# ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

—

1951

Registrar Land Office

# ACTS

OF

# THE PARLIAMENT

OF

# SOUTH AUSTRALIA

## 1951

With Acts reprinted pursuant to the Amendments Incorporation Act, 1937, Tables and Indexes.

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ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

************************************************************

## No. 1 of 1951.

An Act for the further appropriation of the revenue of the State for the year ending on the thirtieth day of June, nineteen hundred and fifty-one, and for other purposes.

[*Assented to 28th June*, 1951.]

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 " Appropriation Act (No. 1), 1951 ".

Further issue.

**2.** Out of the moneys paid to the State 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, in addition to all sums by any other Act authorized to be issued and applied for defraying the charges of the State Government for the year ending on the thirtieth day of June, nineteen hundred and fifty-one, any further sum or sums not exceeding in the whole two hundred and eighty-seven thousand four hundred and forty-six pounds.

Appropriation of General Revenue issued under this Act.

**3.** All moneys issued under this Act, not exceeding the sum hereinbefore mentioned, shall be applied and appropriated for the purposes set out in the schedule to this Act.

Treasurer to pay the orders of Governor, and discharge by receipt of party.

**4.** The issue and payment by the Treasurer, from time to time, of any sums of money for the purpose hereinbefore mentioned, not exceeding in the whole the amount hereinbefore specified, in such portions as the Governor directs by any orders in writing signed by him and countersigned by the Chief Secretary, is hereby authorized; and the 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 are so paid shall be to him a full discharge for the sums for which the receipts are given, and the amounts thereof shall be passed to his credit in account accordingly.

Power to issue money other than revenue or money received from the Commonwealth.

**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.

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

C. W. M. NORRIE, Governor.

## THE SCHEDULE.

| Head of Service. | Amount. |
|---|---|
| | £ |
| Police— | |
| Ex gratia payments to widows of Constables Robertson and Atkinson equivalent to cash payment payable to widows of constables pursuant to Police Pensions Act Amendment Act, 1950 | 1,400 |
| Children's Welfare and Public Relief— | |
| Ex gratia payment to Miss M. A. Hutchinson in lieu of long service leave | 102 |
| Chief Secretary—Miscellaneous— | |
| Grants to Hospitals, Institutions, Etc.— | |
| Adelaide Children's Hospital | 30,000 |
| Special Grant—Poliomyelitis accommodation | 22,000 |
| Home for Incurables | 8,000 |
| Institute of Medical and Veterinary Science | 10,000 |
| Mothers and Babies' Health Association Inc.— | |
| Maintenance grant | 10,000 |
| Infant Welfare, Nurses Training School | 2,000 |
| Queen Victoria Maternity Home | 10,000 |
| Whyalla Hospital—Maintenance grant | 2,000 |
| Subsidies to Institutions— | |
| Northcote Home Preventorium | 750 |
| Other Miscellaneous Payments— | |
| Grant to Citizens' Committee—Royal Visit—Towards cost of decorations and entertainment | 12,500 |
| Treasurer—Miscellaneous— | |
| Ex gratia payment to H. Scott in lieu of refund of part motor registration fee | 6 |
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| Ex gratia payments in connection with caretaking at Wallaroo Grain Alcohol Distillery, and reimbursement of expenses— | |
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| Aborigines— | |
| Purchase of 45,030 ordinary £1 shares fully paid in Yalata Limited—To obtain possession of pastoral property for use as aborigines' reserve | 68,108 |
| Education— | |
| Ex gratia payment to T. R. G. Harper—Amount required to pay value of scholarship in sterling currency | 27 |
| Minister of Education—Miscellaneous— | |
| Grants to— | |
| University of Adelaide—Additional grant | 90,000 |
| S.A. School of Mines and Industries—For expenses of management | 10,000 |
| Minister of Agriculture—Miscellaneous— | |
| Grant to Waite Agricultural Research Institute | 10,000 |
| Total | £287,446 |

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

**********************************************************

## No. 2 of 1951.

An Act to apply, out of the General Revenue, the sum of Five Million, Five Hundred Thousand Pounds to the Public Service for the year ending on the thirtieth day of June, nineteen hundred and fifty-two.

[*Assented to 28th June*, 1951.]

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. 1), 1951".

Issue and application of £5,500,000.

