpose of enabling the prescribed person to become the owner, or lessee from the Crown, of a dwelling house in which he resides or intends to reside;
- (b) that a conveyance transfer or mortgage to which the prescribed person was a party and which was executed or entered into in connection with any other purchase or gift of land on which the prescribed person resided or intended to reside, has not previously been exempt from stamp duty pursuant to this paragraph or any enactment relating to advances for homes.

In this paragraph—

“prescribed person” means—

- (a) a person who, during any war in which the Commonwealth is or was engaged, has served as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any part of His Majesty's Dominions, whether or not he is still so serving at the time when he claims exemption under this paragraph;
- (b) a person who, during any such war, was employed in seagoing service on a ship registered in any territory under the dominion of His Majesty the King whether or not he is still so employed at the time when he claims exemption under this paragraph;
- (c) the widow of any deceased person who during his lifetime served or was employed as mentioned in paragraph (a) or (b) of this definition;

“land” includes the fee simple of any land and the estate and interest of a lessee of land held under a Crown lease, and of a purchaser of land held under an agreement for sale and purchase granted by the Crown.

Application of
this Act.

4. (1) Section 3 of this Act shall be deemed to have come into force on the fourteenth day of December nineteen hundred and forty-four.

(2) Where any sum, being the whole or a part of any duty paid since the fourteenth day of December, nineteen hundred and forty-four, would not have been payable as duty if this Act had been in force at the time of payment, the Treasurer on application by or on behalf of the person who paid that sum may refund it to him out of money appropriated by Parliament for the purpose.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 33 of 1945.

An Act to authorize the execution by or on behalf of the State of an agreement between the State and the Commonwealth in relation to War Service Land Settlement.

[Assented to 3rd January, 1946.]

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 " War Service Land Settlement Agreement Act, 1945 ".

Execution of agreement authorized.

2. The execution by or on behalf of the State of an agreement between the State and the Commonwealth substantially in the form contained in the schedule to this Act is hereby authorized ; and any agreement executed pursuant to this section shall be deemed to be approved by the Parliament of the State and shall be binding on the State.

Power to carry out agreement.

3. For the purpose of carrying into effect any agreement made pursuant to this Act any Minister or other authority of the State may—

- (a) exercise any power conferred upon him or it by any other Act relating to Crown lands ;
- (b) enter into any transaction or do any act, matter, or thing recommended by The Land Board.

Financial provision.

4. The moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for those purposes.

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

C. W. M. NORRIE, Governor.

THE SCHEDULE.

AGREEMENT made the _____ day of _____, one thousand nine hundred and forty-five, BETWEEN THE COMMONWEALTH OF AUSTRALIA (in this agreement called "the Commonwealth") of the first part and THE STATE OF _____ (in this agreement called "the State") of the second part.

WHEREAS at a conference of Commonwealth and State Ministers at Canberra on the twenty-second day of August, one thousand nine hundred and forty-five, certain proposals were agreed to with a view to the settlement on land in the State of discharged members of the Forces and other eligible persons :

AND WHEREAS it is expedient that an agreement be made between the Commonwealth and the State in order to carry into effect the said proposals :

NOW IT IS HEREBY AGREED as follows :—

1. This agreement shall have no force or effect and shall not be binding on either party unless and until it is approved by the Parliament of the State.

2. (1) In this agreement—

"applicant" means a person applying to participate under the scheme :

"Crown land" means Crown land as defined in the land laws of the State :

"eligible person" means—

(a) a discharged member of the Forces who has been honourably discharged after not less than six months' war service, or having, in the opinion of the appropriate State authority, been materially prejudiced by reason of his war service, has been honourably discharged after less than six months' war service ; or

(b) a person included in a class of persons (if any) which the Commonwealth with the concurrence of the State determines shall be deemed eligible to participate in land settlement under the scheme :

"holding" means the land allotted to a settler under the scheme :

"member of the Forces" has the same meaning as in section 4 of the Re-establishment and Employment Act, 1945, of the Commonwealth :

"private land" means all land other than Crown land :

"settler" means a person who has been allotted a holding under the scheme :

"the scheme" means the scheme of land settlement contained in this agreement :

"the war" means the war which commenced on the third day of September, one thousand nine hundred and thirty-nine, and includes any other war in which His Majesty became engaged after that date and before the date of this agreement :

"war service" has the same meaning as in paragraphs (a), (b), (c), (d), and (e), of the definition of "war service" in section 4 of the Re-establishment and Employment Act, 1945, of the Commonwealth.

(2) For the purposes of this agreement, a member of the Forces who has ceased to be engaged on war service shall be deemed to have been discharged.

3. Land settlement under the scheme shall be carried out in accordance with the following principles :—

(a) Settlement shall be undertaken only where economic prospects for the production concerned are reasonably sound, and the number of eligible persons to be settled shall be determined primarily by opportunities for settlement and not by the number of applicants.

(b) Applicants shall not be selected as settlers unless a competent authority is satisfied as to their eligibility, suitability and qualifications for settlement under the scheme and their experience of farm work.

(c) Holdings shall be sufficient in size to enable settlers to operate efficiently and to earn a reasonable labour income.

(d) An eligible person deemed suitable for settlement shall not be precluded from settlement by reason only of lack of capital, but a settler will be expected to invest in the holding such proportion of his own financial or other resources as is considered reasonable in the circumstances by the appropriate State authority.

(e) Adequate guidance and technical advice shall be made available to settlers through agricultural extension services.

4. (1) The State shall administer the scheme on behalf of the Commonwealth.

(2) The Commonwealth shall, in the manner hereinafter provided, make the major financial contribution and be responsible (after fullest consultation with the State) for policy decisions in relation to the scheme and exercise general supervision over its administration.

(3) The State shall initiate proposals for settlement under the scheme, but the Commonwealth may initiate proposals where these are directly associated with any matter in respect of which the Commonwealth has power to make laws.

5. The Commonwealth shall provide capital moneys required for the purpose of acquiring, developing and improving land for settlement under and in accordance with the terms of this agreement.

6. (1) The Commonwealth shall bear the cost of Commonwealth administration of the scheme.

(2) The Commonwealth shall provide training and pay to applicants selected for training, living allowances and certain transport and other expenses incidental to their training.

(3) The Commonwealth shall provide living allowances for settlers during the assistance period referred to in clause 13 of this agreement and meet the cost involved in the remission of rent and interest provided for in that clause.

(4) The Commonwealth shall make a capital contribution in respect of each holding of an amount equal to three-fifths of the excess of the total cost involved in acquiring, developing and improving the holding over the sum of valuations of the land and improvements.

(5) The amount of capital contribution to be determined in accordance with the last preceding subclause shall, if required by a State, be separately and independently assessed in respect of land and improvements.

(6) The valuations referred to in subclause (4) of this clause shall be made by officers appointed by the Commonwealth and State in consultation for the purpose.

(7) In making the valuations, the officers shall have regard to the need for the proceeds of the holding (based on conservative estimates over a long-term period of prices and yields for products) being sufficient to provide a reasonable living for the settler after meeting such financial commitments as would be incurred by a settler possessing no capital.

(8) Where settlement is on Crown land, an amount to be agreed upon between the Commonwealth and the State shall be included in the total cost referred to in subclause (4) of this clause to cover the State's interest in the land.

(9) The Commonwealth shall bear any losses arising out of arrangements made in accordance with clause 15 of this agreement.

(10) Subject to clause 7 of this agreement, the Commonwealth shall be responsible for all other costs arising directly from settlement under the scheme.

7. (1) The State shall, subject to subclause (3) of clause 16 of this agreement, bear the cost of State administration of the scheme.

(2) The State shall make a capital contribution in respect of each holding of an amount equal to two-fifths of the excess referred to in subclause (4) of clause 6 of this agreement.

8. Any excess of the total costs involved in acquiring, developing, and improving the holding over the valuations made in accordance with the provisions of clause 6 of this agreement shall be written off and such valuations shall, unless otherwise agreed by the Commonwealth and the State, be accepted for the purpose of applying the terms and conditions relating to tenure of land made available for settlement under this agreement.

9. All financial matters relating and incidental to the carrying out of the scheme shall be arranged in a manner satisfactory to the Treasurer of the Commonwealth and the Treasurer of the State.

10. The following procedure shall be observed in connection with the approval of proposals for settlement under the scheme brought forward by the State :—

(a) After the State has selected such land as appears suitable for settlement, it shall immediately take all practicable and necessary measures to prevent the land or any part thereof being dealt with otherwise than as is provided in this agreement.

(b) The State shall submit to the Commonwealth certain information to be agreed upon by the Commonwealth and the State and shall confer with the Commonwealth to determine whether a detailed survey of the land is required, and, if both the Commonwealth and the State agree that a detailed survey is required, this will be undertaken by the State with the assistance where necessary of relevant Commonwealth authorities : Provided that if, before

the fifth day of October, one thousand nine hundred and forty-four, the State had selected land for settlement and completed or substantially completed all surveys thereof considered necessary by the Commonwealth, the State may immediately submit the proposals in the manner provided in the next succeeding paragraph, and no further survey of the land shall be required.

- (c) The State shall submit to the Commonwealth details of proposals for settlement including plans and such particulars relating to the proposed subdivision, development and use of the land as the State and the Commonwealth agree upon.
- (d) The Commonwealth and the State shall confer on each proposal and decide whether it should be accepted, either with or without alteration or modification, as an approved plan of settlement.

11. (1) The State shall set apart Crown land or with funds provided by the Commonwealth resume for settlement Crown land and acquire compulsorily or by agreement private land comprised in an approved plan of settlement at a value to be approved by the Commonwealth, and will hold the same for use for the purposes of the scheme.

(2) Where Crown land is set apart or resumed for the purpose of settlement, the State shall be credited with such amount as the Commonwealth and the State agree represents the interest of the State in the land.

(3) Where Crown leasehold is resumed or acquired either compulsorily or by private agreement the State shall be credited with such amount as the Commonwealth and the State agree represents the interest of the State in the land.

(4) The State shall sub-divide, develop and improve the land to a stage where it can be brought into production by a settler within a reasonable time having regard to the type of production proposed.

12. The following principles shall be adhered to in training, selecting and settling applicants under the scheme :—

- (a) An eligible person may apply to participate under the scheme not more than five years after—
 - (i.) the fifteenth day of August, one thousand nine hundred and forty-five ;
or
 - (ii.) the date when he ceased to be engaged on war service,
whichever is the later.
- (b) An applicant for settlement shall apply to the appropriate State authority, which shall, on behalf of the Commonwealth—
 - (i.) determine whether an applicant is an eligible person ; and
 - (ii.) classify eligible persons as suitable (either immediately or after training or further experience) or as unsuitable for settlement.
- (c) Where training or further experience is considered desirable by the State authority, it shall be provided mainly by employment with farmers approved by the State authority.

13. (1) There may be granted to a settler during the period of one year next following the allotment of a holding to him (hereinafter referred to as “the assistance period”) a living allowance at such rate and subject to such conditions as may be fixed by the Commonwealth.

(2) During the assistance period the settler shall not be required to pay any rent or interest in respect of the holding or to make any payments on account of principal or interest in respect of advances (other than advances for working capital) made under clause 15 of this agreement.

(3) In special circumstances and upon conditions approved by the Commonwealth, further assistance may in any particular case be extended beyond the said period of one year.

14. (1) The net proceeds of the holding during the assistance period shall be paid to an authority prescribed by the Commonwealth (after consultation with the State) and credited by that authority against future obligations of the settler in respect of advances for stock, plant and equipment, and improvements, and in respect of rent in a proportion to be determined by the authority.

(2) The authority may, in any particular case, waive the requirements of the last preceding subclause if, in its opinion, the circumstances of the case are such that it is desirable to do so.

(3) Wherever practicable the whole of a settler's finances relating to his settlement under the scheme, including the collection of rent in respect of the holding, shall be controlled by one authority.

15. (1) The Commonwealth in consultation with the State will arrange with an authority in that State to make advances to settlers, upon such conditions as may be agreed upon between the Commonwealth and the State, for the purpose of providing working capital and paying for and effecting improvements and acquiring stock, plant and equipment.

(2) The arrangements referred to in the last preceding subclause may include the giving of guarantees to the authority by the Commonwealth.

16. (1) Holdings will be allotted by the State on perpetual leasehold tenure. The general terms and conditions of the lease shall be approved by the Commonwealth.

(2) The rent payable under the lease shall be recommended to the Commonwealth by the officers appointed to make the valuations referred to in subclause (4) of clause 6 of this agreement.

(3) The rent payable under the lease may include an amount calculated at a rate to be agreed upon between the Commonwealth and the State in respect of the cost of State administration of the scheme arising after the allotment of the holding to the settler. This amount shall be retained by the State and the balance of the rent shall be credited by the State to the Commonwealth.

(4) The lease may provide for concession rentals in accordance with the state of development of the holding.

(5) Structural improvements on the holding may be leased or acquired by the settler in accordance with the practice of the State.

(6) In the event of the lease being surrendered or terminated in pursuance of the conditions of the lease, the Commonwealth shall pay to the settler compensation for any improvements effected by him which are essential for the working of the property after allowing for any amounts owing to the Crown or the credit authority.

(7) The lease will not be transferable by the settler except with the consent of the Commonwealth and the State and on such conditions as the Commonwealth and the State agree upon.

17. Wherever it appears that land held by the State for the purpose of this agreement is no longer required for this purpose, it may be disposed of or dealt with in such manner as the Commonwealth and the State may agree upon.

18. In the State there may be established an authority to investigate and determine such matters arising between a settler and the State as the Commonwealth and the State agree may be referred to it for determination. The form and constitution of this authority shall be agreed upon by the Commonwealth and the State.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 34 of 1945.

An Act to provide for the registration of bakehouses, for the regulation of the hours during which bread may be baked, and for other purposes.

[Assented to 10th January, 1946.]

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 “ Bakehouses Registration Act, 1945 ”. Short title.

2. This Act shall come into force on a day to be fixed by proclamation. Commence-
ment of Act.

3. (1) In this Act, except where the context or subject matter requires a different construction— Interpretation.

“ bakehouse ” means any premises in which bread is baked by way of trade or for purposes of gain :

“ board ” means local board of health or county board within the meaning of the Health Act, 1935-1943 :

“ metropolitan area ” means metropolitan area as for the time being defined by Part II. of the Industrial Code, 1920-1943.

(2) In this Act, the term “ the board ” means with respect to any part of the State comprised within a county district within the meaning of the Health Act, 1935-1943, the county board for that district and with respect to any other part of the State means the local board of health in the district comprised in that part of the State.

Registration of Bakehouses.

Penalty for
using
unregistered
bakehouse.

4. If after three months after the commencement of this Act any person uses or occupies any bakehouse which is not duly registered as required by this Act, he shall be guilty of an offence and liable to a penalty not exceeding five pounds for every day during which the unregistered bakehouse is used or occupied.

Application
for and grant
of registration.

5. (1) Application for registration of a bakehouse shall be made in writing to the board and every application shall be accompanied by the prescribed fee.

(2) If satisfied that the premises in respect of which the application is made are fit and proper to be used as a bakehouse and that the premises comply with the regulations, the board, subject to section 7, may register the premises as a bakehouse.

Duration of
registration.

6. Every registration shall continue in force until the thirtieth day of June next after the grant of the registration.

Provision as
to existing
bakehouses.

7. If, before the thirtieth day of June, nineteen hundred and forty-seven, application is made for the registration as a bakehouse of any premises, then notwithstanding subsection (2) of section 5, the board shall register the premises as a bakehouse notwithstanding that the bakehouse does not comply with the requirements of the said subsection, but if application is made for the further registration of that bakehouse, the bakehouse shall not be registered unless the bakehouse then complies with the requirements of the said subsection.

Regulation of the Hours of Baking.

Regulation of
the hours of
baking of bread
in the
metropolitan
area.

8. (1) No person carrying on or employed in the trade or calling of a baker shall make or bake, or assist at the making or baking of bread during any of the following periods :—

- I. Between six o'clock in the afternoon on any Friday and midnight on the following Sunday when the ensuing Monday is not a public holiday: Provided that if any Friday is a public holiday this paragraph shall not apply to the making or baking, or the assisting at the making or baking of bread between six o'clock in the afternoon of that Friday and twelve o'clock noon on the following Saturday :
- II. Between twelve o'clock noon on any Saturday and midnight on the following Monday if that Monday is a public holiday :

III. Between six o'clock in the afternoon on any day preceding any one or more consecutive public holidays and midnight on that public holiday or where there is more than one such public holidays on the last of those public holidays : Provided that this paragraph shall not apply where any of the public holidays is a Friday or a Sunday :

IV. Between six o'clock in the afternoon on any day preceding a Friday which is a public holiday and six o'clock in the afternoon of that Friday being a public holiday :

v. On any day or at any hour prohibited by regulation.

(2) This section shall apply only within the metropolitan area.

(3) This section shall not apply—

(a) to the preparation, mixing, or making of any dough, whether by hand or machinery ; or

(b) to the firing of any oven by a doughmaker whilst waiting in attendance for the preparation, mixing, or making of dough ; or

(c) to the baking of bread for supply to ships in accordance with a permit granted by the board and in accordance with any terms and conditions fixed by the board on the granting of the permit.

(4) The board may grant any such permit as is referred to in paragraph (c) of subsection (3). The grant of any such permit shall be in the discretion of the board and may be subject to such terms and conditions as the board thinks fit. Any such permit may, at the discretion of the board, be revoked at any time by the board.

(5) Any person who commits any contravention of this section shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Miscellaneous.

9. (1) The Governor may make regulations—

Regulations.

(a) prescribing fees to be paid on applications for registration of bakehouses, prescribing forms to be used for such applications, for certificates of registration of bakehouses and for other purposes of this Act, and prescribing for and the fees payable on the transfer of the registration of bakehouses ;

- (b) prescribing requirements to be complied with in bakehouses before the registration thereof ;
 - (c) prescribing any requirements to be complied with in bakehouses to secure cleanliness and otherwise to protect the public health ;
 - (d) prescribing any day or days during which or any hour or hours at which baking of bread shall be prohibited as provided by section 8 ;
 - (e) prescribing any other matters necessary or convenient for carrying this Act into effect ;
 - (f) prescribing penalties not exceeding ten pounds, for the breach of any regulation.
- (2) Any regulation made as aforesaid may be made to apply only to any specified part or parts of the State.

Proceedings
for offences.

10. All proceedings for offences against this Act shall be disposed of summarily.

Evidentiary
provision.

11. In any proceedings for an offence against this Act the allegation in the complaint that any specified premises are not registered under this Act shall, in the absence of proof to the contrary, be sufficient evidence of the matter so alleged.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 35 of 1945.

An Act relating to the rights of certain employees of the Crown and other persons who became members of the fighting forces, and for other purposes incidental thereto.

[Assented to 10th January, 1946.]

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 “ War Service Rights (State Employees) Act, 1945 ”. Short title.

2. In this Act “ member of the forces ” has the same meaning as in the Commonwealth Act called “ Re-establishment and Re-employment Act, 1945 ”. Interpretation.

3. (1) Where a person, being a junior teacher in the Education Department or a student at the Teachers College, became a member of the forces, the Minister of Education shall have power and shall be deemed always to have had power—
 - (a) to make a nominal appointment of that person, either during or after his service in the forces, to any position in the Education Department to which in the Minister’s opinion, that person might have been appointed had he not become a member of the forces ;
 - (b) to fix the day on which any such nominal appointment shall take effect or be deemed to have taken effect ;
 - (c) to pay to any person who has received or receives a nominal appointment such as mentioned in this section, the whole or any part of the salary appro-

Nominal appointments granted to junior teachers and students.

priate to the position to which he has been nominally appointed, notwithstanding that that person is not or was not actually employed in that position.

(2) The Treasurer shall have power and shall be deemed always to have had the power to pay contributions to the South Australian Superannuation Fund on behalf of any person who has received a nominal appointment such as mentioned in this section.

(3) This section, without further appropriation, shall be sufficient authority for payments out of the general revenue of the State, whether such payments were or are made before or after the passing of this Act, of salaries to persons who have received nominal appointments such as mentioned in this section at the rates appropriate to those appointments.

Overpayment
of salary to
State
employees on
active service.

4. Where an employee of the State dies on or as a result of service as a member of the forces and any overpayment of salary due to that employee has been made to any person, the Minister controlling the department in which the person was employed may direct that the whole or any part of the amount of the overpayment so made shall be written off, and thereupon no person shall be liable to repay the amount of the overpayment to the Crown.

General
provision.

5. (1) If any doubt or difficulty arises in relation to the salary, superannuation contributions, status or rights of any employee or ex-employee of the Crown who, while being such an employee became a member of the forces, the Governor may direct what is to be done in the circumstances, or that anything which has been done shall be valid, and such direction shall have the force of law.

(2) The power conferred upon the Governor by this section shall include power to direct what payments (if any) shall be made to or on behalf of any person, and to whom those payments shall be made.

(3) In this section "employee of the Crown" includes a student at the Teachers College.

Appropriation.

6. This Act, without further appropriation, shall be sufficient authority for making any payments out of the general revenue of the State for any purposes mentioned in this Act and not otherwise provided for.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 36 of 1945.

An Act to amend the Early Closing Act, 1926-1940.

[Assented to 17th January, 1946.]

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

1. (1) This Act may be cited as the "Early Closing Act Amendment Act, 1945". Short titles

(2) The Early Closing Act, 1926-1940, as amended by this Act, may be cited as the "Early Closing Act, 1926-1945".

(3) The Early Closing Act, 1926-1940, is hereinafter called "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. (1) Subsection (1) of section 35 of the principal Act is amended— Amendment of
s. 35 of the
principal Act—
Closing times

- (a) by inserting after the word "shops" in the second line the words "and hairdressers' shops and saloons";
- (b) by striking out the words "and Thursday" in paragraph (a) thereof and inserting in lieu thereof the words "Thursday and Friday";
- (c) by striking out the words "nine o'clock on Friday" in the sixth line thereof; and
- (d) by striking out the words "nine o'clock on Saturday" in paragraph (b) thereof.

(2) Subsection (2) of section 35 of the principal Act is amended so as to read as follows:—

(2) The closing time for tobacconists' shops and hair-dressers' shops and saloons in every shopping district shall be twelve-thirty o'clock on the compulsory weekly half-holiday and six o'clock on every other weekday.

(3) Subsection (3) of section 35 is repealed.

Amendment of
s. 36 of the
principal Act—
Closing times
when public
holidays occurs.

4. (1) Paragraph A. of subsection (1) of section 36 of the principal Act is amended—

(a) by striking out clause (b) of sub-paragraph (1) thereof and inserting in lieu thereof the following clause:—

(b) the closing time in such preceding week shall be five thirty o'clock on every weekday including Saturday;

(b) by striking out paragraphs III. and IV. and inserting in lieu thereof the following paragraph:—

III. when such holiday is kept on a Tuesday, Wednesday, Thursday or Friday the closing times on the other weekdays in such week, including Saturdays, shall be five-thirty o'clock.

(2) Paragraph B. of subsection (1) of section 36 of the principal Act is amended by striking out sub-paragraphs II. and III. thereof and inserting in lieu thereof the following sub-paragraph:—

II. The closing time in such week on every weekday other than the holiday shall be five-thirty o'clock

(3) Subsection (2) of section 36 of the principal Act is amended—

(a) by inserting after the word "shops" in the first line the words "and hairdressers' shops and saloons";

(b) by striking out the word "eight" in the second line and inserting in lieu thereof the word "six".

(4) Subsection (3) of section 36 is repealed.

Enactment of
s. 37a of
principal Act.

5. The following section is enacted and inserted in the principal Act after section 37 thereof:—

Opening of
shops outside
Metropolitan
District.

37a. (1) Notwithstanding any other provision of this Act, a shopkeeper of a shop outside the metropolitan shopping district, in which no other person other than the

shopkeeper his wife and children and his manager are employed may at any time—

(a) sell or deliver goods to any person who resides at least five miles from the shop and has within six hours previously travelled from his residence to the shop ;

(b) keep his shop open for so long as is necessary to effect such sale and delivery.

(2) The distance between a person's residence and a shop shall be calculated according to the shortest practical route.

6. The third schedule to the principal Act is amended by striking out the line 13 "Hairdressers' shops and saloons".

Amendment of
Third Schedule
of principal
Act—
Exempted
shops.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 37 of 1945.

An Act to amend the Education Act, 1915-1942.

[Assented to 17th January, 1946.]

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 " Education Act Amendment Act, 1945 ".

(2) The Education Act, 1915-1942, as amended by this Act, may be cited as the " Education Act, 1915-1945 ".

(3) The Education Act, 1915-1942, is in this Act called " the principal Act ".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of
s. 4 of
principal Act—
Interpretation.

3. Section 4 of the principal Act is amended by striking out the word " qualifying " before the word " certificate " in the definition of " qualifying certificate " and inserting in lieu thereof the word " progress ".

Amendment of
s. 15 of
principal Act—
Appointments.

4. Section 15 of the principal Act is amended by inserting therein after subsection (3) thereof the following subsection :—

(3a) The appointment of a teacher of sewing made before the enactment of this subsection shall not be invalid by reason only of the fact that the teacher was appointed to a school where a female teacher other than a monitor was employed.

5. Division III. of Part II. of the principal Act is repealed and the following Division is enacted and inserted in lieu thereof :—

Repeal and re-enactment of Division III. of Part II., Educational Policy Board.

Division III—The Educational Policy Board.

19. (1) The Governor may appoint a board to be called “The Educational Policy Board”. The said board is in this Division referred to as “the board”.

Establishment of the board.

(2) The board shall consist of the Director and four other members appointed by the Governor.

(3) The Director shall be chairman of the board and the Governor may appoint one of the other members of the board to be deputy chairman.

(4) Any person who is acting as Director during the temporary absence of the Director, or while there is a vacancy in the office of the Director, shall, while so acting, act as chairman of the board.

20. (1) Subject to this section, every member of the board other than the Director shall hold office for four years.

Term of office.

(2) One of the first members of the board other than the Director shall retire at the end of the first year, one at the end of the second year, and one at the end of the third year after his appointment. The member so to retire in each year shall be decided by drawing lots.

(3) A person appointed to a casual vacancy on the board shall hold office for the balance only of the term of the person in whose place he was appointed.

21. The members of the board shall be paid such remuneration and allowances as are fixed by the Governor.

Remuneration of board.

22. (1) The seat of a member of the board shall become vacant—

Casual vacancies.

(a) if he dies ;

(b) if he resigns by notice in writing given to the Minister ;

(c) if he is absent from more than four consecutive meetings of the board without leave granted by the Minister ; or

(d) if he is removed from the board by the Governor pursuant to this Act.

(2) The Governor may at any time remove a member of the board from his office if in the Governor's opinion

he has become incapable of performing the duties of his office, or has been guilty of neglect of such duties.

Quorum and
majority
decision.

23. (1) The Director or deputy chairman and any two other members shall constitute a quorum of the board for the transaction of business.

(2) A decision of the board shall not be valid unless at least three members of the board concur therein.

(3) In the absence of the Director or acting Director from a meeting of the board the deputy chairman shall act as chairman.

Staff of the
board.

23a. The Governor may appoint a secretary to the board and any other officers whom it requires to enable it to carry out its functions.

Validity of
decisions of
board.

23b. A decision, report or recommendation of the board shall not be invalid on the ground that at the time of the making thereof a vacancy existed on the board.

Functions of
the board.

23c. (1) The function of the board shall be to inquire into and report to the Minister upon all matters referred to the board by the Minister pursuant to this Act.

(2) The Minister may refer to the board for inquiry and report any proposals, projects or questions relating to any of the following matters, namely :—

- (a) opening and closing of schools ;
- (b) alterations in the nature, classification, staffing, or status of schools ;
- (c) building new schools or additions to schools ;
- (d) alterations in the general principles of selecting, training, appointing, classifying, promoting or transferring teachers ;
- (e) new regulations and alterations of and additions to regulations ;
- (f) general instructions to teachers ;
- (g) any new administrative or educational policy affecting schools ;
- (h) any other matter prescribed by regulation.

Abolition of
Advisory
Council of
Education.

23d. The Advisory Council of Education is hereby abolished.

Enactment of
Part IIA. of
principal Act—

6. The following headings and sections are enacted and inserted in the principal Act after section 28 thereof :—

PART IIA.

THE TEACHERS SALARIES BOARD.

Teachers
Salaries Board.*Constitution and General Powers of Board.*

28a. In this Part, unless the context otherwise requires, Interpretation.
or some other meaning is clearly intended—

“the board” means The Teachers Salaries Board
constituted under this Part :

“position” means position held by a teacher :

“teacher” means teacher employed under this Act.

28b. (1) For the purposes of this Part there shall be a Constitution of
board.
board to be called The Teachers Salaries Board.

(2) The board shall consist of a chairman and four
members.

(3) The chairman of the board shall be appointed by
the Governor and shall be a Special Magistrate.

(4) Two of the members shall be appointed by the
Governor and the other members shall be a male teacher
elected by male teachers and a woman teacher elected by
women teachers (in manner to be prescribed by regulations).
At an election every teacher not being a part-time
teacher shall be entitled to vote.

(5) A person who has been dismissed from the Education
Department on the ground of misconduct shall not be
appointed or elected to the board or be capable of holding
office on the board.

28c. (1) If for any reason the chairman or a member Acting and
deputy
chairman and
members.
appointed by the Governor is unable to act in his office
or if there is a vacancy in the office of the chairman or any
such member the Governor may appoint a person to act
as chairman or a member—

(a) during such inability or, in a case of a vacancy,
until it is filled by a permanent appointment ;
or

(b) for any period fixed by the Governor.

(2) If for any reason an elected member of the board
is unable to act in his office or if there is a vacancy in the
office of an elected member, the person elected as the
deputy of that member may act in his place, and if a
vacancy occurs in the office of the elected member, shall
be appointed thereto.

(3) If after a deputy member has been appointed to a
vacancy in the office of an elected member a further casual

vacancy occurs in that office, the Governor may appoint thereto a person whom he considers to be a suitable representative of teachers.

(4) A deputy member or an acting chairman or member shall whilst acting as a member or chairman have all the authorities, powers and duties of the member or chairman for whom he is acting.

(5) The provisions of this Part relating to tenure of office, retirement and eligibility for re-election shall apply to a deputy member in the same way as they apply to an elected member.

Remuneration
of board.

28d. The chairman and members of the board and their deputies shall be paid such remuneration (if any) as the Governor determines.

Tenure of
office.

28e. Subject to this Part—

- (a) the chairman and each member of the board shall hold office for three years ;
- (b) a person appointed to a casual vacancy on the board shall hold office for the balance of the term of office of the person in whose place he was appointed ;
- (c) the chairman or a member of the board shall on the expiration of his term of office be eligible for re-appointment.

Casual
vacancies.

28f. The seat of the chairman or a member shall become vacant if—

- (a) he resigns ;
- (b) he dies ;
- (c) he is dismissed from office by the Governor ;
- (d) he absents himself from more than five consecutive meetings of the board without leave in writing granted by the Minister ;
- (e) in the case of the chairman, he ceases to be a special magistrate ;
- (f) in the case of an elected member, he ceases to be a teacher.

Dismissal of
member.

28g. The Governor may dismiss the chairman or a member of the board from office—

- (a) if in the Governor's opinion he is through mental or physical infirmity incapable of discharging the duties of his office ; or
- (b) if he has been guilty of any misconduct which in the Governor's opinion makes it undesirable that he should remain a member of the board.

28h. If a vacancy on the board required to be filled by an elected member is not so filled within the time prescribed by regulations, the Governor may at his discretion appoint a teacher as a member of the board, and the teacher so appointed shall be deemed to have been duly elected as a member of the board.

Failure to elect.

28i. (1) Every election of a member or deputy member of the board—

Elections.

(a) shall be conducted in accordance with the regulations ;

(b) shall be held at such times as are prescribed by the regulations, and under the direction of a returning officer to be appointed by the Governor.

(2) Every candidate shall be entitled to appoint a scrutineer who shall have the right to be present at, and inspect, the scrutiny and count of votes.

28j. Every appointment and election under this Part shall be notified in the *Gazette* and shall take effect as from the date specified in such notification.

Notification of appointment.

28k. At any meeting of the board the decision of three members or of the chairman and two members shall be the decision of the board.

Majority decision.

28l. The Governor shall appoint a secretary and such other officers as are necessary to assist the board and the persons so appointed shall be subject to the directions and control of the board and shall discharge such duties and functions as are imposed or conferred upon them by the board.

Officers.

28m. The expenditure of the board shall be defrayed out of moneys to be appropriated by Parliament for the purpose.

Expenditure of board.

Teachers Salaries.

28n. The board shall have jurisdiction from time to time to make awards—

Jurisdiction of board.

(a) fixing the minimum and maximum salary payable to the holder of each position and the annual or other periodical increments of each salary ;

(b) fixing any special payment or allowance for any special circumstances connected with the work of any position ;

(c) declaring that payment of any salary or increment shall be conditional upon the holding of any specified qualification, or upon satisfactory service, or other condition ;

- (d) varying or adding to any award previously made by the board, or rescinding any such award and making a new award in lieu thereof ;
- (e) determining any matter incidental or relating to any of the foregoing matters.

Commence-
ment of
proceedings.

28o. (1) The board may make any award of its own motion, or on application made in accordance with the regulations by the Minister or an association of teachers.

(2) The board shall not make any award without first sitting to hear the Minister and the teachers affected thereby, or his or their representatives and giving reasonable notice of the time and place of such sitting to the parties interested : Provided that a notice in the *Gazette* published at least fourteen days before the board sits as aforesaid and giving notice of the time and place of the intended sitting shall be deemed to be reasonable notice to all parties.

Authorization
and publica-
tion of award.

28p. When any award is made by the board the chairman shall sign it and send a certified copy to the Minister and shall publish it in the *Gazette*.

Duration of
award.

28q. Every award shall come into force upon the expiration of fourteen days after it has been published in the *Gazette*, and shall remain in force, subject to any variations thereof, until the date specified therein, or if no date is so specified, until rescinded by the board.

Effect of
award.

28r. An award duly made under this Part shall be binding on the Minister and all other persons to whom it applies : Provided that the Minister shall be liable to pay any salaries or other sums fixed by an award only to the extent to which money voted by Parliament is available for the purpose.

Jurisdiction of
Courts.

28s. (1) An award or order of the Industrial Court in force at the time of the passing of the Education Act Amendment Act, 1945, shall be subject to any award made by the board under this Part.

(2) If during the currency of an award made by the board under this Part any award, judgment or order is made or given by any industrial authority in relation to any matter dealt with in the award made by the board, the award last-mentioned shall cease to have effect as regards the matter dealt with by the industrial authority and thereafter no further award in relation to that matter shall be made by the board.

(3) In this section—

“the Industrial Court” means the Industrial Court under the Industrial Code, 1920-1943:

“industrial authority” means the Industrial Court or any court, tribunal or authority, other than the board, having power by law to fix the remuneration of teachers.

Appeals Concerning Special Appointments.

28t. (1) A person shall not be appointed to a special position in the teaching service except in accordance with this section.

Appeals against special appointments.

In this section “special position” means a position to be filled otherwise than in accordance with a promotion list compiled under the regulations.

(2) The Director shall provisionally recommend to the Minister the person whom he considers most suitable for the special position.

(3) Notice of the provisional recommendation shall be given to every teacher who applied for the position.

(4) Any such teacher may appeal to the board in manner prescribed by the regulations against the provisional recommendation.

(5) The board shall—

(a) hear and consider all relevant information and evidence submitted to it by or on behalf of the appellant and the Director; and

(b) either confirm the provisional recommendation made by the Director or recommend the appellant or one of the appellants, for the vacant position.

Evidence, Procedure, and Regulations.

28u. (1) The board may by summons signed by the chairman or the secretary require any person named in the summons to appear before the board and to produce any books, papers, or documents mentioned in the summons.

Power of the board as to witnesses.

(2) The board may require any person appearing before it to give evidence on oath or affirmation and the chairman or any member of the board may administer any such oath or affirmation.

(3) If any person who has been personally served with a summons to appear before the board—

(a) does not attend in obedience to summons ; or

(b) without lawful excuse fails to produce any books, papers, or documents mentioned in the summons,

he shall be guilty of an offence and liable on summary conviction to a fine not exceeding one hundred pounds.

(4) If any person—

(a) being before the board refuses to be sworn or to affirm ;

(b) knowingly gives false evidence before the board ;

(c) wilfully insults the board or the chairman or any member thereof ; or

(d) misbehaves himself before the board or interrupts its proceedings,

he shall be guilty of an offence and liable on summary conviction to a fine not exceeding one hundred pounds.

Frivolous
applications.

28v. If the board is of opinion that any application made to it is frivolous or unreasonable it may order the applicant to pay to the Treasurer in aid of the General Revenue of the State such sum as the board thinks proper, not exceeding five pounds.

Representa-
tives before
board.

28w. Any person entitled to be heard by the board may appear before the board either personally or by any other person, and may either personally or by such other person call, examine and cross-examine witnesses, and address the board.

Advice of
Crown
Solicitor.

28x. The board may obtain the advice of the Crown Solicitor on any matter arising under this Part.

Evidence.

28y. In the exercise of its jurisdiction under this Part the board shall not be bound by the rules of evidence.

Regulations.

28z. The Governor may make regulations prescribing—

(a) the practice and procedure in relation to the matters dealt with by the board ;

(b) any matters necessary or convenient to be prescribed for carrying this Part into effect ; and

(c) penalties recoverable summarily and not exceeding twenty pounds for breach of any regulation.

7. Section 41 of the principal Act is amended by striking out the word “qualifying” wherever appearing therein before the word “certificate” and inserting in lieu thereof in each case the word “progress”.

Amendment of
s. 41 of
principal Act—
Duty to enrol
children at
schools.

8. Subsection (11) of section 62 of the principal Act is amended by inserting—

Amendment of
s. 62 of the
principal Act—
Religious
instruction in
schools.

(a) after the word “Church” in the fourth line the words “or of the Jewish Synagogue”;

(b) after the word “Church” in the fifth line the words “or Synagogue”;

(c) at the end thereof the following paragraph:—

(c) “Church” includes the Jewish Synagogue.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 38 of 1945.

An Act to provide for the registration of physiotherapists,
and for other matters incidental thereto.

[Assented to 17th January, 1946.]

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 “Physiotherapists Act, 1945”.

Commencement
of Act.

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

Arrangement
of Act.

3. The provisions of this Act are arranged as follow :—

PART I.—Preliminary.

PART II.—Administration.

PART III.—Registration of Physiotherapists.

PART IV.—Miscellaneous.

Interpretation.

4. In this Act, unless inconsistent with the context or
subject matter—

“the board” means The Physiotherapists Board of South
Australia constituted under this Act :

“chairman” means chairman of the board :

“legal practitioner” means person holding a practising certificate under the Legal Practitioners Act, 1936:

“medical practitioner” means legally qualified medical practitioner:

“member” means member of the board and includes the chairman:

“physiotherapy” means the external application to the human body for the purpose of curing or alleviating any abnormal condition thereof, of manipulation, massage, muscle re-education, electricity, heat, light, or any proclaimed treatment:

“proclaimed treatment” means any treatment which the Governor by proclamation declares to be physiotherapy for the purposes of this Act:

“the register” means the register of physiotherapists kept pursuant to this Act:

“registered physiotherapist” means a person registered under this Act:

“the registrar” means the registrar appointed under this Act.

5. The Governor may by proclamation—

Proclaimed treatments.

(a) declare any treatment applicable to the human body for the purpose of curing or alleviating any abnormal condition thereof to be physiotherapy for the purposes of this Act:

(b) revoke or vary any proclamation for the time being in force under this section.

6. (1) A medical practitioner shall not be required to be registered under this Act.

Exemption of medical practitioners and other persons.

(2) A person shall not be required to be registered under this Act by reason only of the fact that—

(a) he practises face massage or scalp massage for cosmetic purposes only: or

(b) he applies massage to persons engaged in playing or training for any game, sport or athletics, for the purpose of training such persons or alleviating injuries received by such persons in the course of such playing or training.

(3) A person who practises as a chiropodist shall not be required to be registered under this Act by reason only of the fact that he applies physiotherapy to any part of the human body below the knee.

(4) A hairdresser registered under the Hairdressers Registration Act, 1939, shall not be required to be registered under this Act by reason only of the fact that he practises hairdressing within the meaning of that Act.

(5) Subsections (2) and (3) of this section shall not exempt any person from the provisions of this Act relating to holding out.

Patients of
registered
physio-
therapists.

7. Notwithstanding any provision of this Act or anything done under the authority of this Act, it shall be lawful and shall not be unprofessional conduct for a registered physiotherapist to treat patients who have not been introduced or sent to him by a medical practitioner.

Treatment at
clinics and
hospitals.

8. This Act shall not render it unlawful for an unregistered person, being the proprietor of a clinic or hospital, to provide physiotherapeutic treatment at that clinic or hospital, if such treatment is administered by or under the personal supervision of a registered physiotherapist.

PART II.

ADMINISTRATION.

The Physiotherapists Board of South Australia.

Establishment
of board.

9. (1) There shall be established a board to be called "The Physiotherapists Board of South Australia".

(2) The board shall be a body corporate with perpetual succession and a common seal, and shall have power to purchase, take, hold and dispose of land and other property for the purposes of this Act, and may sue and be sued by the name of "The Physiotherapists Board of South Australia".

(3) The board shall consist of five members appointed or elected in accordance with this Act.

(4) The board shall be deemed to be established on the day when the notice of the appointment of the first members thereof is published in the *Gazette*.

10. The members of the board to hold office during the first two years after its establishment shall be appointed by the Governor on the nomination of the Minister. The chairman shall be a legal practitioner; one member shall be a medical practitioner and three shall be persons engaged in the practice of physiotherapy as a means of livelihood.

First members
of the board.

11. (1) As from the end of the second year after the establishment of the board, the board shall consist of a legal practitioner, who shall be the chairman, a medical practitioner and three registered physiotherapists.

Subsequent
members of
the board.

(2) The chairman and the medical practitioner shall be appointed by the Governor on the nomination of the Minister.

(3) Of the three registered physiotherapists one shall be appointed by the Council of the University of Adelaide, and two shall be elected in accordance with the regulations by registered physiotherapists.