**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 fifty-two, any moneys not exceeding in the whole five million, five hundred thousand 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 fifty-one: Provided that there may be paid out of the said moneys 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.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

**********************************************************

## No. 3 of 1951.

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

[*Assented to* 30*th August*, 1951.]

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. 2), 1951 ". 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 fifty-two, in addition to any moneys so issued and applied pursuant to the Supply Act (No. 1), 1951, any moneys not exceeding in the whole five million pounds. Issue and application of £5,000,000.

**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 fifty-one, 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, Payments not to exceed last year's Estimates except in certain respects.

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.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

************************************************************

## No. 4 of 1951.

## An Act to amend the Constitution Act, 1934-1949.

[*Assented to 6th September,* 1951.]

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 " Constitution Act Amendment Act, 1951 ".

(2) The Constitution Act, 1934-1949, as amended by this Act, may be cited as the " Constitution Act, 1934-1951 ".

(3) The Constitution Act, 1934-1949, is hereinafter referred to as " 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 principal Act, s. 65—Salaries of Ministers.

**3.** Section 65 of the principal Act is amended by striking out the words " ten thousand seven hundred and fifty " in subsection (3) and inserting in their place the words " fourteen thousand two hundred and fifty ".

Commencement of Act.

**4.** This Act shall be deemed to have come into operation on the first day of July, nineteen hundred and fifty-one.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

**********************************************************

## No. 5 of 1951.

## An Act to amend the Payment of Members of Parliament Act, 1948.

[*Assented to 6th September,* 1951.]

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 " Payment of Members of Parliament Act Amendment Act, 1951 ".

(2) The Payment of Members of Parliament Act, 1948, as amended by this Act, may be cited as the " Payment of Members of Parliament Act, 1948-1951 ".

(3) The Payment of Members of Parliament Act, 1948, is hereinafter referred to as " 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 principal Act, s. 4—
Payments to members.

**3.** Section 4 of the principal Act is amended—

(*a*) by striking out the words " nine hundred " in the third line of paragraph (*a*) and inserting in lieu thereof the words " eleven hundred and fifty " ;

(*b*) by striking out the words " nine hundred and fifty " in the fourth and fifth lines of paragraph (*b*) and inserting in lieu thereof the words " twelve hundred " ;

(*c*) by striking out the words " nine hundred and seventy-five " in the third and fourth lines of paragraph (*c*) and inserting in their place " twelve hundred and twenty-five ".

Amendment of principal Act, s. 5—

**4.** Section 5 of the principal Act is amended—

Payments to holders of certain offices.

(*a*) by striking out the word " Four " in the fourth and fifth lines and inserting in its place in each case the word " Six " ;

(*b*) by inserting after the words " Two hundred " in the seventh line the words " and fifty " ;

(*c*) by striking out the word " Three " in the last line and inserting in its place the word " Five ".

Commencement of Act.

**5.** This Act shall be deemed to have come into operation on the first day of July nineteen hundred and fifty-one.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

**********************************************************

## No. 6 of 1951.

## An Act to amend the Supreme Court Act, 1935-1947.

[*Assented to 6th September*, 1951.]

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 "Supreme Court Act Amendment Act, 1951".

(2) The Supreme Court Act, 1935-1947, as amended by this Act, may be cited as the "Supreme Court Act Amendment Act, 1935-1951".

(3) The Supreme Court Act, 1935-1947, is hereinafter referred to as "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 principal Act, s. 12—
Salaries of judges.

**3.** Section 12 of the principal Act is amended—

(*a*) by inserting after the words "three thousand" in the second line of subsection (1) the words "seven hundred and fifty";

(*b*) by striking out the words "two thousand five hundred" at the end of the third line of subsection (1) and inserting in their place "three thousand two hundred and fifty".

Commencement of Act.

**4.** This Act shall be deemed to have come into operation on the first day of July nineteen hundred and fifty-one.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

************************************************************

## No. 7 of 1951.

## An Act to amend the Audit Act, 1921-1949.

[*Assented to 6th September,* 1951.]

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 " Audit Act Amendment Act, 1951 ".

(2) The Audit Act, 1921-1949, as amended by this Act, may be cited as the " Audit Act, 1921-1951 ".

(3) The Audit Act, 1921-1949, is hereinafter referred to as " 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 principal Act, s. 6—
Salary of Auditor-General.

**3.** Section 6 of the principal Act is amended—

(*a*) by striking out at the end of subsection (1) the words " such rate as the Governor fixes " and inserting in their place the words " rate of two thousand three hundred pounds a year " ;

(*b*) by striking out subsection (3).

Commencement of Act.

**4.** This Act shall be deemed to have come into operation on the first day of July, nineteen hundred and fifty-one.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

********************************************************

## No. 8 of 1951.

## An Act to amend the Public Works Standing Committee Act, 1927-1944.

[*Assented to 6th September,* 1951.]

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 " Public Works Standing Committee Act Amendment Act, 1951 ".

(2) The Public Works Standing Committee Act, 1927-1944, as amended by this Act, may be cited as the " Public Works Standing Committee Act, 1927-1951 ".

(3) The Public Works Standing Committee Act, 1927-1944, is hereinafter referred to as " 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.

Commencement of Act.

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

Amendment of principal Act, s. 12—

**4.** Section 12 of the principal Act is amended—

Travelling expenses and charges.

(*a*) by striking out the words " ten shillings " in the fifth line of paragraph (*b*) of subsection (1) and inserting in their place the words " such amount as is fixed by regulation " ;

(*b*) by striking out subsection (2) and inserting in its place the following subsection :—

(2) The travelling allowances payable under this section shall be paid at such rates as are prescribed by the Governor by regulation.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

************************************************************

## No. 9 of 1951.

## An Act to amend the Land Settlement Act, 1944-1949.

[*Assented to* 13*th September*, 1951.]

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 " Land Settlement Act Amendment Act, 1951 ".

(2) The Land Settlement Act, 1944-1949, as amended by this Act, may be cited as the " Land Settlement Act, 1944-1951 ".

(3) The Land Settlement Act, 1944-1949, is hereinafter referred to as " 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 principal Act, s. 10—Salaries.

**3.** Section 10 of the principal Act is amended—

(*a*) by striking out the words " four hundred " in subsection (1) and inserting in their place the words " two hundred and fifty " ;

(*b*) by striking out the words " and fifty " in subsection (2).

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

***

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

**********************************************************

## No. 11 of 1951.

## An Act to amend the Swine Compensation Act, 1936-1946.

[*Assented to 27th September*, 1951.]

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 " Swine Compensation Act Amendment Act, 1951."

(2) The Swine Compensation Act, 1936-1946, as amended by this Act, may be cited as the " Swine Compensation Act, 1936-1951 ".

(3) The Swine Compensation Act, 1936-1946, is hereinafter referred to as " the principal Act ".

Amendment of principal Act s. 4—

Definition of disease.

**2.** The definition of " disease " in section 4 of the principal Act is amended by striking out the words " swine plague " and by inserting in lieu thereof the passage " infectious pneumonia of swine (including swine plague), swine dysentery,".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

************************************************************

## No. 12 of 1951.

## An Act to amend the Police Act, 1936-1946.

[*Assented to 27th September*, 1951.]

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 Act Amendment Act, 1951 ".

(2) The Police Act, 1936-1946, as amended by this Act, may be cited as the " Police Act, 1936-1951 ".

(3) The Police Act, 1936-1946, is hereinafter referred to as " 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. 5a of principal Act—

**3.** The following section is enacted and inserted in the principal Act after section 5 :—

Salary and allowance of Commissioner.

5a. (1) The salary of the Commissioner of Police shall be at the rate of two thousand and fifty pounds a year.

(2) The Commissioner of Police shall also be entitled to be paid a uniform allowance at the rate of thirty pounds a year.

(3) The salary and allowance of the Commissioner shall be paid out of the general revenue of the State under authority of this Act and without other appropriation.

**4.** This Act shall be deemed to have come into operation on the first day of July nineteen hundred and fifty-one. Commencement of Act.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

************************************************************

## No. 13 of 1951.

An Act to authorize the Treasurer to borrow and expend money for public works and purposes, and to enact other provisions incidental thereto.

[*Assented to 27th September,* 1951.]

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, 1951 ".

Interpretation.

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

" the 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 ;

" the loan fund " means the money mentioned in section 3 of this Act ;

" schedule " means schedule to this Act.

The loan fund.

**3.** For the purposes of this Act the loan fund shall consist of—

(*a*) any money standing to the credit of the loan fund account in the Treasury at the commencement of this Act ;

(*b*) all money received after the commencement of this Act by the Treasurer in repayment of advances made, or money expended, out of money borrowed under any Act ;

(*c*) all surplus revenue applied after the commencement of this Act to loan accounts in accordance with section 30 of the Public Finance Act, 1936-1947 ;

(*d*) the money borrowed under this Act.