12. (1) The first members of the board and any member appointed in place of any of them on the occurrence of a casual vacancy shall hold office for two years as from the establishment of the board.

Term of
office.

(2) Every subsequent member of the board shall, except as provided in this Act, hold office for three years.

(3) If at the expiration of the term of office of a member his successor has not been appointed or elected, that member shall remain in office until his successor is appointed or elected; but the term of office of the successor shall be reckoned from the time when the term of office of his predecessor would have expired in the usual course.

13. (1) Upon the occurrence of a casual vacancy on the board a person shall be appointed or elected to the vacancy in the same manner as the member whose seat has become vacant.

Appointments
to casual
vacancies.

(2) A person appointed or elected to a casual vacancy on the board shall hold office for the balance only of the term of the member in whose place he was appointed or elected.

14. (1) Every appointment or election of a member (other than a member of the first board or a member appointed to fill a casual vacancy) shall be made or held during the month preceding the last day of the term of his predecessor, and shall take effect as from the day following that last day.

Time and
mode of
elections and
appointments.

(2) Every appointment or election of a member to fill a casual vacancy shall be made or held as soon as possible after the casual vacancy has occurred.

(3) An appointment or election shall not be invalid by reason only of any delay in making or holding it.

(4) As soon as possible after the appointment or election of a member of the board the registrar shall give written notice to the clerk of the Executive Council of the name of the person elected or appointed.

(5) If, within two months after the occurrence of a vacancy on the board, a person is not duly elected or appointed to fill that vacancy, the Governor may, if he thinks it expedient to do so, appoint a legal or medical practitioner or a registered physiotherapist (according to the nature of the vacancy) to fill the vacancy, and every person so appointed shall hold office as if he had been duly elected or appointed at the proper time.

(6) The clerk of the Executive Council shall cause notice of every appointment and election of a member of the board to be published in the *Gazette*.

(7) Any person ceasing to be a member by reason of the expiration of his term of office shall be eligible for re-appointment or re-election.

The chairman.

15. (1) The chairman shall preside at every meeting of the board at which he is present. In the absence of the chairman from any meeting, another member, chosen for the purpose by the majority of the members present and voting, shall preside.

(2) The person presiding at a meeting shall have a casting vote as well as a deliberative vote.

Casual
vacancies.

16. If a member of the board—

- (a) dies ;
- (b) resigns by written notice given to the Minister ;
- (c) ceases to reside in South Australia ;
- (d) becomes bankrupt, makes an assignment or executes a deed of arrangement, for the benefit of his creditors, or makes a composition with his creditors for less than twenty shillings in the pound ;
- (e) absents himself without permission of the board from four consecutive meetings of the board and is declared by resolution of the board to have forfeited his seat ;

(f) is removed from the board by the Governor pursuant to this Act ;

(g) ceases to hold the qualification which by section 10 or 11 of this Act he is required to hold,

his seat shall become vacant.

17. The Governor may remove any member of the board from his office for insanity, neglect of duty, incapacity, dishonourable conduct, or other cause deemed sufficient by the Governor.

Removal of members from board.

18. Three members shall constitute a quorum of the board.

Quorum.

19. (1) No act or proceeding of the board shall be invalid or illegal in consequence only of the number of the members of the board not being complete at the time of such act or proceeding.

Defects in appointment not to invalidate proceedings of board.

(2) All acts and proceedings of the board shall, notwithstanding the subsequent discovery of any defect in the election or appointment of any member thereof, or that any member was disqualified or disentitled to act, be as valid as if such member had been duly elected or appointed and was qualified and entitled to act and had acted as a member of the board, and as if the board had been properly and fully constituted.

20. The members of the board shall be entitled to receive out of the funds of the board such remuneration for their services and such travelling and other expenses as are approved by the Governor.

Remuneration of members.

21. (1) The board may purchase or take on lease any land and buildings required for the offices of the board.

Powers of board with respect to property.

(2) The board may sell, demise, let, exchange, or mortgage any real or personal property vested in it.

22. The board may borrow money for the provision of offices and furniture and for preliminary expenses.

Borrowing powers.

23. (1) The first meeting of the board shall be convened by the Minister and thereafter the meetings of the board shall be convened by the registrar under the instructions of the board, or in accordance with the regulations, and shall be held at times and places determined by the board.

Meetings of board.

(2) Subject to the regulations the business of the board shall be conducted in such manner as the board determines.

Registrar and
officers.

24. (1) The board shall appoint a registrar and may appoint any other officers whom the board deems it necessary to appoint for the purposes of this Act.

(2) The registrar and officers shall act under the control of the board and shall receive such remuneration from the funds of the board as the board determines.

Accounts,
balance-sheet.

25. (1) The registrar shall in the month of July in each year prepare—

(a) an income and expenditure account showing the money received and paid by the board during the period of twelve months ended on the thirtieth day of the preceding month of June; and

(b) a balance-sheet showing the assets and liabilities of the board on that day.

(2) A copy of the said account and balance-sheet shall be kept at the office of the board; and any registered physiotherapist shall be entitled on demand to inspect the account and balance-sheet without payment.

(3) The accounts and balance-sheet of the board shall be audited annually by the Auditor-General, for which audit the board shall pay to the Treasurer a reasonable fee.

PART III.

REGISTRATION OF PHYSIOTHERAPISTS.

The Register of Physiotherapists.

The Register
of Physio-
therapists.

26. (1) The registrar shall keep a register to be called the "Register of Physiotherapists" for the registration of persons as physiotherapists under this Act.

(2) A person shall be registered by entering in the register his name and such other particulars relating to him as are required by this Act, prescribed by regulations, or directed by the board.

27. (1) A true copy of the register, certified by the registrar to be a true copy, shall in the month of January in every year be sent to the Minister; and the Minister shall forthwith publish in the *Gazette* at the expense of the board the names and addresses of all physiotherapists mentioned in the register, and such other particulars as he deems fit.

Publication of register.

(2) Any person may inspect the register on payment to the board of a fee of one shilling.

28. (1) The registrar shall, at all times, keep the register in such manner that it shows in alphabetical order according to surnames, the names of all registered physiotherapists, their addresses, the dates of registration, the descriptions and the dates of the qualifications in respect of which they are registered, and such other particulars as the board directs or as are prescribed by regulations.

Mode of keeping register.

(2) The register shall also show the firm name, business name, or other name or style under which each registered physiotherapist carries on business.

29. The registrar shall, from time to time—

Alterations in register.

- (a) insert in the register any alterations which come to his knowledge in the name, address, or particulars of any person registered therein; and
- (b) erase from the register the name of every deceased person; and
- (c) erase from the register the name of any person de-registered pursuant to this Act; and
- (d) insert in the register a note of the suspension of the registration of any person; and
- (e) correct any clerical error in the register.

In the execution of these duties the registrar shall act in each case on any evidence which appears to him to be sufficient, or on the direction of the board.

30. Every registered physiotherapist who obtains any degree diploma or qualification other than that in respect of which he is registered shall be entitled, on application, to have such other degree, diploma, or qualification inserted in the register, in substitution for or in addition to the qualification therein stated.

Additional qualifications.

31. When any person has become registered, the registrar shall deliver to him a certificate of registration in the form prescribed by regulations.

Certificate of registration.

De-registration
and suspension.

32. (1) The board may de-register any person—

- (a) who applies to the board in writing to de-register him; or
- (b) whose registration has been obtained by fraud or misrepresentation; or
- (c) who has ceased to possess or does not possess the qualification in respect of which he was registered; or
- (d) who, owing to mental defect is proved to the board to be no longer capable of practising as a physiotherapist; or
- (e) who is twelve months in arrear in the payment of any subscription payable by him to the board under this Act.

(2) The board may de-register, or suspend for such period as it deems proper the registration of, any person who—

- (a) has been found guilty by the board of unprofessional conduct; or
- (b) has been convicted of any offence against this Act or of any offence triable in the Supreme Court.

Re-registration.

33. If the board is satisfied that any person who has been de-registered still has the necessary qualifications for registration and that it is just to re-register him, it may re-register him.

Delivery of
certificate on
de-registration.

34. (1) Any person who is de-registered or whose registration is suspended shall, within fourteen days after service on him of a notice signed by the registrar demanding the return of his certificate of registration surrender that certificate to the board for cancellation, or as the case may be, for indorsement thereon of a memorandum of the suspension.

(2) Any person who fails to comply with a notice under this section shall be guilty of an offence and liable to a fine not exceeding two pounds for every day after the said period of fourteen days during which the certificate is not surrendered.

Registration of Physiotherapists.

Obligation to
register.

35. (1) After the expiration of six months from the commencement of this Act a person who is not registered under this Act shall not—

- (a) carry on the practice of physiotherapy;

- (b) by any means whatsoever hold himself out as being a "masseur", "physiotherapist" "physiotherapeutist", or "physical therapist or therapist" or as being registered under this Act, or as being competent or willing to practise or administer physiotherapy.

(2) A person who contravenes this section shall be guilty of an offence and liable to a fine of not more than one hundred pounds.

(3) Notwithstanding the foregoing provisions of this section any of the following persons, though unregistered, may use the title "masseur," namely:—

- (a) a person employed to apply massage to persons engaged in or training for games or athletics:
- (b) a person employed at public baths to massage patrons of the baths:
- (c) any other persons approved by the board.

36. (1) Every application for registration as a physiotherapist shall be made in writing in the form prescribed by regulations and shall be addressed to the board and sent by post to or lodged with the registrar; and the statements made therein shall be verified by a statutory declaration made by the applicant.

Applications
for registration.

(2) Every applicant for registration shall furnish the board with all such information as it reasonably requires to enable it to decide the application, and with all particulars required to be entered in the register.

37. Every applicant shall with his application pay to the board an application fee of two guineas and a registration fee of one guinea. The registration fee shall be returned to the applicant if his application for registration is refused.

Fees.

38. (1) A person who applies for registration within six months after the commencement of this Act, shall be entitled to be registered as a physiotherapist if he proves to the satisfaction of the board that—

Qualifications
for registration where
applicant
applies within
six months
after passing
of this Act.

- (a) he resides in the State;
- (b) he is of good character; and
- (c) within the period of thirty-six months immediately preceding the commencement of this Act he was for at least twenty-four months in the aggregate practising physiotherapy in the State for fee or reward.

(2) A person who is or has been a member of a naval, military or air force of the Commonwealth or any other part of His Majesty's Dominions and who within the period of twenty-four months immediately before he became such a member was for at least twelve months in the aggregate practising physiotherapy in the State for fee or reward, shall be deemed to have continued so to practise throughout the period of his service in the naval, military or air force.

(3) A person who within the period of two years ending on the third day of September, nineteen hundred and thirty-nine, was for at least twelve months in the aggregate practising physiotherapy in the State for fee or reward and who after that date and before the commencement of this Act ceased so to practise for the purpose of engaging in work connected with a war in which the Commonwealth was engaged shall be deemed to have complied with paragraph (c) of subsection (1) of this section.

Permanent
qualifications
for
registration.

39. A person shall be entitled to be registered as a physiotherapist if he proves to the satisfaction of the board that—

(a) he resides in the State ;

(b) he is of good character ; and

(c) (i.) he holds the Diploma of Physiotherapy of the University of Adelaide ; or

(ii.) he is a member of the Australian Physiotherapy Association (South Australian Branch) Incorporated ; or

(iii.) he holds any degree diploma or other qualification prescribed by regulation, whether granted in or outside of the State.

Consideration
of applications.

40. The board shall receive, consider, and decide all applications for registration under this Act.

Appeals.

41. The decision of the board on any application for registration under this Act shall be subject to appeal as hereinafter provided in this Act.

PART IV.

MISCELLANEOUS.

Annual Subscriptions.

42. (1) Every registered physiotherapist shall pay an annual subscription to the funds of the board of such amount, not exceeding three guineas, and at such time as are prescribed by the regulations and the amount of such subscription shall be recoverable by the board by action in any court of competent jurisdiction :

Annual
subscriptions.

Provided that any registered physiotherapist who has ceased to practise may, with the approval of the board, remain on the register without liability to pay any subscription ; but he shall not, so long as he does not pay subscriptions, be entitled to practise physiotherapy or to be a member of the board or to vote at any election of members of the board.

(2) The board may, if it thinks reasonable cause exists for doing so, remit any arrears of subscriptions in whole or in part.

(3) The board may accept, from any registered physiotherapist, such sum as it thinks proper as payment in advance of all subscriptions to become due by him during his life, or during any period.

(4) All money received by the board under this Act shall be expended by the board in defraying the cost of carrying out its duties, powers, and functions under this Act.

False Entries and Statements.

43. Any person who—

- (a) knowingly makes or causes to be made in the register any entry or alteration which is false or not authorized by law ; or
- (b) knowingly makes any false statement, written or oral, in connection with any application or any matter being dealt with or considered by the board ; or
- (c) falsely states that he has obtained any certificate under this Act, or is registered under this Act, or causes or permits any such false statement to be made,

Penalty for
false entries
and
statements.

shall be guilty of an offence, and liable to a fine not exceeding one hundred pounds, or to imprisonment for a term not exceeding twelve months.

Appeals and Legal Procedure.

Appeals against
decisions of
the board.

44. (1) There shall be an appeal against any decision, order, or direction of the board given or made in the exercise or purported exercise of any of its powers or functions under this Act.

(2) The appeal shall lie to the Supreme Court and shall be instituted within one month from the giving or making of the decision, order, or direction appealed against. The appeal shall be by way of rehearing.

(3) The Supreme Court may, on the hearing of the appeal, do any one or more of the following things, according to the nature of the case :—

(a) affirm, quash, or vary the decision, order, or direction appealed against, or substitute, or make or give any decision, order, or direction which ought to have been made or given in the first instance ;

(b) remit the subject matter of the appeal to the board for further consideration or further hearing ;

(c) make any further or other order, as to costs or otherwise, which the case requires.

(4) The judges of the Supreme Court, in accordance with the provisions of the Supreme Court Act, 1935-1943, as to the making of rules of court, may make rules of court regulating the practice and procedure on such appeals.

(5) The board shall, if required by any person affected by any decision given by it, state in writing the reason for its decision. If the decision of the board is not given in writing in the first instance, the time within which an appeal may be instituted shall, if the appellant at the time of the decision requested that reasons for the decision should be given in writing, run from the time when the board first gives reasons for its decision in writing.

Power of
board to
summon
witnesses and
take evidence.

45. (1) For the purpose of hearing and determining any application for registration, or of making any inquiry in the course of carrying out its duties under this Act, the board may—

(a) by summons signed on behalf of the board by a member of the board or the registrar, require the attendance before the board of any person whom the board thinks fit to call before it ;

- (b) by notice in writing signed on behalf of the board by a member of the board or the registrar 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 periods as it thinks fit, and make any copies of them or of any of their contents ;
- (d) examine witnesses on oath, affirmation, or declaration, which may be administered by the registrar or any member of the board.

(2) If any person—

- (a) who has been personally served with a summons to attend before the board, and whose reasonable expenses of attendance have been paid or tendered to him, neglects to attend in obedience to the summons ; or
- (b) who has been personally served with a notice to produce books, papers, and documents, refuses or fails to comply with the notice ; or
- (c) wilfully insults the board or any member thereof ; or
- (d) misbehaves himself before the board ; or
- (e) interrupts the proceedings of the board ; or
- (f) being called as a witness before the board, refuses to be sworn or to affirm or declare ; or
- (g) being called as a witness before the board, refuses to answer any lawful question put to him by the board,

he shall be guilty of an offence and liable to a fine not exceeding fifty pounds.

46. Proceedings for offences against this Act shall be disposed of summarily.

Summary proceedings.

47. Any notice under this Act may be served personally or by post by registered letter.

Service of notices.

Regulations.

48. The Governor may on the recommendation of the board make regulations—

Regulations.

- (a) prescribing any matters necessary or convenient to be prescribed for the administration of this Act, or for carrying out the objects of this Act ;
- (b) prescribing penalties recoverable summarily and not exceeding twenty-five pounds for breach of any regulation.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 39 of 1945.

An Act to amend the Real Property Act, 1886-1939.

[Assented to 17th January, 1946.]

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

1. (1) This Act may be cited as the "Real Property Act Amendment Act, 1945". Short titles.

(2) The Real Property Act, 1886-1939, as amended by this Act, may be cited as the "Real Property Act, 1886-1945".

(3) The Real Property Act, 1886-1939, is hereinafter called "the principal Act".

2. This is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. Paragraph v. of section 69 of the principal Act is amended by adding at the end thereof the words "but without prejudice to the effect of anything done under Part XIXA. of this Act". Consequential amendment of s. 69 of principal Act.

4. The following heading and sections are enacted and inserted in the principal Act after section 80 thereof :— Enactment of Part VIIA. of principal Act—

PART VIIA.

TITLE BY POSSESSION TO LAND UNDER THIS ACT.

80a. A person who would have obtained a title by possession to any land which is subject to this Act, if that land had not been subject to this Act, may apply to the Registrar-General for the issue to him of a certificate of title to that land. Application for certificate based on possession.

Signature
attestation
and operation
of application.

80b. (1) Every such application shall—

- (a) be in writing in a form fixed by the Registrar-General ;
- (b) be signed by the applicant ;
- (c) contain a declaration by the person signing it, declaring that all the statements in it are true.

(2) The applicant shall, if required by the Registrar-General, furnish him with a plan of survey of the land.

Application,
how dealt
with.

80c. (1) The Registrar-General shall refer each application to the solicitor to his department, who shall examine it and report upon it to the Registrar-General.

(2) The Registrar-General may thereupon in his discretion reject the application as regards the whole or any part of the land to which it relates, or proceed as hereinafter provided.

Requisitions.

80d. The Registrar-General may—

- (a) require an applicant to furnish him with any information or documents relating to his application ;
- (b) notwithstanding any direction previously given by him as to the application, reject it altogether or in part if the applicant fails to comply within a reasonable time with any requisition made under this section.

Notice of
application.

80e. (1) If an application is not wholly rejected by the Registrar-General he shall cause a notice of the application in a form fixed by him—

- (a) to be published once at least in a newspaper circulating in the neighbourhood of the land, and, if he thinks necessary, in any other newspaper ; and
- (b) to be given to any person who in the Registrar-General's opinion has or may have any estate or interest in the land ; and
- (c) to be published in any other way or given to any other persons.

(2) The notice shall fix a time, not less than twenty-one days nor more than twelve months from the first publication of the notice in a newspaper under subsection (1) of this section, at or after the expiration of which the Registrar-General may unless a caveat is lodged, grant the application altogether or in part.

80f. (1) A person claiming an estate or interest in the land to which an application under this Part relates, may at any time before the application is granted, lodge a caveat with the Registrar-General forbidding the granting of the application. Caveats.

(2) A caveat under this section—

(a) shall state the nature of the estate or interest claimed by the person lodging it and shall give an address at which notices and proceedings relating to the caveat may be served ;

(b) need not be in any particular form but shall be accepted by the Registrar-General if it gives reasonable notice of the claim of the caveator.

(3) If the Registrar-General is satisfied that the caveator is the registered proprietor of the land to which the application relates, or has an estate or interest in that land derived under or through the registered proprietor, he shall refuse the application :

Provided that the Registrar-General shall not refuse an application solely on the ground that a person is entitled to an easement in or over the said land, but if a person is so entitled, the Registrar-General may include in any certificate of title issued to the applicant a statement that the land is subject to the easement.

(4) If the Registrar-General is not satisfied that the caveator is the registered proprietor of the land or has an estate or interest therein derived under or through the registered proprietor, he shall give notice to the caveator that the caveator is required to take proceedings in the Court to establish his title to the estate or interest claimed by him, within a time specified in the notice being not less than six months after the giving thereof.

(5) If a caveator who has received such a notice from the Registrar-General does not within the time mentioned in the notice bring an action in the Court to obtain a declaration that he is entitled to the estate or interest claimed by him and give written notice thereof to the Registrar-General, or obtain from the Court an order or injunction restraining the Registrar-General from issuing a certificate to the applicant under this Part, the caveat shall lapse.

(6) A lapsed caveat shall not except by leave of the Court be renewed by or on behalf of the same person in respect of the same estate or interest.

(7) In any proceedings to establish the title of the caveator the issue for the Court to decide shall be whether

the caveator is the registered proprietor of the land or is entitled to an estate or interest derived under or through the registered proprietor.

Power to
issue
certificates.

80g. Upon or after the expiration of the time fixed by the notice under section 80e of this Act, if the Registrar-General is satisfied that the possession on which the applicant relies would, if the land had not been subject to this Act, have conferred on the applicant a title by possession, he may issue to the applicant a certificate for an estate in fee simple or for any other estate acquired by the applicant, free from all encumbrances appearing by the register book to affect the existing title: Provided that where a caveat has been lodged against the granting of an application the Registrar-General shall not grant that application unless—

- (a) the caveat has lapsed; or
- (b) proceedings taken by the caveator to establish his title have been finally disposed of, and in those proceedings the caveator has failed to establish his title, or to obtain from the Court an injunction restraining the Registrar-General from issuing a certificate to the applicant.

Cancellation
of Instruments

80h. (1) Where a certificate for any land is issued under this Part the Registrar-General—

- (a) shall cancel the existing certificate for that land and any instrument entry or memorial in the register book altogether or to such extent as is necessary to give effect to the certificate issued;
- (b) shall endorse on every certificate and instrument so cancelled a memorandum stating the circumstances and authority under which the cancellation is made.

(2) Upon the cancellation of a certificate, instrument, entry or memorial pursuant to this section, the estate and interest evidenced thereby shall cease and determine.

Fees.

80i. The fees payable upon an application under this Part and in respect of the issue of a certificate under this Part shall be the same as if the application were an application to bring land under the provisions of this Act.

Enactment of
s. 148a. of
principal Act—

5. The following section is enacted and inserted in the principal Act after section 148 thereof:—

Entry in
Register Book
where rights of
mortgagee
barred by
Statute.

148a. (1) If the Registrar-General is satisfied that the mortgagor of any land is in possession thereof and that the rights of the mortgagee to bring an action for the money secured by the mortgage are barred by the Limita-

1945.

tion of Actions Act, 1936, the Registrar-General, with the concurrence of the Solicitor of his Department, may make an entry in the Register Book and on the mortgage noting that the rights of the mortgagee are barred by Statute, and shall make a similar entry on the duplicate certificate or other instrument of title and on the duplicate mortgage if produced to him for any purpose.

(2) Upon the making of an entry in the Register Book pursuant to this section the mortgage shall be deemed to be discharged.

(3) If the duplicate certificate or instrument of title is not produced to the Registrar-General at or before the time when he makes an entry pursuant to this section, that certificate or instrument shall be deemed to be lost within the meaning of section 79 of this Act.

6. Subsection (4) of section 220 of the principal Act is amended by deleting all words therein after the word "omitted" in the twelfth line.

Consequential amendment of s. 220 of principal Act.

7. The following heading and sections are enacted and inserted in the principal Act after section 223 thereof:—

Enactment of Part XIXa. of principal Act.

PART XIXA.

Rectification of Certificates.

223a. (1) A registered proprietor may apply to have his certificate amended if—

Applications for amendment.

(a) the boundaries, area, or position of the land described in the certificate differ from the boundaries, area, or position of the land actually and *bona fide* occupied by him as being the land included in the certificate; or

(b) the description of land in the certificate is erroneous or imperfect on the face of it.

(2) A registered proprietor may apply to have the certificate of any other registered proprietor amended if any of the land described in the applicant's certificate, and actually and *bona fide* occupied by him as being the land included in his certificate, is, by reason of any error in survey or any misdescription, included in the certificate of the other registered proprietor.

(3) Every such application shall be made to the Registrar-General in writing in such of the forms in the twenty-third schedule as is applicable or a form to the like effect.

223b. (1) The Registrar-General shall cause notice of any application made under the last preceding section to

Notices to be given.

be given to such persons as he thinks proper and shall by the notice appoint a time not less than fourteen days from the giving of that notice or from the publication of any advertisement mentioned in paragraph (b) of subsection (2) of this section, whichever is later, after which the application may be granted unless a caveat is lodged forbidding the granting thereof.

(2) If the granting of an application to amend any certificate would affect land comprised in any other certificate, the Registrar-General shall—

(a) in addition to any other notices mentioned in this section cause notice such as mentioned in subsection (1) of this section to be given to every person appearing by the register book to have any interest in the land comprised in that other certificate, and such notice shall be accompanied by a plan showing accurately the extent to which the said land will be affected if the application is granted ; and

(b) publish a notice such as mentioned in subsection (1) of this section in the *Government Gazette*.

Power of
Registrar-
General to
reject.

223c. Notwithstanding any direction given or action taken by the Registrar-General, in relation to any application made under this Part the Registrar-General may reject the application if the applicant fails to comply to his satisfaction, within such time as to him seems reasonable, with any requisition which he has made in regard to such application.

Caveats.

223d. (1) Any person claiming any estate or interest in any land in respect of which any application under this Part is made may, at any time before the application is granted, lodge a caveat with the Registrar-General forbidding the granting of the application.

(2) Every such caveat shall in all other respects be in the same form, shall be subject to the same provisions, and shall have the same effect with respect to the application against which it is lodged, as a caveat against bringing land under the provisions of this Act.

Grant of
application.

223e. If the applicant satisfies the Registrar-General that proper grounds, as set out in section 223a, exist for altering the applicant's certificate, or the certificate of any other person, or both such certificates, he shall grant the application: Provided that—

(a) where an alteration of the applicant's certificate would affect land included in the certificate of

any other person, the alteration shall not be made unless that land was included in that other person's certificate by reason of error in survey or misdescription ; and

- (b) where the title to the land affected by the alteration has been determined in a contested proceeding in a court of competent jurisdiction, the Registrar-General shall not make any alteration inconsistent with the determination of the court.

223f. On bringing any land under this Act, the Registrar-General, without any specific application for the purpose, may amend the certificate relating to any other land, if by reason of error in survey or misdescription any land is included in that certificate which the Registrar-General is satisfied should be included in the certificate issued for the land so brought under this Act.

Alterations of
certificate in
bringing land
under this
Act.

223g. (1) Every amendment made pursuant to this Part shall be made by making the requisite alterations in the original of any certificate.

Amendments
of title.

(2) The Registrar-General shall also make the requisite alterations in the duplicate certificate when it is produced to him for that purpose, or when it is lodged in or brought to the Lands Titles Office for the purpose of any dealing with the land included therein, and he may detain the duplicate until the amendment thereof has been completed ; and the Registrar-General may refuse to register any dealing with the land or any estate or interest therein until the duplicate has been produced for amendment.

223h. Upon amending the original of any certificate pursuant to this Part, the Registrar-General shall give notice in writing to the registered proprietor of, and to all persons appearing by the register book to have an interest in, the land included in that certificate informing him of the amendment. On the duplicate of the certificate being produced, the Registrar-General may, in his discretion, issue a new certificate with an amended description.

Notice of
amendment
of title.

223j. Where in the opinion of the Registrar-General it is expedient and desirable so to do, he may, with the consent of every person appearing by the Register Book to have any interest, make any correction or amendment to any certificate of title for the purpose of reconciling the boundaries shown in the certificate with the boundaries of the land occupied.

Rectification
by consent.

Saving of
other powers.

223k. The powers conferred by this Part are in addition to, and shall not be deemed to be substituted for, any powers of correction or amendment conferred by any other provision of this Act.

Operation of
corrections.

223l. Any correction or amendment made under this Part shall be deemed to have been made prior to the registration of any instrument registered on any certificate so corrected or amended and extant at the time of such correction or amendment.

Amendment of
s. 251 of
principal Act—
Consequential
amendment.

8. Section 251 of the principal Act is amended by inserting at the commencement thereof the words “ Except as provided in Part VIIA. of this Act ”.

Enactment of
23rd schedule.

9. The following schedule is enacted and inserted at the end of the principal Act :—

THE TWENTY-THIRD SCHEDULE.

Form I.

Section 223a.

Application to Amend Certificate.

To the Registrar-General of Deeds.

I, _____, hereby apply to have the Certificate of Title Register Book Volume Folio _____ amended in the following particulars :—
(State the nature of proposed amendment, and, in a case in which the description in the certificate is erroneous or imperfect on the face of it, add the words—on the ground that the certificate is erroneous or imperfect on the face of it.) : And I declare :—

1. That the land which would be described by the certificate when amended in accordance with this application is now in my occupation, and has been actually and *bona fide* occupied by me or persons holding under me since _____ as being land included in that certificate.

2. The nature of such occupation was as follows :—
(State generally how and by whom the land has been occupied, as, for instance—by myself as a farm and dwelling ; by my tenants, A.B. and C.D., as shops ; or partly by me as a dwelling, and partly by my tenant, A.B., as a shop).

1945.

3. That the names and addresses so far as known to me of the occupants of all lands contiguous to the land so occupied by me are as follows :—

4. That the names and addresses so far as known to me of the owners of all lands contiguous to the land so occupied by me are as follows :—

5. That no part of the said land has been the subject of any proceedings under the Real Property Act, 1886-1945, or any corresponding previous enactment or in any court of competent jurisdiction—(If there have been any such proceedings add “except that” and go on to give particulars of such proceedings and their result.).

6. That to the best of my knowledge and belief the reasons why the description of the land in the said certificate does not accord with the description of the land so occupied by me are the following :—
(Set out reasons).

7. That the name of the post office nearest to the land is (here state name).

8. That the land is situate in the (here state District Council or Municipality).

Declared and subscribed at }
by the said }
this day }
of 19 before me }

Form 2.

Application to Amend Certificate.

To the Registrar-General of Deeds.

Section 223a.

I, _____, the registered proprietor of the land which is described as follows in the Certificate of Title Register Book Volume _____ Folio _____ (set out full particulars as in certificate) hereby apply to have the register book amended in the following particulars :—(State the nature of the proposed amendment, and mention the volume and folio of every certificate and the name of every registered proprietor whose certificate of title would be affected by the proposed amendment.) : And I declare :—

1. That to the best of my knowledge and belief the discrepancy between the description in my certificate of title and that in the other certificates above mentioned is due to error in survey or misdescription, and has arisen (give the supposed cause of discrepancy or state that the applicant is unable to assign any specific cause for the discrepancy).

2. That the title to the land affected by the proposed amendment has never been in contest between me or as I believe any one from whom I claim and any other person in any proceeding under the Real Property Act, 1886-1945, or any corresponding previous enactment or in any court of competent jurisdiction. (If there have been any such proceedings add "except that" and go on to give particulars of such proceedings and their result.)

3. That the land as described in my certificate has been actually and *bona fide* occupied by me and persons holding under me since as being land included in that certificate.

4. That the nature of such occupation was as follows :—(State generally how and by whom the land has been occupied, as, for instance, by myself as a farm and dwelling ; by my tenants A.B. and C.D., as shops ; or partly by me as a dwelling, and partly by my tenant, A.B., as a shop.)

5. That the name of the post office nearest to the land is (here state name).

6. That the land is situate in the (here state District Council or Municipality).

Declared and subscribed at }
by the said }
this day }
of 19 before me }

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

C. W. M. NORRIE., Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 40 of 1945.

An Act to amend the Road Traffic Act, 1934-1945.

[Assented to 17th January, 1946.]

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

1. (1) This Act may be cited as the "Road Traffic Act Amendment Act (No. 2), 1945". Short titles.

(2) The Road Traffic Act, 1934-1945, as amended by this Act may be cited as the "Road Traffic Act, 1934-1945".

(3) The Road Traffic Act, 1934-1945, is hereinafter called "the principal Act."

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. Section 7 of the principal Act is amended by striking out subsection (5) thereof and inserting in lieu thereof the following subsection:— Amendment of s. 7 of principal Act—
Duty to register.

(5) A motor tractor shall not require registration under this Part or insurance under Part IIA. of this Act by reason only of the fact that it is driven on roads within fifteen miles of a farm occupied by the owner of the tractor on journeys to or from that farm for all or any of the following purposes namely—

- (a) removal of the tractor to a workshop for repairs, or return of the tractor to the farm from a workshop where repairs were carried out;

- (b) delivery of the tractor to the farm upon the acquisition of the tractor or delivery of the tractor from the farm upon the sale or the disposal thereof ;
- (c) drawing farm implements ;
- (d) proceeding to a place where farm implements are to be attached to the tractor for removal, or returning after delivery of farm implements.

A farm implement or machine shall not require registration under this Part, or insurance under Part IIA of this Act by reason only of the fact that it is drawn by a tractor as mentioned in this subsection.

In this subsection "farm implement" means any implement or machine for ploughing, cultivating, clearing or rolling land, sowing seed, spreading fertilizer, harvesting crops, spraying, chaffcutting, or other like operations, but does not include a vehicle wholly or mainly constructed for the carriage of goods.

Enactment of
s. 7c of
principal Act—

4. The following section is enacted and inserted in the principal Act after section 7b thereof :—

Permits to
move
dam-sinking
machinery.

7c. (1) The Registrar may at his discretion, without fee, grant to any person a permit permitting that person or any person authorized by him to drive on any route specified in the permit, no part of which route is within any hundred, a motor vehicle being—

- (a) mobile machinery and plant used for excavating and cleaning dams ;
- (b) a trailer used for carrying any machinery and plant used for excavating and cleaning dams ;
- (c) a tractor used for drawing any such machinery and plant or for drawing a trailer conveying any such machinery and plant ;
- (d) a caravan or other like vehicle used as living accommodation for persons operating any such machinery and plant,

on a journey from a place where such machinery and plant has been used for excavating or cleaning a dam to another place where it is intended to be so used.

(2) A vehicle may be driven pursuant to a permit granted under this section, without registration or insurance.

(3) Any such permit shall be subject to such conditions as the Registrar inserts therein.

(4) A person who contravenes any condition of a permit granted under this section shall be guilty of an offence and liable to a fine not exceeding twenty-five pounds.

(5) In this section "dams" means excavations in which water is stored or intended to be stored.

5. Section 9 of the principal Act is amended by adding after paragraph 10a thereof the following paragraph :—

Amendment of
s. 9 of the
principal Act—

10b. The fee for registration of a vehicle consisting of mobile machinery and plant used for excavating or cleaning dams shall be fifty per centum of the amount which would otherwise be payable under this section. In this paragraph "dams" means excavations in which water is stored or intended to be stored.

Registration
fee.

6. The following section is enacted and inserted in the principal Act after section 9b thereof :—

Enactment of
s. 9a of
principal Act—

9c. (1) Where a vehicle has been registered at a reduced fee under paragraph (7), (8), (10), or (10a) of section 9 of this Act, the owner of the vehicle may at any time while that registration is in force pay to the Registrar the balance of the registration fee and thereafter—

Registration
at full fee after
registration
at reduced
fee.

(a) the vehicle may be driven on roads to the same extent and in the same circumstances as a vehicle registered upon payment of the full registration fee ; and

(b) the provisions contained in lines twenty-two to thirty-seven of paragraph (10a) of section 9, and paragraph (11) of section 9, and section 59 of this Act shall not apply in relation to such driving.

(2) In this section "the balance of the registration fee" means a proportionate part of the full registration fee payable for registration of the vehicle for the period for which it was registered, less a proportionate part of the reduced registration fee actually paid for registration of the vehicle. For the purposes of this definition a proportionate part of a fee shall be a part of the fee bearing the same ratio to the whole fee as the number of months unexpired when the balance of the registration fee is paid bears to the number of months for which the whole fee is payable, the whole of the month in which that balance is paid being regarded as unexpired.

Amendment of
principal Act—
Fees for drivers'
licences.

7. Section 31 of the principal Act is amended by adding after paragraph (b) of subsection (2) thereof the following paragraph:—

(c) for a licence to drive an electrically or mechanically propelled invalid chair only—one shilling.

Amendment of
s. 36a of
principal Act—
Quarterly
licences for
members of
Defence Forces.

8. (1) Subsection (1) of section 36a of the principal Act is amended by striking out the words "the present" in the second line and inserting in lieu thereof the words "a period of".

(2) Subsection (2) of section 36a of the principal Act is repealed and the following subsection enacted in lieu thereof:—

(2) In this section "a period of war" means a period commencing on the day on which the Commonwealth becomes engaged in a war and ending upon the expiration of six months after the Commonwealth issues a proclamation declaring that that war has ceased.

Enactment of
s. 40b of
principal Act—

9. The following section is enacted and inserted in the principal Act after section 40a:—

Mechanical
signals on
vehicles with
left-hand drive.

40b. (1) Every motor vehicle with left-hand drive shall be fitted with a mechanical or electrical device of a kind approved by the Registrar, by which driving signals substantially similar to those prescribed by section 134 of this Act may be given.

(2) A motor vehicle shall be deemed to have left-hand drive if the steering wheel is on the left of a vertical plane bisecting the vehicle longitudinally.

(3) A person who drives or causes or permits any person to drive on any road a motor vehicle which in any particular does not comply with this section shall be guilty of an offence.

Amendment of
s. 70k of
principal Act—
Notice of
cancellation
of policy.

10. Section 70k of the principal Act is amended by striking out the word "fourteen" in the third line of subsection (3) thereof and inserting in lieu thereof the word "twenty-one."

Repeal and
re-enactment of
s. 134 of
principal Act—
Signals.

11. Section 134 of the principal Act is repealed and the following section is enacted and inserted in lieu thereof:—

134. (1) Whenever the driver or rider of a vehicle or animal is about to turn his vehicle or animal to the right in or into any road he shall give a clear signal of his intention to do so by extending his right arm horizontally from the right side of the vehicle or animal with the palm facing the front and the fingers extended.

(2) Whenever the driver or rider of a vehicle or animal is about to slow down or stop he shall give a clear signal of his intention to do so by raising his right fore-arm and hand in a vertical position with the palm of the hand turned to the front and the fingers extended and pointing upwards.

(3) A clear signal for the purposes of this section means a signal which :—

(a) is so given as to be clearly visible to traffic approaching the vehicle or animal from behind ;
and

(b) is given for such time as is necessary to give reasonable warning to traffic approaching the vehicle or animal from behind.

A signal shall be deemed to comply with paragraph (b) of this subsection if it is given continuously for a distance of one hundred feet before the point where the vehicle or animal turns, slows down or stops.

(4) It shall be sufficient compliance with the provisions of this section if the appropriate signal is given by a mechanical or electrical device which has been approved by the Registrar of Motor Vehicles.

(5) If any person fails to comply with this section he shall be guilty of an offence.

12. Section 143a is amended by striking out at the end thereof the words “or on the driver’s seat on the right-hand side of the driver”.

Amendment of
s. 143a of
Principal Act—
Places where
passengers
must not be
carried.

13. Section 174 of the principal Act is amended by adding at the end thereof the following subsection :—

Amendment of
s. 174—
Speed of
heavy motor
vehicles.

(7) In this section “commercial motor vehicle” includes a tractor.

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

C. W. M. NORRIE, Governor.

The Building Materials Act, 1945, including all amendments passed to the end of 1947 and notes of judicial decisions, is reprinted in the Annual Volume, 1947, at page 165.

ANNO NONO

GEORGI VI REGIS.

A.D. 1945.

No. 41 of 1945.

An Act to provide for the regulation of the use of certain essential building materials, and for incidental purposes.

[Assented to 24th January, 1946.]

WHEREAS, by reason of conditions brought about by the war in which His Majesty has been engaged, the supply of certain essential building materials is insufficient to meet the demand therefor: AND WHEREAS it is necessary and desirable to regulate the use of those essential building materials during the period when the supply thereof is so insufficient: BE IT THEREFORE 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 "Building Materials Act, 1945".

Interpretation. 2. In this Act—

"essential building material" means—

- (a) any material described in the first schedule; and
- (b) any material which pursuant to section 3 is declared to be an essential building material:

"Minister" means the Minister of the Crown to whom for the time being the administration of this Act is committed by the Governor.

Power to
declare
additional
essential
building
materials.

3. (1) If satisfied that the supply of any building material (other than a material described in the first schedule) is insufficient to meet the demand therefor, the Governor may,

by proclamation, declare that material to be an essential building material for the purposes of this Act.

(2) The Governor may by proclamation revoke or vary any such proclamation.

(3) Whilst any proclamation declaring a material to be an essential building material is in force, that material shall be an essential building material for the purposes of this Act.

4. (1) Any person who uses or causes to be used any essential building material for any purpose described in the second schedule shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds unless the use of the essential building material for the purpose for which it is used is authorized by a permit in writing issued by the Minister or by some person authorized by the Minister for the purpose.

Restriction of use of essential building materials to certain purposes.

(2) Any person who uses or causes to be used any essential building material contrary to any condition of a permit issued by the Minister or by some person authorized by the Minister for the purpose shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

(3) The Governor may by proclamation from time to time vary the provisions of the second schedule and may for that purpose amend any provision of that schedule or add any provision to that schedule or amend any provision so added and any variation of the said schedule so made shall have the same effect as if enacted in this Act.

(4) The Minister or any person authorized by the Minister for the purpose may issue to any person a permit to use or to cause to be used any essential building material for any purpose specified in the permit. Any such permit may be issued subject to such conditions as the Minister or person aforesaid considers necessary.

5. The Minister may appoint any officers necessary for the administration of this Act. Any person so appointed shall not, by virtue of that appointment, be subject to the Public Service Act, 1936-1945.

Officers.

6. (1) Any person who desires to acquire from any other person any essential building material to which this section applies may apply to the Minister for the issue of a priority certificate under this Act. The Minister or any person authorized by the Minister for the purpose may issue to the applicant a priority certificate for the acquisition of that material.

Issue of priority certificates.

Any priority certificate may be issued subject to such conditions as the Minister or person aforesaid considers necessary.

(2) The Minister may, from time to time, by notice published in the *Gazette*—

(a) set out the order of priority in which priority certificates will be issued ;

(b) give directions as to the order in which the essential building materials to which this section applies are to be sold or otherwise supplied in accord with priority certificates issued under this Act.

(3) This section shall apply to the following essential building materials and no others, namely :—

- I. Roofing tiles of all kinds ;
- II. Corrugated asbestos cement sheets ;
- III. Corrugated sheet and plain sheet galvanized iron ;
- IV. Galvanized, black and cast iron water and gas pipes ;
- V. Such other essential building materials as the Governor declares by proclamation.

The Governor may, by proclamation, declare that this section shall apply to any essential building material and may, by proclamation, revoke any such proclamation.

Control of sale
of certain
essential
building
materials.

7. (1) If any person engaged in the business of selling any essential building materials to which section 6 applies (hereinafter in this section referred to as “the seller”) has in his possession or disposition any essential building materials to which section 6 applies and if any person to whom a priority certificate for the acquisition of any such material has been issued (which said person is hereinafter referred to in this section as the “authorized purchaser”) has, either by himself or some person authorized by him, requested the seller to sell or dispose of to him any materials authorized to be acquired by him by the said certificate, the seller shall not sell or dispose of essential building materials of that kind to any other person unless before so doing he sells or disposes of materials of that kind to every authorized purchaser making a request as aforesaid.

(2) Any seller who sells or disposes of any essential building material contrary to the provisions of subsection (1) of this section shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

(3) Any seller who sells or disposes of any essential building material contrary to any direction of the Minister given in accordance with paragraph (b) of subsection (2) of section 6 shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

(4) If a seller is charged with selling or disposing of any essential building material to any person contrary to this section and before selling or disposing of materials of that kind to an authorized purchaser, it shall be a sufficient defence if the seller satisfies the court that in the ordinary course of business, the seller, by reason of reasonable doubts as to the ability of the authorized purchaser to make any payments arising out of the sale or disposition of the material, would not have sold or disposed of the material to the authorized purchaser.

8. (1) In any proceedings for an offence against this Act a certificate in writing purporting to be signed by the Minister and stating that a permit under this Act had or had not at any date specified in the certificate of the Minister been issued to any specified person or stating the conditions upon which any such permit was issued shall, in the absence of evidence to the contrary, be sufficient evidence of the facts stated in the certificate of the Minister. Evidentiary provision.

(2) In any proceedings for an offence against this Act where it is alleged that any essential building material has been used or caused to be used for any purpose described in the second schedule, the court, upon view of the building or structure for which the proceedings relate or upon the consideration of any plan or specifications with respect to such building or structure or after hearing evidence as to probable cost of construction of the building or structure or the repair, alteration or addition to the building or structure, may find that the cost of construction of the building or structure or, as the case may be, of the repair, alteration or addition thereto, exceeds or if completed will exceed any amount specified in the second schedule, without further proof thereof being given on behalf of the prosecution.

9. The Governor may make any regulations necessary or convenient for carrying this Act into effect and without limiting the generality of the powers hereby conferred may make regulations— Regulations.

- (a) prescribing the form of permits to be issued under this Act and conditions upon which permits may be issued ;

- (b) for enabling the Minister to ascertain what supplies of essential building materials are within the State and the extent to which those supplies are being used and for requiring any persons to supply information to the Minister for any such purpose ;
- (c) for authorizing the Minister to make orders or to give directions as to the manner in which suppliers or sellers of essential building materials shall supply or sell the same to the intent that the supply or sale thereof shall be first made to persons who may under this Act use or cause the same to be used without permit under this Act or to whom permits under this Act have been issued, before being supplied or sold to other persons, and for authorizing the Minister to issue priority certificates for the purpose of giving effect to any such orders or directions and requiring suppliers and sellers of essential building materials to supply or sell the same in accordance with any such priority certificates ;
- (d) prescribing penalties not exceeding one hundred pounds for the breach of any regulation.

Proceedings
for offences.

10. All proceedings for offences against this Act shall be disposed of summarily.

Duration of
Act.

11. (1) This Act shall continue in force until the first day of November, nineteen hundred and forty-six, or until such earlier date as may be declared by the Governor by proclamation.

(2) The Governor may by proclamation declare that this Act shall cease to operate as from any date specified in the proclamation and earlier than the date aforesaid and this Act shall cease to operate from the date so specified.

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

C. W. M. NORRIE, Governor.

SCHEDULES.

THE FIRST SCHEDULE.

Essential Building Materials.

1. Building bricks of all kinds other than refractory bricks or bricks of cement concrete.
 2. Roofing tiles of all kinds.
 3. Corrugated asbestos cement sheets.
 4. All timber of a kind usually used for the purpose of the construction of or alteration to buildings.
 5. Galvanized, black, and cast iron water and gas pipes.
 6. Corrugated sheet and plain sheet galvanized iron.
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THE SECOND SCHEDULE.

Purposes for which essential building materials described in the first schedule shall not be used except pursuant to permit issued under this Act.

1. The construction of any dwelling house of which the total cost of construction (including any amount payable to any builder or contractor) exceeds or if completed will exceed £1,000.
2. The construction of any building or structure of any kind (other than a dwelling house) of which the total cost of construction (including any amount payable to any builder or contractor) exceeds or if completed will exceed £150.
3. The carrying out of any repairs or alteration or addition to any building or structure of which the total cost of so doing (including any amount payable to any person for the purpose of carrying out the repairs, alteration or addition) exceeds or if completed will exceed £100.
4. The carrying out of any alteration or addition to any dwelling house for the purpose of subdividing the dwelling house into two or more occupancies the total cost of so doing (including any amount payable to any person for the purpose of carrying out the alteration or addition) exceeds or if completed will exceed £200.



ANNO NONO

GEORGI VI REGIS.

A.D. 1945.

No. 42 of 1945.

An Act to amend the Lottery and Gaming Act,
1936-1943.

[Assented to 24th January, 1946.]

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 “ Lottery and Gaming Act Amendment Act, 1945 ”.

(2) The Lottery and Gaming Act, 1936-1943, as amended by this Act, may be cited as the “ Lottery and Gaming Act, 1936-1945 ”.

(3) The Lottery and Gaming Act, 1936-1943, is hereinafter called “ the principal Act ”.

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of
s. 34 of
principal Act—
Betting Control
Board.

3. Section 34 of the principal Act is amended by adding at the end of subsection (2) thereof the following passage :—

In pursuance of this duty, the board shall so restrict the number of premises registered under this Part, and shall so regulate and control such premises, as to provide only such facilities for betting as are reasonably necessary in the public interest.

4. Section 40 of the principal Act is amended by striking out the words "ten shillings" after the word "pound" in the third line thereof.

Amendment
of s. 40 of
principal Act—
Rate of
commission
on bets.

5. (1) Paragraphs (b), (c) and (d) of subsection (2a) of section 41 of the principal Act are repealed and the following paragraphs are enacted and substituted in lieu thereof:—

Amendment of
s. 41 of
principal Act—
Application of
commission.

(b) Out of the net commission on all bets made in registered premises on horse races held within the State the sum of five thousand pounds in each financial year shall be applied by the board, in such manner as it thinks fit, for the benefit of all or any of the country racing clubs:

Provided that if the net commission on such bets made in any financial year is less than five thousand pounds the whole of that net commission shall be so applied:

(c) The balance of the net commission on all bets made in registered premises on horse races held within the State shall be paid to the Treasurer in aid of the general revenue:

(d) The net commission on all bets made on racecourses on horse races held within the State shall be divided among the racing clubs in proportion to the amounts of such bets made at race meetings held by each club.

(2) The following paragraph is inserted at the end of subsection (2a) of section 41 of the principal Act:—

(g) All other net commission shall be paid to the Treasurer in aid of the general revenue.

6. (1) Subsection (1) of section 42 of the principal Act is amended by inserting at the commencement thereof the words "Subject to this section".

Amendment of
s. 42 of the
principal Act—
Registration
of premises.

(2) The following subsections are inserted in section 42 of the principal Act after subsection (1) thereof:—

(1a) The board shall not register under this section any premises within the metropolitan area.

(1b) Subject to subsection (1h) of this section the board shall not register under this section any premises situated in a municipality or district council district outside the metropolitan area unless—

(a) the council of that municipality or district council district has agreed as to the site and suitability of such premises; and

(b) the board has held a public inquiry in the town or locality where the premises are situated.

(1c). Before holding a public inquiry for the purposes of this section the board shall by advertisement in a newspaper circulating in the town or locality where the inquiry is to be held give not less than one month's notice of the time and place of the inquiry.

(1d). At the inquiry the board shall receive any evidence or information submitted to it concerning the proposal to register premises but may, in its discretion, refuse to receive any evidence or information if, in its opinion, that evidence or information is not relevant or is a repetition of matter already before the board, or is frivolous or vexatious.

(1e). For the purpose of conducting inquiries under this section the board shall be deemed to be a royal commission, and the Royal Commissions Act, 1917, shall apply in relation to that inquiry and the members of the board and witnesses and other persons concerned in the inquiry.

(1f). The board may give directions as to the practice and procedure to be followed on or in relation to inquiries and as to the submission of evidence and information to the board.

(1g) The registration of any premises under this section shall expire on the thirty-first day of January next after the registration becomes effective.

(1h) When premises have been registered pursuant to this section, the registration may be renewed without a further public inquiry.

(1i) In this section—

“ council ” includes the Whyalla Town Commission constituted by the Whyalla Town Commission Act, 1944 ;

“ the metropolitan area ” means—

(a) the municipalities of Adelaide, Brighton, Burnside, Enfield, Glenelg, Henley and

Grange, Hindmarsh, Kensington and Norwood, Marion, Mitcham, Payneham, Port Adelaide, Prospect, St. Peters, Thebarton, Unley, West Torrens, Walkerville, Woodville;

(b) the district council district of Campbelltown ;

(c) The Garden Suburb ;

“municipality” includes the town of Whyalla as defined in the Whyalla Town Commission Act, 1944.

(3) Subsection (6) of section 42 of the principal Act is repealed and the following subsection is enacted and inserted in lieu thereof:—

(6) No person shall—

(a) carry on business as a bookmaker in registered premises ;

(b) keep any registered premises open to the public, at any time on a day on which a race meeting is appointed to be held or is held at a racecourse within ten miles of those premises.

Penalty: A fine not exceeding one hundred pounds.

7. Subsections (8) and (9) of section 44a of the principal Act are repealed and the following subsection is enacted and inserted in lieu thereof:—

Amendment of
s. 44a of
principal Act—
Winning bets
tax.

(8) The money received by the board under this section shall be paid to the Treasurer monthly in aid of the general revenue.

8. The following section is enacted and inserted in the principal Act after section 54 thereof:—

Enactment of
s. 54A of
principal Act—

54A. No person under the age of twenty-one years shall while a race meeting is being held on a racecourse be in the betting ring on that racecourse or within six feet of any bookmaker who is in that betting ring.

Minors in
betting
enclosures.

Penalty—Not exceeding five pounds for a first offence and not exceeding ten pounds for a second or subsequent offence.

9. Section 62 of the principal Act is amended by striking out in the fifth and sixth lines the words “imprisonment for not less than one month nor more than three months” and inserting in lieu thereof the words “not more than fifty pounds”.

Amendment of
s. 62 of the
principal Act—
Being in public
places for
betting.

Amendment
of s. 81 of
principal Act—
Rescission of
declaration.

10. Section 81 of the principal Act is amended by adding at the end thereof the following subsection :—

(3) When any such declaration has been rescinded by a judge of the Supreme Court on terms, the owner, tenant or occupier of the house, office, room or place, the subject of the declaration, or a Commissioner, Inspector or sub-inspector of Police, may apply to a judge of the Supreme Court for a variation of such terms on proof that circumstances existing at the time of fixing such terms have materially altered. On any such application the judge if satisfied that it is just or expedient to do so may modify, revoke, add to, or remit any of such terms :

Provided that the Commissioner of Police shall be given notice of any application by such owner, tenant or occupier and shall be entitled to be heard in opposition thereto.

Amendment of
s. 92 of the
principal Act—
Receiving
money for
betting.

11. Section 92 of the principal Act is amended by striking out at the end of subsection (1) and at the end of subsection (2) thereof the words “ Fifty pounds, or imprisonment for six months ” and inserting in lieu thereof in each case the words “ For a first offence, not more than fifty pounds ; for a second or subsequent offence, not more than one hundred pounds or imprisonment for six months ”.

Amendment of
s. 93 of the
principal Act—
Exhibiting
placards or
advertising
betting houses.

12. Section 93 of the principal Act is amended by striking out in the last line thereof the words “ Thirty pounds, or imprisonment for two months ” and inserting in lieu thereof the words “ For a first offence, not more than thirty pounds ; for a second or subsequent offence, not more than fifty pounds or imprisonment for two months ”.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 43 of 1945.

An Act to amend the Metropolitan and Export Abattoirs Act, 1936-1937.

[Assented to 24th January, 1946.]

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

1. (1) This Act may be cited as the "Metropolitan and Export Abattoirs Act Amendment Act, 1945". Short titles.

(2) The Metropolitan and Export Abattoirs Act, 1936-1937, as amended by this Act, may be cited as the "Metropolitan and Export Abattoirs Act, 1936-1945".

(3) The Metropolitan and Export Abattoirs Act, 1936-1937 is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act, and that Act and this Act shall be read as one Act. Incorporation.

3. Subsection (2) of section 7 of the principal Act is amended by inserting after the word "extended" the words "or reduced". Amendment of s. 7 of principal Act—Reduction of abattoirs area.

4. Sections 10 and 11 of the principal Act are repealed and the following sections are enacted and substituted in lieu thereof :— Repeal of ss. 10 and 11 of principal Act and enactment of other provisions.

10. (1) Until the thirtieth day of June, nineteen hundred and forty-six the board shall consist of the chairman and the members in office at the time of the enactment of this section : Provided that if a casual vacancy occurs before the first day of July, nineteen hundred and forty-six, the Members of board.

Governor shall appoint a suitable person to fill that vacancy and a person so appointed shall hold office until the thirtieth day of June, nineteen hundred and forty-six.

(2) As from the first day of July, nineteen hundred and forty-six, the board shall consist of a chairman and six members appointed or elected as hereinafter provided in this section.

(3) The chairman and five of the members shall be appointed by the Governor, and one member (in this Act sometimes called "the consumers' representative") shall be elected by the constituent councils.

(4) Of the five members appointed by the Governor—

(a) one shall be a person who, in the Governor's opinion, is suitable to represent breeders of lambs for export and is selected from three persons nominated by the South Australian Chamber of Rural Industries ;

(b) one shall be a person who, in the Governor's opinion, is suitable to represent breeders of pigs for export and is selected from three persons nominated by the South Australian Chamber of Rural Industries ;

(c) one shall be selected by the Governor from three persons nominated by the South Australian Stocksalemen's Association ;

(d) one shall be a person who, in the Governor's opinion, is suitable to represent butchers and exporters of stock, and is selected from three persons, two of whom shall be nominated by the Meat and Allied Trades' Federation of Australia (S.A. Division) and one by the South Australian Meat Exporters' Association ;

(e) one shall be selected by the Governor from three persons nominated by the Australian Meat Industry Employees Union.

(5) If the organization entitled to make nominations under subsection (4) of this section for a vacancy or prospective vacancy fails to submit nominations of three persons for that vacancy or prospective vacancy on the board within one month after a request by the Minister the Governor may, without any nominations, appoint to the vacancy a person whom he considers suitable to fill the vacancy.

11. (1) Except as provided in this section, the chairman of the board shall hold office for six years and every member for three years. Term of office.

(2) The first persons appointed pursuant to paragraphs (a), and (b) of subsection (4) of section 10 of this Act shall hold office for one year only.

(3) The first persons appointed pursuant to paragraphs (c), (d), and (e), of subsection (4) of section 10 of this Act shall hold office for two years.

(4) A person appointed or elected to a casual vacancy on the board shall hold office for the balance only of the term of the chairman or the member in whose place he was appointed or elected.

(5) The term of office of the chairman and of every member, other than a chairman or member appointed to a casual vacancy, shall be computed from the first day of July in the year in which he is appointed or elected.

(6) If at the expiration of the term of office of any chairman or member of the board an appointment has not been made to fill the vacancy, the existing chairman or member shall continue in office until the appointment is made.

5. Sections 13, 17 and 18 of the principal Act are repealed. Consequential repeal of ss. 13 17 and 18 of the principal Act.

6. Subsection (2) of section 43 of the principal Act is amended by striking out the word "November" and inserting in lieu thereof the word "June". Amendment of s. 43 of principal Act—Accounts of board.

7. (1) Subsection (1) of section 45 of the principal Act is amended— Amendment of s. 45 of principal Act—Balance-sheets.

(a) by striking out the word "November" and inserting in lieu thereof the word "June";

(b) by striking out the word "March" and inserting in lieu thereof the word "November".

(2) Subsection (2) of section 45 of the principal Act is amended by striking out the word "March" and inserting in lieu thereof the word "November".

8. Section 71 of the principal Act is repealed. Repeal of s. 71 of principal Act.

9. Section 72 of the principal Act is amended by striking out the words "either of the last two sections" and inserting in lieu thereof the words "section 70". Amendment of s. 72 of principal Act—Consequential amendment.

Enactment of
s. 78a. of
principal Act—

Permits to
slaughter
stock on
farms for
consumption
thereon.

10. The following new section is inserted in the principal Act after section 78, namely :—

78a. (1) The board may on application duly made, and on payment of such reasonable fee not exceeding one pound as the board fixes, grant to any farmer in occupation of a farm which or portion of which lies within the metropolitan abattoirs area, a permit to slaughter stock on that farm for consumption by persons resident thereon or employed by the farmer thereon, or for consumption by animals kept thereon, and not for barter or sale : Provided that—

(a) the holder of a permit shall not knowingly slaughter or allow to be slaughtered any stock which is diseased ;

(b) whenever, on the slaughter of any stock, it is found to be diseased the farmer shall forthwith act as prescribed in section 86 of this Act ;

(c) the holder of a permit shall keep a faithful record of all stock slaughtered under his permit and shall on demand made by an inspector of the board produce the record for his inspection.

(2) Any permit granted under this section—

(a) shall render lawful anything done in accordance with its terms and conditions ;

(b) shall set out the period for which and the terms and conditions on which it is granted ;

(c) may require the person to whom it is granted to submit the meat or carcass of any animal slaughtered under the permit for inspection and branding and to pay a reasonable fee for such inspection and branding.

(3) The board may, at any time, revoke any permit granted under this section without assigning any reason therefor.

(4) The holder of a permit under this section shall not contravene any provision of this section or any of the terms or conditions of his permit. Penalty : A fine not exceeding twenty-five pounds.

(5) The allegation in a complaint for an offence against this Act that a person held or did not hold a permit on any specified date shall be *prima facie* evidence of the fact so alleged.

11. The following new sections are inserted in the principal Act after section 96, namely :—

Enactment of
s. 96a and
s. 96b of
principal Act

96a. The board may erect and establish stores and provide storage for fruit or other perishable commodities of any kind and may make such charges for storage as are prescribed by regulation.

Power of
board to
establish
stores.

96b. The board may treat meat by canning, dehydration or other process and may erect and provide any buildings and plant necessary for such treatment and may make such charges for such treatment as are prescribed by regulation.

Power of
board to treat
meat.

12. The heading to Part VII. of the principal Act is amended by striking out the word " EXTENSION " therein and inserting the word " ALTERATION " in lieu thereof.

Amendment of
heading to
Part VII.

13. The following new section is inserted in the principal Act after section 109, namely :—

Enactment of
s. 109a of
principal Act—

109a. (1) An application that any territory within the metropolitan abattoirs area shall be excluded from that area, may be made to the Minister in writing by—

Exclusion of
territory from
abattoirs area.

(a) the board ; or

(b) the constituent council within whose municipality or district that territory is situated.

(2) The application shall define the territory proposed to be excluded from the metropolitan abattoirs area, and where that territory is part of a municipality or district shall also separately define the part of that municipality or district within which it is proposed that this Act shall continue to apply.

(3) An application shall not be made under this section by a constituent council except with the consent of the board. Such consent may be given upon any terms and conditions which the board thinks proper, and where any such terms and conditions are imposed, the application shall not be made unless they are accepted by the council.

(4) When an application has been duly made under this section the Governor may by proclamation declare—

(a) that from a day to be mentioned in the proclamation, being the commencement of a financial year, the territory defined in the proclamation shall be excluded from the metropolitan abattoirs area ;

(b) where that territory is part of a municipality or district, that this Act shall continue to apply only within that part of the municipality or district which is defined in the proclamation.

(5) As from the day specified in the proclamation the metropolitan abattoirs area shall be altered in accordance with the terms of the proclamation.

Amendment of
s. 112 of
principal Act—
Regulations.

14. Section 112 of the principal Act is amended by adding at the end thereof the following new subsections, namely :—

(26) Prescribing the conditions upon which fruit and other perishable commodities of any kind may be received into, stored in, or removed from the board's premises, and prescribing the extent (if any) to which the board shall be liable in respect of any such commodities, and fixing the fees to be charged for storage of any commodities :

(27) Prescribing the conditions upon which the board may treat meat or poultry by canning, dehydration, or otherwise, and upon which it may receive and deliver such meat or poultry, and fixing the fees to be charged for such treatment, receipt and delivery.

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

C. W. M. NORRIE, Governor.



ANNO NONO

GEORGII VI REGIS.

A.D. 1945.

No. 44 of 1945.

An Act to amend the Soil Conservation Act, 1939-1943, and the Crown Lands Act, 1929-1944.

[Assented to 24th January, 1946.]

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

1. (1) This Act may be cited as the "Soil Conservation Act Amendment Act, 1945". Short titles.

(2) The Soil Conservation Act, 1939-1943, as amended by this Act, may be cited as the "Soil Conservation Act, 1939-1945".

(3) The Soil Conservation Act, 1939-1943, is hereinafter called "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act: Provided that section 12 of this Act shall be incorporated and read as one Act with the Crown Lands Act, 1929-1944. Incorporation.

3. Section 2 of the principal Act is amended by inserting after the definition of "Committee" therein the following definitions :— Amendment of s. 2 of principal Act— Interpretation.

"applicant" means a person who has applied for, or obtained a soil conservation order, and, where necessary to give effect to this Act, includes the successors in title of an applicant;

"board" means district soil conservation board appointed under this Act;

"damage" includes harm whether actionable apart from this Act or not;

“district” means soil conservation district constituted under this Act;

“occupier” includes a public authority in occupation of land;

“owner” means person (including a public authority) in whom any land is vested for an estate of freehold or who is a mortgagee in possession;

“public authority” means a Minister of the Crown, or any statutory authority representing or acting on behalf of the Crown, any municipal or district council, or any other local authority;

“respondent” means person against whom a soil conservation order has been made or sought and, where necessary to give effect to this Act, includes the successors in title of a respondent;

“Soil Conservator” means the officer of the Department of Agriculture for the time being in charge of the Soil Conservation Branch thereof.

Enactment of
s. 2a of
principal Act—

4. The following section is enacted and inserted in the principal Act after section 2 thereof:—

Act to apply
notwith-
standing the
Real Property
Act.

2a. This Act shall take effect notwithstanding the provisions of the Real Property Act, 1886-1945.

Amendment of
s. 4 of the
principal Act—

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

The Advisory
Committee.

(4a) The members of the Committee holding office at the time of the passing of the Soil Conservation Act Amendment Act, 1945, shall be deemed to have been lawfully appointed to their respective offices as members on the fifteenth day of February, nineteen hundred and forty-three, and shall, subject to this Act, continue in office until the thirtieth day of June, nineteen hundred and forty-six.

Enactment of
ss. 6a-6i of
principal Act—

6. The following heading and sections are enacted and inserted in the principal Act after section 6 thereof:—

Soil Conservation Districts and Boards.

Soil
conservation
districts.

6a. (1) At least three-fifths of the occupiers of land in any area may present a petition to the Minister praying that that area shall be constituted a soil conservation district.

(2) The area shall be defined in the petition and may consist of one or more separate tracts of land.

(3) The Minister shall ascertain whether the petition is duly signed by the prescribed number of occupiers and if it is so signed shall refer it to the Committee.

(4) The Committee shall make a recommendation to the Minister whether it is desirable that the area defined in the petition, or some other area comprising at least half of the area defined in the petition, with or without other land, shall be constituted a soil conservation district.

(5) If the Committee recommends that an area which is not identical with that mentioned in the petition shall be constituted a soil conservation district—

(a) the Minister shall ascertain whether at least three-fifths of the occupiers of land within the area recommended by the Committee consent to the constitution of that district; and

(b) the area shall not be constituted a soil conservation district unless three-fifths of those occupiers consent thereto.

(6) Subject to subsection (5) of this section the Governor may, by proclamation, declare that any area recommended by the Committee shall be a soil conservation district.

6b. The Governor on the recommendation of the Committee, may, without any petition, declare that the whole or any part of any area within which Part IV. of the Sand Drift Act, 1923-1935, applies, shall be a soil conservation district.

Constitution
of district
without
petition.

6c. (1) If the Committee recommends that any additional area be included in a district, and the Minister is satisfied that at least three-fifths of the occupiers of land within the additional area consent to the inclusion of that area in the district the Governor may, by proclamation, declare that the additional area shall be included in the district.

Enlargement
of districts.

(2) Any such proclamation may, if the Committee so recommends, also declare—

(a) that all seats on the board for the district shall become vacant on a day specified in the proclamation;

(b) the number of members of which the board shall after that day be constituted.

(3) The Governor, on the nomination provided for in section 6d of this Act, shall appoint to the board the number of members fixed in the proclamation.

District
boards.

6d. (1) The Governor shall appoint a district soil conservation board for every district.

(2) Every board shall consist of such number of members, not less than three, and not more than seven, as the Governor determines.

One member of every board shall be nominated by the members of the councils of every municipality and district council district which is wholly or partly within the soil conservation district. Whenever it is necessary to appoint a member on a nomination as above mentioned an election shall be held in accordance with the regulations to determine the person to be so nominated. At every such election each member of a council shall have one vote.

The remaining members of every board shall be nominated by the Committee.

(3) The Governor, on the nomination of the Committee, shall appoint one of the members of a board to be its chairman.

(4) Subject to this Act, every member of a board shall hold office for three years: Provided that a member appointed to a casual vacancy shall hold office for the balance of the term of the member in whose place he was appointed.

(5) The Governor may dismiss a member of a board from his office, if he has been guilty of any act or conduct which, in the Governor's opinion, shows him to be unfit to be a member of the board.

(6) The office of a member of a board shall become vacant if—

(a) he dies;

(b) he resigns by writing addressed to the Minister;

(c) he is dismissed from office by the Governor under this section.

(7) A member of a board shall not be a public servant within the meaning of the Public Service Act, 1936-1942, by reason only of his office as such member.

(8) Subject to this section, the members of a board shall hold office on such terms and conditions as are determined by the Governor.

(9) The members of a board shall be entitled to such allowances as the Governor may approve. Such allowances shall be paid out of moneys appropriated by Parliament for the purpose.

6e. The duties of a board shall be—

Duties of
boards.

- (a) to foster local interest in soil conservation by lectures, demonstrations, conferences and discussions ;
- (b) to collect information as to soil erosion and soil conservation within its district ;
- (c) to make any investigations requested by the Minister or the Committee :
- (d) to make reports and recommendations on soil erosion and soil conservation ;
- (e) to make orders under this Act.

6f. (1) A board may—

Local
committees.

- (a) appoint local committees, each consisting of not more than five persons, to conduct inquiries, investigations and negotiations connected with the work of the board ;
- (b) assign to any local committee an area within which it shall operate ;
- (c) remove any member of any local committee and appoint another member in his stead ;
- (d) by resolution refer matters to any local committee for inquiry, investigation, and report.

(2) A member of a board shall not be appointed as a member of a local committee.

(3) A local committee may submit reports to the board on any matter relating to soil conservation.

6g. Every member or officer of a board or local committee shall have the same powers as are conferred on a member of the Committee by section 7 of this Act ; and that section shall be construed as if it expressly applied to the members and officers of a board or local committee.

Powers of
entry of
boards.

6h. (1) For the purpose of obtaining information required for purposes of this Act a board may—

Powers of
boards to
secure
evidence.

- (a) by summons signed on behalf of the board by a member or officer of the board require any person to attend before the board and, if the summons so requires, to produce to the board any books, papers or documents ;
- (b) inspect any books, papers or documents produced before it and retain them for reasonable periods and make copies of them or any of their contents ;

(c) examine witnesses on oath or affirmation, which may be administered by any member of the board.

(2) If a person—

(a) who has been personally served with a summons under this section, does not comply therewith ;
or

(b) being called as a witness before the board, refuses to take an oath or affirmation ; or

(c) being before the board refuses to answer any relevant question put to him by the board,

he shall be guilty of an offence and liable to a fine not exceeding fifty pounds.

(3) A summons under this section may be served in any manner prescribed in section 17 of this Act.

Procedure of
board and
majority
decisions.

6i. Subject to this Act, the business of a board shall be conducted in such manner and at such times and places as the board may determine ; but no decision of the board on or in relation to any application for a soil conservation order shall be valid unless concurred in by a majority of the whole number of members of the board.

Repeal of
s. 10a of
principal Act.

7. Section 10a of the principal Act is repealed.

Enactment of
s. 12a of
principal Act—

8. The following section is enacted and inserted in the principal Act after section 12 thereof :—

Notice of
intention to
clear.

12a. (1) After the first day of March, 1946, a person shall not commence to clear, or clear any scrub land unless he has first given to the Soil Conservator at least three months' notice in writing of his intention to do so.

(2) A person who contravenes this section shall be guilty of an offence and liable to a fine not exceeding one hundred pounds.

(3) In this section " scrub land " means land on which the whole or substantially the whole of the natural vegetation remains.

(4) This section shall not apply to the clearing of land—

(a) for fire-breaks ;

(b) for afforestation ;

(c) for the construction of public works and roads ;

(d) in any area declared by proclamation to be exempt from this section.

(5) The Governor may by proclamation—

- (a) declare that any area defined or described in the proclamation shall be exempt from this section ;
- (b) vary or revoke any proclamation for the time being in force under this sub-section.

9. Section 13a of the principal Act is amended by adding at the end of subsection (4) thereof the words “or town, or to any dead tree but shall apply to trees, other than dead trees, on every other street or road including trees on any parts of a street or road which is fenced or enclosed, or subject to any lease or licence, or for the time being not in use by the public”.

Amendment of
s. 13a of
principal Act—
Protection of
trees on roads.

10. The following heading and sections are enacted and inserted in the principal Act after section 13a thereof:—

Enactment of
ss. 13b-13c—

Soil Conservation Orders.

13b. (1) A board shall have jurisdiction to make a soil conservation order in any case where land within the district of that board is likely to be damaged by, or as a result of—

Applications
for soil
conservation
orders.

- (a) any agricultural or pastoral practices or methods, which have been or are likely to be adopted on that land, or on any other land whether within the district of the board or not ; or
- (b) the clearing or intended clearing of that land or of any other land, whether within the district of the board or not ; or
- (c) failure on the part of any person to take reasonable precautions to prevent erosion or drift of soil or sand on that land or any other land whether within the district of the board or not.

(2) Any of the following persons may apply for a soil conservation order, namely :—

- (a) any owner or occupier or mortgagee of land likely to be damaged as mentioned in subsection (1) of this section ;
- (b) the Minister or a local committee, whether he or it is the owner or occupier of any such land or not.

(3) A local committee appointed under section 6f of this Act may with the written approval of any owner or occupier in its own name make and conduct an application on behalf of that owner or occupier, if the local committee

considers it in the public interest to do so. In any such case the owner or occupier on behalf of whom the application is made shall be subject to any soil conservation order made by the board as if he had made the application in his own name.

(4) Any owner or occupier of land on which acts or omissions likely to cause damage to land of which the applicant is the owner, occupier or mortgagee may be made a respondent to any application.

(5) Every application shall be in writing and shall contain—

- (a) the name and address of the applicant ;
- (b) a description of the land which is alleged to be likely to be damaged ;
- (c) the nature of the estate or interest of the applicant in the land mentioned in paragraph (b) ;
- (d) the name and address of the respondent ;
- (e) a description of the land on which acts or omissions likely to cause damage to the land specified in paragraph (b) of this subsection, have been done or have taken place, or are likely to be done or take place ;
- (f) the nature of the estate or interest of the respondent in the land mentioned in paragraph (e) ;
- (g) particulars of the order asked for, or a request that the board shall make such order as it deems proper in the circumstances.

(6) The applicant shall serve on the respondent a copy of his application and shall give notice to the board that he has done so.

Notice to
persons
interested.

13c. (1) The board may order that any owner or occupier of the land on which acts or omissions likely to cause damage, are alleged to have been done or taken place, or to be likely to be done or take place, and who is not named in the application as a respondent, shall be served with notice of the application and shall be a respondent to the application.

(2) The board shall serve notice of the application on every mortgagee of the said land and shall give every such mortgagee an opportunity to be heard by the board concerning the order to be made ; but an order shall not be made against a mortgagee unless he is in possession of the said land by himself or his tenant.

13d. The board may refuse to consider any application unless it is satisfied that the applicant has made reasonable efforts to settle the matter in dispute between himself and the respondent by negotiations. The board may postpone the consideration of any application to enable the applicant to conduct such negotiations.

Preliminary
negotiations.

13e. (1) Subject to section 13d of this Act, upon receipt of the application the board shall—

Procedure on
applications.

(a) fix a time and place for hearing the applicant and the respondent and their witnesses and give notice thereof to the parties ;

(b) obtain a report on the application from an officer of the Soil Conservation Branch of the Department of Agriculture.

(2) After considering all matters submitted to it by the parties and the report of the said officer, the board in its discretion may—

(a) if it finds that just cause exists for so doing, make a provisional soil conservation order ; or

(b) make a provisional order dismissing the application.

(3) A provisional soil conservation order may order all or any of the following things :—

(a) that the respondent adopt or refrain from adopting any agricultural or pastoral methods or practices specified in the order ;

(b) that the respondent refrain from clearing any land specified in the order ;

(c) that the respondent take such action as is specified in the order, for preventing the erosion, drift, or movement of soil, sand, or water on or from any land specified in the order ;

(d) if there are two or more respondents in respect of the same land, that the cost of complying with the order or any losses arising from such compliance be apportioned between the respondents, or that one or more respondents shall contribute to the other or others a specified share of that cost or those losses ;

(e) that the obligations placed on the respondent by the order shall be subject to a condition that the applicant will bear some part of the costs of complying with the order or of the losses arising from such compliance ;

(f) any other matter incidental to the foregoing.

Interim orders.

13f. (1) When an application for a soil conservation order has been made to a board, the chairman of the board may after making such inquiries as he thinks necessary, make an interim soil conservation order which may contain any such provisions as the board could include in an order pursuant to this Act.

(2) Any such interim order shall remain in force until the application has been finally dealt with, or for any shorter period specified in the order, and shall contain only such provisions as are necessary for preventing damage to land during the hearing of the application.

(3) The provisions of section 13j of this Act shall apply to interim orders made under this section.

Confirmation
of orders.

13g. (1) A provisional order shall have no force or effect until confirmed by the Committee or by the Chairman of the Committee on behalf of the Committee.

(2) Upon the making of a provisional order the board shall forthwith send copies thereof to the parties and to the Chairman of the Committee.

(3) Every provisional order shall contain a statement that the order is subject to confirmation by the Committee and that the parties have the right to make representations to the Committee objecting to the confirmation of the order, at any time before a date to be specified therein, being at least fourteen days after the making of the order.

(4) As soon as practicable after the expiration of the period specified in the provisional order, and after considering any representations made to it during that period the Committee shall confirm, vary, or quash the order or make any order which the Committee considers should have been made by the board.

Provided that if no representations are so made during that period the chairman of the Committee may confirm the order on behalf of the Committee.

(5) An order confirmed, varied or made by the Committee or the Chairman of the Committee shall not be subject to any appeal.

Devolution of
liabilities of
respondents.
under orders.

13h. (1) Except as provided in this section a soil conservation order shall be binding on the respondent only and not on his successors in title.

(2) A soil conservation order may contain a provision that upon registration it shall be binding on the successors in title of the respondent.

(3) Where a soil conservation order relates to land which is subject to the provisions of the Real Property Act 1886-1945, and contains a provision that upon registration it shall be binding on the successors in title of the respondent—

(a) the Minister may serve on the Registrar-General a copy of the order accompanied by a statement signed by the Minister describing the land to which the order relates; and

(b) the Registrar-General shall thereupon enter a memorial of the order on the original certificate of title to that land and on the duplicate certificate if it is at any time produced to him.

(4) Where a soil conservation order relates to land which is not subject to the provisions of the Real Property Act, 1886-1945, and contains a provision that upon registration it shall be binding on the successors in title of the respondent, the Minister may produce the order for registration under Part II. of the Registration of Deeds Act, 1935, together with a memorial of the order prescribed by that Part, and the Registrar-General of Deeds shall register the order accordingly.

(5) The liabilities and rights (if any) of a respondent under a soil conservation order registered under this section, shall pass to and may be enforced against or by the successors in title of the respondent, and all such persons shall be deemed to have notice of the order.

13i. The rights and liabilities (if any) of an applicant under a soil conservation order shall pass to and may be enforced by or against his successors in title.

Devolution of
applicants'
rights under
orders.

13j. (1) If a person bound by an order contravenes or fails to comply with the order he shall be guilty of an offence and liable to a fine of not more than one hundred pounds.

Enforcement
of orders.

(2) If a person bound by an order fails to do any act or work which the order requires him to do, any person authorized by the Committee, with or without assistants—

(a) may do that act or work and all acts and work incidental thereto;

(b) for the purpose of doing such acts or work may, with or without plant and equipment, enter, remain upon, and pass and repass over, any land.

(3) Any expense incurred by the Committee in exercising its powers under this section shall be a debt due to the Crown by any person who was liable under the order to do the act or work done by the Committee, and may be recovered by the Attorney-General by action in any court of competent jurisdiction.

(4) If a person bound by a soil conservation order fails to comply therewith, and damage is caused to the land of the applicant which would not have been caused if the order had been complied with, the applicant shall have a right of action against that person for damages.

Expense to be
a charge on
land.

13k. (1) The committee may give notice to the Registrar-General that any amount is owing to the committee pursuant to section 13j of this Act, in respect of any land specified in the notice, and upon receipt of such a notice the Registrar-General shall register it by making a memorandum of charge in the register book or register of Crown leases. Thereupon the amount specified in the notice together with interest on that amount or the balance thereof owing for the time being at such rate not exceeding four per centum per annum, as the committee fixes with the approval of the Minister, shall become a first charge on the land mentioned therein and shall rank in priority to all other mortgages, charges and encumbrances on that land except mortgages and charges created in favour of the Crown before the notice was registered.

(2) If default is made in the payment of any amount in respect of which a notice is registered under this section or the interest on that amount, the committee shall have in respect of the land referred to in the memorandum of charge the same powers as are given by the Real Property Act, 1886-1945, to a mortgagee under a mortgage in respect of which default has been made in the payment of principal.

(3) When the amount for which a notice is registered under this section has been fully paid the committee shall give notice in writing of that fact to the Registrar-General who shall thereupon enter in the register book or the register of Crown leases a memorandum of removal of the charge.

(4) If the land in respect of which any expense was incurred under section 13j of this Act is not under the Real Property Act, 1886-1945, the committee may register in the General Registry Office a memorial of the amount of such expense due and owing to the committee and thereupon the expense shall become a first charge on the land

ranking in the order of priority mentioned in subsection (1) of this section.

(5) Any notice under this section may be signed on behalf of the committee by the chairman or secretary thereof.

(6) Expense incurred under section 13j of this Act shall be deemed to have been incurred in respect of the whole of the farm, pastoral holding, or other area of land, on which the acts or work for which the expense was incurred, was done.

13l. (1) If a person liable to pay the committee the amount of any expense incurred under section 13j of this Act fails to pay that amount upon demand made by or on behalf of the committee, any mortgagee of the land in respect of which the expense was incurred, may pay to the committee the amount of that expense and thereupon that amount shall be added to and form part of the principal sum secured by the mortgage of that mortgagee.

Right of mortgagee to add expense mortgage.

(2) If a mortgagee incurs expense in complying with any obligations imposed on him by a soil conservation order, the amount of that expense shall be added to and form part of the principal sum secured by the mortgage.

(3) Where the whole of the principal sum secured by a mortgage is payable on a fixed date any amount added to that sum under this section shall be payable on that date ; and where a principal sum is payable by instalments each instalment shall be increased by such amount as the mortgagee determines so as to spread the payment of the amount added over the outstanding term of the mortgage.

(4) Any amount added to a principal sum pursuant to this section shall bear interest at the same rate as that principal sum.

13m. (1) An order discharging any soil conservation order may be made under this section if the soil conservation order has been fully complied with or is no longer necessary, or any other just cause exists for discharging it.

Discharge of orders.

(2) Any person interested may apply to the board which made the soil conservation order, for an order discharging that order. If the board which made a soil conservation order has ceased to exist, or if the order was made by the Soil Conservator under section 13n of this Act the application may be made to the Soil Conservator.

(3) The board or the Soil Conservator, after inquiring into the application, may make an order discharging the soil conservation order, or dismissing the application. An order so made shall not be subject to appeal.

(4) An order discharging a soil conservation order may be registered in the same manner as a soil conservation order may be registered under section 13h of this Act.

Soil
conservation
orders where
applicant's
land is outside
districts.

13n. (1) As regards any land which is not within a soil conservation district any person may apply to the Soil Conservator for a soil conservation order, in any case where if the land were within a soil conservation district he could apply to a board for such an order: Provided that no such application shall be made or entertained if the remedy sought can be obtained under the Sand Drift Act, 1923-1935.

(2) Upon any such application the Soil Conservator shall have the same jurisdiction and powers to hear and determine the application and make a provisional order as a board would have if the land were within its district; and the provisions of sections 13b to 13m inclusive shall apply with the necessary modifications to every such application and to proceedings thereon and any provisional or other order made thereon.

Sand drift
Act not to
apply within
districts.

13o. The Sand Drift Act, 1923-1935, shall not apply within any soil conservation district.

Amendment
of s. 18 of the
principal Act—
Regulations.

11. Section 18 of the principal Act is amended by striking out paragraph (b1) thereof.

Amendment of the Crown Lands Act, 1929-1944.

Enactment of
s. 263b of
Crown Lands
Act—

12. The following section is enacted and inserted in the Crown Lands Act, 1929-1944, after section 263a thereof:—

Overstocking.

263b. (1) Every agreement and every lease granted after the enactment of this section shall contain such terms, covenants and conditions (if any) as are recommended by the board and approved by the Commissioner for restricting the number of stock to be depastured on the land comprised in the lease or agreement.

(2) Every agreement and every lease whether granted before or after the enactment of this section shall be deemed to contain a covenant that the purchaser or lessee will comply with any notice given under subsection (3) of this section.