Power to borrow.

**4.** The Treasurer may arrange for the sum of thirty-eight million six hundred and sixty-six thousand pounds to be borrowed on behalf of the State in accordance with the financial agreement.

Issue and application of money from loan fund.

**5.** (1) There may be issued out of the loan fund any sums not exceeding forty-one million one hundred and sixty-six thousand pounds.

(2) The sums so issued shall be applied for the purposes mentioned in the first schedule.

(3) If the amount mentioned in any line of the first schedule as the estimated expenditure for the work or purpose mentioned in that line is insufficient for that work or purpose, the Treasurer may issue additional money from the loan fund for that work or purpose but so that the total amount issued under this Act from the loan fund for works and purposes mentioned in the first schedule shall not exceed forty-one million one hundred and sixty-six thousand pounds.

Loans to recoup money advanced under Public Finance Act.

**6.** (1) The Treasurer may, in addition to the other amounts authorized by this Act to be borrowed, arrange for the borrowing on behalf of the State, in accordance with the financial agreement, of a sum of one million eight hundred and fifty thousand pounds, being the amount advanced by the Treasurer pursuant to subsection (2) of section 32b of the Public Finance Act, 1936-1947.

(2) There may be issued out of the Loan Fund a further sum not exceeding one million eight hundred and fifty thousand pounds.

(3) The sums so issued shall be applied for the purposes mentioned in the second schedule.

Flotation expenses.

**7.** The Treasurer may—

(*a*) in addition to the other amounts authorized by this Act to be borrowed, arrange for the borrowing on behalf of the State in accordance with the financial agreement of a sum equal to the discounts, charges and expenses incurred in connection with the borrowing of money under this Act ;

(*b*) issue a sum equal to those discounts, charges and expenses out of the loan fund, and apply the sum so issued in payment of those discounts, charges and expenses.

Temporary finance for loan works.

**8.** If the money in the loan fund is at any time insufficient for the purpose of carrying out the works and purposes mentioned in the first schedule the Treasurer may use other money in his hands for those purposes, but any money so used shall be repaid from the loan fund as soon as there is sufficient money in that fund to make the repayment.

Duration of Act.

**9.** Upon the commencement of an Act authorizing the raising and expenditure of loan money for the financial year 1952-1953, the authority to borrow money and to issue and apply money from the loan fund, given by the provisions of this Act, other than sections 7 and 8, shall cease.

Commencement of Act.

**10.** This Act shall come into operation on the first day of the month following the month in which this Act is assented to by the Governor.

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

C. W. M. NORRIE, Governor.

# FIRST SCHEDULE.

*Amounts Proposed to be Expended from the Loan Fund.*

| Loan Undertakings. | Estimated Expenditure. |
|---|---|
| | £ |
| STATE BANK. | |
| Advances for Homes | 1,200,000 |
| Loans to Producers | 150,000 |
| Advances to Settlers | 5,000 |
| Loans for Fencing and Water Piping | 5,000 |
| Vermin-Proof Fencing | 5,000 |
| Advances to State Bank | 600,000 |
| Advances to State Bank Act, 1925-1941, Part VI.A—For Loans to Primary Producers | 20,000 |
| Loans for Water Conservation | 10,000 |
| HIGHWAYS AND LOCAL GOVERNMENT. | |
| Roads and Bridges | 200,000 |
| LANDS. | |
| Land Repurchased for Closer Settlement | 30,000 |
| Crown Lands Development Act | 300,000 |
| Agricultural Graduates, Purchase of Land for | 10,000 |
| IRRIGATION AND DRAINAGE. | |
| Irrigation and Reclamation of Swamp Lands | 200,000 |
| Lessees Reclaimed Swamp Lands, Loans to | 1,000 |
| South-Eastern Drainage | 644,000 |
| WOODS AND FORESTS. | |
| Afforestation and Timber Milling | 1,161,000 |
| RAILWAYS. | |
| Railway Accommodation | 4,483,000 |
| HARBORS BOARD. | |
| Harbors Accommodation | 1,752,000 |
| ENGINEERING AND WATER SUPPLY. | |
| Morgan-Whyalla Water Main | 13,000 |
| Adelaide and Milbrook Water District | 2,333,000 |
| Adelaide Sewers | 634,000 |
| Country Water Districts | 442,000 |
| Barossa Water District | 142,000 |
| Beetaloo, Bundaleer, and Baroota Water District | 416,000 |
| Tod River Water District | 351,000 |
| Warren Water District | 83,000 |
| Water Conservation | 64,000 |
| River Murray Weirs, Dams, Locks, Etc. | 150,000 |
| Metropolitan Floodwaters | 1,000 |
| Glanville Pipe Works | 8,000 |
| Engineering and Water Supply —Plant, Machinery, Etc. | 1,170,000 |