(3) If the board is of opinion that the purchaser or lessee of the land comprised in any such agreement or lease is depasturing on that land such a number of stock that the land is likely to be permanently injured thereby, the Commissioner may by notice in writing require the purchaser or lessee within the time specified in the notice to reduce the number of stock so depastured to the number specified in the notice and to comply with any other restrictions specified in the notice as to the stocking of such land, and if the purchaser or lessee fails to comply with the terms of the notice the Commissioner may forfeit the agreement or lease as if the purchaser or lessee had been guilty of a breach of a covenant contained therein.

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

C. W. M. NORRIE, 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 1945 and which were unrepealed as at that time.

In the case of an Act reprinted in Volumes 1 to 8 of the South Australian Statutes, 1837-1936, 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.

Since the publication of the South Australian Statutes, 1837-1936, some Acts have been reprinted pursuant to the Amendments Incorporation Act, 1937. The table contains a reference to all such reprinted Acts; in some instances, the reprinted Act has been included in the annual volume of Statutes and in those cases a reference is given to the volume and page where the Act is reprinted.

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The following table contains a list of the public Acts of the Parliament of South Australia passed up to the end of 1945 which were unrepealed as at that time 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. These Acts are not included in Volumes 1 to 8 of the South Australian Statutes, 1837-1936.

Title of Act.	Year.	Number.
Adelaide Electric Supply Company's Act, 1931	1931	2009
The Adelaide Electric Supply Company Act, 1944	1944	17
<i>See also (in the Table of Private Acts) The South Australian Electric Light and Motive Power Com- pany's Act, 1897 and The Adelaide Electric Supply Company's Act, 1922</i>		
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 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
Alberton Cemetery Act, 1938	1938	2396
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
The Copyright Act, 1878	1878	95
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

Title of Act.	Year.	Number.
The Encounter Bay, Goolwa, and Waitpinga Boundaries Act	1884	313
Farmers Relief Act, 1931	1931	1996
Farmers Relief Act Extension Act, 1931	1931	2057
Farmers Relief Act, 1932	1932	2100
French Red Cross Fund Act, 1940	1940	26
Frost Relief Act, 1927	1927	1829
Funding Loan Act, 1932	1932	2086
Gladstone Park Lands Act, 1880	1880	178
Glenelg Soldiers' Memorial Site Act, 1921	1921	1468
Hailstorm Relief (Validation) Act, 1925	1925	1664
Henley and Grange Alignment Act, 1940.....	1940	8
Hummock Hill to Iron Knob Tramway Extension Act, 1927	1927	1821
<i>See also (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, and (in the Table of Private Acts) The Broken Hill Proprietary Company, Limited's, Hummock Hill to Iron Knob Tramway and Jetties Act, 1900</i>		
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
Jubilee Exhibition Act, 1885	1885	351
Lady Kintore Cottages Act, 1920	1920	1430
Largs Fort Encroachment Act, 1884.....	1884	330
Legislative Council Vacancy Act, 1943	1943	40
Main Roads Fund Act, 1920.....	1920	1424
Main Roads Fund Act, 1922.....	1922	1535
The Married Woman's Property Amendment Act, 1898 ..	1898	701
Mile End Overway Bridge Act, 1925	1925	1713
The Morphet Street Bridge Act	1881	222
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
Parliamentary Buildings Act, 1877	1877	87
Police Pensions Act, 1930	1930	1952
The Poonindie Exchange Act, 1895	1895	631
Port Adelaide Canal Supplementary Act, 1889.....	1889	473
<i>See also (in the Table of Private Acts) The Port Adelaide Canal Act</i>		
Port Adelaide Public Recreation Ground Act, 1878	1878	91
Port Adelaide Reserves Act, 1871	1871	6
Port Adelaide Water Frontage Act, 1886.....	1886	373
Port Adelaide Water Frontage Act, 1902.....	1902	810
The Port Adelaide Water Frontage Act, 1910.....	1910	1012
Port Augusta Park Lands Act, 1882	1882	258
The Port Lincoln Catholic Church Property Act	1879	134
Port Pirie Drill Hall Site Act, 1921.....	1921	1470

Title of Act.	Year.	Number.
Port Pirie Laboratory Site Act, 1922	1922	1537
Port Pirie Park Lands Act, 1932	1932	2090
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
The Public Service Superannuation Fund Act, 1902	1902	792
Public Service Superannuation Fund Act Amendment Act, 1919	1919	1360
Pyap Irrigation Trust Act Amendment Act, 1926	1926	1772
<i>See also</i> (in the Table of Private Acts) The Pyap Irrigation Trust Act, 1923		
The Railway and Corporation Lands Act, 1904	1904	853
Railway Acts—		
<i>See also</i> 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 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
Barunga Gap Railway, 1877	1877	72
Blyth to Gladstone Railway Act, 1891	1891	522
The Brinkworth to Port Broughton Railway Act, 1910	1910	1015
Broadening of Gauge (Brinkworth to Gladstone) Act, 1925	1925	1667
Bumbunga to Lochiel Railway Act, 1923	1923	1595
Burra and Hallett Railway Act, 1876	1876	31
The Darke's Peak Railway Act, 1909	1909	982
The Darke's Peak Railway Act Amendment, 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
Farina Town and Hergott Springs Railway Act, 1881 ..	1881	226
Forrester's to Burra Railway Act, 1867	1867	20

Title of Act.	Year.	Number.
<i>Railway Acts—continued.</i>		
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
Gladstone and Laura Railway Act, 1882	1882	253
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
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
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
Kowulka Railway Act, 1922	1922	1536
The Laura to Booleroo Centre Railway Act, 1907 ...	1907	941
The Laura to Booleroo Centre Railway Act Amendment Act, 1910	1910	1014
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
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

Title of Act.	Year.	Number.
<i>Railway Acts—continued.</i>		
Pinnaroo Railway Act	1903	831
Pinnaroo Railway Act Amendment Act, 1907	1907	928
The Pinnaroo Railway Act Further Amendment Act, 1908	1908	955
The Pinnaroo Railway Act Further Amendment Act, 1914	1914	1176
The Petersburg and Border Railway Act, 1884	1884	328
The Petersburg and Border Railway Amendment Act, 1886	1886	377
The Port Adelaide and Semaphore Railway Act, 1874	1874	13
Port Adelaide and Semaphore Railway Act Amend- ment Act, 1875	1875	14
The Port Adelaide and Semaphore Railway Amend- ment 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
The Port Broughton Railway Act	1873	7
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
The Port Pirie Railway Act	1873	8
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
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 Forresters 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
Strathalbyn and Middleton Tramway Act, 1866.....	1866	1
The Strathalbyn and Victor Harbor Railway Act, 1883	1883	294

Title of Act.	Year.	Number.
<i>Railway Acts—continued.</i>		
The Taillem 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
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
The Wilmington Railway Act, 1913	1913	1137
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
South-Eastern Lands Contract Annulment Act, 1917....	1917	1300
Statute Law Revision Act, 1934	1934	2168
Statute Law Revision Act, 1935	1935	2246
Statute Law Revision Act, 1936	1936	2293
Statute Law Revision Act (No. 2), 1936	1936	2316
Strathalbyn Soldiers' Memorial Gardens Act, 1940	1940	51
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
The Teachers Superannuation Act, 1890	1890	485
The Teachers Superannuation Amendment Act, 1897 ...	1897	684
The Teachers Superannuation Further Amendment Act, 1904	1904	868
Teachers Superannuation Act Further Amendment Act, 1922	1922	1508

Title of Act.	Year.	Number.
Teachers Superannuation Act Amendment Act, 1928....	1928	1857
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
The University Land Act, 1929	1929	1944
Victor Harbor Foreshore Act, 1917	1917	1281
Victor Harbor Foreshore Act, 1926	1926	1750
Voluntary Wheat Pool Agreement Ratification Act, 1924.	1924	1620
Voluntary Wheat Pool Agreement Ratification Act, 1925	1925	1690
Wallaroo Park Lands Resumption Act, 1924	1924	1626
The Wallaroo Railway Lands Act, 1912.....	1912	1085
The West Terrace Cemetery Extension Act, 1904	1904	852
West Terrace Cemetery (Soldiers' Section) Extension Act, 1944	1944	11
The Wolseley Educational Lands Resumption Act, 1883 .	1883-4	301
Young Men's Christian Association of Port Pirie Act, 1918	1918	1349

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 1945 and which were unrepealed as at that time. These Acts are not included in Volumes 1 to 8 of the South Australian Statutes, 1837-1936.

Title of Act.	Year.	Number.
The Adelaide Electric Supply Company's Act, 1922.....	1922	—
<i>See also</i> The South Australian Electric Light and Motive Power Company's Act, 1897 <i>and</i> (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	—
Angas College Trusts Act, 1921	1921	—
Australian Mutual Provident Society Act, 1874	1874	—
Australian Trust Company Act, 1861	1861	—
Bagot's Executor Company Act	1910	—
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	—
Boy Scouts Association—South Australian Branch—Incorporation Act.....	1940	—
The Catholic Church Endowment Society, Incorporated, Sale of Lands Act	1896	—
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 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	—
Executors Company's Act, 1885	1885	—
Executors Company's Amendment Act, 1900	1900	—
Executors Company's Amendment Act, 1915	1915	—

Table of Private Acts.

Title of Act.	Year.	Number.
Farmers Co-operative Executors Act, 1919	1919	—
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 Act, 1911	1911	—
Methodist Ladies College Incorporation Act, 1920	1920	—
The Methodist Union Act, 1900	1900	—
Moonta Gas Company's Act	1873	—
Moonta Gas Company's Sale Act, 1882	1882	—
Murray River Company Act, 1853	1853	—
National Bank of Australasia Act, 1859	1859	—
National Bank of Australasia Amendment Act, 1860.....	1860	—
National Bank Act Amendment Act, 1863	1863	—
National Marine and Fire Insurance Company Act, 1867	1867	—
National Marine Insurance Company's Act Amendment Act, 1873	1873	—
The Parkin Trust Incorporated Act, 1926	1926	—
Paxton Title Act, 1885	1885	—
Port Adelaide Canal Act	1887	—
<i>See also</i> (in the Table of Public Acts of Restricted Application) The Port Adelaide Canal Supple- mentary Act, 1889		
The Presbyterian Church of South Australia Act	1899	—
Prince Alfred College Incorporation Act, 1878	1878	—
The Provincial Gas Company's Act.....	1868-9	—
Pyap Irrigation Trust Act, 1923	1923	—
<i>See also</i> (in the Table of Public Acts of Restricted Application) The Pyap Irrigation Trust Act Amend- ment Act, 1926		
Railway Acts—		
<i>See also</i> Railway Acts (in the Table of Public Acts of Restricted Application)		
Adelaide City and Port Railway Act, 1850	1850	1
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	—
<i>See also</i> (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, 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	—

Title of Act.	Year.	Number.
<i>Railway Acts—continued.</i>		
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	—
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 Peters Collegiate School Ordinance Amendment Act	1889	—
The Salvation Army (South Australian) Property Trust Act, 1931	1931	—
Scotch College, Adelaide, Incorporated Act, 1922	1922	—
Stirling Trust Estate Act, 1857-8	1857-8	—
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	—
<i>See also</i> The Adelaide Electric Supply Company's Act, 1922, <i>and</i> (in the Table of Public Acts of Restricted Application) the Adelaide Electric Supply Com- pany'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 Amend- ment Act, 1882	1882	—
South Australian Gas Company's Act, 1912	1912	—
South Australian Gas Company's Act, 1919	1919	—
<i>See also</i> (in the Table of Public General Acts) the Gas Act, 1924		
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 Act, 1887 ...	1887	—
South Australian Widows' Fund and General Annuity Endowment Society Act, 1850	1850	13
The Spicer Cottages Trust Act, 1934	1934	—
The Spicer Cottages Trust Act Amendment Act, 1938 ...	1938	—
St. George's Church, Woodforde, Revocation of Trusts and Sale of Lands Act, 1920	1920	—
The Thorngate Estate Act	1911	—
The Town and Country Bank Act, 1881	1881	—
Union Bank of Australia Act, 1850	1850	11
Way College Incorporation Act, 1899	1899	—
The Wyatt Benevolent Institution Incorporated Act	1935	—

TABLE OF ACTS REPEALED.

The following table contains a list of all Acts which have been repealed since the publication in April, 1937, of the South Australian Statutes, 1837-1936.

Title of Act Repealed.	Title of Repealing Act.
The Adelaide Gunpowder Magazine Act . . .	Statute Law Revision Act, 1937
The Adulteration of Wine and Brandy Act, 1907	Adulteration of Wine and Brandy (Repeal) Act, 1941
The Amendments Incorporation Act, 1914 .	Amendments Incorporation Act, 1937
Collections for Unemployment Act, 1930 . .	Collections for Charitable Purposes Act, 1939
Commonwealth Powers (Air Navigation) Act, 1921	Air Navigation Act, 1937
Cornsacks Act, 1931	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1932	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1933	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1934	Statute Law Revision Act, 1937
Cornsacks Act Amendment Act, 1935	Statute Law Revision Act, 1937
Employers' Liability Act, 1934	Wrongs Act Amendment Act, 1944
The Guardianship of Infants Act, 1887	Guardianship of Infants Act, 1940
Increase of Rent (War Restrictions) Act, 1939	Landlord and Tenant (Control of Rents) Act, 1942
Increase of Rent (War Restrictions) Act Amendment Act, 1940	Landlord and Tenant (Control of Rents) Act, 1942
Increase of Rent (War Restrictions) Act Amendment Act, 1941	Landlord and Tenant (Control of Rents) Act, 1942
Juries Act, 1844	Statute Law Revision Act, 1937
Loans for Fencing and Water Piping Act, 1930	Loans for Fencing and Water Piping Act, 1938
Margarine Act, 1934	Margarine Act, 1939
The Mining on Private Property Act, 1909 ..	Mining Act Amendment Act, 1941
Mining on Private Property Act Amendment Act, 1916	Mining Act Amendment Act, 1941
Money-lenders Act, 1924	Money-lenders Act, 1940
Public Library, Museum, and Art Gallery, and Institutes Act, 1936	Libraries and Institutes Act, 1939
State Salaries (Commonwealth Taxation) Act, 1916	Statute Law Revision Act, 1937

TABLE OF ACTS AFFECTED BY AMENDMENT
OR JUDICIAL DECISION.

TABLE OF ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION.

This table contains a list of Acts which have been amended by Acts passed since the publication in April, 1937, of the South Australian Statutes, 1837-1936. Under the title of every Act so amended are shown the sections affected, the number and section of the amending Act, and the page of the Annual Volume of Statutes in which the section of the amending Act is printed.

The 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 18 South Australian Industrial Reports, and the cases reported up to page 56 of 1946 Appeal Cases, up to page 139 of 70 Commonwealth Law Reports, and up to page 64 of 1945 South Australian State 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.

Act Affected.	How Affected.
Abattoirs Act, 1911-1936 (Vol. 1, p. 1)	s. 3. Amended by No. 2421, s. 2, 1938, p. 190 s. 4. Amended by No. 2421, s. 3, 1938, p. 190 s. 13. Substituted by No. 2421, s. 4, 1938, p. 191 s. 26. Substituted by No. 2421, s. 5, 1938, p. 191 s. 27. Amended by No. 2421, s. 6, 1938, p. 192 s. 34. Amended by No. 2421, s. 7, 1938, p. 192 s. 40. Amended by No. 2421, s. 8, 1938, p. 192 s. 41. Amended by No. 2421, s. 9 (1), 1938, p. 192 s. 42. Amended by No. 2421, s. 9 (1) and (2), p. 192 s. 43. Amended by No. 2421, s. 9 (1) and (3), pp. 192, 193 s. 45. Amended by No. 2421, s. 10, 1938, p. 193 s. 46. Amended by No. 2421, s. 11, 1938, p. 193 s. 48. Amended by No. 2421, s. 12, 1938, p. 193 s. 50. Amended by No. 2421, s. 13, 1938, p. 194 s. 51. Amended by No. 2421, s. 14, 1938, p. 194 s. 53. Amended by No. 2421, s. 15, 1938, p. 194 s. 55. Amended by No. 2421, s. 16, 1938, p. 194 s. 62. Amended by No. 2421, s. 17, 1938, p. 194 s. 65. Amended by No. 2421, s. 18, 1938, p. 194 s. 73. Amended by No. 2421, s. 19, 1938, p. 194 s. 74. Substituted by No. 2421, s. 20, 1938, p. 195 s. 79. Amended by No. 2421, s. 21, 1938, p. 195
Aborigines Act, 1934 (Vol. 1, p. 38) . . .	This Act, as amended by No. 14, 1939, p. 49, and with notes of judicial decisions, is reprinted in the 1939 volume, p. 371. <i>See also</i> the following paragraph

Table of Amendments and Cases.

Act Affected.	How Affected.
Aborigines Act, 1934-1939 (1939, p. 371)	s. 48. <i>Williams v. Wight</i> (1943) S.A.S.R. 301
Acts Interpretation Act, 1915-1936 (Vol. 1, p. 55)	s. 15. <i>Spiller v. Webb and another</i> (1940) S.A.S.R. 102 s. 22. <i>International Hotel Limited v. McNally</i> (1940) 64 C.L.R. 24; 14 A.L.J. 267 s. 22a. Enacted by No. 10, s. 3, 1945, p. 33 s. 27. Amended by No. 10, s. 4, 1945, p. 34 s. 37. <i>Day v. Hunkin</i> (1938) 61 C.L.R. 65; 12 A.L.J. 269, affirming <i>Day v. Hunkin</i> (1938) S.A.S.R. 121, which reversed <i>Day v. Hunkin</i> (1937) S.A.S.R. 453
Administration and Probate Act, 1919-1936 (Vol. 1, p. 79)	s. 21. <i>In re Knabenschuh</i> (1938) S.A.S.R. 136 <i>In re Smale</i> (1940) S.A.S.R. 391 <i>In re Bathern</i> (1941) S.A.S.R. 266 s. 52. <i>In re Hawker</i> (1939) S.A.S.R. 426 s. 55. <i>In re Gardiner</i> (1938) S.A.S.R. 6 s. 61. Amended by No. 2368, s. 2 (1), 1937, p. 102 s. 69. <i>In re Jackson</i> (1944) S.A.S.R. 82 s. 70. <i>In re Babbage. Cave v. Babbage</i> (1936) S.A.S.R. 356 s. 112. Substituted by No. 2368, s. 3, 1937, p. 102 s. 113. Repealed by No. 2368, s. 3, 1937, p. 102 s. 122. Amended by No. 2368, s. 4, 1937, p. 103 Second schedule. Repealed by No. 2368, s. 5, 1937, p. 103
Adoption of Children Act, 1925-1934 (Vol. 1, p. 140)	s. 2. Amended by No. 18, s. 2 1943, p. 38 s. 5. Amended by No. 18, s. 3, 1943, p. 38 s. 14. Amended by No. 4, s. 2, 1940, p. 6 s. 19. Enacted by No. 18, s. 4, 1943, p. 39
Advances for Homes Act, 1928-1935 (Vol. 1, p. 156)	s. 11. Amended by No. 21, s. 2, 1944, p. 51 s. 16. Amended by No. 21, s. 3, 1944, p. 51 s. 18. Amended by No. 21, s. 4, 1944, p. 51 s. 19. Amended by No. 21, s. 5, 1944, p. 52 s. 22. Amended by No. 21, s. 6, 1944, p. 52 s. 25. Amended by No. 21, s. 7, 1944, p. 52 s. 35. Amended by No. 21, s. 8, 1944, p. 53 s. 40. Amended by No. 21, s. 9, 1944, p. 53 s. 46. Amended by No. 21, s. 10, 1944, p. 53
Advances to Settlers Act, 1930 (Vol. 1, p. 193)	s. 5 Amended by No. 22, s. 3, 1944, p. 56 s. 12a. Enacted by No. 22, s. 2, 1944, p. 54
Agent-General Act, 1901-1934 (Vol. 1, p. 206)	s. 6. Amended by No. 6, s. 3, 1941, p. 14, and substituted by No. 4, s. 2, 1945, p. 6
Agricultural College Act, 1936 (Vol. 1, p. 208)	s. 4. Amended by No. 2410, s. 3, 1938, p. 112 s. 4a. Enacted by No. 2410, s. 4, 1938, p. 112 ss. 9 and 10. Repealed by No. 15, s. 2, 1940, p. 37 s. 14. Enacted by No. 15, s. 3, 1940, p. 37
Agricultural Graduates Land Settlement Act, 1922-1935 (Vol. 1, p. 212)	s. 9. Amended by No. 2403, s. 2, 1938, p. 82
Animals and Birds Protection Act, 1919-1934 (Vol. 1, p. 242)	This Act, as amended by No. 2390, 1938, p. 19, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 285
Anzac Highway Agreement Act, 1937 (1937, p. 25)	s. 7. Enacted by No. 28, s. 2, 1940, p. 80
Apiaries Act, 1931-1935 (Vol. 1, p. 263)	s. 12. Substituted by No. 19, s. 2, 1943, p. 41

Act Affected.	How Affected.
Arbitration Act, 1891-1934 (Vol. 1, p. 273)	s. 3. <i>Anderson v. G. H. Michell & Sons Ltd.</i> (1941) 65 C.L.R. 543; 15 A.L.J. 255, reversing <i>Anderson v. G. H. Michell & Sons Ltd.</i> (1940) S.A.S.R. 285
The Bills of Sale Act, 1886-1935 (Vol. 1, p. 329)	s. 9. <i>Burns v. McFarlane</i> (1940) 64 C.L.R. 108 14 A.L.J. 264 s. 11 (2). <i>Riedel v. Freeman Motors</i> (1938) S.A.S.R. 261, affirmed by <i>Riedel v. Freeman Motors Limited</i> (1938) S.A.S.R. 364 s. 11 (6). Amended by No. 52, s. 3, 1940, p. 158 s. 17. Amended by No. 52, s. 4, 1940, p. 158 ss. 19a to 19e. Enacted by No. 52, s. 5, 1940, pp. 158-161 s. 28. Amended by No. 52, s. 6, 1940, p. 161 Sixth schedule. Amended by No. 52, s. 7 (1), 1940, p. 161 Seventh schedule. Amended by No. 52, s. 7 (2), 1940, p. 161
Births and Deaths Registration Act, 1936 (Vol. 1, p. 345)	s. 4. Amended by No. 21, s. 2, 1940, p. 56 and by No. 11, s. 7, 1942, p. 30 s. 35. Amended by No. 11, s. 2, 1942, p. 25 s. 36a. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 3, 1942, p. 26 s. 36b. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 4, 1942, p. 26 s. 36c. Enacted by No. 21, s. 3, 1940, p. 58 and amended by No. 11, s. 5, 1942, p. 26 ss. 36d and 36e. Enacted by No. 21, s. 3, 1940, p. 58 ss. 36f to 36l. Enacted by No. 11, s. 6, 1942, pp. 27-29
Botanic Garden Act, 1935 (Vol. 1, p. 375)	s. 5. Amended by No. 22, s. 3, 1940, p. 59 s. 7. Substituted by No. 22, s. 4, 1940, p. 59 ss. 7a and 7b. Enacted by No. 22, s. 4, 1940, p. 60 s. 10a. Enacted by No. 22, s. 5, 1940, p. 60
Bread Act, 1936 (Vol. 1, p. 418)	s. 6. <i>Shephard v. Cashmore</i> (1937) S.A.S.R. 525
Broken Hill Proprietary Company's Indenture Act, 1937 (1937, p. 75)	s. 4. Repealed by No. 13, s. 12, 1940, p. 28
Building Act, 1923-1935 (Vol. 1, p. 424)	This Act, as amended by No. 53, 1940, p. 162 and by regulations <i>Gazette</i> 12th December, 1940, p. 1441, and with notes of judicial decisions, is reprinted in the 1940 volume, p. 353
Building Societies Act, 1881-1936 (Vol. 1, p. 513)	This Act, as amended by No. 2411, 1938, p. 114, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 307
Bush Fires Act, 1933-1935 (Vol. 1, p. 536)	This Act, as amended by No. 27, 1939, p. 143, No. 24, 1941, p. 87, and No. 30, 1942, p. 91, and with notes of judicial decisions, is reprinted in the 1944 volume, p. 187. See also the following paragraph
Bush Fires Act, 1933-1942 (1944, p. 187)	s. 3a. Amended by No. 19, s. 2, 1945, p. 67 s. 4. Amended by No. 19, s. 3 (1), 1945, p. 67 s. 5. Amended by No. 19, s. 3 (2), 1945, p. 68 s. 8. Amended by No. 19, s. 3 (3), 1945, p. 68 s. 8a. Enacted by No. 19, s. 4, 1945, p. 68 s. 11. Amended by No. 19, s. 5, 1945, p. 68 s. 12a. Enacted by No. 19, s. 6, 1945, p. 69 s. 15. Amended by No. 19, s. 7, 1945, p. 69 s. 15b. Enacted by No. 19, s. 8, 1945, p. 70 s. 17. Amended by No. 19, s. 9, 1945, p. 70 s. 21. Amended by No. 19, s. 10, 1945, p. 71 s. 27. Amended by No. 19, s. 11, 1945, p. 71 s. 30a. Enacted by No. 19, s. 12, 1945, p. 71

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Chaff and Hay Act, 1922 (Vol. 1, p. 560)	s. 9. Amended by No. 2384, s. 2, 1938, p. 4 s. 22. Amended by No. 2384, s. 3, 1938, p. 4
Community Hotels (Incorporation) Act, 1938 (1938, p. 93)	s. 7. Enacted by No. 23, s. 3, 1944, p. 57 s. 8. Enacted by No. 23, s. 3, 1944, p. 58
The Companies Act, 1934-1935 (Vol. 1, p. 597)	s. 8. Amended by No. 46, ss. 3 and 26, 1939, pp. 349, 356 s. 9. <i>In re Commonwealth Homes and Investment Company Limited</i> (1943) S.A.S.R. 211 <i>In re Riverton Sheep Dip</i> (1943) S.A.S.R. 344 s. 27a. Enacted by No. 46, s. 4, 1939, p. 349 s. 35. Amended by No. 46, s. 26, 1939, p. 356 s. 37. Amended by No. 46, s. 26, 1939, p. 356 s. 49. <i>Marshall v. Commonwealth Homes and Investment Company Limited. Elders' Trustee and Executor Company Limited v. Commonwealth Homes and Investment Company Limited</i> (1941) S.A.S.R. 74, reversed on other grounds by <i>Elders' Trustee and Executor Co. Ltd. v. Commonwealth Homes and Investment Co., Ltd.</i> (1941) 65 C.L.R., 603; 115 A.L.J. 252 s. 53. <i>Smith v. Commonwealth Homes Limited</i> (1937) S.A.S.R. 337, affirmed by <i>Commonwealth Homes and Investment Company Limited v. Smith</i> (1937) 59 C.L.R. 443; 11 A.L.J. 348 s. 56. Amended by No. 46, s. 5, 1939, p. 350 s. 57. Amended by No. 46, s. 6, 1939, p. 350. s. 64. Amended by No. 46, s. 26, 1939, p. 356. s. 76. <i>In re Colton, Palmer & Preston, Limited</i> (1936) S.A.S.R. 434 s. 100. <i>In re Lawson Constructions (Pty.) Limited</i> (1942) S.A.S.R. 201 s. 107. Amended by No. 46, s. 26, 1939, p. 356. s. 124. <i>Commonwealth Homes and Investment Company Limited v. Mackellar</i> (1939) 63 C.L.R. 351; 13 A.L.J. 382 s. 125. Amended by No. 46, s. 7, 1939, p. 350 s. 129. Amended by No. 46, ss. 8, and 26, 1939, pp. 350, 356. s. 130. Amended by No. 46, s. 26, 1939, p. 356 s. 133. Amended by No. 46, s. 26, 1939, p. 356 <i>South Norseman Gold Mines No Liability v. MacDonald</i> (1937) S.A.S.R. 53 s. 139. Amended by No. 46, s. 9, 1939, p. 351 s. 147. Amended by No. 46, s. 10, 1939, p. 351 s. 149. Amended by No. 46, s. 26, 1939, p. 356 s. 153. Amended by No. 46, s. 11, 1939, p. 351 s. 154. Amended by No. 46, s. 12, 1939, p. 351 s. 158a. Enacted by No. 46, s. 13, 1939, p. 352. s. 161. Amended by No. 46, s. 14, 1939, p. 353 s. 163. <i>Rex v. McDonnell</i> (1940) S.A.S.R. 388 s. 165. Amended by No. 46, s. 15, 1939, p. 353 s. 166. Amended by No. 46, s. 16, 1939, p. 353 s. 176. Amended by No. 46, ss. 17 and 26, 1939, pp. 353, 356 s. 179. Amended by No. 46, s. 18, 1939, p. 354 s. 194. Amended by No. 46, s. 26, 1939, p. 356 s. 196. Amended by No. 46, s. 26, 1939, p. 356 s. 206. Amended by No. 46, s. 19, 1939, p. 354 s. 270. Amended by No. 46, s. 20, 1939, p. 354 s. 293. Amended by No. 46, s. 26, 1939, p. 356 s. 311. Amended by No. 46, s. 21, 1939, p. 354 s. 316. Amended by No. 46, s. 22, 1939, p. 354 s. 358. Amended by No. 46, s. 23, 1939, p. 354 s. 361a. Enacted by No. 46, s. 24, 1939, p. 354 s. 361b. Enacted by No. 46, s. 24, 1939, p. 355

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The Companies Act, 1934-1935 (Vol. 1, p. 597)— <i>continued</i> .	s. 361c. Enacted by No. 46, s. 24, 1939, p. 355 s. 366. <i>In re E. and B. Chemicals and Wool Treatment Proprietary Limited</i> (1939) S.A.S.R. 441. Special leave to appeal to High Court refused 64 C.L.R. 661; (1940) S.A.S.R. VIII. (note) <i>In re E. and B. Chemicals and Wool Treatment Proprietary Limited</i> (1940) S.A.S.R. 267 s. 367. Amended by No. 46, s. 26, 1939, p. 356 s. 368. Amended by No. 46, s. 25, 1939, p. 356 s. 377. <i>In re Lasscock's Nurseries Limited (In Liquidation)</i> (1940) S.A.S.R. 251. Appeal to the High Court dismissed 64 C.L.R. 662; (1940) S.A.S.R. VIII. (note) s. 391. <i>Rex v. McDonnell</i> (1940) S.A.S.R. 388 s. 395. <i>In re Lasscock's Nurseries Limited (In Liquidation)</i> (1940) S.A.S.R. 251. Appeal to the High Court dismissed 64 C.L.R. 662; (1940) S.A.S.R. VIII. (note) Second schedule. Amended by No. 46, s. 26, 1939, p. 356 <i>Re Lasscock's Nurseries Limited (In Liquidation)</i>; <i>McPhail v. Mitton</i> 14 A.L.J. 270
Constitution Act, 1934-1936 (Vol. 2, p. 1)	s. 20. Amended by No. 31, s. 3, 1940, p. 89, and by No. 41, s. 3, 1943, p. 124 s. 20a. Enacted by No. 41, s. 4, 1943, p. 124 s. 21. Amended by No. 41, s. 5, 1943, p. 126 s. 22. Substituted by No. 41, s. 6, 1943, p. 126 s. 28. Amended by No. 2381, s. 3, 1937, p. 134, and by No. 49, s. 3, 1939, p. 368 s. 31. <i>Stott v. Parker</i> (1939) S.A.S.R. 98. s. 33. Amended by No. 31, s. 4, 1940, p. 90, and by No. 41, s. 7, 1943, p. 126 s. 33a. Enacted by No. 41, s. 8, 1943, p. 126 s. 43. <i>Stott v. Parker</i> (1939) S.A.S.R. 98 s. 46a. Enacted by No. 48, s. 3, 1939, p. 365 s. 51. Amended by No. 48, s. 4, 1939, p. 366 s. 54a. Enacted by No. 48, s. 5, 1939, p. 366 s. 55. Amended by No. 2381, s. 4, 1937, p. 134, and by No. 48, s. 6, 1939, p. 366 s. 69. Amended by No. 8, s. 3, 1942, p. 16 s. 70. Amended by No. 8, s. 4, 1942, p. 16 s. 72. Amended by No. 8, s. 5, 1942, p. 17
Control of Advertisements Act, 1916-1935 (Vol. 2, p. 40)	s. 4. <i>Miller v. Penfolds Wines Limited</i> (1937) S.A.S.R. 11 s. 10. <i>Miller v. Penfolds Wines Limited</i> (1937) S.A.S.R. 11
Cornsacks Act, 1938 (1938, p. 124)	s. 9. Amended by No. 6, s. 3, 1939, p. 18
Criminal Law Consolidation Act, 1935 (Vol. 2, p. 81)	s. 14. <i>Rex v. Coventry</i> (1938) S.A.S.R. 79. Special leave to appeal to the High Court refused; <i>The King v. Coventry</i> (1938) 59 C.L.R. 633; 12 A.L.J. 67 s. 38. Substituted by No. 54, s. 3, 1940, p. 179 s. 46. <i>Rex v. Muirhead and Bracegirdle: Ex parte The Attorney-General and another</i> (1942) S.A.S.R. 226 s. 50. Amended by No. 54, s. 4, 1940, p. 180 s. 51. Amended by No. 54, s. 4, 1940, p. 180 s. 52. Amended by No. 54, s. 4, 1940, p. 180 s. 52a. Enacted by No. 54, s. 5, 1940, p. 180 s. 63. Amended by No. 54, s. 6, 1940, p. 180 s. 77. Substituted by No. 54, s. 7, 1940, p. 180 <i>Rex v. Clough</i> (1941) S.A.S.R. 51 s. 77a. Enacted by No. 54, s. 7, 1940, p. 181 s. 82. <i>R. v. Lindner</i> (1938) S.A.S.R. 412

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Criminal Law Consolidation Act, 1935 (Vol. 2, p. 81)— <i>continued</i> .	s. 116. <i>Charlton v. Crafter</i> (1943) S.A.S.R. 158 s. 131. <i>Feist v. Bonython</i> (1944) S.A.S.R. 176 s. 132. <i>Reece v. Harris</i> (1943) S.A.S.R. 127 s. 170. Substituted by No. 54, s. 8, 1940, p. 183 <i>Rex v. Andrews</i> (1943) S.A.S.R. 44 s. 184. <i>Dowd v. Dayman</i> (1939) S.A.S.R. 70 s. 195. <i>Brook v. Crafter</i> (1937) S.A.S.R. 366 s. 197a. Enacted by No. 54, s. 9, 1940, p. 183 s. 199. Amended by No. 54, s. 10, 1940, p. 184 s. 200. Amended by No. 54, s. 11, 1940, p. 184 s. 268. <i>Rex v. Sayers</i> (1943) S.A.S.R. 146 s. 300. <i>R. v. Costello and others</i> (1937) S.A.S.R. 150 s. 319. <i>R. v. Martin</i> (1937) S.A.S.R. 70 <i>Rex v. Tregaskis</i> (1937) S.A.S.R. 358 s. 328a. Enacted by No. 54, s. 12, 1940, p. 185 s. 352. <i>R. v. Burch</i> (1939) S.A.S.R. 270 s. 353. <i>R. v. Semaschko</i> (1936) S.A.S.R. 337 <i>Rex v. Butler</i> (1939) S.A.S.R. 265 s. 354. <i>R. v. Lindner</i> (1938) S.A.S.R. 412 s. 357. <i>Rex v. Pullman</i> (1942) S.A.S.R. 262 s. 367. <i>Rex v. Tregaskis</i> (1937) S.A.S.R. 358 s. 369. <i>R. v. McPherson</i> (1939) S.A.S.R. 181
Crown Lands Act, 1929-1936 (Vol. 2, p. 219)	This Act, as amended by No. 2363, 1937, p. 88, No. 2408, 1938, p. 95, No. 3, 1939, p. 5, and No. 40, 1939, p. 250, and with notes of judicial decisions, is reprinted in the 1939 volume, p. 414. <i>See also</i> the following paragraph
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Fauna and Flora Reserve Act, 1919-1935 (Vol. 2, p. 740)	s. 16a. Enacted by No. 25, s. 3, 1940, p. 73
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Financial Emergency Act, 1931-1936 (Vol. 3, p. 46)	s. 14. Repealed by No. 2342, s. 3, 1937, p. 11 s. 15. Repealed by No. 2342, s. 3, 1937, p. 11
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Fire Brigades Act, 1936 (Vol. 3, p. 78)	s. 5. Amended by No. 2389, s. 3 (1), 1938, p. 18 s. 24a. Enacted by No. 25, s. 2, 1944, p. 64 s. 27a. Enacted by No. 25, s. 3, 1944, p. 64 s. 32. Amended by No. 2389, s. 3 (2), 1938, p. 18 s. 53. Amended by No. 2389, s. 2, 1938, p. 17 and by No. 32, s. 3, 1942, p. 98 s. 54. Amended by No. 32, s. 4, 1942, p. 98 s. 58. Amended by No. 2389, s. 3 (3), 1938, p. 18 s. 60a. Enacted by No. 32, s. 5, 1942, p. 99 s. 68. Amended by No. 32, s. 6, 1942, p. 100
Fisheries Act, 1917-1935 (Vol. 3, p. 115)	This Act as amended by No. 2391, 1938, p. 29 and No. 2419, 1938, p. 171, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 338
Food and Drugs Act, 1908-1935 (Vol. 3, p. 139)	s. 5a. Enacted by No. 21, s. 2, 1943, p. 47 s. 15. Amended by No. 8, s. 3, 1939, p. 24 s. 15a. Enacted by No. 8, s. 4, 1939, p. 24 s. 25a. Enacted by No. 21, s. 3, 1943, p. 47 s. 29. Amended by No. 21, s. 4, 1943, p. 48 s. 57. Substituted by No. 21, s. 5, 1943, p. 48 s. 58. Amended by No. 21, s. 6, 1943, p. 49 s. 61. Amended by No. 21, s. 7, 1943, p. 49 s. 61a. Enacted by No. 21, s. 8, 1943, p. 49 s. 62. Substituted by No. 21, s. 9, 1943, p. 49
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Harbors Act, 1936 (Vol. 3, p. 333)	s. 69. Amended by No. 12, s. 3, 1943, p. 26
Hawkers Act, 1934 (Vol. 3, p. 425) . . .	s. 9a. Enacted by No. 5, s. 2, 1941, p. 12. s. 9b. Enacted by No. 5, s. 2, 1941, p. 13 s. 11. Amended by No. 5, s. 3, 1941, p. 13 s. 16a. Enacted by No. 5, s. 4, 1941, p. 13 s. 20. <i>Ward v. Pearson</i> (1939) S.A.S.R. 419
Health Act, 1935-1936 (Vol. 3, p. 432)	This Act, as amended by No. 33, 1940, p. 93, No. 35, 1941, p. 128, No. 13, 1943, p. 27, and No. 34, 1943, p. 96, and with notes of judicial decisions, is reprinted in the 1943 volume, p. 131

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Highways Act, 1926-1936 (Vol. 3, p. 483)	s. 11. Amended by No. 2388, s. 5, 1938, p. 16 s. 16. Amended by No. 2388, s. 5, 1938, p. 16 s. 20c. Enacted by No. 36, s. 2, 1944, p. 161 s. 26c. Enacted by No. 36, s. 3, 1944, p. 162 s. 26d. Enacted by No. 36, s. 4, 1944, p. 162 s. 27d. Amended by No. 36, s. 5, 1944, p. 162 Part III. Heading amended by No. 36, s. 9, 1944, p. 164 s. 31. Substituted by No. 2388, s. 3, 1938, p. 14, and amended by No. 36, ss. 6 (2) and 9, 1944, pp. 163, 164 s. 31a. Amended by No. 2350, s. 4, 1937, p. 40 and repealed by No. 2388, s. 3, 1938, p. 14 s. 32. Amended by No. 2388, ss. 4 and 5, 1938, p. 16, and by No. 36, s. 6 (1), 1944, p. 163 s. 33. Amended by No. 2388, ss. 5 and 6, 1938, p. 16 s. 34. Amended by No. 2388, s. 5, 1938, p. 16 s. 35. Amended by No. 2350, s. 5, 1937, p. 40 s. 36. Amended by No. 2350, s. 6, 1937, p. 41 s. 36a. Enacted by No. 36, s. 7, 1944, p. 164 s. 39c. Amended by No. 36, s. 9, 1944, p. 164 s. 39d. Amended by No. 36, s. 8, 1944, p. 164
Hospitals Act, 1934 (Vol. 3, p. 531)...	s. 4. Amended by No. 10, s. 2, 1941, p. 23 s. 47. Amended by No. 10, s. 4, 1941, p. 23 <i>Spiller v. Webb and another</i> (1940) S.A.S.R. 102
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Immigration Act, 1923-1935 (Vol. 3, p. 554)	s. 10. Amended by No. 2344, s. 2, 1937, p. 14
Impounding Act, 1920-1935 (Vol. 3, p. 563)	s. 3. Amended by No. 2413, s. 2, 1938, p. 129 s. 14. Amended by No. 2413, s. 3, 1938, p. 129 s. 19. Amended by No. 2413, s. 4, 1938, p. 129 s. 28. Amended by No. 2413, s. 5, 1938, p. 130 s. 46. Amended by No. 2413, s. 6, 1938, p. 130 s. 46a. Enacted by No. 2413, s. 7, 1938, p. 130 Fifth schedule. Amended by No. 2413, s. 8, 1938, p. 131
Income Tax Assessment Act, 1936 (Vol. 3, p. 593)	This Act, as amended by No. 37, 1941, p. 138, and with notes of judicial decisions, is reprinted in the 1941 volume, p. 251. <i>See also</i> the following paragraph.

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Income Tax Assessment Act, 1936-1941 (1941, p. 251)	s. 15. <i>Honeychurch v. Honeychurch</i> (1943) S.A.S.R. 31, reversing <i>Honeychurch and another v. Honeychurch and another</i> (1942) S.A.S.R., 206. Special leave to appeal to the High Court refused, 66 C.L.R. 672 (note) s. 226. <i>Burrows v. Harris</i> (1944) S.A.S.R. 3. Appeal to the High Court dismissed, 69 C.L.R. 640 (note); (1944) S.A.S.R. XIX. (note) s. 236. <i>Burrows v. Harris</i> (1944) S.A.S.R. 3. Appeal to the High Court dismissed, 69 C.L.R. 640 (note); (1944) S.A.S.R. XIX. (note)
Industrial Code, 1920-1936 (Vol. 3, p. 733)	s. 2. Amended by No. 32, s. 4 (1), 1943, p. 90 s. 5. <i>Clerks Case</i> (1941) 17 S.A.I.R. 13 <i>Junior Constables Case</i> (1943) 17 S.A.I.R. 334 s. 17 (1) (a). <i>In re Country Bricklayers and Country Builders' Labourers Awards</i> (1939) 16 S.A.I.R. 1 <i>Caretakers and Cleaners (Right of Entry) Case</i> (1941) 16 S.A.I.R. 308 <i>Right of Entry (Adelaide Hospital) Case</i> (1944) 18 S.A.I.R. 81 s. 17 (1) (b). <i>In re The Industry of Carpenters and Joiners</i> (1936) S.A.S.R. 417 : 14 S.A.I.R. 18 <i>In re The Industry of Plastering</i> (1937) S.A.S.R. 217 : 14 S.A.I.R. 38 <i>Typewriters Mechanics Case</i> (1938) 15 S.A.I.R. 30 <i>Commercial Travellers Case</i> (1938) 15 S.A.I.R. 162 <i>Retail Pharmaceutical Chemists Case</i> (1939) 15 S.A.I.R. 452 <i>In re Wages and Working Conditions of Persons employed as Clerks and Clerical Workers and Office Workers</i> (1941) S.A.S.R. 65 <i>Clerks Case</i> (1939) 16 S.A.I.R. 84 s. 17 (2). <i>Boarding House, Cafe, Etc., Employees (Annual Leave, Etc.) Case</i> (1942) 17 S.A.I.R. 279 <i>Bicycle Manufacturing, Etc., Case</i> (1943) 17 S.A.I.R., 302 s. 18. <i>Country Hotels (Variation of Award) Case</i> (1941) 17 S.A.I.R., 53 <i>Country Boarding House, Cafe, Etc., Employees (Variation of Award) Case</i> (1942) 17 S.A.I.R., 298 s. 21. <i>Whyalla and Iron Knob Case</i> (1937) 14 S.A.I.R. 141 <i>Saddlery, Leatherware, Etc., Board Case</i> (1937) 14 S.A.I.R. 156 <i>Coopers Case</i> (1937) 14 S.A.I.R. 200 <i>Milk Processing and Cheese, Etc. Manufacturing Case</i> (1938) 15 S.A.I.R. 61 <i>Rope and Nail Making Industry (Hours) Case</i> (1930) 15 S.A.I.R. 113 <i>Woolscourers Case</i> (1938) 15 S.A.I.R. 201 <i>Rubber Workshops and Tyre Re-Treading Case</i> (1938) 15 S.A.I.R. 236 <i>Country Quarries Case</i> (1935) 15 S.A.I.R. 253 <i>Country Stonemasons Case</i> (1939) 15 S.A.I.R. 342 <i>Salt and Gypsum Industries Case</i> (1938-1939) 15 S.A.I.R. 357 <i>Bread-carters (Annual Leave) Case</i> (1939) 16 S.A.I.R. 11 <i>British Tube Mills Case</i> (1940) 16 S.A.I.R. 138 <i>Photographers Case</i> (1941) 16 S.A.I.R. 210 <i>Shop and Warehouse Employees (Hours) Case</i> (1941) 16 S.A.I.R. 221 <i>Caretakers and Cleaners Case</i> (1940) 16 S.A.I.R. 247 <i>Cement Manufacturing Industry Case</i> (1941) 16 S.A.I.R. 347 <i>Country Hotel Barmen Case</i> (1941) 16 S.A.I.R. 378

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Limitation of Actions Act, 1936 (Vol. 4, p. 582)	s. 35. <i>Hillier v. Leitch</i> (1936) S.A.S.R. 490 <i>Smith v. Commonwealth Homes Limited</i> (1937) S.A.S.R. 337, affirmed by <i>Commonwealth Homes and Investment Co., Limited v. Smith</i> (1937) 59 C.L.R. 443; 11 A.L.J. 348 <i>Wallis v. Crowe and others</i> (1942) S.A.S.R. 23 s. 36. <i>Hillier v. Leitch</i> (1936) S.A.S.R. 490
Loans for Fencing and Water Piping Act, 1938 (1938, p. 98)	s. 3. Amended by No. 42, s. 4 (1), 1940, p. 136 s. 9a. Enacted by No. 8, s. 2, 1945, p. 27 s. 12. Amended by No. 42, s. 2, 1940, p. 135 s. 22. Substituted by No. 42, s. 3, 1940, p. 136 First schedule. Amended by No. 42, s. 4 (2), 1940, p. 136 Second schedule. Enacted by No. 42, s. 5, 1940, p. 136
Local Courts Act, 1926-1936 (Vol. 4, p. 623)	s. 42. <i>Elder's Trustee and Executor Company, Limited v. Jones</i> (1937) S.A.S.R. 184 s. 49. <i>R. v. Local Court of Port Adelaide. Ex parte Wood</i> (1943) S.A.S.R. 285 s. 63. <i>Riedel v. Freeman Motors Limited</i> (1938) S.A.S.R. 364 s. 120. <i>Clothier v. Piercy</i> (1945) S.A.S.R. 45 s. 178. <i>Ex parte Day</i> (1944) S.A.S.R. 93 s. 225. <i>Boyle and another v. Jukes</i> (1944) S.A.S.R. 184 s. 271. <i>Copeland v. Buck</i> (1938) S.A.S.R. 214, reversing <i>Copeland v. Buck</i> (1937) S.A.S.R. 518

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Lottery and Gaming Act, 1936 (Vol. 5, p. 401)	This Act, as amended by No. 2394, 1938, p. 40 and No. 2417, 1938, p. 159, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 367. <i>See also</i> the following paragraph.
Lottery and Gaming Act, 1936-1938 (1938, p. 367)	s. 22b. Enacted by No. 11, s. 3, 1943, p. 23 s. 23a. Enacted by No. 11, s. 2, 1939, p. 38 s. 33. <i>Smith v. Miller</i> (1938) S.A.S.R. 418 s. 34. Amended by No. 42, s. 3, 1945 p. 202 s. 37. Amended by No. 13, s. 2 (1), 1939, p. 46 s. 37a. Enacted by No. 13, s. 2 (2), 1939, p. 46 s. 38. Amended by No. 13, s. 3, 1939, p. 46 s. 40. Amended by No. 13, s. 4, 1939, p. 46, by No. 11, s. 4, 1943, p. 24, and by No. 42, s. 4, 1945, p. 203 s. 41. Amended by No. 13, s. 2 (3), 1939, p. 46, by No. 11, s. 5, 1943, p. 24, and by No. 42, s. 5, 1945, p. 203 s. 42. Amended by No. 42, s. 6, 1945, p. 203 s. 42a. <i>Wyett v. Crafter</i> (1942) S.A.S.R. 193 s. 44a. Amended by No. 13, s. 5, 1939, p. 47, and by No. 42, s. 7, 1945, p. 205 s. 47. Amended by No. 13, s. 6, 1939, p. 47 s. 48b. Enacted by No. 13, s. 7, 1939, p. 47 s. 54a. Enacted by No. 42, s. 8, 1945, p. 205 s. 62. Amended by No. 42, s. 9, 1945, p. 205 <i>Smith v. Miller</i> (1938) S.A.S.R. 418 <i>O'Halloran v. Crafter</i> (1940) S.A.S.R. 29 <i>King v. McDonald</i> (1943) S.A.S.R. 3 <i>Giles v. Dodd</i> (1943) S.A.S.R. 132 s. 75. <i>Sutter and wife v. Virgo</i> (1941) S.A.S.R. 113 s. 80. <i>In re Tattersalls Club</i> (1942) S.A.S.R. 211 s. 81. Amended by No. 42, s. 10, 1945, p. 206 s. 92. Amended by No. 42, s. 11, 1945, p. 206 s. 93. Amended by No. 42, s. 12, 1945, p. 206 s. 105. <i>King v. McDonald</i> (1943) S.A.S.R. 3 <i>Giles v. Dodd</i> (1943) S.A.S.R. 132 Fifth schedule. Enacted by No. 13, s. 8, 1939, p. 47
Lower River Broughton Irrigation Trust Act, 1938 (1938, p. 235)	s. 99a. Enacted by No. 43, s. 3, 1940, p. 139
Maintenance Act, 1926-1936 (Vol. 5, p. 461)	This Act as amended by No. 2360, 1937, p. 63, and No. 2350, 1937, p. 132, and with notes of judicial decisions, is reprinted in the 1937 volume, p. 1713 <i>See also</i> the following paragraph.

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Maintenance Act, 1926-1937 (1937, p. 137)	s. 5. Amended by No. 44, s. 3, 1941, p. 189 s. 23. Repealed by No. 44, s. 4, 1941, p. 189 s. 24. Amended by No. 44, s. 5, 1941, p. 190 s. 43. <i>Enman v. Enman</i> (1942) S.A.S.R. 131 s. 48a. Enacted by No. 44, s. 6, 1941, p. 190 s. 59. <i>Williams v. Short</i> (1939) S.A.S.R. 369 s. 59a. <i>Williams v. Short</i> (1939) S.A.S.R. 369 <i>Lugg v. Wright</i> (1941) S.A.S.R. 106 s. 60 (1). <i>Hayter v. Howie</i> (1937) S.A.S.R. 59. Special leave to appeal to the High Court refused, 59 C.L.R. 807 (note). <i>Kalms v. Wright</i> (1940) S.A.S.R. 170 <i>Mahoney v. Wright</i> (1943) S.A.S.R. 61 s. 66. <i>Axon v. Axon</i> (1937) 59 C.L.R. 395; 11 A.L.J. 342, affirming <i>Axon v. Axon</i> (1937) S.A.S.R. 439 <i>Garden v. Garden</i> 2 A.L.J. 66 <i>Manuel v. Manuel</i> (1940) S.A.S.R. 362 <i>Kolosche v. Kolosche</i> (1943) S.A.S.R. 191 s. 67. Substituted by No. 44, s. 7, 1941, p. 190 s. 68. <i>Garden v. Garden</i> 2 A.L.J. 66 s. 91. Amended by No. 44, s. 8, 1941, p. 191 <i>King v. King</i> (1940) S.A.S.R. 214 s. 100. Amended by No. 44, s. 9, 1941, p. 191 s. 102. <i>Neale v. Colquhoun</i> (1944) S.A.S.R. 119 s. 103. Amended by No. 44, s. 10, 1941, p. 191 s. 105. Amended by No. 44, s. 11, 1941, p. 192 s. 108. Amended by No. 44, s. 12, 1941, p. 192 <i>Neale v. Colquhoun</i> (1944) S. A. S. R. 119 s. 110. Amended by No. 44, s. 13, 1941, p. 192 s. 111. Amended by No. 44, s. 14, 1941, p. 192 s. 112. Amended by No. 44, s. 15, 1941, p. 192 s. 113. Amended by No. 44, s. 16, 1941, p. 192 s. 117. Repealed by No. 44, s. 17, 1941, p. 192 s. 122a. Enacted by No. 44, s. 18, 1941, p. 192 s. 163. Amended by No. 44, s. 19, 1941, p. 192 s. 165. Amended by No. 44, s. 20, 1941, p. 193 s. 166. Amended by No. 44, s. 21, 1941, p. 193 Second schedule. Amended by No. 44, s. 22, 1941, p. 193
Margarine Act, 1939 (1939, p. 217)...	s. 3. Amended by No. 35, s. 3, 1940, p. 98 s. 3a. Enacted by No. 35, s. 4, 1940, p. 99 Heading before s. 20. Amended by No. 45, s. 3, 1941, p. 194 s. 20. Amended by No. 45, s. 4, 1941, p. 194 s. 20a. Enacted by No. 35, s. 5, 1940, p. 99 s. 25. Amended by No. 45, s. 5, 1941, p. 195 s. 25a. Enacted by No. 45, s. 6, 1941, p. 195
Marketing of Eggs Act, 1941 (1941, p. 168)	s. 18a. Enacted by No. 3, s. 3, 1942, p. 5 s. 27. Amended by No. 3, s. 4, 1942, p. 6 s. 35. Amended by No. 30, s. 3, 1945, p. 135
The Markets Clauses Act, 1870-1935 (Vol. 5, p. 639)	s. 13. <i>Tucker v. Bishop</i> (1936) S.A.S.R. 345 s. 26a. Enacted by No. 2370, s. 2, 1937, p. 105 s. 31. <i>Tucker v. Bishop</i> (1936) S.A.S.R. 345 s. 36. <i>Tucker v. Bishop</i> (1936) S.A.S.R. 345 s. 38. <i>Tucker v. Bishop</i> (1936) S.A.S.R. 345 s. 40. Repealed by No. 2370, s. 3, 1937, p. 106

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Soil Conservation Act, 1939 (1939, p. 124)	s. 2. Amended by No. 44, s. 3, 1945, p. 213 s. 2a. Enacted by No. 44, s. 4, 1945, p. 214 s. 4. Amended by No. 44, s. 5, 1945, p. 214 s. 6. Substituted by No. 37, s. 2, 1943, p. 114 ss. 6a to 6i. Enacted by No. 44, s. 6, 1945, pp. 214-218 s. 10a. Enacted by No. 37, s. 3, 1943, p. 114, and repealed by No. 44, s. 7, 1945, p. 218 s. 12. Amended by No. 37, s. 4, 1943, p. 115 s. 12a. Enacted by No. 44, s. 8, 1945, p. 218 s. 13a. Enacted by No. 37, s. 5, 1943, p. 116, and amended by No. 44, s. 9, 1945, p. 219 ss. 13b. to 13o. Enacted by No. 44, s. 10, 1945, pp. 219-226 s. 18. Amended by No. 37, s. 6, 1943, p. 117, and by No. 44, s. 11, 1945, p. 226 s. 19. Enacted by No. 37, s. 7, 1943, p. 117
South Australian Housing Trust Act, 1936 (Vol. 7, p. 653)	s. 2. Amended by No. 21, s. 2, 1942, p. 58 s. 8. Amended by No. 21, s. 3, 1942, p. 58 s. 14. Substituted by No. 21, s. 4, 1942, p. 59 s. 14a. Enacted by No. 21, s. 4, 1942, p. 59 s. 14b. Enacted by No. 21, s. 4, 1942, p. 59 s. 14c. Enacted by No. 21, s. 4, 1942, p. 59 s. 20. Amended by No. 21, s. 5, 1942, p. 59 s. 25. Substituted by No. 21, s. 6, 1942, p. 59 s. 27. Amended by No. 2371, s. 4, 1937, p. 108 and by No. 21, ss. 7 and 8, 1942, p. 60 s. 28a. Enacted by No. 46, s. 3, 1940, p. 146 and amended by No. 21, s. 9, 1942, p. 60 s. 28b. Enacted by No. 21, s. 10, 1942, p. 61 s. 29a. Enacted by No. 2371, s. 5, 1937, p. 108
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Stamp Duties Act, 1923-1937 (1937, p. 221)	s. 15. Amended by No. 48, s. 2, 1941, p. 206 s. 15a. Enacted by No. 48, s. 3, 1941, p. 206 s. 27. Amended by No. 48, s. 4, 1941, p. 207 s. 31. Amended by No. 48, s. 5, 1941, p. 207 s. 31a. Enacted by No. 2387, s. 3, 1938, p. 12 s. 45a. Enacted by No. 22, s. 2, 1942, p. 62 s. 56a. Enacted by No. 48, s. 6, 1941, p. 207 s. 66a. Enacted by No. 48, s. 7, 1941, p. 208 s. 71a. Enacted by No. 48, s. 8, 1941, p. 208 s. 71b. Enacted by No. 48, s. 8, 1941, p. 208 s. 79. Amended by No. 48, s. 9, 1941, p. 209 s. 83a. Enacted by No. 48, s. 10, 1941, p. 209 s. 109a. Enacted by No. 22, s. 3, 1942, p. 63 Second schedule. Amended by No. 2387, s. 4, 1938, p. 13, by No. 48, s. 11, 1941, p. 209, by No. 22, s. 4, 1942, p. 64, by No. 30, ss. 3 and 4, 1944, p. 90, and by No. 32, s. 3, 1945, p. 139
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Statute Law Revision Act, 1937 (1937, p. 20)	s. 5. Repealed by No. 2368, s. 2 (2), 1937, p. 102
Stock and Poultry Diseases Act, 1934 (Vol. 8, p. 39)	s. 10a. Enacted by No. 31, s. 2, 1941, p. 115 s. 10b. Enacted by No. 31, s. 2, 1941, p. 116 s. 43a. Enacted by No. 31, s. 3, 1941, p. 116
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Subdivided Land Debts Act, 1932-1934 (Vol. 8, p. 83)	s. 15. <i>Lake Beach Estate Limited v. Mitchell</i> (1939) S.A.S.R. 209, reversing <i>Lake Beach Estate Limited v. Mitchell</i> (1938) S.A.S.R. 280
Succession Duties Act, 1929-1936 (Vol. 8, p. 90)	This Act, as amended by No. 21, 1939, p. 112, No. 62, 1940, p. 309, and No. 23, 1942, p. 65, and with notes of judicial decisions, is reprinted in the 1942 volume, p. 144. <i>See also</i> the following paragraph
Succession Duties Act, 1929-1942 (1942, p. 144)	s. 4. <i>Ashby and another v. The Commissioner of Succession Duties (South Australia)</i> (1942) 67 C.L.R. 284; 16 A.L.J. 259, reversing <i>Ashby and another v. The Commissioner of Succession Duties</i> (1942) S.A.S.R. 102 <i>Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties</i> (1945) S.A.S.R. 34 s. 10a. Enacted by No. 28, s. 2, 1943, p. 73 s. 20. <i>Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties</i> (1945) S.A.S.R. 34 s. 46 (1). <i>In re Gebhardt</i> (1943) S.A.S.R. 380 s. 55b. Amended by No. 28, s. 3, 1943, p. 74
Superannuation Act, 1926-1935 (Vol. 8, p. 129)	s. 24a. Enacted by No. 29, s. 3, 1942, p. 87 s. 24b. Enacted by No. 29, s. 3, 1942, p. 88 s. 24c. Enacted by No. 29, s. 3, 1942, p. 89 s. 26c. Enacted by No. 2422, s. 3, 1938, p. 196 s. 26d. Enacted by No. 2422, s. 3, 1938, p. 197 s. 26e. Enacted by No. 14, s. 3, 1940, p. 35 s. 40. <i>In re Jennings Gould and the South Australian Superannuation Fund Board</i> (1945) S.A.S.R. 50 s. 44. Amended by No. 29, s. 4, 1942, p. 89 s. 49. Amended by No. 29, s. 5, 1942, p. 89

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Supreme Court Act, 1935-1936 (Vol. 8, p. 168)	s. 9. Amended by No. 38, s. 3, 1944, p. 178 ss. 13a to 13h. Enacted by No. 38, s. 4, 1944, pp. 178-181
Swine Compensation Act, 1936 (Vol. 8, p. 234)	s. 4. Amended by No. 29, s. 2, 1940, p. 82 s. 6. Amended by No. 29, s. 3, 1940, p. 82 s. 8. Amended by No. 29, s. 4, 1940, p. 82 s. 9. Amended by No. 29, s. 5, 1940, p. 83 s. 12. Amended by No. 29, s. 6, 1940, p. 83 s. 13. Amended by No. 29, s. 7, 1940, p. 83 s. 14. Amended by No. 29, s. 8, 1940, p. 84
Technical Education of Apprentices Act, 1917-1934 (Vol. 8, p. 243)	s. 2. Amended by No. 47, s. 3, 1940, p. 148 s. 11. Amended by No. 47, s. 4, 1940, p. 148 s. 17. Amended by No. 47, s. 5, 1940, p. 149 s. 18. Substituted by No. 47, s. 6, 1940, p. 150 s. 19. Repealed by No. 47, s. 6, 1940, p. 150
Testators Family Maintenance Act, 1918 (Vol. 8, p. 253)	s. 2. Amended by No. 29, s. 3, 1943, p. 75 s. 3. <i>In re Harris</i> (1936) S.A.S.R. 497 <i>In re Whiting</i> (1938) S.A.S.R. 188 <i>In re Schuerdt</i> (1939) S.A.S.R. 333 <i>In re Gerloff</i> (1941) S.A.S.R. 156 <i>In re Naffin deceased, Naffin and others v. Naffin and others</i> (1941) S.A.S.R. 294 <i>In re Small, Harris v. Public Trustee and another</i> (1942) S.A.S.R. 183 s. 4. Amended by No. 29, s. 4, 1943, p. 76 s. 5. Amended by No. 29, s. 5, 1943, p. 77 s. 13. <i>In re Whiting</i> (1938) S.A.S.R. 188
Town Planning Act, 1929 (Vol. 8, p. 261)	s. 22. <i>Adelaide Development Company Proprietary Limited v. Pohlner</i> (1933) 49 C.L.R. 25, affirming <i>Pohlner v. The Adelaide Development Company Limited</i> (1932) S.A.S.R. 346 <i>Lake Beach Estate Limited v. Mitchell</i> (1939) S.A.S.R. 209, reversing <i>Lake Beach Estate Limited v. Mitchell</i> (1938) S.A.S.R. 280
Trading Stamp Act, 1924-1935 , (Vol. 8, p. 280)	s. 5a (2). <i>Rex v. Morgan. Ex parte Home Benefits (Proprietary) Limited</i> (1938) S.A.S.R. 266 <i>Home Benefits Proprietary Limited v. Crafter Household Benefits Proprietary Limited v. Crafter</i> (1938-1939) 61 C.L.R. 701; 13 A.L.J. 93
Trustee Act, 1936 (Vol. 8, p. 303)	This Act, as amended by No. 2346, 1937, p. 20, No. 10, 1940, p. 20, No. 49, 1941, p. 212, and No. 14, 1942, p. 43, and with notes of judicial decisions, is reprinted in the 1942 volume, p. 185
University of Adelaide Act, 1935-1936 (Vol. 8, p. 352)	s. 12. Amended by No. 10, s. 3, 1942, p. 23 s. 24. Amended by No. 10, s. 4, 1942, p. 24 s. 25. Amended by No. 2340, s. 2, 1937, p. 3, and by No. 9, s. 3, 1943, p. 17 s. 26. Amended by No. 2340, s. 3, 1937, p. 3 s. 27. Repealed by No. 2340, s. 4, 1937, p. 4 Third schedule. Repealed by No. 2340, s. 5, 1937, p. 4
Vermin Act, 1931-1936 (Vol. 8, p. 396)	s. 4. Amended by No. 13, s. 6 (1), 1945, p. 48 s. 9a. Enacted by No. 36, s. 2, 1942, p. 126 s. 22. Amended by No. 13, s. 2 (2), 1945, p. 44 s. 22a. Enacted by No. 13, s. 2 (1), 1945, p. 44 s. 23. Amended by No. 13, s. 2 (3), 1945, p. 45 s. 25. Amended by No. 13, s. 2 (4), 1945, p. 45 s. 37a. Enacted by No. 36, s. 3, 1942, p. 127 s. 46. Amended by No. 36, s. 4, 1942, p. 128 s. 53. Amended by No. 2409, s. 3 (2), 1938, p. 98 s. 56. Substituted by No. 31, s. 2, 1944, p. 92

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Vermin Act, 1931-1936 (Vol. 8, p. 396) <i>—continued.</i>	s. 76. Amended by No. 36, s. 5, 1942, p. 128, and by No. 8, s. 2, 1943, p. 16 s. 120. Amended by No. 13, s. 3, 1945, p. 47 s. 136a. Enacted by No. 13, s. 4, 1945, p. 47 s. 158. Amended by No. 2409, s. 3 (2), 1938, p. 98 ss. 159 to 201. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 215. Amended by No. 2409, s. 3 (2), 1938, p. 98 ss. 222 to 224b. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 225b. Enacted by No. 24, s. 2, 1939, p. 122 s. 234. Amended by No. 13, s. 5, 1945, p. 48 ss. 245 and 246. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 256. Repealed by No. 2409, s. 3 (2), 1938, p. 98 Fifth schedule. Amended by No. 13, s. 2 (5), 1945, p. 45 Sixth schedule. Amended by No. 13, s. 2 (6), 1945, p. 46
Veterinary Surgeons Act, 1935-1936 (Vol. 8, p. 511)	s. 3. Amended by No. 2414, s. 5 (1), 1938, p. 134 s. 5. Amended by No. 2414, s. 2, 1938, p. 132 s. 6. Repealed by No. 2414, s. 3, 1938, p. 133 s. 9. Repealed by No. 2414, s. 3, 1938, p. 133 ss. 28a to 28f. Enacted by No. 2414, s. 4, 1938, pp. 133, 134 s. 30a. Enacted by No. 2414, s. 5 (2), 1938, p. 134 s. 31a. Enacted by No. 2414, s. 6, 1938, p. 135 s. 34. Amended by No. 2414, s. 5 (3), 1938, p. 135
Weights and Measures Act, 1934 (Vol. 8, p. 626)	s. 3. Amended by No. 27, s. 4 (2), 1940, p. 79 s. 6. Substituted by No. 9, s. 2, 1939, p. 27 s. 7. Substituted by No. 9, s. 2, 1939, p. 28 s. 8. Substituted by No. 9, s. 2, 1939, p. 28 s. 8a. Enacted by No. 9, s. 2, 1939, p. 28 s. 8b. Enacted by No. 9, s. 2, 1939, p. 28 s. 10. Repealed by No. 9, s. 3, 1939, p. 28 s. 13. Repealed by No. 9, s. 3, 1939, p. 28 s. 18. Amended by No. 9, s. 4 (1), 1939, p. 28 s. 21. Amended by No. 9, s. 4 (2), 1939, p. 28 s. 26. Amended by No. 9, s. 5, 1939, p. 29 s. 30. Amended by No. 2383, s. 2, 1938, p. 3 and by No. 16, s. 2, 1941, p. 50 s. 32. Amended by No. 9, s. 6, 1939, p. 29, and by No. 16, s. 3, 1941, p. 50 s. 35. Amended by No. 9, s. 7, 1939, p. 29 s. 37. Repealed by No. 9, s. 3, 1939, p. 28 s. 38. Amended by No. 9, s. 4 (3), 1939, p. 28 s. 40. Amended by No. 27, s. 2, 1940, p. 77 s. 41. Amended by No. 27, s. 3, 1940, p. 77 s. 45. Amended by No. 9, s. 8, 1939, p. 29 s. 48. Amended by No. 9, s. 9, 1939, p. 30 s. 49. Amended by No. 9, s. 4 (4), 1939, p. 29 s. 55. Substituted by No. 9, s. 10, 1939, p. 30 s. 56. Amended by No. 9, s. 11, 1939, p. 30, and by No. 39, s. 2, 1944, p. 182 s. 56a. Enacted by No. 39, s. 3, 1944, p. 183 s. 57. Amended by No. 9, s. 12, 1939, p. 31, and by No. 39, s. 4, 1944, p. 184 s. 57a. Enacted by No. 9, s. 13, 1939, p. 31 s. 57b. Enacted by No. 27, s. 4 (1), 1940, p. 78 s. 59. Amended by No. 9, s. 4 (5), 1939, p. 29 s. 61. Amended by No. 9, s. 4 (6), 1939, p. 29 s. 65. Amended by No. 16, s. 4, 1941, p. 51 s. 68. Amended by No. 9, s. 14, 1939, p. 31 Second schedule. Repealed by No. 9, s. 15, 1939, p. 31 Third schedule. Amended by No. 9, s. 16, 1939, p. 32

Table of Amendments and Cases.

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Wild Dogs Act, 1931 (Vol. 8, p. 657)	s. 3. Amended by No. 2392, s. 3, 1938, p. 37 s. 10. Amended by No. 2392, s. 4, 1938, p. 37 s. 11. Amended by No. 2392, s. 5, 1938, p. 38 s. 12. Amended by No. 2392, s. 6, 1938, p. 38 s. 13. Amended by No. 2392, s. 7, 1938, p. 38 s. 14. Amended by No. 2392, s. 8, 1938, p. 38
Wills Act, 1936 (Vol. 8, p. 665)	s. 6a. Enacted by No. 11, s. 3, 1940, p. 21 s. 8. <i>In re Sanders. Hill v. Sanders</i> (1944) S.A.S.R. 22 s. 24. <i>In re Sanders. Hill v. Sanders</i> (1944) S.A.S.R. 22 s. 25. <i>In re Marrie</i> (1938) S.A.S.R. 289; 12 A.L.J. 238
Workmen's Compensation Act, 1932-1935 (Vol. 8, p. 693)	This Act, as amended by No. 2427, 1938, p. 274, No. 65, 1940, p. 339, and No. 50, 1941, p. 242, and with notes of judicial decisions, is reprinted in the 1942 volume, p. 249. <i>See also</i> the following paragraph
Workmen's Compensation Act, 1932-1941 (1942, p. 249)	s. 17. Amended by No. 33, s. 3, 1944, p. 108 s. 18. Amended by No. 39, s. 3, 1943, p. 120, and by No. 33, s. 4, 1944, p. 108 s. 18a. Enacted by No. 33, s. 5, 1944, p. 109 s. 19. Amended by No. 39, s. 4, 1943, p. 120, and by No. 33, s. 6, 1944, p. 110 <i>Poole v. South Australian Railways Commissioner</i> (1945) S.A.S.R. 22 s. 25. Amended by No. 39, s. 5, 1943, p. 121 s. 26. <i>Poole v. South Australian Railways Commissioner</i> (1945) S.A.S.R. 22 s. 58a. Enacted by No. 39, s. 6, 1943, p. 121 s. 61. Amended by No. 39, s. 7, 1943, p. 122 s. 71. <i>Chappell v. Adelaide Electric Supply Co. Limited</i> (1943) S.A.S.R. 349 s. 97. Amended by No. 39, s. 8, 1943, p. 122 s. 97a. Enacted by No. 39, s. 9, 1943, p. 122, and substituted by No. 33, s. 7, 1944, p. 110
Workmen's Liens Act, 1893-1936 (Vol. 18, p. 733)	s. 6. <i>Metropolitan Brick Company v. Hayward and another</i> (1938) S.A.S.R. 462 s. 10. <i>In re Hawker</i> (1939) S.A.S.R. 426
Wrongs Act, 1936 (Vol. 8, p. 750)	This Act, as amended by No. 18, 1939, p. 97, and No. 48, 1940, p. 151, and with notes of judicial decisions, is reprinted in the 1943 volume, p. 299. <i>See also</i> the following paragraph
Wrongs Act, 1936-1940 (1943, p. 299)	s. 23a. <i>Richards and another v. Baker</i> (1943) S.A.S.R. 245 <i>Taverner and another v. Swanbury</i> (1944) S.A.S.R. 194 s. 23b. <i>Zoanetti v. Public Trustee</i> (1944) S.A.S.R. 150; 18 A.L.J. 255, appeal to the High Court dismissed. <i>Public Trustee (S.A.) v. Zoanetti</i> 19, A.L.J. 232 s. 28. <i>Richards and another v. Baker</i> (1943) S.A.S.R. 245 s. 30. Enacted by No. 14, s. 4, 1944, p. 33

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, by-laws, proclamations and notices made or given under that Act and in force as at 1st May, 1946. 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 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 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.

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.

Also included in the table are references to rules, proclamations, orders, or notices published in the *South Australian Government Gazette* and made or given by the Governor of South Australia or any authority of the State pursuant to powers derived under the National Security Act, 1939-1943, of the Commonwealth, or under subordinate legislation promulgated under that Act. The references given are limited to those above described and in this table no references are given to subordinate legislation promulgated under the National Security Act, 1939-1943, by the Governor-General or any Commonwealth authority.

The regulations, rules, by-laws, proclamations and notices referred to in this table are those in force as at 1st May, 1946.

Abattoirs Act, 1911-1938.

Administration : Committed to the Minister of Agriculture *Gazette* 12th January, 1939, p. 74.
s. 12. Proclamation : *Gazette* 2nd March, 1922, p. 728.

Aborigines Act, 1934-1939.

Commencement : 1st April, 1937 ; *Gazette* 11th February, 1937, p. 285.
Commencement of the Aborigines Act Amendment Act, 1939 : 1st February, 1940 ; *Gazette* 25th January, 1940, p. 117.
Administration : Committed to the Commissioner of Public Works *Gazette* 11th February, 1937, p. 285.
s. 14. Proclamations : *Gazette* 11th April, 1940, p. 720 ; 19th September, 1940, p. 569 ; 14th November, 1940, p. 1010 ; 29th May, 1941, p. 779.
s. 33. Proclamation : *Gazette* 8th January, 1945, p. 243.
General regulations : *Gazette* 10th May, 1917, p. 742 ; 21st August, 1919, p. 383 ; 12th October, 1922, p. 834 ; 22nd April, 1926, p. 1088 ; 25th July, 1940, p. 181.

Adelaide Show Grounds (By-laws) Act, 1929.

By-laws : *Gazette* 21st August, 1930, p. 351.

Administration and Probate Act, 1919-1937.

Rules of the Supreme Court in its testamentary causes jurisdiction : *Gazette* 24th November, 1927, p. 1255 ; 11th March, 1937, p. 537 ; 14th October, 1937, p. 1021 ; 2nd June, 1938, p. 1265.
Regulations under the Fees Regulation Act, 1927 : relating to fees payable to the Public Trustee : *Gazette* 3rd December, 1931, p. 1033 ; 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.

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.

Administration of Justice Act, 1921-1926.

s. 5. Proclamations : *Gazette* 7th February, 1924, p. 322 ; 13th March, 1924, p. 660 ; 2nd July, 1925, p. 1 ; 17th June, 1926, p. 1509 ; 17th June, 1926, p. 1509 ; 11th November, 1926, p. 1191 ; 16th December, 1926, p. 1512.
(For details of proclamations, see the footnote in Volume 1, p. 136 of South Australian Statutes, 1837-1936.)
Rules of Court were made on 25th October, 1922, but have not been published in the *Gazette*,

Adoption of Children Act, 1925-1943.

Administration : Committed to the Chief Secretary *Gazette* 16th March, 1944, p. 301.
Regulations : *Gazette* 25th February, 1926, p. 400 ; 22nd April, 1926, p. 1087 ; 9th September, 1937, p. 662 ; 24th May, 1945, p. 818.
Rules of Court were made on 23rd December, 1926, but have not been published in the *Gazette*.

Advances for Homes Act, 1928-1944.

Commencement : 2nd April, 1929 ; *Gazette* 28th March, 1929, p. 636.
Regulations : *Gazette* 28th March, 1929, p. 636.

Advances to Settlers Act, 1930-1944.

Regulations : 20th December, 1934, p. 1283.

Agricultural Graduates Land Settlement Act, 1922-1938.

Administration : Committed to the Commissioner of Crown Lands *Gazette* 1st March, 1923, p. 485.
Regulations : *Gazette* 8th March, 1923, p. 537 ; 26th April, 1928, p. 870.

Agricultural Seeds Act, 1938.

Commencement : 22nd June, 1939 ; *Gazette* 22nd June, 1939, p. 1458.
Regulations : *Gazette* 11th May, 1939, p. 1187 ; 21st March, 1940, p. 596.

Air Navigation Act, 1937.

Commencement : 12th January, 1938 ; *Gazette* 13th January, 1938, p. 53.

Alsatian Dogs Act, 1934.

Administration : Committed to the Minister of Local Government *Gazette* 20th December, 1934, p. 1218.

Regulations : *Gazette* 9th January, 1936, p. 27.

Animals and Birds Protection Act, 1919-1938.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd July, 1924, p. 1.

s. 8. Proclamations :

Under s. 8 (1) (b) : *Gazette* 23rd June, 1921, p. 1315 ; 7th January, 1926, p. 1 ; 4th March, 1926, p. 685 ; 3rd December, 1936, p. 1195.

Under s. 8 (1) (c) —

(i.) *Gazette* 29th November, 1928, p. 1137 ; 3rd February, 1938, p. 233.

(ii.) *Gazette* 23rd August, 1923, p. 413 ; 25th November, 1926, p. 1337 ; 15th March, 1928, p. 561.

(iii.) *Gazette* 29th June, 1933, p. 1093.

(iv.) *Gazette* 13th July, 1933, p. 47 ; 24th January, 1935, p. 327 ; 23rd November, 1939, p. 1380.

(v.) *Gazette* 23rd July, 1925, p. 167 ; 4th March, 1926, p. 685 ; 25th March, 1926, p. 865 ; 20th January, 1927, p. 121 ; 15th November, 1928, p. 1053 ; 20th December, 1928, p. 1277 ; 17th January, 1929, p. 105 ; 7th March, 1929, p. 513 ; 31st October, 1929, p. 1005 ; 28th January, 1932, p. 139 ; 3rd March, 1932, p. 435 ; 26th October, 1933, p. 900 ; 16th November, 1933, p. 1005 ; 14th December, 1933, p. 1167 ; 21st December, 1933, p. 1240 ; 25th January, 1934, p. 130 ; 22nd March, 1934, p. 843 ; 13th December, 1934, p. 1186 ; 20th December, 1934, p. 1219 ; 11th April, 1935, p. 1087 ; 28th November, 1935, p. 1285 ; 19th December, 1935, p. 1447 ; 19th December, 1935, p. 1446 ; 14th January, 1937, p. 34 ; 2nd September, 1937, p. 561 ; 3rd February, 1938, p. 233 ; 23rd November, 1939, p. 1380 ; 21st November, 1940, p. 1042 ; 9th November, 1944, p. 617.

Under s. 8 (1) (d) : *Gazette* 12th December, 1907, p. 1297 ; 6th May, 1909, p. 847 ; 20th May, 1909, p. 954 ; 9th December, 1909, p. 1127 ; 27th March, 1913, p. 585 ; 8th June, 1916, p. 1217 ; 3rd August, 1916, p. 181 ; 1st February, 1917, p. 239 ; 10th June, 1920, p. 1399 ; 1st March, 1923, p. 486 ; 24th May, 1923, p. 1140 ; 5th April, 1923, p. 773 ; 24th December, 1925, p. 1661 (partly revoked 17th February, 1927, p. 337) ; 17th June, 1926, p. 1509 ; 6th September, 1928, p. 529 ; 31st October, 1929, p. 1005 ; 25th December, 1930, p. 1293 ; 17th December, 1931, p. 1115 ; 29th March, 1934, p. 931 ; 21st February, 1935, p. 548 ; 16th September, 1937, p. 697 ; 28th April, 1938, p. 898 ; 28th July, 1938, p. 165 ; 13th October, 1938, p. 975 ; 6th April, 1939, p. 835 ; 14th September, 1939, p. 745 ; 11th January, 1940, p. 34 (republished 18th January, 1940, p. 70) ; 12th December, 1940, p. 1425 ; 12th December, 1946, pp. 1425, 1426 ; 30th January, 1941, p. 95 ; 27th March, 1941, p. 439 ; 30th October, 1941, p. 845 ; 26th August, 1943, p. 230 ; 25th November, 1943, p. 691 ; 21st September, 1944, p. 357 ; 28th February, 1946, p. 341.

Under s. 8 (1) (e) : *Gazette* 10th February, 1938, p. 293.

Under s. 8 (1) (f) : *Gazette* 7th June, 1923, p. 1246 ; 12th November, 1936, p. 1065 ; 10th June, 1937, p. 1281.

Under s. 8 (1) (h) : *Gazette* 12th December, 1935, p. 1390.

(For details of proclamations made prior to 9th June, 1937, see the footnotes in Volume 1, pp. 244-246 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 11th December, 1919, p. 1462 (gun, game licence forms) ; 17th May, 1923, p. 1082 (shipping opossum skins, Kangaroo Island) ; 24th May, 1928, p. 1087 (gun, game licence fees) ; 20th December, 1928, p. 1278 (prohibiting sale of ducks, teal, and maned goose) ; 19th June, 1930, p. 1137 ; 19th August, 1937, p. 440 (skin dealer's fee) ; 13th October, 1932, p. 743 (fee for permit to take animals and birds) ; 26th March, 1936, p. 714 (dealers in birds and fees).

Apiaries Act, 1931-1943.

Commencement : 22nd January, 1932 ; *Gazette* 21st January, 1932, p. 67.

Administration : Committed to the Minister of Agriculture *Gazette* 16th June, 1932, p. 1067.

s. 11. Proclamations : *Gazette* 19th May, 1932, p. 899 ; 30th November, 1933, p. 1091 ; 4th February, 1937, p. 229 ; 9th February, 1939, pp. 373 and 374 ; 19th November, 1942, p. 1015.

s. 12. Proclamation : *Gazette* 27th January, 1944, p. 92.

s. 13. Proclamations : *Gazette* 11th February, 1932, p. 255 ; 5th June, 1941, p. 812.

(For details of proclamations under sections 11 and 13, made prior to 8th February, 1939, see the footnotes in Volume 1, pp. 267-268 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 21st January, 1932, p. 68 ; 6th April, 1933, p. 551 ; 20th February, 1936, p. 457.

Arbitration Act, 1891-1934.

Rules of the Supreme Court : Order XXXIV. of Rules of Court, 1913, dated 10th December, 1913, (not published in the *Gazette*).
Rules of the Local Court : *Gazette* 8th July, 1909, p. 42.

Architects Act, 1939.

Commencement : 1st March, 1940 ; *Gazette* 15th February, 1940, p. 369.
Administration : Committed to the Chief Secretary : *Gazette* 22nd February, 1940, p. 409.
By-laws : *Gazette* 2nd May, 1940, p. 953.

Art Gallery Act, 1939.

Commencement : 1st February, 1940 : *Gazette* 18th January, 1940, p. 69.
Regulations : *Gazette* 29th August, 1940, p. 451.

Associations Incorporation Act, 1929-1935.

Commencement : 16th December, 1929 ; *Gazette* 12th December, 1929, p. 1267.
Regulations : *Gazette* 12th December, 1929, p. 1268 ; 9th July, 1931, p. 34 ; 28th May, 1942, p. 791.

Auctioneers Act, 1934.

Commencement : 1st January, 1935 ; *Gazette* 20th December, 1934, p. 1217.

Audit Act, 1921-1936.

Commencement : 29th March, 1923 ; *Gazette* 29th March, 1923, p. 690.
Regulations : *Gazette* 31st October, 1940, p. 921 ; 15th April, 1943, p. 494 ; 3rd January, 1946, p. 22.
Regulations applicable to the South Australian Railways Commissioner : *Gazette* 16th March, 1944, p. 302 ; 3rd January, 1946, p. 21.

Bailiffs and Inquiry Agents Licensing Act, 1945.

Commencement : 1st April, 1946 : *Gazette* 28th March, 1946, p. 503
Regulations : *Gazette* 28th March, 1946, p. 532.

Bakehouses Registration Act, 1945.

Commencement : 7th March, 1946 ; *Gazette* 7th March, 1946, p. 385.
Regulations : *Gazette* 7th March, 1946, p. 424.

Bills of Sale Act, 1886-1940.

Regulations appointing fees payable to the Registrar-General : *Gazette* 9th January, 1941, p. 31.

Births and Deaths Registration Act, 1936-1942.

Commencement : 1st May, 1937 ; *Gazette* 28th January, 1937, p. 188.
Administration : Committed to the Chief Secretary ; *Gazette* 18th February, 1937, p. 334.

Botanic Garden Act, 1935-1940.

By-laws : *Gazette* 24th November, 1921, p. 1249 ; 26th November, 1925, p. 1408 ; 13th June, 1929, p. 1401.

Brands Act, 1933-1936.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd January, 1935, p. 1.
s. 22 (4) Proclamation : *Gazette* 24th December, 1936, p. 1322.
s. 53. Notice : *Gazette* 21st June, 1934, p. 1471.

Bread Act, 1936.

Commencement : 1st April, 1937 ; *Gazette* 11th February, 1937, p. 286.
s. 11. Proclamation : *Gazette* 1st July, 1937, p. 1.

Broadening of Gauge (South-Eastern Railways) Act, 1944.

Commencement : 15th February, 1945 ; *Gazette* 15th February, 1945, p. 271.

Building Act, 1923-1940.

Administration : Committed to the Minister of Local Government *Gazette* 7th February 1924, p. 324.
a. 3 (1) (b). For proclamations made under the Building Act, 1881, or the District Councils Act, 1914, see the footnote in Volume 1, p. 425, of the South Australian Statutes, 1837-1936.

Building Act, 1923-1940—continued.

s. 3 (1) (c). Proclamations:

- (i.) Municipalities: *Gazette* 6th March, 1924, p. 595; 17th April, 1924, p. 925; 30th June, 1927, p. 1406; 18th March, 1926, p. 793; 21st May, 1925, p. 945; 16th December, 1937, p. 1710; 17th March, 1938, p. 607; 27th October, 1938, p. 1100; 23rd January, 1941, p. 71; 21st October, 1943, p. 501; 15th February, 1945, p. 271; 11th April, 1946, p. 573.
- (ii.) District Council Districts: *Gazette* 29th May, 1924, p. 1207; 4th September, 1924, p. 1451; 24th July, 1924, p. 162; 16th October, 1924, p. 1018; 12th March, 1925, p. 433; 31st March, 1927, p. 741; 8th October, 1925, p. 846; 26th June, 1930, p. 1192; 22nd September, 1927, p. 712; 22nd March, 1928, p. 605; 17th May, 1928, p. 1033; 18th July, 1929, p. 113; 31st October, 1929, p. 1008; 14th November, 1929, p. 1085; 24th March, 1932, p. 547; 3rd November, 1932, p. 886; 30th August, 1934, p. 427; 13th August, 1936, p. 249; 8th March, 1934, p. 462; 5th December, 1935, p. 1333; 17th September, 1925, p. 680; 4th June, 1936, p. 1133; 14th January, 1926, p. 46; 29th April, 1937, p. 945; 16th September, 1937, p. 698; 10th February, 1938, p. 295; 8th December, 1938, p. 1451; 15th December, 1938, p. 1498; 9th March, 1939, p. 570; 15th June, 1939, p. 1418; 16th May, 1940, p. 1058; 11th July, 1940, p. 33; 24th October, 1940, p. 842; 6th March, 1941, p. 335; 25th September, 1941, p. 624; 26th August, 1943, p. 231; 3rd February, 1944, p. 145; 2nd November, 1944, p. 577; 18th January, 1945, p. 57; 15th February, 1945, p. 271; 7th June, 1945, p. 845; 1st November, 1945, p. 632; 24th January, p. 119.

s. 3 (3). Proclamation: *Gazette* 13th January, 1944, p. 17.

(For details of proclamations made prior to 28th April, 1937, see the footnote in Volume 1, pp. 425-426 of the South Australian Statutes, 1837-1936.)

Regulations in substitution for the second, third, fourth, sixth and seventh schedules: *Gazette*, 12th December, 1940, p. 1441. (These regulations are reprinted in the 1940 volume, pp. 416-526). Amending regulations: *Gazette* 11th April, 1946, p. 636.

Regulations prescribing forms: *Gazette* 26th June, 1924, p. 1411; 27th February, 1930, p. 443.

Building Materials Act, 1945.

Administration: Committed to the Treasurer, *Gazette* 24th January, 1946, p. 119.

s. 4. Proclamation: *Gazette* 14th February, 1946, p. 237.

s. 6. Notice: *Gazette* 14th February, 1946, p. 243.

Regulations: *Gazette* 14th February, 1946, p. 242.

Building Societies Act, 1881-1938.

Commencement: 16th December, 1881; *Gazette* 15th December, 1881, p. 1747.

Regulations as to fees: *Gazette* 30th March, 1882, p. 1034.

Regulations as to qualifications of auditors: *Gazette* 29th March, 1934, p. 932.

General regulations: *Gazette* 20th July, 1939, p. 199.

Bush Fires Act, 1933-1945.

Administration: Committed to the Minister of Agriculture *Gazette* 24th December, 1936 p. 1321.

s. 15b. Proclamation: *Gazette* 13th December, 1945, p. 861.

s. 23. Proclamation: *Gazette* 27th February, 1936, p. 486.

Regulations: *Gazette* 11th July, 1940, p. 73; 8th March, 1945, p. 400.

Business Agents Act, 1938.

Commencement: 1st April, 1939; *Gazette* 19th January, 1939, p. 122.

Regulations: *Gazette* 9th March, 1939, p. 600; 24th August, 1939, p. 551; 30th May, 1940, p. 1164.

Cattle Compensation Act, 1939.

Commencement: 1st March, 1940; *Gazette* 15th February, 1940, p. 369.

Administration: Committed to the Minister of Agriculture *Gazette* 15th February, 1940, p. 369.

Regulations: *Gazette* 15th January, 1940, p. 403.

Chaff and Hay Act, 1922-1938.

Regulations: *Gazette* 17th November, 1938, p. 1269.

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 Act, 1936.

Commencement: 1st April, 1937; *Gazette* 11th February, 1937, p. 286.

Citrus Marketing Act, 1931.

Commencement : At 1st May, 1946, this Act had not been brought into operation.
Administration : Committed to the Minister of Agriculture *Gazette* 5th December, 1931, p. 1065.
Regulations for holding poll under section 39 : *Gazette* 5th December, 1931, p. 1065.

Collections for Charitable Purposes Act, 1939.

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.

Companies Act, 1934-1939.

Commencement : 1st March, 1935 ; *Gazette* 13th December, 1934, p. 1185.
Regulations : *Gazette* 11th May, 1939, p. 1138 ; 8th May, 1941, p. 694 ; 3rd September, 1942, p. 362.
Rules of Court : *Gazette* 8th February, 1940, p. 233 (Rule 147 and the fourth schedule disallowed, *Gazette* 19th September, 1940, p. 570).

Compulsory Acquisition of Land Act, 1925.

Commencement : 27th February, 1928 ; *Gazette* 23rd February, 1928, p. 397.
Rules of Court : *Gazette* 10th May, 1928, p. 968.

Consolidation of Regulations Act, 1937.

s. 2. Proclamation : *Gazette* 1st June, 1944, p. 673.

Constitution Act, 1934-1943.

Commencement : 1st January, 1935 ; *Gazette* 20th December, 1934, p. 1217.

Control of Advertisements Act, 1916-1935.

Administration : Committed to the Minister of Immigration *Gazette* 3rd July, 1924, p. 1.
Regulations : *Gazette* 5th April, 1928, p. 726 ; 20th February, 1936, p. 458.

Control of Waters Act, 1919-1925.

Regulations : *Gazette* 25th October, 1934, p. 847.

Convicted Inebriates Act, 1913-1934.

Administration : Committed to the Chief Secretary *Gazette* 5th February, 1914, p. 319.
s. 3. Proclamation : *Gazette* 26th February, 1914, p. 515.
Regulations : *Gazette* 16th July, 1914, p. 117 ; 2nd March, 1916, p. 413 ; 16th June, 1921, p. 1270 ; 17th July, 1924, p. 112 ; 3rd September, 1925, p. 572 ; 11th August, 1927, p. 348 ; 17th October, 1929, p. 891 ; 31st October, 1929, p. 1010.

Coroners Act, 1935.

Regulations : *Gazette* 17th June, 1937, p. 1308.

Cremation Act, 1891-1936.

Regulations : *Gazette* 27th June, 1901, p. 1324 ; 3rd March, 1904, p. 462 ; 19th April, 1923, p. 866 ; 2nd October, 1930, p. 665 ; 5th February, 1942, p. 238.
Regulation under the Fees Regulation Act, 1927, relating to fees for cremation : *Gazette* 24th November, 1927, p. 1229.

Criminal Law Consolidation Act, 1935-1940.

Commencement : 2nd January, 1936 ; *Gazette* 2nd January, 1936, p. 1.
s. 321. Proclamations : *Gazette* 6th April, 1911, p. 603 ; 26th August, 1937, p. 497.
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 costs and treatment of appellant : *Gazette* 5th November, 1925, p. 1231.
Rules of Court as to payment for transcripts and documents : *Gazette* 19th November, 1925, p. 1358.
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* 15th July, 1943, p. 82.
Regulation as to places of confinement under section 77 (2) : *Gazette* 6th March 1924, p. 596.

Crown Lands Act, 1929-1944.

Regulations : *Gazette* 16th October, 1941, p. 789.
 Regulations under the Crown Lands Act, 1929-1939, and the 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.

Dairy Cattle Improvement Act, 1921-1940.

Administration : Committed to the Minister of Agriculture *Gazette* 2nd February, 1922, p. 471.
 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.

Dairy Industry Act, 1928-1942.

Commencement : 8th August, 1929 ; *Gazette* 8th August, 1929, p. 329.
 s. 2. Proclamations : *Gazette* 8th August, 1929, p. 329 ; 19th July, 1934, p. 74 ; 21st January, 1937, p. 85 ; 11th November, 1937, p. 1297.
 (For details of proclamations made prior to 10th November, 1937, see the footnote in Volume 2, pp. 349-350 of the South Australian Statutes, 1837-1936.)
 General regulations : *Gazette* 21st August, 1930, p. 365 (regulations 42-58 of these regulations were disallowed by resolution of the Legislative Council *Gazette* 6th November, 1930, p. 946) ; 17th December, 1931, p. 1116 ; 5th May, 1932, p. 772 ; 27th April, 1933, p. 661 ; 2nd November, 1933, p. 934 ; 12th January, 1939, p. 116 ; 4th September, 1941, p. 509 ; 25th March, 1943, p. 387 ; 18th January, 1945, p. 78.
 Regulations as to payment for milk and cream : *Gazette* 2nd November, 1933, p. 934.

Dairy Produce Act, 1934-1944.

Commencement : 13th December, 1934 ; *Gazette* 13th December, 1934, p. 1185.
 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.

Dangerous Drugs Act, 1934.

Commencement : 1st October, 1937 ; *Gazette* 15th April, 1937, p. 789.
 Administration : Committed to the Chief Secretary *Gazette* 15th April, 1937, p. 789.
 s. 4. Proclamations : *Gazette* 15th April, 1937, p. 790 ; 23rd September, 1937, p. 749 ; 23rd September, 1937, p. 750 ; 20th February, 1941, p. 225.
 Regulations : *Gazette* 23rd September, 1937, p. 797 ; 9th December, 1937, p. 1588 ; 29th January, 1942, p. 145.

Debt Adjustment Act, 1929-1932.

Regulations : *Gazette* 16th January, 1930, p. 83.

Dentists Act, 1931-1936.

Rules of Court : *Gazette* 4th August, 1932, p. 183.
 Regulations : *Gazette* 8th 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.
 Regulation under the 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, 1934-1940.

Commencement : 1st May, 1937 ; *Gazette* 25th March, 1937, p. 644.
 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.

Draught Stallions Act, 1932-1934.

Commencement : 1st July, 1933 ; *Gazette* 8th June, 1933, p. 973.
 Administration : Committed to the Minister of Agriculture *Gazette* 8th June, 1933, p. 973.
 s. 3 (3). Proclamations : *Gazette* 8th June, 1933, p. 973 ; 22nd December, 1933, p. 1542.
 Regulations : *Gazette* 22nd June, 1933, p. 1054 ; 18th June, 1936, p. 1210 ; 13th July, 1944, p. 30.

Dried Fruits Act, 1934-1941.

Administration : Committed to the Minister of Agriculture *Gazette* 20th December, 1934, p. 1218.

Regulations : *Gazette* 14th February, 1935, p. 495 ; 30th January, 1936, p. 272 ; 15th December, 1938, p. 1501 ; 22nd January, 1942, p. 106 ; 6th August, 1942, p. 204.

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 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, 1945.

Administration : Committed to the Minister of Agriculture *Gazette* 7th February, 1946, p. 206

Early Closing Act, 1926-1940.

Administration : Committed to the Minister of Industry *Gazette* 8th February, 1912, p. 225.

s. 14. Proclamations : *Gazette* 15th August, 1912, p. 376 ; 15th January, 1914, p. 127 ; 19th February, 1914, p. 449 ; 9th April, 1914, p. 858 ; 30th July, 1914, p. 262 ; 20th August, 1914, p. 488 ; 27th August, 1914, p. 533 ; 27th August, 1914, p. 534 ; 10th September, 1914, p. 624 ; 3rd December, 1914, p. 1187 ; 17th December, 1914, p. 1267 ; 21st January, 1915, p. 127 ; 6th May, 1915, p. 1089 ; 10th June, 1915, p. 1333 ; 19th August, 1915, p. 691 ; 20th January, 1916, p. 93 ; 27th July, 1916, p. 125 ; 1st May, 1919, p. 798 ; 11th December, 1919, p. 1461 ; 15th April, 1920, p. 1061 ; 10th June, 1920, p. 1399 ; 4th November, 1920, p. 1168 ; 11th November, 1920, p. 1199 ; 25th August, 1921, p. 382 ; 1st September, 1921, p. 442 ; 22nd September, 1921, p. 633 ; 10th November, 1921, p. 1105 ; 15th December, 1921, p. 1388 ; 22nd December, 1921, p. 1458 ; 2nd February, 1922, p. 472 ; 16th February, 1922, p. 568 ; 23rd February, 1922, p. 640 ; 9th March, 1922, p. 787 ; 15th June, 1922, p. 1487 ; 6th July, 1922, p. 1 ; 27th July, 1922, p. 165 ; 28th June, 1923, p. 1375 ; 19th July, 1923, p. 107 ; 23rd August, 1923, p. 414 ; 11th October, 1923, p. 834 ; 21st February, 1924, p. 457 ; 11th September, 1924, p. 654 ; 8th January, 1925, p. 26 ; 5th February, 1925, p. 195 ; 29th October, 1925, p. 1161 ; 12th August, 1926, p. 372 ; 2nd December, 1926, p. 1401 ; 2nd December, 1926, p. 1402 ; 20th January, 1927, p. 121 ; 27th October, 1927, p. 1007 ; 12th April, 1928, p. 773 ; 3rd December, 1938, p. 1171 ; 6th July, 1939, p. 1 ; 30th January, 1941, p. 95 ; 9th April, 1942, p. 523 ; 8th March, 1945, p. 371 ; 11th October, 1945, p. 549 ; 7th February, 1946, p. 205.

s. 15. Proclamation : *Gazette* 13th August, 1914, p. 425.

s. 23. Notices : *Gazette* 17th June, 1926, p. 1514 ; 24th December, 1925, p. 1665 ; 18th October, 1928, p. 903 ; 21st May, 1936, p. 1054 ; 15th September, 1938, p. 698.

s. 25e. Notice : *Gazette* 10th August, 1935, p. 242.

s. 59. Notices : *Gazette* 1st October, 1914, p. 769 ; 2nd January, 1936, p. 3 ; 6th October, 1927, p. 855 ; 29th May, 1913, p. 1148 ; 14th August, 1913, p. 428 ; 20th March, 1924, p. 715 ; 3rd August, 1939, p. 299 ; 6th June, 1940, p. 1258.

s. 69. Notices : *Gazette* : 1st October, 1914, p. 769 ; 17th February, 1938, p. 368 ; 11th May, 1939, p. 1084 ; 8th July, 1943, p. 29.

(For details of proclamations and notices made prior to 16th February, 1938, under sections 14, 15, 23, 25e, 59, and 69, see the tables in Volume 2, pp. 521-523 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 2nd June, 1927, p. 1217 ; 1st December, 1932, p. 1038 ; 23rd December, 1937, p. 1810 ; 11th October, 1945, p. 550.

Easter Act, 1929.

Commencement : At 1st May, 1946, this Act had not been brought into operation.

Education Act, 1915-1945.

Commencement : 13th January, 1916 ; *Gazette* 13th January, 1916, p. 43.

Regulations as to religious instruction in public schools ; *Gazette* 16th January, 1941, p. 38 ; 20th February, 1941, p. 234.

Regulations as to private technical schools ; *Gazette* 13th May, 1943, p. 622.

Regulations relating to the Teachers' Salaries Board : *Gazette* 21st February, 1946, p. 332.

General regulations : *Gazette* 31st August, 1939, p. 616 ; 2nd November, 1939, p. 1256 ; 16th November, 1939, p. 1376 ; 21st March, 1940, p. 597 ; 30th May, 1940, p. 1164 ; 12th December, 1940, p. 1438 ; 9th January, 1941, p. 30 ; 27th February, 1941, p. 279 ; 27th March, 1941, p. 459 ; 10th April, 1941, p. 524 ; 14th August, 1941, p. 328 ; 18th September, 1941, p. 620 ; 18th September, 1941, p. 621 ; 27th November, 1941, p. 1188 ; 25th June, 1942, p. 881 ; 9th July, 1942, p. 27 ; 15th October, 1942,

Education Act, 1915-1945—continued.

p. 677; 12th November, 1942, p. 1007; 3rd December, 1942, p. 1090; 21st January, 1943, p. 59; 28th October, 1943, p. 564; 29th June, 1944, p. 786; 26th October, 1944, p. 570; 9th November, 1944, p. 657; 9th November, 1944, p. 658; 7th December, 1944, p. 804; 14th December, 1944, p. 837; 3rd May, 1945, p. 644; 17th May, 1945, p. 699; 24th May, 1945, p. 821; 21st June, 1945, p. 914; 19th July, 1945, p. 95; 19th July, 1945, p. 96; 13th September, 1945, p. 383; 4th October, 1945, p. 522; 15th November, 1945, p. 727; 22nd November, 1945, p. 760; 6th December, 1945, p. 853; 6th December, 1945, pp. 853-855; 20th December, 1945, p. 911; 21st February, 1946, p. 337; 28th February, 1946, p. 379; 21st March, 1946, p. 472.

Electoral Act, 1929-1943.

Commencement: 19th December, 1929; *Gazette* 19th December, 1929, p. 1305.

Administration: Committed to the Attorney-General *Gazette* 20th May, 1937, p. 1150.

s. 13. Proclamation: *Gazette* 12th August, 1937, p. 373.

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.

General regulations: *Gazette* 28th November, 1940, p. 1223; 24th July, 1941, p. 126; 7th May, 1942, p. 674; 6th May, 1943, p. 596; 23rd March, 1944, p. 373; 28th September, 1944, p. 413.

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.

Administration: Committed to the Minister of Industry and Employment: *Gazette* 30th January, 1941, p. 95.

Electricity Act, 1943.

Administration: Committed to the Commissioner of Public Works, *Gazette* 24th February, 1944, p. 213.

Emergency Powers Act, 1941.

Administration: Committed to the Treasurer *Gazette* 11th December, 1941, p. 1361.

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; 29th April, 1943, p. 550; 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.

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.

Emergencies Powers Act, 1941—continued.

- 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.
- Fruitcases, 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.
- Industrial associations, returns as to : *Gazette* 29th April, 1943, p. 550.
- Inoculation, compulsory : *Gazette* 19th February, 1942, p. 326.
- Iron-tired 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.
- 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.
- 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 the 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, 1915-1939.

Administration : Committed to the Minister of Industry and Employment *Gazette* 24th June, 1937, p. 1361.

Enfield General Cemetery Act, 1944.

Administration : Committed to the Minister of Local Government *Gazette* 11th January, 1945, p. 27.

Explosives Act, 1936.

Commencement : 1st July, 1937 ; *Gazette* 25th March, 1937, p. 644.

Administration : Committed to the Minister of Agriculture *Gazette* 25th March, 1937, p. 644.

s. 6. Definitions of explosives : *Gazette* 28th September, 1899, p. 793 ; 24th December, 1903, p. 1242 ; 13th December, 1906, p. 1141 ; 20th January, 1910, p. 68 ; 13th March, 1913, p. 493 ; 26th February, 1914, p. 518 ; 9th July, 1914, p. 67 ; 30th November, 1916, p. 1045 ; 1st March, 1917, p. 370 ; 10th July, 1919, p. 40 ; 29th July, 1920, p. 168 ; 8th December, 1921, p. 1317 ; 21st July, 1921, p. 98 ; 22nd July, 1926, p. 147 ; 7th June, 1928, p. 1211 ; 7th February, 1929, p. 260 ; 23rd April, 1931, p. 683 ; 11th August, 1932, p. 246 ; 25th March, 1937, p. 649-650 ; 2nd December, 1937, p. 1565 ; 3rd February, 1938, p. 235.

(For details of definitions made prior to 1st December, 1937, see the footnote in Volume 2, p. 679 of the South Australian Statutes, 1837-1936.)

s. 20. Proclamation : *Gazette* 17th December, 1903, p. 1182.

s. 24. Notice : *Gazette* 1st September, 1938, p. 589.

s. 30. Notices : *Gazette* 1st September, 1938, p. 474 ; 11th May, 1939, p. 1086.

s. 48. Proclamation : *Gazette* 8th December, 1938, p. 1452.

Regulations : *Gazette* 1st September, 1938, p. 556.

Fair Prices Act, 1924-1935.

Administration : Committed to the Minister of Industry *Gazette* 29th January, 1925, p. 149.

Farmers Assistance Act, 1933-1943.

Commencement : 1st January, 1934 ; *Gazette* 21st December, 1933, p. 1239.

Administration : Committed to the Minister of Agriculture *Gazette* 18th May, 1944, p. 613.

s. 12. Proclamations : *Gazette* 23rd March, 1944, p. 355 ; 25th January, 1945, p. 86 ; 25th October, 1945, p. 600.

Regulations : *Gazette* 27th September, 1934, p. 646 ; 4th October, 1934, p. 682.

Fauna and Flora Reserve Act, 1919-1940.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd July, 1924, p. 1.

s. 17. Proclamations : *Gazette* 20th September, 1923, p. 678 ; 24th February, 1927, p. 397.

s. 18. Proclamation : *Gazette* 5th July, 1923, p. 2.

By-laws : *Gazette* 11th January, 1923, p. 39.

Fees Regulation Act, 1927.

Regulations : *Gazette* 24th November, 1927, p. 1225 ; 24th November, 1927, p. 1226 ; 24th November, 1927, p. 1227 ; 24th November, 1927, p. 1228 ; 24th November, 1927, p. 1229 ; 17th May, 1928, p. 1036 ; 31st May, 1928, p. 1147 ; 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 ; 30th August, 1934, p. 428 ; 20th September, 1934, p. 596 ; 22nd August, 1935, p. 374 ; 11th November, 1937, p. 1307 ; 18th January, 1940, p. 73 ; 18th July, 1940, p. 86 ; 11th April, 1946, p. 651.

(For details of regulations made prior to 10th November, 1937, see the table of regulations in Volume 2, p. 770 of the South Australian Statutes, 1837-1936.)

Fertilisers Act, 1918.

Administration : Committed to the Minister of Agriculture *Gazette* 21st January, 1937, p. 85.

Regulations : *Gazette* 27th February, 1919, p. 436 ; 25th September, 1919, p. 724.

Fibre and Sponges Act, 1909-1937.

Regulations : *Gazette* 29th August, 1918, p. 501.

Financial Emergency Act, 1931-1939.

Commencement : 23rd July, 1931 ; *Gazette* 23rd July, 1931, p. 93.
Rules of Court : *Gazette* 17th September, 1931, p. 492.

Financial Emergency Act Extension Act, 1934.

s. 4. Notice : *Gazette* 29th November, 1934, p. 1113.

Firearms Registration Act, 1919-1934.

Commencement : 14th July, 1921 ; *Gazette* 14th July, 1921, p. 37,
s. 3. Proclamation : *Gazette* 29th September, 1928, p. 755.
Regulations : *Gazette* 24th February, 1921, p. 390.

Firearms Restriction (River Murray) Act, 1929.

Administration : Committed to the Minister of Agriculture *Gazette* 26th December, 1929, p. 1357.
s. 3. Proclamation : *Gazette* 26th December, 1929, p. 1357.
(For details of this proclamation, see the footnote in Volume 3, p. 75 of the South Australian Statutes, 1837-1936.)

Fire Brigades Act, 1936-1944.

Commencement : 1st May, 1937 ; *Gazette* 25th March, 1937, p. 642.
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.
s. 7. Notices : *Gazette* 20th April, 1916, p. 823 ; 6th July, 1916, p. 34 ; 14th February, 1918, p. 323 ; 3rd July, 1919, p. 1 ; 2nd September, 1920, p. 525 ; 1st December, 1927, p. 1458 ; 8th December, 1927, p. 1546 ; 17th January, 1918, p. 89 ; 13th June, 1929, p. 1400 ; 20th June, 1929, p. 1487.
s. 31 (1) x. Proclamation : *Gazette* 10th December, 1925, p. 1528.
(For details of notices and proclamation under sections 7 and 31 (1) x., see the footnotes in Volume 3, pp. 80 and 89, of the South Australian Statutes, 1837-1936.)
By-laws relating to conditions of service for firemen : *Gazette* 19th July, 1900, p. 121.
By-laws relating to allowances and pensions : *Gazette* 11th February, 1926, p. 297 ; 3rd June, 1926, p. 1445 ; 15th July, 1926, p. 87 ; 19th August, 1926, p. 474.
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).

Fisheries Act, 1917-1938.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd July, 1924, p. 1.
s. 6. Proclamations : *Gazette* 11th March, 1937, p. 529 ; 17th June, 1937, p. 1305 ; 30th September, 1937, p. 850 ; 4th November, 1937, p. 1189 ; 2nd December, 1937, p. 1513 ; 17th February, 1938, p. 357 ; 28th April, 1938, p. 898 ; 8th September, 1938, p. 624 ; 13th October, 1938, p. 976 ; 23rd February, 1939, p. 465 ; 20th April, 1939, p. 915 ; 27th April, 1939, p. 980 ; 24th August, 1939, p. 494 ; 11th January, 1940, p. 34 ; 1st February, 1940, p. 169 ; 6th June, 1940, p. 1211 ; 5th June, 1941, p. 812 ; 9th July, 1942, p. 25 ; 5th November, 1942, p. 941 ; 26th November, 1942, p. 1047 ; 28th January, 1943, p. 91 ; 8th July, 1943, p. 27 ; 17th February, 1944, p. 87 ; 4th May, 1944, p. 545 ; 5th October, 1944, p. 415 ; 5th October, 1944, p. 416 ; 2nd August, 1945, p. 137 ; 2nd August, 1945, p. 137-8, 9th August, 1945, p. 177 ; 22nd November, 1945, p. 733 ; 10th January, 1946, p. 29 ; 28th February, 1946, p. 341.
Regulations : *Gazette* 11th March, 1937, p. 533 ; 5th January, 1939, p. 68 ; 21st December, 1939, p. 1706 ; 29th May, 1941, p. 805 ; 26th July, 1945, p. 135 ; 10th January, 1946, p. 30.

Food and Drugs Act, 1908-1943.

s. 5. Proclamation defining "metropolitan area" ; *Gazette* 17th February, 1916, p. 299.
s. 5. Proclamations declaring poison schedule : *Gazette* 12th May, 1938, p. 975 ; 14th July, 1938, p. 49 ; 5th January, 1939, p. 1 ; 25th January, 1940, p. 117
s. 30a. Proclamation : *Gazette* 25th July, 1935, p. 138.
s. 39. Proclamation : *Gazette* 29th July, 1909, p. 190.
General regulations : *Gazette* 19th May, 1910, p. 916 (paragraph (1) (g) of regulation 11 disallowed 31st August, 1910) ; 25th February, 1915, p. 550 ; 24th May, 1945, p. 717.

Food and Drugs Act, 1908-1943—continued.

Regulation under the Fees Regulation Act, 1927, relating to the fee for a licence as a dealer in poisons : *Gazette* 24th November, 1927, p. 1226.

Footwear Regulation Act, 1920.

Regulations : *Gazette* 12th May, 1921, p. 1020.

Friendly Societies Act, 1919-1940.

s. 5. Proclamations : *Gazette* 5th May, 1921, p. 981 ; 7th June, 1928, p. 1209 ; 15th January, 1931, p. 65 ; 14th May, 1936, p. 1002.

(For details of these proclamations, see the footnote in Volume 3, p. 212 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 2nd August, 1894, p. 243 ; 25th May, 1933, p. 882.

Regulation under the 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 Vegetables (Grading) Act, 1934.

Administration : Committed to the Minister of Agriculture *Gazette* 28th January, 1937, p. 187
s. 4. Proclamation : *Gazette* 14th February, 1935, p. 463.

(For details of this proclamation see the footnote in Volume 3, p. 216 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 22nd July, 1937, p. 182 ; 14th July, 1938, p. 53 ; 15th September, 1938, p. 699 ; 29th May, 1941, p. 809.

Fruit and Vegetables (Prevention of Injury) Act, 1927.

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.

Garden Suburb Act, 1919-1936.

Commencement : 19th February, 1920 ; *Gazette* 19th February, 1920, p. 493.

Administration : Committed to the Minister of Housing *Gazette* 29th May, 1924, p. 1208.

Gas Act, 1924.

Administration : Committed to the Attorney-General *Gazette* 15th January, 1925, p. 59.

s. 32. Proclamations : *Gazette* 3rd September, 1925, p. 571 ; 2nd February, 1928, p. 205 ; 8th August, 1929, p. 329.

Regulations : *Gazette* 19th November, 1925, p. 1346.

Gold Buyers Act, 1916-1935.

Commencement : 1st August, 1935 ; *Gazette* 11th July, 1935, p. 38.

Regulations : *Gazette* 19th December, 1935, p. 1477 ; 5th March, 1936, p. 537 ; 23rd December, 1937, p. 1809 ; 29th June, 1939, p. 1541 ; 21st September, 1939, p. 855.

Goods (Trade Descriptions) Act, 1935.

Commencement : 1st March, 1937 ; *Gazette* 28th January, 1937, p. 187.

Administration : Committed to Minister of Industry and Employment *Gazette* 28th January, 1937, p. 187.

Guardianship of Infants Act, 1940.

Rules of Court : *Gazette* 1st May, 1890, p. 1215.

Hairdressers Registration Act, 1939.

Commencement : 1st March, 1940 ; *Gazette* 11th January, 1940, p. 33.

Administration : Committed to the Minister of Industry and Employment *Gazette* 11th January, 1940, p. 33.

Regulations : *Gazette* 21st March, 1940, p. 605 ; 28th November, 1940, p. 1215 ; 11th December, 1941, p. 1402 ; 9th December, 1943, p. 755 ; 3rd January, 1946, p. 25

Harbors Act, 1936-1943.

Commencement : 1st April, 1937 ; *Gazette* 25th March, 1937, p. 641.

Administration of Parts II. and III. : Committed to the Minister of Marine *Gazette* 25th March, 1937, p. 642.

s. 87. Proclamations (made under the 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.

s. 121. Proclamation (made under the Marine Board and Navigation Act, 1881) : *Gazette* 10th June, 1926, p. 1462.

s. 153. Proclamation : *Gazette* 13th February, 1936, p. 397.

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 ; 16th December, 1926, p. 1512 ; 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.

(For details of the above proclamations made prior to 20th October, 1937, under sections 87, 121, 153, and 191, see the footnotes in Volume 3, pp. 369, 379, 395, 405, and 406, of the South Australian Statutes, 1837-1936.)

Regulations made under the Marine Board and Navigation Acts, 1881-1933, relating to matters provided for in the Harbors Act, 1936—

General harbor regulations : *Gazette* 26th April, 1883, p. 1429 ; 1st July, 1886, p. 2 ; 10th November, 1887, p. 928 ; 12th March, 1891, p. 768 ; 24th March, 1892, p. 724 ; 30th November, 1893, p. 1326 ; 4th November, 1897, p. 1384 ; 26th June, 1902, p. 1283 ; 3rd July, 1902, p. 2 ; 2nd April, 1903, p. 618 ; 2nd August, 1906, p. 212 ; 18th October, 1906, p. 817 ; 18th July, 1907, p. 115 ; 3rd October, 1907, p. 813 ; 10th October, 1907, p. 854 ; 21st January, 1909, p. 115 ; 28th January, 1909, p. 166 ; 17th June, 1909, p. 1121 ; 8th July, 1909, p. 43 ; 25th August, 1910, p. 393 ; 22nd September, 1910, p. 617 ; 30th March, 1911, p. 561 ; 15th June, 1911, p. 1177 ; 27th July, 1911, p. 159 ; 3rd August, 1911, p. 211 ; 2nd November, 1911, p. 911 ; 10th April, 1913, p. 680 ; 30th October, 1913, p. 1140 ; 4th December, 1913, p. 1619.

Moorings regulations : *Gazette* 26th April, 1883, p. 1429 ; 9th October, 1890, p. 894 ; 4th June, 1891, p. 1462 ; 5th May, 1892, p. 986 ; 30th November, 1893, p. 1326 ; 18th June, 1896, p. 1253.

River Murray navigation regulations : *Gazette* 30th October, 1884, p. 1641 ; 26th January, 1893, p. 157 ; 4th October, 1906, p. 714.

Pilotage regulations : *Gazette* 26th September, 1889, p. 1354 ; 4th June, 1891, p. 1462 ; 16th February, 1899, p. 301 ; 15th June, 1899, p. 1280 ; 8th October, 1903, p. 737 ; 8th September, 1904, p. 449 ; 27th October, 1904, p. 771 ; 31st October, 1907, p. 975 ; 3rd June, 1909, p. 1042 ; 19th October, 1911, p. 813 ; 3rd April, 1913, p. 633 ; 8th May, 1913, p. 1002 ; 5th June, 1913, p. 1221 ; 15th January, 1914, p. 132 ; 2nd October, 1924, p. 825.

Regulations to leasing lands and construction of jetties and slips : *Gazette* 26th April, 1883, p. 1429 ; 2nd April, 1903, p. 618.

Lifesaving regulations : *Gazette* 26th April, 1883, p. 1429 ; 10th November, 1892, p. 1269.

Miscellaneous regulations : *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. 1002.

Regulations made under the Harbors Acts, 1913-1933, and the Harbors Act, 1936—

General harbor regulations : *Gazette* 26th August, 1915, p. 745 ; 23rd September, 1915, p. 925 ; 6th July, 1916, p. 2 ; 4th January, 1917, p. 8 ; 21st August, 1919, p. 383 ; 21st April, 1921, p. 759 ; 23rd February, 1922, p. 641 ; 12th October, 1922, p. 834 ; 22nd March, 1923, p. 641 ; 25th October, 1923, p. 954 ; 11th June, 1925, p. 1136 ; 25th June, 1925, p. 1213 ; 28th January, 1926, p. 154 ; 14th October, 1926, p. 923 ; 21st March, 1935, p. 877 ; 25th June, 1936, p. 1257 ; 13th August, 1936, p. 250 ; 15th July, 1937, p. 115 ; 12th March, 1942, p. 395 ; 9th July, 1942, p. 26 ; 22nd October, 1942, p. 682 ; 1st March, 1945, p. 340.

Moorings regulations : *Gazette* 28th May, 1914, p. 1167 ; 24th December, 1914, p. 1314 ; 15th June, 1916, p. 1250 ; 12th December, 1918, p. 1309 ; 23rd December, 1920, p. 1593 ; 13th May, 1926, p. 1234 ; 21st January, 1932, p. 68.

Harbors Act, 1936-1943—continued.

- River Murray navigation regulations : *Gazette* 20th January, 1916, p. 94 ; 11th June, 1925, p. 1135.
- Pilotage regulations : *Gazette* 22nd April, 1915, p. 1001 ; 14th September, 1916, p. 500 ; 14th December, 1916, p. 1155 ; 19th April, 1917, p. 635 ; 12th May, 1921, p. 1019 ; 2nd October, 1924, p. 825 ; 10th June, 1926, p. 1462 ; 5th May, 1927, p. 995 ; 13th June, 1929, p. 1399 ; 4th July, 1929, p. 3 ; 25th August 1932, p. 343 ; 28th June, 1934, p. 1520 ; 20th May, 1937, p. 1150.
- Regulations for adjustments of compasses : *Gazette* 30th May, 1935, p. 1433.
- Regulations for survey, &c., of vessels : *Gazette* 23rd June, 1921, p. 1318 ; 30th May, 1935, p. 1433 ; 8th August, 1935, p. 237.
- Regulations for helm orders : *Gazette* 22nd December, 1932, p. 1188.
- Wharfage regulations : *Gazette* 7th October, 1915, p. 1022 ; 16th December, 1915, p. 1602 ; 4th January, 1917, p. 7 ; 27th September, 1917, p. 747 ; 20th December, 1917, p. 1320 ; 24th January, 1918, p. 140 ; 24th January, 1918, p. 141 ; 7th June, 1923, p. 1246 ; 30th October, 1930, p. 893 ; 12th March, 1931, p. 471 ; 1st September, 1938, p. 472 ; 8th July, 1943, p. 28.
- Storage regulations : *Gazette* 7th March, 1918, p. 442 ; 23rd September, 1915, p. 925 ; 4th April, 1929, p. 751 ; 12th March, 1942, p. 395 ; 17th September, 1942, p. 406.
- Haulage regulations : *Gazette* 6th July, 1916, p. 2 ; 1st April, 1926, p. 935 ; 28th July, 1927, p. 216 ; 17th January, 1929, p. 105 ; 22nd July, 1943, p. 115.
- Port dues regulations : *Gazette* 30th October, 1930, p. 891.
- Tonnage rates regulations : *Gazette* 30th October, 1930, p. 892 ; 18th December, 1930, p. 1230.
- Flag and sound signals at Port Adelaide : *Gazette* 5th December, 1940, p. 1289 ; 5th March, 1942, p. 370.
- Fishing and other boats at Port Pirie : *Gazette* 12th September, 1940, p. 567.
- Miscellaneous regulations : *Gazette* 26th August, 1915, p. 744 ; 23rd September, 1915, p. 925 ; 20th January, 1916, p. 94 ; 23rd March, 1916, p. 570 ; 20th April, 1916, p. 827 ; 12th October, 1916, p. 662 ; 4th January, 1917, p. 7 ; 4th January, 1917, p. 8 ; 25th January, 1917, p. 203 ; 5th September, 1918, p. 565 ; 30th January, 1919, p. 232 ; 8th May, 1919, p. 832 ; 3rd July, 1919, p. 2 ; 26th August, 1920, p. 456 ; 2nd September, 1920, p. 528 ; 23rd June, 1921, p. 1318 ; 9th February, 1922, p. 524 ; 28th June, 1923, p. 1377 ; 27th November, 1924, p. 1405 ; 11th December, 1924, p. 1513 ; 22nd April, 1926, p. 1088 ; 10th February, 1927, p. 298 ; 24th February, 1927, p. 400 ; 2nd June, 1927, p. 1216 ; 27th October, 1927, p. 1008 ; 15th December, 1927, p. 1566 ; 19th July, 1928, p. 90 ; 29th August, 1929, p. 522 ; 5th September, 1929, p. 570 ; 26th September, 1929, p. 756 ; 21st August, 1930, p. 350 ; 30th October, 1930, p. 895 ; 11th August, 1932, p. 235 ; 22nd December, 1932, p. 1188 ; 11th January, 1934, p. 42 ; 30th August, 1934, p. 428 ; 30th May, 1935, p. 1433 ; 3rd November, 1938, p. 1214 ; 3rd October, 1940, p. 744 ; 26th April, 1945, p. 603 ; 27th September, 1945, p. 516 ; 18th October, 1945, p. 568 ; 4th April, 1946, p. 536.

Rules of Court : *Gazette* 19th April, 1917, p. 639.

Hawkers Act, 1934-1941.

Regulations : *Gazette* 14th February, 1935, p. 523.

Health Act, 1935-1943.

- s. 5 (1). Proclamations : *Gazette* 18th January, 1940, p. 69 ; 8th February, 1945, p. 243.
- s. 5 (2). Proclamations : *Gazette* 25th November, 1937, p. 1434 ; 8th September, 1938, p. 623 ; 8th February, 1945, p. 243.
- 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.
- 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.

(For details of proclamations made prior to 22nd June, 1938, under sections 29, 38, and 89, see the footnotes in Volume 3, pp. 439, 440, and 452, of the South Australian Statutes, 1837-1936.)

Model regulations for the guidance of local boards : *Gazette* 29th June, 1899, p. 1442.

General regulations : *Gazette* 21st December, 1899, p. 1378.

Health Act, 1935-1943—continued.

- Regulations as to the licensing of private hospitals and maternity homes : *Gazette* 20th February, 1941, p. 231.
- Regulations relating to cattle and pigs : *Gazette* 11th December, 1902, p. 1142 ; 3rd October, 1907, p. 813.
- Regulations relating to cowsheds, dairies, and milk shops : *Gazette* 21st May, 1908, p. 929.
- Regulations relating to septic tanks : *Gazette* 24th September, 1908, p. 633 ; 27th October, 1921, p. 1012.
- Regulations relating to infectious diseases and tuberculosis : *Gazette* 3rd November, 1938, p. 1215 ; 8th February, 1945, p. 268.
- Regulations relating to rag dealers and flock makers : *Gazette* 5th September, 1940, p. 511.
- Regulations as to the fumigation of premises with cyanide : *Gazette* 7th December, 1944, p. 798.
- Regulation under the Fees Regulation Act, 1927, relating to fees for examination of plans and inspection of bacteriolytic tanks : *Gazette* 24th November, 1927, p. 1226.

Hide, Skin, and Wool Dealers Act, 1915-1935.

- Regulations : *Gazette* 26th November, 1936, p. 1150.

Highways Act, 1926-1944.

- Commencement : 3rd February, 1927 ; *Gazette* 3rd February, 1927, p. 258.
- Administration : Committed to the Minister of Local Government *Gazette* 10th February, 1927, p. 297.
- 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, pp. 1379 and 1380 ; 4th January, 1940, p. 2 (republished 18th January, 1940, p. 70), 15th February, 1940, p. 369 ; 22nd February, 1940, pp. 409 and 410 ; 28th March, 1940, pp. 645 and 646 ; 8th August, 1940, pp. 222 and 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.
- 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.
- Regulations as to the control of traffic, etc., at Birkenhead and Jervois Bridges : *Gazette* 8th November, 1945, p. 696.

Hire-Purchase Agreements Act, 1931.

- Rules of Local Court under section 5 : *Gazette* 18th February, 1932, p. 312.

Homes Act, 1941.

- s. 10. Proclamation : 5th July, 1945, p. 1.
- Regulations : *Gazette* 15th January, 1942, p. 67.

Homestead Act, 1895-1935.

- Regulations : *Gazette* 6th February, 1896, p. 289.

Hospitals Act, 1934-1941.

- Commencement : 1st May, 1937 ; *Gazette* 25th March, 1937, p. 642.
- 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 ; 1st March, 1934, p. 405 ; 9th August, 1934, p. 251 ; 24th September, 1936, p. 626 ; 3rd December, 1936, p. 1195 ; 1st July, 1937, p. 1 ; 26th January, 1939, p. 246 ; 16th March, 1939, p. 616 ; 17th August, 1939, p. 421.
- 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 ; 19th December, 1929, p. 1307 ; 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.
- 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 ; 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.
- s. 48. Proclamations : *Gazette* 8th January, 1931, p. 26 ; 30th November, 1939, p. 1436.

Hospitals Act, 1934-1941—continued.

(For details of the proclamations and notices made prior to 30th June, 1937, under sections 5, 37, 43, and 48, see the footnotes in Volume 3, pp. 532, 543, 545, 549, and 550, of the South Australian Statutes, 1837-1936.)

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.

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 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.

Walleroo 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.

Hospital Benefits Act, 1945.

Commencement : 17th January, 1946 : *Gazette* 17th January, 1946, p. 71.

Housing Improvement Act, 1940-1943.

Commencement : 19th December, 1940 ; *Gazette* 19th December, 1940, p. 1551.

Administration : Committed to the Treasurer : *Gazette* 19th December, 1940, p. 1551.

s. 5. Proclamation committing execution of Act to the South Australian Housing Trust ; 19th December, 1940, p. 1551.

s. 49. Proclamation : *Gazette* 9th October, 1941, p. 713.

Regulations under section 6 ; *Gazette* 19th December, 1940, p. 1587.

Regulations as to standards of habitation : *Gazette* 29th May, 1941, p. 806 ; 8th January, 1942, p. 57.

Rules of Local Court : *Gazette* 10th July, 1941, p. 45.

Immigration Act, 1923-1937.

Administration : Committed to the Minister of Immigration *Gazette* 24th April, 1924, p. 973.

Regulations : *Gazette* 1st March, 1928, p. 454 ; 3rd May, 1928, p. 917.

Impounding Act, 1920-1938.

Administration : Committed to the Minister of Local Government *Gazette* 22nd April, 1937, p. 849.

Income Tax Assessment Act, 1936-1941.

s. 132. Proclamation : *Gazette* 18th February, 1937, p. 334.

Regulations under the Taxation Act, 1884, and its amendments : *Gazette* 22nd January, 1885, p. 203 ; 29th December, 1904, p. 1205 ; 24th December, 1908, p. 1257.

Regulations under the 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 the 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 the 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, 1923-1935.

Regulations : *Gazette* 13th November, 1924, p. 1316.

Rules of Court under section 9 (3) : *Gazette* 2nd October, 1924, p. 830.

Industrial Code, 1920-1943.

- Rules of the Industrial Court : *Gazette* 24th August, 1944, p. 229 ; 20th September, 1945, p. 467.
- Regulations as to Industrial Boards : *Gazette* 28th April, 1921, p. 939 ; 2nd June, 1921, p. 1179 ; 18th August, 1921, p. 320 ; 28th January, 1937, p. 188 ; 13th January, 1944, p. 43 ; 24th May, 1945, p. 817.
- Regulation as to jurisdiction of Industrial Boards : *Gazette* 21st February, 1946, p. 331.
- s. 9. Proclamations : *Gazette* 12th December, 1940, p. 1425 ; 6th February, 1941, p. 148 ;
- Rules as to the Board of Industry : *Gazette* 13th January, 1921, p. 54 ; 27th January, 1921, p. 158 ; 14th April, 1921, p. 712.
- Regulations as to the Board of Industry : *Gazette* 28th January, 1937, p. 188.
- Regulations as to factories and shops : *Gazette* 28th April, 1921, p. 942 ; 24th November, 1927, p. 1226 ; 7th December, 1944, p. 800.

Inebriates Act, 1908-1934.

- Regulations : *Gazette* 26th October, 1911, p. 859 ; 8th August, 1912, p. 300 ; 7th January, 1915, p. 2.
- Rules of Court : *Gazette* 26th October, 1911, p. 864.

Infectious Diseases Hospital Act, 1922-1943.

- Commencement : 17th October, 1929 ; *Gazette* 17th October, 1929, p. 889.
- Administration : Committed to the Chief Secretary *Gazette* 31st October, 1929, p. 1005.
- s. 4. Proclamations : *Gazette* 5th October, 1933, p. 738 ; 12th December, 1935, p. 1389.
- (For details of proclamations see the footnote in Volume 6, p. 84 of the South Australian Statutes, 1837-1936.)
- General regulations : *Gazette* 27th July, 1933, p. 142 ; 8th February, 1940, p. 359.
- Regulations for election of members of the board : *Gazette* 8th March, 1945, p. 401.
- Regulations relating to instalments payable by constituent local boards for the period from 1st December, 1934, to 30th June, 1935 : *Gazette* 7th March, 1935, p. 686.

Inflammable Oils Act, 1908-1935.

- Commencement : 1st June, 1909 ; *Gazette* 4th March 1909, p. 444.
- Administration : Committed to the Minister of Industry *Gazette*, 17th November, 1932, p. 953.
- s. 46. Proclamation : *Gazette* 28th October, 1920, p. 1120.
- General regulations : *Gazette* 28th June, 1934, p. 1513 ; 6th May, 1943, p. 595.
- Regulations for control of ships carrying inflammable oils : *Gazette* 22nd November, 1934, p. 1086 ; 27th February, 1941, p. 279.

Institute of Medical and Veterinary Science Act, 1937-1944.

- Commencement : 9th June, 1938 ; *Gazette* 9th June, 1938, p. 1270.
- Regulations : *Gazette* 30th June, 1938, p. 1568.

Insurance Companies (Deposits) Act, 1924-1931.

- Regulations : *Gazette* 4th April, 1929, p. 752.

Interest on Crown Advances and Leases Act, 1944.

- s. 2. Notice : *Gazette* 25th January, 1945, p. 91.
- s. 3. Notice : *Gazette* 25th January, 1945, p. 91.

Interstate Destitute Persons Relief Act, 1910-1943.

- Commencement : 5th January, 1911 ; *Gazette* 5th January, 1911, p. 1.
- s. 5. Proclamations : *Gazette* 23rd March, 1911, p. 499 ; 20th February, 1913, p. 343, 2nd October, 1913, p. 762 ; 5th August, 1915, p. 555 ; 21st July, 1921, p. 95.
- (For details of the above proclamations see the footnote in Volume 4, p. 43 of the South Australian Statutes, 1837-1936.)
- Regulations : *Gazette* 27th April, 1911, p. 720.

Irrigation Act, 1930-1945.

- Commencement : 5th February, 1931 ; *Gazette* 5th February, 1931, p. 189.
- 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,

Irrigation Act, 1930-1945—continued

Proclamations relating to irrigation areas—*continued*.

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.

Regulations : *Gazette* 20th June, 1928, p. 1642; 3rd July, 1930, p. 2.

Irrigation on Private Property Act, 1939.

Commencement : 5th January, 1940 : *Gazette* 4th January, 1940, p. 1.

s. 9. Proclamations : *Gazette* 12th December, 1940, p. 1425; 6th February, 1941, p. 148; 27th September, 1945, p. 490.

Juries Act, 1927-1937.

Commencement : 6th January, 1928; *Gazette* 5th January, 1928, p. 1.

s. 9. Proclamation : *Gazette* 27th October, 1938, p. 1100.

s. 77. Proclamation : *Gazette* 15th July, 1943, p. 53.

Justices Act, 1921-1943.

Commencement : 26th July, 1922; *Gazette* 29th June, 1922, p. 1575.

Rules of the Supreme Court as to appeals under Part VI. : *Gazette* 22nd September, 1938, p. 776.

Rules made by the Governor under section 203 : *Gazette* 27th February, 1930, p. 443; 3rd April, 1930, p. 650; 6th April, 1933, p. 552; 29th April, 1937, p. 947; 1st September, 1938, p. 499; 15th June, 1944, p. 718.

Regulations (referred to in sections 158, 159) as to payment to witnesses and others for attendance at courts of summary jurisdiction : *Gazette* 15th July, 1943, p. 81.

Rules under the Maintenance Orders (Facilities for Enforcement) Act, 1922, and the Justices Act, 1921 : *Gazette* 25th October, 1923, p. 953; 26th February, 1931, p. 374.

Rules under the Licensing Act, 1932, and the Justices Act, 1921 : *Gazette* 29th April, 1937, p. 945; 11th April, 1946, p. 653.

Juvenile Courts Act, 1941.

Commencement : 1st July, 1942; *Gazette* 18th June, 1942, p. 847.

Administration : Committed to the Attorney-General; *Gazette* 18th June, 1942, p. 847.

Land Agents Act, 1925-1936.

Commencement : 7th January, 1926; *Gazette* 7th January, 1926, p. 1.

Administration : Committed to the Attorney-General *Gazette* 28th January, 1926, p. 152.

Regulations : *Gazette* 28th January, 1926, p. 153; 11th February, 1926, p. 267; 18th March, 1926, p. 794; 9th February, 1928, p. 262; 16th February, 1928, p. 331; 24th October, 1929, p. 954; 15th July, 1937, p. 115; 11th January, 1940, p. 67; 14th March 1940, p. 540; 24th January, 1946, p. 169

Landlord and Tenant Act, 1936.

Commencement : 1st May, 1937; *Gazette* 25th March, 1937, p. 645.

Landlord and Tenant (Control of Rents) Act, 1942.

Commencement : 1st January, 1943; *Gazette* 3rd December, 1942, p. 1089.

Administration : Committed to the Attorney-General; *Gazette* 10th December, 1942, p. 1123.

Rules of Local Court : *Gazette* 14th January, 1943, p. 32.

Landlord and Tenant (Rent Reduction) Act, 1932-1936.

Commencement : 24th November, 1932; *Gazette* 24th November, 1932, p. 1001.

Rules of the Local Court : *Gazette* 22nd December, 1932, p. 1209.

Land Settlement Act, 1944.

Regulations : *Gazette* 5th April, 1945, p. 500.

Land Tax Act, 1936-1942.

Commencement : 7th January, 1937 ; *Gazette* 7th January, 1937, p. 1.

s. 45. Proclamations : *Gazette* 26th August, 1937, p. 498 ; 27th July, 1939, p. 214.

Regulations under the Taxation Act, 1884, and its amendments : *Gazette* 22nd January, 1885, p. 203 ; 29th December, 1904, p. 1205 ; 24th December, 1908, p. 1257.

Regulations under the 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 the 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. 1311 ; 10th July, 1930, p. 49 ; 4th August, 1932, p. 182 ; 13th June, 1935, p. 1576.

Law of Property Act, 1936-1945.

Commencement : 1st November, 1937 ; *Gazette* 25th March, 1937, p. 646

Legal Practitioners Act, 1936-1943.

Commencement : 1st May, 1937 ; *Gazette* 25th March, 1937, p. 645.

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.

Leigh Creek Coal Act, 1942.

Administration : Committed to the Treasurer ; *Gazette* 14th January, 1943, p. 29.

Libraries and Institutes Act, 1939.

Commencement : 1st February, 1940 ; *Gazette* 18th January, 1940, p. 69.

s. 36. Proclamations : 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.

Regulations relating to the Public Library and other premises : *Gazette* 5th December, 1940, p. 1288 ; 14th February, 1946, p. 241.

Regulations relating to the lending of books from the Public Library : *Gazette* 14th February, 1946, p. 239.

Regulations relating to the Institutes Association : *Gazette* 6th October, 1910, p. 714 ; 23rd April, 1936, p. 890 ; 14th July, 1938, p. 78 ; 1st August, 1940, p. 191 ; 3rd January, 1946, p. 24.

Licensing Act, 1932-1945.

Commencement : 8th December, 1932 ; *Gazette* 8th December, 1932, p. 1079.

s. 5. Order : *Gazette* 11th October, 1917, p. 852.

s. 114. Proclamations : *Gazette* 26th May, 1932, p. 963 ; 8th June, 1933, p. 974 ; 29th June, 1933, p. 1093 ; 10th August, 1939, p. 352.

(For details of proclamations made prior to 9th August, 1939, see the footnote in Volume 4, p. 439 of the South Australian Statutes, 1837-1936.)

s. 223. Proclamation : *Gazette* 28th July, 1938, p. 166.

s. 230. For table of resolutions carried at local option polls see the footnote in Volume 4, p. 502 of the South Australian Statutes, 1837-1936.

Regulations as to polls under section 62 : *Gazette* 22nd December, 1932, p. 1187 ; 17th February, 1944, p. 87.

Regulation as to permits under section 150a ; *Gazette*, 11th April, 1946, p. 653.

Regulations under section 189 as to declarations by *bona fide* travellers : *Gazette* 6th February, 1936, p. 302.

Regulations under section 195 as to declarations by *bona fide* lodgers : *Gazette* 17th December, 1931, p. 1118.

Regulations under section 197a as to permits to sell liquor in restaurants : *Gazette* 30th January, 1936, p. 271.

Regulations under section 199 as to permits to sell or consume liquor on special occasions : *Gazette* 29th April, 1937, p. 945.

Regulations as to proof of notices : *Gazette* 14th October, 1937, p. 1027.

Regulations as to licensing districts : *Gazette* 28th July, 1938, p. 168.

Regulation under the Fees Regulation Act, 1927, as to the fee payable for a permit under section 150a of the Licensing Act ; *Gazette* 11th April, 1946, p. 651.

Life Assurance Companies Act, 1936-1941.

Regulations : *Gazette* 27th June, 1889, p. 1800 ; 2nd October, 1941, p. 676.

Lifts Regulation Act, 1908-1934.

Regulations : *Gazette* 21st November, 1935, p. 1273.

Liquid Fuel Act, 1941.

Commencement : At 1st May, 1946, this Act had not been brought into operation.

Loans for Fencing and Water Piping Act, 1938-1945.

Commencement : 1st February, 1939 ; *Gazette* 19th January, 1939, p. 121.
s. 13 (7). Notice : *Gazette* 2nd February, 1939, p. 343.

Loans to Producers Act, 1927.

Regulations : *Gazette* 21st July, 1927, p. 126 ; 6th March, 1930, p. 484.

Local Courts Act, 1926-1936.

Commencement : 7th March, 1927 ; *Gazette* 10th February, 1927, p. 297.

s. 294. Proclamation : *Gazette* 5th November, 1936, p. 1005.

General rules of Court : *Gazette* 24th February, 1927, p. 413.

Further rules of Court as to Local Court actions : *Gazette* 19th December, 1929, p. 1344 ;
17th September, 1931, p. 494 ; 27th January, 1938, p. 169 ; 20th November, 1941,
p. 985.

Rules of Court as to bailiffs' fees : *Gazette* 20th October, 1932, p. 802.

Rules of Court as to transferring judgments : *Gazette* 26th December, 1935, p. 1635.

Rules of Court as to applications under section 5 of the Hire-Purchase Agreements Act, 1931 :
Gazette 18th February, 1932, p. 312.

Rules of Court as to appeals under the Housing Improvement Act, 1940 : *Gazette* 10th
July, 1941, p. 45.

Rules of Court as to appeals under the Landlord and Tenant (Control of Rents) Act, 1942 :
Gazette 14th January, 1943, p. 32.

Rules of Court as to procedure under the Landlord and Tenant (Rent Reduction) Act,
1932-1936 : *Gazette* 22nd December, 1932, p. 1209.

Regulations as to applications under section 10 of the Marine Stores Act, 1898-1936 : *Gazette*
22nd June, 1899, p. 1357.

Rules of Court as to applications under the Mortgagors Relief Act, 1931-1936 : *Gazette*
28th January, 1932, p. 158.

Rules of Court as to proceedings under the National Security (Landlord and Tenant
Regulations : *Gazette* 20th September, 1945, p. 487.

Rules of Court in aid of the National Security (War Service Moratorium) Regulations :
Gazette 26th June, 1941, p. 926 ; 4th October, 1945, p. 528.

Rules of Court as to appeals against refusal of drivers' licences under the Road Traffic Act,
1934-1938 : *Gazette* 4th March, 1937, p. 484.

Regulations as to applications to Local Courts under the Second-hand Dealers Act, 1919-1934 :
Gazette 26th March, 1936, p. 705.

Rules of Court under the Warehousemen's Liens Act, 1941 : *Gazette* 26th March, 1942,
p. 477.

Rules of Court under the Workmen's Compensation Act, 1932-1938 : *Gazette* 4th May, 1933,
p. 723 ; 2nd July, 1942, p. 22.

Rules of Court under the Workmen's Liens Act, 1893-1936 : *Gazette* 21st February, 1895,
p. 453.

Rules of the Supreme Court as to Local Court appeals : *Gazette* 31st March, 1927, p. 745 ;
rules dated 6th February, 1928 (not published in the *Gazette*) ; 22nd March, 1934,
p. 853 ; 4th November, 1937, p. 1230.

Local Government Act, 1934-1941.

Commencement : 2nd November, 1934 : *Gazette* 25th October, 1934, p. 845.

Administration : Committed to the Minister of Local Government *Gazette* 25th October,
1934, p. 845.

s. 48. Proclamations : *Gazette* 23rd December, 1943, p. 810 ; 11th April, 1946, p. 573.

s. 75. Proclamation : *Gazette* 18th May, 1939, p. 1206.

s. 163b. Notice : *Gazette* 28th September, 1939, p. 868.

s. 179. Proclamations : *Gazette* 8th August, 1908, p. 249 ; 25th February, 1909, p. 387 ;
22nd December, 1910, p. 1300 ; 12th January, 1911, p. 45 ; 19th January, 1911, p. 95 ;
28th December, 1911, p. 1360 ; 28th March, 1912, p. 585 ; 17th April, 1913, p. 725 ;
26th June, 1913, p. 1343 ; 13th July, 1922, p. 54 ; 25th March, 1926, p. 866 ; 11th
August, 1927, p. 347 ; 18th August, 1927, p. 411 ; 8th September, 1927, p. 599 ;
22nd September, 1927, p. 713 ; 18th October, 1928, p. 874 ; 15th November, 1928,
p. 1053 ; 24th December, 1930, p. 1293.

(For details of proclamations under section 179, see the footnote in Volume 5, p. 86 of the
South Australian Statutes, 1837-1936.)

Local Government Act, 1934-1941—continued.

- s. 495. Proclamations : *Gazette* 21st September, 1922, p. 675 ; 31st July, 1924, p. 226 ; 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.
- s. 625. Proclamation : *Gazette* 7th December, 1944, p. 779.
- s. 647. Proclamation : *Gazette* 3rd May, 1894, p. 1009.
- Regulations relating to Local Government Auditors' Certificates : *Gazette* 20th February, 1936, p. 459.
- Regulations as to qualifications of officers : *Gazette* 13th October, 1938, p. 1023 ; 16th March, 1939, p. 670 ; 22nd August, 1940, p. 400 ; 16th November, 1944, p. 704.
- Regulations as to the Clerks' Appeal Board : *Gazette* 25th May, 1939, p. 1320 ; 29th August, 1940, p. 453.
- Regulations relating to reflections on barriers : *Gazette* 19th December, 1935, p. 1447.
- Regulations relating to the charges of the Crown Solicitor under section 674 : *Gazette* 31st January, 1935, p. 371.
- Regulations relating to cemeteries generally : *Gazette* 5th October, 1944, p. 444.
- Regulations relating to the West Terrace Cemetery : *Gazette* 2nd October, 1930, p. 662 ; 31st October, 1940, p. 960 ; 5th February, 1942, p. 237.
- Model by-laws : *Gazette* 17th September, 1936, p. 562. Amendments of model by-laws : 13th May, 1937, p. 1089 and 13th October, 1938, p. 976, (amendments of model by-law No. I.) ; 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.) ; 4th September, 1941, p. 458 (amendment of model by-law No. XXV.) ; 12th September, 1940, p. 515 (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.).

Local Government (Forestry Reserves) Act, 1944.

Administration : Committed to the Minister of Forests *Gazette* 25th January, 1945, p. 86

Lottery and Gaming Act, 1936-1945.

Commencement of the Lottery and Gaming Act Amendment Act (No. 2), 1938 ; 19th December, 1938 : *Gazette* 15th December, 1938, p. 1497.

- ss. 32 and 32a. Proclamations : *Gazette* 13th February, 1936, p. 398 ; 12th March, 1936, p. 593 ; 23rd July, 1936, p. 109 ; 24th December, 1936, p. 1321 ; 18th February, 1937, p. 334 ; 21st October, 1937, p. 1053 ; 13th April, 1939, p. 887.

(For details of proclamations made prior to 20th October, 1937, see the footnote in Volume 5, p. 415 of the South Australian Statutes, 1837-1936.)

- s. 42. Directions as to procedure : *Gazette* 31st January, 1946, p. 194.

Rules and regulations as to the totalizator : *Gazette* 27th May, 1937, p. 1207. (These rules and regulations are reprinted in Volume 5, pp. 455-458 of the South Australian Statutes, 1837-1936, and in the 1938 volume, pp. 427-430.) ; 7th December, 1939, p. 1556.

Regulations as to betting tickets : *Gazette* 20th December, 1933, p. 1231 ; 6th March, 1941, p. 337.

Rules as to bookmakers : *Gazette* 5th March, 1936, p. 553 ; 30th April, 1936, p. 964 ; 16th July, 1936, p. 105 ; 3rd September, 1936, p. 487 ; 10th September, 1936, p. 542 ; 17th September, 1936, p. 622 ; 19th November, 1936, p. 1148 ; 26th November, 1936, p. 1191 ; 21st January, 1937, p. 181 ; 11th February, 1937, p. 289 ; 4th March, 1937, p. 518 ; 11th March, 1937, p. 583 ; 25th March, 1937, p. 693 ; 15th April, 1937, p. 837 ; 29th July, 1937, p. 304 ; 9th September, 1937, p. 694 ; 16th September, 1937, p. 745 ; 2nd December, 1937, p. 1570 ; 9th December, 1937, p. 1696 ; 17th February, 1938, p. 406 ; 24th March, 1938, p. 694 ; 2nd June, 1938, p. 1256 ; 28th July, 1938, p. 197 ; 1st September, 1938, p. 621 ; 22nd December, 1938, p. 1591 ; 12th January, 1939, p. 116 ; 9th February, 1939, p. 412 ; 27th July, 1939, p. 286 ; 3rd August, 1939, p. 346 ; 10th August, 1939, p. 418 ; 7th December, 1939, p. 1548 ; 11th April, 1940, p. 811 ; 1st August, 1940, p. 219 (amendment to rule 22 disallowed) ; *Gazette* 26th September, 1940, p. 620 ; 31st October, 1940, p. 913 ; 27th November, 1941, p. 1190 ; 11th December, 1941, p. 1396 ; 18th December, 1941, p. 1487 ; 4th November, 1943, p. 582 ; 3rd August, 1944, p. 137 ; 2nd November, 1944, p. 581 ; 31st January, 1946, p. 194.

Lower River Broughton Irrigation Trust Act, 1938-1940.

Commencement : 2nd February, 1939 : *Gazette* 2nd February, 1939, p. 334.

Administration : Committed to the Commissioner of Public Works *Gazette* 16th February, 1939, p. 422.

- ss. 7 and 8. Proclamation : *Gazette* 20th July, 1939, p. 114.

Maintenance Act, 1926-1941.

- Commencement : 7th April, 1927 ; *Gazette* 7th April, 1927, p. 791.
 s. 152. Proclamations : *Gazette* 11th June, 1891, p. 1582 ; 2nd April, 1896, p. 731 ; 20th January, 1898, p. 81.
 s. 153. Proclamations : *Gazette* 3rd August, 1922, p. 217 ; 17th December, 1942, p. 1150.
 (For details of proclamations made prior to 16th December, 1942, under sections 152 and 153, see the footnotes in Volume 5, p. 517 of the South Australian Statutes, 1837-1936.)
 Regulations : *Gazette* 24th February, 1927, p. 400 ; 7th April, 1927, p. 793 ; 15th April, 1943, p. 495 ; 1st November, 1945, p. 673.

Maintenance Orders (Facilities for Enforcement) Act, 1922-1925.

- s. 12. Proclamations : *Gazette* 7th December, 1922, p. 1458 ; 24th May, 1923, p. 1140 ; 20th March, 1924, p. 711 ; 12th November, 1925, p. 1298 ; 12th November, 1925, p. 1299 ; 17th December, 1925, p. 1606 ; 17th December, 1925, p. 1607 ; 24th December, 1925, p. 1661 ; 7th July, 1927, p. 1 ; 29th November, 1928, p. 1138 ; 15th November, 1929, p. 401 ; 10th April, 1941, p. 521 ; 10th December, 1942, p. 1124 ; 17th December, 1942, p. 1150.
 (For details of proclamations made prior to 9th April, 1941, see the footnote in Volume 5, p. 548 of the South Australian Statutes, 1837-1936.)
 Rules made under the above Act, and the Justices Act, 1921 : *Gazette* 25th October, 1923, p. 953 ; 26th February, 1931, p. 374.
 Rules of Court made under the above Act, and the Supreme Court Acts, 1878 and 1926 : *Gazette* 16th February, 1928, p. 316.

Manufacturing Industries Protection Act, 1937.

- Administration : Committed to the Minister of Industry and Employment *Gazette* 17th February, 1938, p. 357.
 s. 3. Proclamations : *Gazette* 5th May, 1938, p. 938 ; 11th August, 1938, p. 273 ; 20th April, 1939, p. 915.

Margarine Act, 1939-1941.

- Regulations : *Gazette* 29th February, 1940, p. 490 ; 8th January, 1942, p. 55.

Marketing of Eggs Act, 1941-1945.

- Regulations : *Gazette* 4th June, 1942, p. 818.

Marine Act, 1936.

- Commencement : 1st July, 1937 ; *Gazette* 25th March, 1937, p. 641.
 Administration : Committed to the Minister of Marine *Gazette* 25th March, 1937, p. 641.
 Regulations and rules made under the Marine Board and Navigation Acts, 1881-1933 :—
 River Murray navigation : *Gazette* 30th October, 1884, p. 1641 ; 26th January, 1893, p. 157 ; 4th October, 1906, p. 714.
 Adjustment of compasses : *Gazette* 9th August, 1900, p. 367 ; 30th May, 1935, p. 1433.
 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 ; 8th August, 1935, p. 237.
 Examination of masters and mates : *Gazette* 22nd October, 1903, p. 839 ; 7th December, 1905, p. 1214 ; 9th December, 1926, p. 1470.
 Examination of engineers : *Gazette* 16th October, 1902, p. 763 ; 16th July, 1908, p. 95.
 Court of Survey (Rules) : *Gazette* 19th November, 1885, p. 1328.
 Court of Marine Inquiry (Rules) : *Gazette* 27th February, 1936, p. 506.
 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. 1002.
 Regulations made under the Marine Act, 1936, relating to River Murray navigation : *Gazette* 15th January, 1942, p. 64.

The Marine Stores Act, 1898-1935.

- 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.
 Regulations under the Fees Regulation Act, 1927, as to fee for dealer's licence : *Gazette* 24th November, 1927, p. 1227.

The Markets Clauses Act, 1870-1937.

s. 49. Proclamation : *Gazette* 24th October, 1889, p. 1584.

Marriage Act, 1936-1944.

Commencement : 1st May, 1937 ; *Gazette* 28th January, 1937, p. 187.

Administration : Committed to the Chief Secretary *Gazette* 18th February, 1937, p. 334.

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, 1919-1935.

Regulations : *Gazette* 29th April, 1920, p. 1137 ; 26th May, 1921, p. 1111.

Mental Defectives Act, 1935-1945.

Commencement : 2nd January, 1936 ; *Gazette* 2nd January, 1936, p. 1.

Commencement of Part VIIA. : 1st January, 1942 ; *Gazette* 17th July, 1941, p. 83.

Administration : Committed to the Chief Secretary *Gazette* 5th March, 1936, p. 537.

s. 12. Proclamations : *Gazette* 23rd March, 1922, p. 876 ; 2nd May, 1929, p. 903 ; 17th August, 1939, p. 421 ; 17th August, 1939, p. 422.

s. 16. Proclamation : *Gazette* 24th October, 1940, p. 841.

s. 122. Proclamations : *Gazette* 21st January, 1915, p. 127 ; 26th October, 1922, p. 941.

(For details of proclamations under section 12 and 122, made prior to 16th August, 1939, see the footnotes in Volume 5, pp. 752 and 798 of the South Australian Statutes, 1837-1936.)

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.

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, &c. : *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.

Rules of Court : *Gazette* 3rd September, 1914, p. 585.

Metropolitan and Export Abattoirs Act, 1936-1945.

Commencement : 1st April, 1937 ; *Gazette* 25th March, 1937, p. 646.

General regulations : *Gazette* 16th January, 1913, p. 107 ; 5th June, 1913, p. 1257 ; 12th June, 1919, p. 1037 ; 12th June, 1919, p. 1038 ; 2nd February, 1922, p. 508 ; 2nd February, 1922, p. 509 ; 13th November, 1924, p. 1329 ; 27th November, 1924, p. 1407 ; 4th October, 1934, p. 686 ; 1st April, 1937, p. 723 ; 8th April, 1937, p. 754 ; 1st July, 1937, p. 15 ; 16th December, 1937, p. 1729 ; 16th December, 1937, p. 1730 ; 12th May, 1938, p. 978 ; 12th May, 1938, p. 980 ; 25th August, 1938, p. 405 ; 8th June, 1939, p. 1415 ; 7th December, 1939, p. 1558 ; 28th March, 1940, p. 673 ; 15th January, 1942, p. 78 ; 15th January, 1942, p. 79 ; 14th May, 1942, p. 712 ; 18th November, 1943, p. 652.

Regulations as to the milch cow market : *Gazette* 29th May, 1913, p. 1204 ; 2nd February, 1922, p. 509.

Regulations as to branding of stock : *Gazette* 29th May, 1913, p. 1205.

Regulations as to inspection of small goods : *Gazette* 4th April, 1918, p. 662.

Regulations as to inspection of meat in shops : *Gazette* 2nd February, 1922, p. 508.

Regulations as to muzzling of dogs and use of sticks in handling stock : *Gazette* 4th October, 1934, p. 686.

Regulations as to the election of the board : *Gazette* 1st February, 1934, p. 194 ; 28th May, 1942, p. 791.

Metropolitan Drainage Act, 1935.

ss. 7, 8, and 15. Notices : *Gazette* 26th June, 1941, p. 946 ; 27th April, 1944, p. 544.

ss. 10, 11, and 15. Notices : *Gazette* 16th June, 1938, p. 1458 ; 28th March, 1940, p. 649.

Regulations : *Gazette* 7th July, 1938, p. 2.

Mines and Works Inspection Act, 1920-1935.

Commencement : 20th January, 1921 ; *Gazette* 20th January, 1921, p. 106.

Administration : Committed to the Minister of Mines *Gazette* 17th March, 1921, p. 537.

General regulations : *Gazette* 6th February, 1930, p. 227 ; 17th November, 1932, p. 954 ; 9th September, 1943, p. 298.

Regulations as to lead and gas poisoning : *Gazette* 19th November, 1925, p. 1343.

Regulations as to use of electric power : *Gazette* 10th February, 1927, p. 298.

Regulations as to miners' inspectors and inspection : *Gazette* 7th August, 1930, p. 238.

Mining Act, 1930-1945.

Regulations : 28th December, 1939, p. 1725 ; 15th January, 1942, p. 71 ; 11th April, 1946, p. 652.

Mining (Petroleum) Act, 1940.

Commencement : 31st July, 1941 ; *Gazette* 31st July, 1941, p. 165.

Regulations : *Gazette* 31st July, 1941, p. 211.

Moneylenders Act, 1940.

Commencement : 1st April, 1941 ; *Gazette* 9th January, 1941, p. 11.

Administration : Committed to the Chief Secretary : *Gazette* 9th January, 1941, p. 12.

Regulations : *Gazette* 27th March, 1941, p. 445.

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.

Municipal Tramways Trust Act, 1935-1940.

By-laws as to fares and routes : *Gazette* 14th July, 1910, p. 47 ; 18th September, 1919, p. 665 ; 8th June, 1922, p. 1478 ; 18th October, 1923, p. 901 ; 16th April, 1925, p. 681 ; 8th August, 1929, p. 342 ; 7th November, 1929, p. 1048 ; 19th December, 1929, p. 1343 ; 26th December, 1929, p. 1362 ; 30th January, 1930, p. 186 ; 20th February, 1930, p. 374 ; 21st August, 1930, p. 357 ; 8th June, 1939, p. 1414.

By-laws regulating passenger traffic generally, and the conduct of passengers : *Gazette* 14th July, 1910, p. 47 ; 26th December, 1912, p. 1324 ; 14th January, 1915, p. 61 ; 18th September, 1919, p. 665 ; 20th January, 1921, p. 109 ; 24th March, 1921, p. 596 ; 11th August, 1921, p. 272 ; 8th June, 1922, p. 1478 ; 16th April, 1925, p. 681.

By-laws as to tramway sections : *Gazette* 14th July, 1910, p. 47 ; 18th September, 1919, p. 665 ; 27th November, 1919, p. 1357 ; 24th May, 1923, p. 1142 ; 7th February, 1924, p. 329 ; 3rd April, 1924, p. 825 ; 29th May, 1924, p. 1210 ; 16th October, 1924, p. 957 ; 24th December, 1925, p. 1665 ; 22nd September, 1927, p. 759.

By-laws regulating ordinary traffic where tramways laid : *Gazette* 14th July, 1910, p. 47 ; 21st August, 1924, p. 436 ; 26th December, 1929, p. 1362.

General by-laws : *Gazette* 14th July, 1910, p. 47 ; 18th September, 1919, p. 665 ; 16th April, 1925, p. 681 ; 18th January, 1940, p. 115.

Regulations as to the election of members of the trust : *Gazette* 29th November, 1945, p. 812.

Museum Act, 1939.

Commencement : 1st February, 1940 ; *Gazette* 18th January, 1940, p. 69.

Regulations : *Gazette* 28th March, 1940, p. 672.

The National Park Act, 1891-1935.

General by-laws : *Gazette* 17th November, 1892, p. 1298.

By-laws as to plying for hire : *Gazette* 15th March, 1906, p. 443.

The National Pleasure Resorts Act, 1914-1935.

Administration : Committed to the Minister of Immigration *Gazette* 22nd May, 1924, p. 1141.

By-laws : *Gazette* 29th October, 1925, p. 1165.

National Security Act, 1939-1943 (Commonwealth Act).

The following rules, orders, notices, etc., have been made or issued by the Governor of South Australia or other State authority, and published in the *South Australian Government Gazette* pursuant to powers conferred by the National Security Act, 1939-1943, of the Commonwealth or otherwise under the authority of that Act. No reference is here given to any subordinate legislation promulgated by the Governor-General or any Commonwealth authority.

National Security Act, 1939-1943 (Commonwealth Act)—continued.**Coursing—**

Order by the Premier of South Australia under the National Security (Supplementary) Regulations prohibiting mid-week coursing and dog racing: *Gazette* 8th January, 1942, p. 52.

Emergency supplies of essential commodities—

Rules made by the Governor pursuant to the National Security (Emergency Supplies) Regulations as to emergency supplies of essential commodities: *Gazette* 8th May, 1941, p. 671; 22nd January, 1942, p. 105; 21st January, 1943, p. 62.

Notices to retailers and wholesale suppliers under rules 15 and 16 of above rules: *Gazette* 22nd May, 1941, p. 758.

Proclamation made by the Governor pursuant to the above rules of a state of emergency: *Gazette* 21st August, 1941, p. 337.

Friendly societies—

Orders by the Premier of South Australia under the National Security (Supplementary) Regulations relating to amendments of the constitutions of friendly societies: *Gazette* 26th March, 1942, p. 494; 26th April, 1945, p. 605.

Lifts—

Order by the Premier of South Australia under the National Security (General) Regulations relating to the operation of lifts during emergencies: *Gazette* 12th March, 1942, p. 397.

Oats—

Order by the Minister of Agriculture under the National Security (Food Control) Regulations for the conservation of the stocks of oats: *Gazette* 4th January, 1945, p. 20.

Producer gas equipment—

Orders by the Premier of South Australia under the National Security (General) Regulations prohibiting the driving of vehicles propelled by producer gas during January, February, and part of March, 1945, in certain parts of the State: *Gazette* 4th January, 1945, p. 3; 1st March, 1945, p. 345.

Racing control and prohibition—

Orders by the Premier of South Australia under the National Security (Supplementary) Regulations—

(a) prohibiting mid-week horse racing, trotting, coursing, and dog racing: *Gazette* 8th January, 1942, p. 52.

(b) limiting times for commencing horse racing: *Gazette* 12th February, 1942, p. 245.

Railway excursion tickets—

Direction by the South Australian Railways Commissioner under the National Security (Rail Transport) Regulations suspending the issue of certain railway excursion tickets: *Gazette* 8th January, 1942, p. 30.

War service moratorium—

Rules of the local court in aid of the National Security (War Service Moratorium) Regulations: *Gazette* 26th June, 1941, p. 926.

Native Plants Protection Act, 1939.

Administration: Committed to the Minister of Afforestation; *Gazette* 10th October, 1940, p. 745.

s. 3. Proclamation: *Gazette* 10th October, 1940, p. 745.

Northern Areas and Whyalla Water Supply Act, 1940.

Commencement: 3rd October, 1940; *Gazette* 3rd October, 1940, p. 675.

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.

Notification of Births Act, 1926-1936.

Regulations : *Gazette* 22nd December, 1927, p. 1611.

Noxious Insects Act, 1934.

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.

(For details of these proclamations see the footnote in Volume 6, p. 315 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 10th January, 1935, p. 264.

Noxious Trades Act, 1943.

Commencement : At 1st May, 1946, this Act had not been brought into operation.

Administration : Committed to the Minister of Health *Gazette* 17th February, 1944, p. 88.

Noxious Weeds Act, 1931-1939.

Commencement : 17th March, 1932 : *Gazette* 17th March, 1932, p. 511.

Administration : Committed to the Minister of Agriculture *Gazette* 7th January, 1932, p. 1

Regulations : *Gazette* 12th May, 1938, p. 1020 ; 20th October, 1938, p. 1042 ; 16th February, 1939, p. 423 ; 30th March, 1939, p. 743 ; 20th April, 1939, p. 976 ; 27th April, 1939, p. 983 ; 18th May, 1939, p. 1207 ; 28th March, 1940, p. 672 ; 11th April, 1940, p. 819 ; 18th April, 1940, p. 863 ; 23rd May, 1940, p. 1112 ; 20th June, 1940, p. 1398 ; 18th July, 1940, p. 86 ; 10th October, 1940, p. 774 ; 9th January, 1941, p. 30 ; 30th January, 1941, p. 102 ; 13th February, 1941, p. 183 ; 3rd April, 1941, p. 513 ; 15th May, 1941, p. 718 ; 26th June, 1941, p. 962 ; 3rd July, 1941, p. 33 ; 17th July, 1941, p. 123 ; 11th September, 1941, p. 518 ; 2nd October, 1941, p. 676 ; 12th February, 1942, p. 245 ; 5th March, 1942, p. 371 ; 23rd July, 1942, p. 78 ; 6th August, 1942, p. 164 ; 21st January, 1943, p. 61 ; 22nd April, 1943, p. 499 ; 22nd July, 1943, p. 115 ; 29th July, 1943, p. 118 ; 16th September, 1943, p. 332 ; 23rd September, 1943, p. 410 ; 9th November, 1944, p. 657 ; 9th November, 1944, p. 658.

Nurses Registration Act, 1920-1938.

Commencement : 2nd May, 1921 ; *Gazette* 28th April, 1921, p. 939.

Regulations as to the nomination of members of the board and duties of registrar : *Gazette* 7th February, 1924, p. 326.

Regulations relating to applications for registration : *Gazette* 2nd February, 1922, p. 472 ; 9th February, 1922, p. 524 ; 21st December, 1922, p. 1560.

Regulations as to training and examination of nurses : *Gazette* 5th October, 1922, p. 783 ; 7th February, 1924, p. 324 ; 10th July, 1924, p. 56 ; 12th March, 1925, p. 434 ; 20th August, 1931, p. 306 ; 17th December, 1931, p. 1116 ; 7th July, 1932, p. 1 (disallowed *Gazette* 13th October, 1932, p. 744) ; 11th August, 1932, p. 238.

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.

Regulations as to infectious diseases training : *Gazette* 19th August, 1943, p. 226.

Regulations as to special nursing certificates, etc. : *Gazette* 21st September, 1939, p. 856.

Regulations as to the practice of midwives : *Gazette* 7th February, 1924, p. 324.

Regulations relating to the wearing of badges : *Gazette* 15th July, 1926, p. 84 ; 23rd August, 1928, p. 414.

Regulations as to the form of consent to legal proceedings : *Gazette* 11th September, 1930, p. 531.

Offenders Probation Act, 1913-1945.

Administration : Committed to the Chief Secretary *Gazette* 5th February, 1914, p. 319.

Regulations : *Gazette* 26th February, 1914, p. 516 ; 7th February, 1946, p. 235.

Opticians Act, 1920-1935.

Commencement : 23rd June, 1921 ; *Gazette* 23rd June, 1921, p. 1315.

General regulations : *Gazette* 28th February, 1929, p. 470 ; 27th June, 1929, p. 1494 ; 5th September, 1929, p. 570 ; 8th March, 1934, p. 462 ; 4th April, 1940, p. 679 ; 28th March, 1946, p. 529.

Regulations under the 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.

Pastoral Act, 1936-1944.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.

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.

(For details of proclamations made prior to 4th August, 1937, see the footnote in Volume 6, p. 426 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 18th January, 1923, p. 103 ; 20th March, 1930, p. 565 ; 17th March, 1938, p. 609.

Pest Destroyers Act, 1919-1935.

Regulations : *Gazette* 18th October, 1934, p. 774 ; 31st January, 1935, p. 372.

Pharmacy Act, 1935-1942.

Regulations : *Gazette* 21st July, 1892, p. 141 ; 4th October, 1906, p. 714 ; 29th October, 1914, p. 947 ; 8th May, 1930, p. 859 ; 29th May, 1930, p. 1009 ; 30th July, 1931, p. 165 ; 7th September, 1933, p. 467 ; 8th March, 1934, p. 474 ; 9th June, 1938, p. 1441 (regulation 67 disallowed, *Gazette* 15th September, 1938, p. 697) ; 25th September, 1941, p. 639.

Regulations under the 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, 1936-1937.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.

Physiotherapists Act, 1945.

Commencement : At 1st May, 1946, this Act had not been brought into operation.

Administration : Committed to the Chief Secretary, *Gazette* 17th January, 1946, p. 71.

Pistol Licence Act, 1929.

Commencement : 1st January, 1930 ; *Gazette* 19th December, 1929, p. 1305.

Regulations : *Gazette* 5th December, 1929, p. 1216.

The Places of Public Entertainment Act, 1913-1934.

Administration : Committed to the Chief Secretary *Gazette* 11th December, 1913, p. 1679.

s. 4. Proclamations : *Gazette* 18th December, 1913, p. 1734 ; 15th July, 1915, p. 331 ; 7th October, 1915, p. 1020 ; 8th February, 1917, p. 263 ; 9th May, 1918, p. 945 ; 24th October, 1918, p. 916 ; 21st August, 1919, p. 379 ; 24th August, 1922, p. 415 ; 24th May, 1923, p. 1137 ; 5th March, 1925, p. 390 ; 26th November, 1925, p. 1405 ; 18th March, 1926, p. 794 ; 30th September, 1926, p. 802 ; 27th September, 1928, p. 686 ; 19th September, 1929, p. 698 ; 6th August, 1931, p. 203 ; 19th April, 1934, p. 1057 ; 7th June, 1934, p. 1393 ; 1st November, 1934, p. 885 ; 13th December, 1934, p. 1186 ; 14th February, 1935, p. 463 ; 4th July, 1935, p. 1 ; 5th September, 1935, p. 517 ; 14th November, 1935, p. 1133 ; 13th February, 1936, p. 397 ; 18th March, 1937, p. 586 ; 9th September, 1937, p. 639 ; 9th November, 1939, p. 1259 ; 15th July, 1943, p. 53 ; 20th December, 1945, p. 909.

(For details of proclamations made prior to 8th September, 1937, see the table of proclamations in Volume 6, pp. 554-556 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 17th May, 1923, p. 1075 ; 14th February, 1924, p. 394 ; 22nd January, 1925, p. 102 ; 31st July, 1930, p. 186 ; 4th December, 1930, p. 1131 ; 19th October, 1939, p. 1155 ; 14th October, 1943, p. 491 ; 19th October, 1944, p. 516 ; 10th August, 1945, p. 206.

Police Act, 1936-1938.

Commencement : 1st April, 1937 ; *Gazette* 25th March, 1937, p. 646.

s. 43. Proclamation : *Gazette* 14th June, 1934, p. 1434.

Regulations made by the Commissioner of Police for the general government of the police force : *Gazette* 30th September, 1920, p. 907 ; 23rd July, 1931, p. 100.

Regulations made by the Commissioner of Police relating to appointments, transfers, and promotions to plain clothes and detective police were approved by the Chief Secretary on 13th April, 1921, but have not been published in the *Gazette*.

Police Act, 1936-1938—continued.

- Regulations made by the Governor as to promotions : *Gazette* 10th November, 1921, p. 1105.
 Regulations made by the Governor as to police officers engaging in business : *Gazette* 29th August, 1935, p. 514.
 Regulations made by the Governor as to appeals to the appeal board : *Gazette* 11th February, 1926, p. 265.
 Regulations made by the Governor under section 149a relating to penalties for local government offences : *Gazette* 23rd March, 1939, p. 732 ; 14th December, 1939, p. 1612 ; 6th March, 1941, p. 337.

Police Pensions Act, 1929-1945.

- Commencement : 1st January, 1930 ; *Gazette* 19th December, 1929, p. 1305.
 General regulations : *Gazette* 19th December, 1929, p. 1307.
 Regulations as to contributions of members on leave without pay : *Gazette* 10th October, 1935, p. 754 ; 18th January, 1940, p. 73.

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.

Prevention of Cruelty to Animals Act, 1936.

- Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 644.

Primary Producers Assistance Act, 1943.

- Commencement : 1st January, 1944 ; *Gazette* 23rd December, 1943, p. 810.
 Administration : Committed to the Minister of Agriculture *Gazette* 18th May, 1944, p. 613.

Primary Producers' Debts Act, 1935-1943.

- Administration : Committed to the Minister of Agriculture *Gazette* 18th May, 1944, p. 613.
 Regulations : *Gazette* 11th July, 1935, p. 75 ; 18th June, 1936, p. 1210.

Prisons Act, 1936.

- Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.
 s. 13. Proclamations : *Gazette* 7th September, 1939, p. 690 ; 8th August, 1940, p. 221.
 s. 18. Proclamation : *Gazette* 21st September, 1939, p. 813.
 General prison regulations : *Gazette* 15th October, 1936, p. 809.
 Police prison regulations : *Gazette* 30th August, 1906, p. 453 ; 13th August, 1908, p. 309.

Proof of Sunrise and Sunset Act, 1923.

- Administration : Committed to the Minister of Local Government *Gazette* 20th December, 1923, p. 1435.

Public Charities Funds Act, 1935-1940.

- Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 643.
 Administration : Committed to the Chief Secretary *Gazette* 25th March, 1937, p. 643.
 s. 4. Proclamation : *Gazette* 19th December, 1940, p. 1552.

Public Parks Act, 1943.

- Administration : Committed to the Minister of Local Government *Gazette* 27th January, 1944, p. 92.

Public Service Act, 1936-1945.

- Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 644.
 s. 6 (2). Proclamation : *Gazette* 22nd June, 1944, p. 735.
 s. 25. Proclamations : *Gazette* 14th June, 1917, p. 992 ; 30th January, 1919, p. 231 ; 4th September, 1919, p. 517 ; 4th December, 1919, p. 1411 ; 22nd July, 1920, p. 117 ; 28th October, 1920, p. 1119 ; 13th October, 1921, p. 866 ; 23rd February, 1922, p. 641 ; 29th March, 1923, p. 689 ; 31st March, 1927, p. 741 ; 7th April, 1927, p. 791 ; 16th June, 1927, p. 1301 ; 8th December, 1927, p. 1514 ; 13th December, 1928, p. 1214 ; 31st January, 1929, p. 217 ; 28th March, 1929, p. 635 ; 3rd October, 1929, p. 802 ; 13th November, 1930, p. 985 ; 20th November, 1930, p. 1025 ; 2nd April, 1936, p. 734 ; 2nd July, 1936, p. 1 ; 8th October, 1936, p. 698 ; 14th March, 1940, p. 537 ; 16th March, 1944, p. 301 ; 21st September, 1944, p. 357.
 s. 45. Notices : *Gazette* 9th September, 1937, p. 667 ; 16th September, 1937, p. 699.

Public Service Act, 1936-1945—continued.

Regulations : *Gazette* 16th February, 1922, p. 569 ; 13th July, 1922, p. 54 ; 18th October, 1926, p. 965 (Nos. 2-10, inclusive, not now in force) ; 20th March, 1924, p. 711 ; 19th June, 1924, p. 1360 ; 10th May, 1928, p. 964 ; 1st November, 1928, p. 978 ; 14th August, 1930, p. 296 ; 3rd September, 1936, p. 418 ; 12th November, 1936, p. 1065 ; 31st March, 1938, p. 708 ; 13th October, 1938, p. 1032 ; 7th November, 1940, p. 1006 ; 18th September, 1941, p. 1503 ; 20th July, 1944, p. 110 ; 19th April, 1945, p. 595 ; 20th September, 1945, p. 485 ; 14th March, 1946, p. 432.

Public Supply and Tender Act, 1914-1940.

Commencement : 17th December, 1914 ; *Gazette* 17th December, 1914, p. 1265.

Administration : Committed to the Commissioner of Public Works *Gazette* 17th December, 1914, p. 1265.

Regulations : *Gazette* 6th November, 1930, p. 961 ; 28th May, 1931, p. 855.

Public Works Standing Committee Act, 1927-1944.

Regulations : *Gazette* 5th September, 1940, p. 513.

The Real Property Act, 1886-1945.

Commencement of Real Property Act Amendment Act, 1939 : 1st February, 1940 ; *Gazette* 11th January, 1940, p. 38 (republished 18th January, 1940, p. 70).

Regulations under the Fees Regulation Act, 1927, relating to fees : *Gazette* 24th November, 1927, p. 1229 ; 30th August, 1934, p. 428.

Recreation Grounds (Regulations) Act, 1931-1935.

Regulations as to the Adelaide Oval : *Gazette* 18th August, 1932, p. 273.

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 Unley Oval : *Gazette* 15th June, 1933, p. 1007.

Redhill to Port Augusta Railway Agreement Act, 1935.

Commencement : 20th December, 1935 ; *Gazette* 19th December, 1935, p. 1445.

Registration of Business Names Act, 1928-1932.

Commencement : 1st October, 1928 ; *Gazette* 27th September, 1928, p. 686.

Regulations : *Gazette* 27th September, 1928, p. 688 ; 28th May, 1942, p. 791.

Registration of Deeds Act, 1935.

Rules and regulations : *Gazette* 13th February, 1919, p. 325 ; 29th November, 1945, p. 811

Registration of Dogs Act, 1924-1929.

Administration : Committed to the Minister of Local Government *Gazette* 18th December, 1924, p. 1561.

s. 6. Proclamations : *Gazette* 30th March, 1933, p. 520 ; 27th April, 1933, p. 657 ; 18th January, 1934, p. 77 ; 13th June, 1935, p. 1511 ; 20th February, 1936, p. 442 ; 26th March, 1936, p. 689 ; 8th April, 1937, p. 745 ; 30th March, 1944, p. 382 ; 8th June, 1944, p. 699 ; 19th April, 1945, p. 551 ; 7th June, 1945, p. 845.

Regulations : *Gazette* 22nd January, 1925, p. 100 ; 9th February, 1928, p. 261.

Renmark Irrigation Trust Act, 1936-1945.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 643.

Administration : Committed to the Minister of Irrigation *Gazette* 1st February, 1945, p. 145.

By-laws : *Gazette* 15th November, 1923, p. 1177 ; 24th July, 1930, p. 180.

River Murray Waters Act, 1935.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.

Regulations as to the use of surplus water : *Gazette* 23rd August, 1917, p. 481.

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 Torrens (Prohibition of Excavations) Act, 1927-1934.

Administration : Committed to the Commissioner of Public Works *Gazette* 17th June, 1937, p. 1306.

Road and Railway Transport Act, 1930-1939.

Administration : Committed to the Minister of Railways *Gazette* 12th March, 1931, p. 471, s. 10. Order : 16th July, 1942, p. 46.

s. 27e. Commencement : 14th March 1940 : *Gazette* 14th March, 1940, p. 538.

Regulations : *Gazette* 25th March, 1943, p. 379.

Roads (Opening and Closing) Act, 1932-1936.

Regulations : *Gazette* 30th March, 1933, p. 521.

Regulations under the Fees Regulation Act, 1927, relating to fees payable on issue of title *Gazette* 31st May, 1928, p. 1147.

Road Traffic Act, 1934-1945.

Commencement of the Road Traffic Act, 1934 (except section 110) : 2nd January, 1935 ; *Gazette* 20th December, 1934, p. 1217.

Commencement of section 110 of the Road Traffic Act, 1934 : 1st March, 1935 ; *Gazette* 20th December, 1934, p. 1217.

Commencement of the Road Traffic Act Amendment Act, 1936 (except sections 153 and 154) : 1st April, 1937 ; *Gazette* 18th March, 1937, p. 585.

Commencement of section 153 of the Road Traffic Act Amendment Act, 1936 : 3rd December, 1936 ; *Gazette* 3rd December, 1936, p. 1193.

Commencement of section 154 of the Road Traffic Act Amendment Act, 1936 : 1st December, 1937 ; *Gazette* 18th November, 1937, p. 1345.

Administration of Parts I., II., and III. : Committed to the Treasurer *Gazette* 20th December, 1934, p. 1217.

Administration of Parts IV. and V. : Committed to the Minister of Local Government *Gazette* 20th December, 1934, p. 1217.

Administration of Parts IIA. and VI. : Committed to the Treasurer *Gazette* 18th March 1937, p. 586.

Administration of Part VII. : Committed to the Minister of Local Government *Gazette* 18th March, 1937, p. 586.

s. 10. Proclamations : *Gazette* 2nd October, 1930, p. 662 ; 21st April, 1932, p. 696 ; 6th October, 1932, p. 686 ; 24th May, 1934, p. 1282 ; 20th December, 1934, p. 1219 ; 2nd May, 1935, p. 1225 ; 23rd May, 1935, p. 1383 ; 30th April 1936, p. 933 ; 4th June, 1936, p. 1133 ; 6th August, 1936, p. 207 ; 19th November, 1936, p. 1111 ; 8th April, 1937, p. 745 ; 20th April, 1937, p. 945 ; 16th September, 1937, p. 697 ; 6th April, 1939, p. 835 ; 29th June, 1939, p. 1501 ; 14th March, 1940, p. 537 ; 9th May, 1940, p. 986.

s. 71. Proclamations : 27th January, 1938, p. 165 ; 10th February, 1938, p. 293.

s. 110. Proclamations : *Gazette* 25th April, 1940, p. 867 ; 11th November, 1943, p. 603.

s. 130a. Notices : *Gazette* 26th January, 1939, p. 315 ; 9th February, 1939, p. 378 ; 2nd March, 1939, p. 553 ; 9th March, 1939, p. 590 ; 31st August, 1939, p. 558 ; 23rd November, 1939, p. 139 ; 18th January, 1940, p. 74 ; 8th February, 1940, p. 218 ; 15th February, 1940, pp. 372 and 373 ; 14th March, 1940, p. 549 ; 23rd May, 1940, p. 1111 ; 8th August, 1940, p. 224 ; 15th August, 1940, p. 278 ; 24th October, 1940, p. 843 ; 28th November, 1940, p. 1218 ; 19th December, 1940, p. 1555 ; 20th February, 1941, p. 259 ; 13th March, 1941, p. 372 ; 22nd May, 1941, p. 743 ; 3rd July, 1941, p. 3 ; 15th January, 1942, p. 70 ; 23rd November, 1944, p. 723 ; 17th May, 1945, p. 679 ; 4th October, 1945, p. 525 ; 24th January, 1946, p. 121 ; 21st March, 1946, p. 479.

s. 130b. Notices : *Gazette* 26th June, 1941, p. 962 ; 18th September, 1941, p. 617 ; 28th May, 1942, p. 763 ; 1st April, 1943, p. 393 ; 9th December, 1943, p. 756.

s. 143. Proclamation : *Gazette* 18th March, 1937, p. 586.

(For details of this proclamation see the footnote in Volume 7, p. 443 of the South Australian Statutes, 1837-1936.)

s. 151. Proclamation : *Gazette* 19th October, 1939, p. 1094.

Regulations : *Gazette* 1st February, 1945, p. 161 ; 9th August, 1945, p. 218 ; 3rd January, 1946, p. 24.

Rules of Local Court as to appeals under section 32 : *Gazette* 4th March, 1937, p. 484.

Sale of Fruit Act, 1915-1935.

Regulations : *Gazette* 3rd December, 1936, p. 1195.

Sale of Goods Act, 1895-1943.

s. 57a. Commencement : 1st July, 1938 : *Gazette* 9th June, 1938, p. 1270.

Sandalwood Act, 1930-1943.

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.

Sand Drift Act, 1923-1935.

Commencement : 8th May, 1924 ; *Gazette* 8th May, 1924, p. 1057.

Administration : Committed to the Minister of Local Government *Gazette* 24th January, 1924, p. 151.

s. 4 (1). Proclamation : *Gazette* 6th February, 1941, p. 148.

s. 28. Proclamations : *Gazette* 14th October, 1926, p. 922 ; 24th February, 1927, p. 397 ; 5th January, 1928, p. 2 ; 23rd May, 1929, p. 1051 ; 13th August, 1931, p. 253 ; 19th September, 1935, p. 637 ; 10th October, 1935, p. 754 ; 26th January, 1939, p. 246 ; 2nd May, 1940, p. 897 ; 20th June, 1940, p. 1350 ; 29th August, 1940, p. 405 ; 23rd April, 1942, p. 613 ; 10th June, 1943, p. 706.

(For details of proclamations made prior to 25th January, 1939, see the footnote in Volume 7, p. 517 of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 19th January, 1928, p. 91 ; 1st November, 1945, p. 672.

Savings Bank of South Australia Act, 1929-1945.

Rules : *Gazette* 4th March, 1943, p. 272.

Scaffolding Inspection Act, 1934-1940.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 642.

Administration : Committed to the Minister of Industry and Employment *Gazette* 25th March, 1937, p. 642.

s. 3. Proclamations : *Gazette* 17th October, 1940, p. 777 ; 13th February, 1941, p. 181.

Regulations amending the second schedule : *Gazette* 14th September, 1944, p. 324.

School of Mines and Industries Act, 1892-1934.

Commencement : 1st February, 1893 ; *Gazette* 19th January, 1893, p. 96.

s. 8. Proclamation : *Gazette* 7th January, 1935, p. 407.

Rules and regulations : *Gazette* 30th July, 1942, p. 122.

Second-hand Dealers Act, 1919-1934.

Commencement : 12th August, 1920 ; *Gazette* 12th August, 1920, p. 315.

Administration : Committed to the Chief Secretary *Gazette* 19th August, 1920, p. 379.

Regulations : *Gazette* 26th March, 1936, p. 705 ; 26th May, 1938, p. 1151 ; 23rd June, 1938, p. 1533 ; 3rd August, 1939, p. 345 ; 9th November, 1939, p. 1262.

Settled Estates Act, 1880-1943.

Rules of Court : *Gazette* 5th April, 1883, p. 1174.

Sewerage Act, 1929-1936.

s. 79. Proclamation : *Gazette* 27th May, 1926, p. 1365.

Regulations : *Gazette* 15th August, 1935, p. 359 ; 10th September, 1942, p. 403.

Regulation under the Fees Regulation Act, 1927, fixing fees for services relating to sewers : *Gazette* 20th September, 1934, p. 596.

Sharebrokers Act, 1945.

Commencement : At 1st May, 1946, this Act had not been brought into operation.

Shearers Accommodation Act, 1922-1942.

Administration : Committed to the Minister of Industry *Gazette* 18th January, 1923, p. 93.

Soil Conservation Act, 1939-1945.

Administration : Committed to the Minister of Agriculture *Gazette* 4th January, 1940, p. 3.

s. 9. Proclamation : *Gazette* 29th April, 1943, p. 549.

Regulations : *Gazette* 15th February, 1945, p. 273.

South Australian Housing Trust Act, 1936-1942.

Administration : Committed to the Treasurer *Gazette* 14th January, 1937, p. 33.

South Australian Railways Commissioner's Act, 1936-1941.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 644.

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.
2. Unauthorised crossings—By-law E : *Gazette* 5th March, 1931, p. 419.
3. Removal of goods from railway premises—By-law F : *Gazette* 7th January, 1932, p. 20.
4. Tickets covering combined services—By-law G : *Gazette* 12th July, 1934, p. 42.
5. 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.
6. Rates and conditions for the carriage of merchandise, minerals, livestock, &c.—By-law 226 : *Gazette* 9th March, 1934, p. 541 ; by-law 229 (livestock) : *Gazette* 25th April, 1935, p. 1198 ; by-law 232 (crude oil, kerosene, and motor spirit) : *Gazette* 18th June, 1936, p. 1212 ; by-law 234 (barrier traffic) : *Gazette* 7th October, 1937, p. 917 ; 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.
7. Passenger rates and conditions—By-law 228 : *Gazette* 4th January, 1935, p. 41 ; 28th September, 1939, p. 905 ; by-law 233 : *Gazette* 16th September, p. 704 ; by-law No. 238 : *Gazette* 1st July, 1943, p. 23 ; by-law No. 239 : *Gazette* 12th April, 1945, p. 547.
8. Use of railway facilities for loading and unloading merchandise other than rail-borne merchandise—By-law 230 : *Gazette* 23rd January, 1936, p. 218.

Regulations—

1. Employment, rules, duties, &c., of staff—Regulation No. 56 : *Gazette* 2nd November, 1922, p. 990 ; 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. 99 : *Gazette* 14th January, 1932, p. 32.
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. 127 : *Gazette* 15th October, 1942, p. 678.
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. 69 : *Gazette* 23rd July, 1925, p. 182 ; regulation No. 118 : *Gazette* 3rd November, 1938, p. 1182 ; regulation No. 121 : *Gazette* 26th December, 1940, p. 1598 ; regulation No. 129 : *Gazette* 15th March, 1945, p. 412.
9. Injuries, sickness, and medical standards—Regulation No. 107 : *Gazette* 18th April, 1935, p. 1142.
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.

South-Eastern Drainage Act, 1931-1935.

Commencement : 1st January, 1932 ; *Gazette* 17th December, 1931, p. 1115.
 Administration : Committed to the Minister of Irrigation *Gazette* 17th December, 1931, p. 1115.
 Rules of Court as to appeals under section 53 or section 96 : *Gazette* 5th May, 1932, p. 779.

Stamp Duties Act, 1923-1945.

Regulations : *Gazette* 24th July, 1924, p. 169.

The Standard Time Act, 1898.

Commencement : 1st May, 1899 ; *Gazette* 9th February, 1899, p. 245.

State Bank Act, 1925-1941.

Commencement : 1st February, 1926 ; *Gazette* 28th January, 1926, p. 151.
 Administration : Committed to the Treasurer *Gazette* 28th January, 1926, p. 151.
 Regulations : *Gazette* 21st November, 1929, p. 1137.

Steam Boilers and Enginedrivers Act, 1935.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 643.
 Administration : Committed to the Minister of Industry and Employment *Gazette* 25th March, 1937, p. 643.
 Regulations relating to the examination of boilers : *Gazette* 11th February, 1932, p. 257 ; 12th March, 1936, p. 593.
 Regulations relating to the Enginedrivers' Board and examinations : *Gazette* 2nd April, 1925, p. 578 ; 23rd September, 1937, p. 765.

Stock and Poultry Diseases Act, 1934-1941.

Administration : Committed to the Minister of Agriculture *Gazette* 20th December, 1934, p. 1218.
 s. 5 (1). Notice under definition of "disease" : *Gazette* 5th April, 1945, p. 503.
 s. 5 (1). Notices under definition of "stock" : *Gazette* 27th May, 1937, p. 1211 ; 5th April, 1945, p. 503.
 s. 6. Proclamations : *Gazette* 4th March, 1926, p. 686 ; 15th December, 1932, p. 1143 ; 10th December, 1942, p. 1124 ; 26th August, 1943, p. 230 ; 6th December, 1945, p. 817 ; 31st January, 1946, p. 171.
 s. 29 (2). Notice : *Gazette* 28th February, 1946, p. 363.
 s. 30. Notice : *Gazette* 11th September, 1919, p. 603.
 (For details of notices and proclamations made prior to 30th March, 1938, under sections 5, 6, 29, and 30, see the footnotes in Volume 8, pp. 41, 42, and 50 of the South Australian Statutes, 1837-1936.)
 s. 48. Proclamation : *Gazette* 5th April, 1945, p. 499.
 General regulations : *Gazette* 19th April, 1900, p. 939 ; 25th May, 1922, p. 1337 ; 8th February, 1934, p. 253.
 Regulations as to the introduction of stock and fodder for the prevention of anthrax : *Gazette* 30th July, 1903, p. 175.
 Regulations relating to swine : *Gazette* 3rd December, 1903, p. 1115 ; 28th January, 1943, p. 92.
 Regulations relating to returns of sheep dipped : *Gazette* 8th December, 1927, p. 1515.
 Regulations for the prevention of diseases in stock : *Gazette* 12th April, 1945, p. 546.

Stock Foods Act, 1941-1944.

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.

Stock Licks Act, 1931.

Commencement : 3rd April, 1932 ; *Gazette* 17th March, 1932, p. 511.
 Administration : Committed to the Minister of Agriculture *Gazette* 31st December, 1931, p. 1227.
 Regulations : *Gazette* 17th March, 1932, p. 513.

Stock Medicines Act, 1939.

Commencement : 1st July, 1940 ; *Gazette* 21st March, 1940, p. 589.
 Administration : Committed to the Minister of Agriculture *Gazette* 21st March, 1940, p. 589.
 Regulations : *Gazette* 21st March, 1940, p. 592.

Subdivided Land Debts Act, 1932-1934.

s. 8. Notice : *Gazette* 26th January, 1933, p. 111.

Regulations : *Gazette* 19th January, 1933, p. 72.

Succession Duties Act, 1929-1943.

s. 6. Proclamations : *Gazette* 2nd July, 1925, p. 1 ; 16th June, 1932, p. 1067 ; 23rd January, 1936, p. 208 ; 12th November, 1942, p. 985.

(For details of proclamations made prior to 11th November, 1942, see the footnote in Volume 8, p. 93, of the South Australian Statutes, 1837-1936.)

Regulations : *Gazette* 16th November, 1893, p. 1209 ; 20th October, 1898, p. 987 ; 26th August, 1920, p. 457 ; 20th November, 1930, p. 1027 ; 16th March, 1933, p. 444 ; 26th October, 1933, p. 900.

Regulation under the 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.

Superannuation Act, 1926-1942.

Commencement : 22nd December, 1926 ; *Gazette* 23rd December, 1926, p. 1565.

Administration : Committed to the Treasurer *Gazette* 23rd December, 1926, p. 1565.

s. 3. Notice of "appointed day" : *Gazette* 24th February, 1927, p. 400.

s. 23. Notice : *Gazette* 24th February, 1927, p. 400.

Regulations : *Gazette* 22nd December, 1926, p. 1566 ; 16th June, 1927, p. 1306 ; 20th December, 1928, p. 1293 ; 10th September, 1931, p. 430 ; 23rd November, 1933, p. 1055 ; 11th July, 1940, p. 72.

Rules of Court : *Gazette* 12th May, 1932, p. 869.

Supreme Court Act, 1935-1944.

Commencement : 1st November, 1937 ; *Gazette* 25th March, 1937, p. 646.

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.

(For details of proclamations made prior to 13th September, 1939, see the footnote in Volume 8, p. 185 of the South Australian Statutes, 1837-1936.)

Rules of Court—

Actions and other proceedings in the Court : Rules of Court, 1913, dated 10th December, 1913 ; amending rules dated 27th September, 1924. These rules are not published in the *Gazette*. Rules of Court, 1937 : *Gazette* 4th November, 1937, p. 1205. Rule of Court, 1945 : *Gazette* 20th September, 1945, p. 486.

Administration and probate : *Gazette* 24th November, 1927, p. 1255 ; 11th March, 1937, p. 537 ; 14th October, 1937, p. 1021 ; 2nd June, 1938, p. 1265.

Administration of Justice Act, 1922—Procedure : Rules dated 25th October, 1922. Not published in the *Gazette*.

Adoption of Children Act, 1925—Procedure : Rules dated 23rd December, 1926. Not published in the *Gazette*.

Companies Act, 1934 : *Gazette* 8th February, 1940, p. 233.

Compulsory Acquisition of Land Act, 1925—Procedure : *Gazette* 10th May, 1928, p. 968.

Costs—Increase : *Gazette* 7th October, 1920, p. 953 ; 1st October, 1931, p. 622 ; 17th June, 1937, p. 1312.

Criminal appeals : Dated 1st September, 1925. Not published in the *Gazette*.

Criminal sittings : *Gazette* 4th August, 1932, p. 191.

Criminal trials : *Gazette* 15th June, 1944, p. 730.

Crown practice : English rules of Hilary Term, 1844, kept alive by 8/1867, s. 28.

Dentists Act, 1931—Appeals : *Gazette* 4th August, 1932, p. 183.

Equitable proceedings : Rules at the end of Equity Act, 1866-7. [Probably superseded by subsequent Acts and rules.]

Evidence on Commission Act, 1857 (Imp.) : *Gazette* 20th February, 1908, p. 313.

Foreign tribunals—Service of citation and process : *Gazette* 23rd August, 1923, p. 418.

Guardianship of Infants Act, 1887—Procedure : *Gazette* 1st May, 1890, p. 1215.

Harbors Act, 1913—Appeals and other proceedings : *Gazette* 19th April, 1917, p. 639.

Industrial and Provident Societies Act, 1924—Appeals : *Gazette* 2nd October, 1924, p. 830.

Inebriates Act, 1908—Applications : *Gazette* 26th October, 1911, p. 864.

Justices Act, 1921—Appeals : *Gazette* 22nd September, 1938, p. 776.

Law Society Act, 1915—Procedure of Statutory Committee : *Gazette* 9th November, 1916, p. 943.

Legal Practitioners—Admission : *Gazette* 19th November, 1925, p. 1359 ; 27th August, 1936, p. 357.

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- Local Courts Act, 1926—Appeals : *Gazette* 31st March, 1927, p. 745 ; rules dated 6th February, 1928 (not published in the *Gazette*) ; 22nd March, 1934, p. 853 ; 4th November, 1937, p. 1230.
- Maintenance Orders (Facilities for Enforcement) Acts, 1922 and 1925 : *Gazette* 16th February, 1928, p. 316.
- Master's jurisdiction : *Gazette* 30th May, 1929, p. 1106.
- Matrimonial Causes Act, 1929 : Rules in the second schedule to the Matrimonial Causes Act, 1929. Amendments *Gazette* 5th December, 1935, p. 1349.
- Mental Defectives Act, 1913—Applications : *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 judge so orders.]
- Prize Court Rules :—Proclamation as to war with Germany, *Gazette* 7th September, 1939, p. 689.
Proclamation as to war with Italy : *Gazette* 13th June, 1940, p. 1273.
Application of rules to Supreme Court : *Gazette* 28th September, 1939, p. 865.
- Probate and letters of administration : see administration and probate.
- Revenue jurisdiction : Schedule to Act, 7, 1867.
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- Settled Estates Act, 1880—Procedure : *Gazette* 5th April, 1883, p. 1174.
- Sheriff's rules : *Gazette* 4th November, 1937, p. 1234.
- Suitor's funds : *Gazette* 4th November, 1937, p. 1236.
- Superannuation Act, 1926—Appeals : Dated 26th August, 1930. Not published in the *Gazette*.
- Testators Family Maintenance Act, 1918—Applications : Dated 27th May, 1922. Not published in the *Gazette*.
- Trustee Act, 1936 : *Gazette* 4th November, 1937, p. 1225.
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- Commencement : 26th March, 1936 ; *Gazette* 26th March, 1936, p. 689.
- Regulations as to examinations and licensing of surveyors : *Gazette* 5th February, 1942, p. 227.
- Regulations as to surveys, etc. : *Gazette* 16th November, 1939, p. 1367.
- Regulation under the Fees Regulation Act, 1927, relating to the fee payable for the publication of a list of licensed surveyors : *Gazette* 11th November, 1937, p. 1307.

Swine Compensation Act, 1936-1940.

- Commencement : 1st March, 1937 ; *Gazette* 24th December, 1936, p. 1321.
- Administration : Committed to the Minister of Agriculture *Gazette* 24th December, 1936, p. 1322.
- Regulations : *Gazette* 16th January, 1941, p. 35 ; 9th November, 1944, p. 656.

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- Administration : Committed to the Minister of Education *Gazette* 7th February, 1918, p. 232.
- s. 3. Proclamations : *Gazette* 29th May, 1919, p. 951 ; 12th January, 1922, p. 41 ; 29th October, 1942, p. 889 ; 19th October, 1944, p. 471 ; 25th January, 1945, p. 85.
- s. 5. Notices : *Gazette* 29th May, 1919, p. 953 ; 28th October, 1920, p. 1125 ; 21st July, 1921, p. 99.
- Regulations : *Gazette* 18th July, 1918, p. 94 ; 31st May, 1945, p. 838.

Testator's Family Maintenance Act, 1918-1943.

- Rules of Court were made 27th May, 1922, but have not been published in the *Gazette*.

Textile Products Description Act, 1944.

- Commencement : At 1st May, 1946, this Act had not been brought into operation.
- Administration : Committed to the Minister of Industry and Employment *Gazette* 11th January, 1945, p. 27.

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.

Town Planning Act, 1929.

Commencement : 15th January, 1930 ; *Gazette* 16th January, 1930, p. 69.

Administration : Committed to the Attorney-General *Gazette* 20th February, 1930, p. 369.

Regulations : *Gazette* 13th March, 1930, p. 526 ; 15th December, 1938, p. 1502.

The Travelling Stock Waybills Act, 1911-1936.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd June, 1937, p. 1254.

Trespassing on Land Act, 1928.

Administration : Committed to the Minister of Agriculture *Gazette* 20th December, 1928, p. 1277.

s. 2. Proclamations : *Gazette* 20th December, 1928, p. 1278 ; 12th September, 1940, p. 516, 18th March, 1943, p. 309.

Trustee Act, 1936-1942.

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.

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.

s. 5 (2). Proclamations : *Gazette* 15th May, 1902, p. 1025 ; 17th August, 1922, p. 333 ; 11th October, 1923, p. 834.

(For details of proclamations made under section 5, see the footnotes in Volume 8, pp. 306 and 307 of the South Australian Statutes, 1837-1936.)

Rules of Court : *Gazette* 4th November, 1937, p. 1225.

Unemployment Relief Council Act, 1930.

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.

Use of Firearms Restriction Act, 1917-1934.

Administration : Committed to the Chief Secretary *Gazette* 20th December, 1917, p. 1319.

Vaccination Act, 1936.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.

Regulations : *Gazette* 17th May, 1894, p. 1112 ; 29th January, 1903, p. 186 ; 7th August, 1913, p. 301 ; 18th December, 1913, p. 1734.

Venereal Diseases Act, 1920-1935.

Commencement : At 1st May, 1946, this Act had not been brought into operation.

Vermin Act, 1931-1945.

s. 20 (3). Notices : *Gazette* 13th December, 1923, p. 1395 ; 15th May, 1924, p. 1112 ; 20th November, 1924, p. 1370 ; 21st May, 1925, p. 974 ; 26th November, 1925, p. 1448 ; 27th May, 1926, p. 1393 ; 19th May, 1927, p. 1131 ; 24th November, 1927, p. 1284 ; 17th May, 1928, p. 1062 ; 15th May, 1930, p. 900 ; 22nd December, 1932, p. 1217 ; 18th May, 1933, p. 827 ; 21st December, 1933, p. 1243 ; 1st February, 1934, p. 196 ; 8th February, 1934, p. 256 ; 9th May, 1935, p. 1288 ; 16th May, 1935, p. 1312 ; 17th September, 1936, p. 604 ; 4th March, 1937, p. 482.

s. 23 (3). Notice : *Gazette* 9th May, 1935, p. 1288.

s. 43 (1). Notice : *Gazette* 9th May, 1935, p. 1288.

Regulations relating to making of loans, &c. : *Gazette* 1st April, 1926, p. 926 ; 27th January, 1927, p. 180.

Veterinary Districts Act, 1940.

Administration : Committed to the Minister of Agriculture ; *Gazette* 10th April, 1941, p. 521.

Regulations : *Gazette* 8th May, 1941, p. 693.

Veterinary Surgeons Act, 1935-1938.

Commencement : 1st February, 1936 ; *Gazette* 16th January, 1936, p. 89.

Administration : Committed to the Minister of Agriculture *Gazette* 11th February, 1937, p. 286.

Regulations : *Gazette* 3rd October, 1940, p. 735.

Vine, Fruit, and Vegetable Protection Act, 1885-1936.

ss. 3 and 4. Proclamations : *Gazette* 3rd December, 1885, p. 1407 ; 25th September, 1890, p. 781 ; 12th February, 1891, p. 450 ; 21st June, 1894, p. 1381 ; 7th March, 1895, p. 605 ; 12th May, 1898, p. 994 ; 11th May, 1905, p. 898 ; 18th April, 1907, p. 768 ; 2nd May, 1907, p. 837 ; 14th August, 1909, p. 365 ; 2nd February, 1911, p. 196 ; 11th July, 1912, p. 41 ; 6th August, 1914, p. 346 ; 6th August, 1914, p. 346 ; 31st October, 1918, p. 963 ; 1st September, 1921, p. 441 ; 17th March, 1927, p. 625 ; 15th September, 1927, p. 652 ; 8th October, 1931, p. 691 ; 21st April, 1932, p. 695 ; 22nd December, 1932, p. 1183 ; 27th July, 1933, p. 141 ; 3rd August, 1933, p. 197 ; 20th December, 1934, p. 1219 ; 7th March, 1935, p. 685 ; 12th December, 1935, p. 1390 ; 16th January, 1936, p. 89 ; 24th December, 1936, p. 1322 ; 7th April, 1938, p. 791 ; 15th June, 1939, p. 1418 ; 1st February, 1940, p. 170 ; 11th April, 1940, p. 718 ; 7th November, 1940, p. 970 ; 20th November, 1941, p. 980

(For details of proclamations made prior to 6th April, 1938, see the table of proclamations in Volume 8, pp. 532-533 of the South Australian Statutes, 1837-1936.)

Warehousemen's Liens Act, 1941.

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.

War Funds Regulation Act, 1916-1935.

Regulations : *Gazette* 16th August, 1917, p. 417.

Water Conservation Act, 1936.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 644.

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,

s. 53. Proclamations : *Gazette* 23rd April, 1931, p. 682 ; 7th May, 1931, p. 741 ; 7th May, 1931, p. 742 ; 21st May, 1931, p. 805 ; 11th June, 1931, p. 974 ; 25th June, 1931, p. 1045 ; 25th June, 1931, p. 1046 ; 25th June, 1931, p. 1048 ; 25th June, 1931, p. 1049 ; 25th June, 1931, p. 1050 ; 25th June, 1931, p. 1051 ; 2nd July, 1931, p. 1 ; 2nd July, 1931, p. 2 ; 16th July, 1931, p. 62 ; 16th July, 1931, p. 63 ; 16th July, 1931, p. 64 ; 30th July, 1931, p. 158 ; 30th July, 1931, p. 161 ; 6th August, 1931, p. 201 ; 21st July, 1932, p. 91 ; 20th October, 1932, p. 799 ; 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 ; 12th June, 1941, p. 862 ; 1st July, 1943, p. 1 ; 15th November, 1945, p. 699.

(For details of proclamations under sections 6 and 53, made prior to 21st June, 1939, see the footnotes in Volume 8, pp. 551 and 567 of the South Australian Statutes, 1837-1936.)

By-laws and regulations : *Gazette* 2nd April, 1925, p. 583 ; 28th July, 1927, p. 242 ; 1st March, 1928, p. 457.

Waterworks Act, 1932-1936.

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. Proclamation : *Gazette* 31st October, 1895, p. 957 ; 17th August, 1939, p. 421.

s. 109. Proclamation : *Gazette* 17th September, 1936, p. 546.

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Weights and Measures Act, 1934-1944.

- Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 643.
s. 57b. Proclamation : 20th August, 1945, p. 247.
Administration : Committed to the Commissioner of Crown Lands *Gazette* 25th March, 1937, p. 643.
s. 8 (3). Notice : *Gazette* 27th January, 1938, p. 175.
s. 57b. Proclamation : *Gazette*, 13th March, 1941, p. 369.
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Whaling Act, 1937.

- Commencement : At 1st May, 1946, this Act had not been brought into operation.

Wheat Products Prices Act, 1938.

- Commencement : 5th December, 1938 : *Gazette* 3rd December, 1938, p. 1449.
s. 14. Proclamation : *Gazette* 5th January, 1939, p. 2.
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Whyalla Town Commission Act, 1944.

- s. 10. Notice : *Gazette* 5th April, 1945, p. 519.
s. 31. Proclamation : *Gazette* 19th April, 1945, p. 551.

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- Administration : Committed to the Commissioner of Crown Lands *Gazette* 1st July, 1937, p. 2.
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s. 10. Notice : *Gazette* 12th December, 1940, p. 1429.

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- Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 644.

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- Administration : Committed to the Minister of Afforestation *Gazette* 4th May, 1933, p. 681.
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- Commencement of Workmen's Compensation Act, 1932 : 3rd May, 1933 ; *Gazette* 27th April, 1933, p. 657.
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- Commencement : 27th January, 1894 : *Gazette* 25th January, 1894, p. 173.
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