*Amounts Proposed to be Expended from the Loan Fund*—continued.

| Loan Undertakings. | Estimated Expenditure. |
|---|---|
| ARCHITECT-IN-CHIEF. | £ |
| Hospital Buildings | 400,000 |
| School Buildings | 1,100,000 |
| Police and Courthouse Buildings | 58,000 |
| Agricultural College | 40,000 |
| Other Government Buildings | 244,000 |
| MISCELLANEOUS. | |
| Expenses and Discounts of Floating Conversion Loans | 200,000 |
| Produce Department—Buildings and Plant | 60,000 |
| Settlement of Discharged Soldiers on the Land, 1914-1918 | 10,000 |
| South Australian Housing Trust—War Time and Post-war Housing | 5,150,000 |
| Lower River Broughton Irrigation Trust—Loan to | 6,850 |
| Leigh Creek Coal Field | 742,000 |
| Electricity Trust of South Australia—Loan to | 11,550,000 |
| Enfield General Cemetery—Advances to | 2,000 |
| Purchase of Stores | 2,500,000 |
| Temporary and Emergency Housing Accommodation | 1,105,000 |
| Industries Development Act—Advances under | 300,000 |
| Municipal Tramways Trust—Loan to | 625,000 |
| Public Parks Act—Purchase of Land | 50,000 |
| Mines—Plant, Machinery, Etc. | 320,150 |
| Lands—Buildings, Plant, Etc. | 100,000 |
| Printing and Stationery—Plant, Machinery, Etc. | 20,000 |
| Total | £41,166,000 |

## SECOND SCHEDULE.

*Warrants Issued Pursuant to Subsection* (2) *of Section* 32*b of the Public Finance Act*, 1936-1947, *as Amended by the Public Finance Act*, 1949.

| Loan Undertakings. | £ |
|---|---|
| South Australian Housing Trust—War Time and Post-war Housing | 1,000,000 |
| Electricity Trust of South Australia—Loan to | 850,000 |
| | £1,850,000 |

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

******************************************************************

## No. 14 of 1951.

## An Act to amend the Industrial Code, 1920-1950.

[*Assented to 4th October,* 1951.]

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 "Industrial Code Amendment Act, 1951".

(2) The Industrial Code, 1920-1950, as amended by this Act, may be cited as the "Industrial Code, 1920-1951".

(3) The Industrial Code, 1920-1950, 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 ss. 5, 140, and 279 of principal Act—Interpretation.

**3.** Sections 5, 140, and 279 of the principal Act are amended by inserting after the word "Unley" in the definition of "metropolitan area" in each of those sections the word "Walkerville".

Amendment of s. 13 of principal Act—Salary of President and Deputy President.

**4.** (1) Section 13 of the principal Act is amended—

(*a*) by adding after the words "two thousand" in subsection (1) the words "five hundred";

(*b*) by striking out the words "one thousand six hundred" in subsection (2) and inserting in their place the words "two thousand one hundred".

(2) The amendments made by this section shall be deemed to have come into operation on the first day of July nineteen hundred and fifty-one.

Amendment of s. 45 of principal Act—Variations of awards and orders in variations of living wage.

**5.** Section 45 of the principal Act is amended by adding at the end of paragraph (*c*) of subsection (1) the following proviso :—

Provided that, where a weekly wages price or rate, if so increased or decreased, would be an amount exceeding a multiple of threepence by one penny halfpenny, that wages price or rate shall be increased or decreased to the multiple of threepence next above that amount.

Amendment of s. 194 of principal Act—Variation of determinations in accordance with variations in living wage.

**6.** Section 194 of the principal Act is amended by adding at the end of paragraph (*c*) of subsection (1) the following proviso :—

Provided that, where a weekly wages price or rate, if so increased or decreased, would be an amount exceeding a multiple of threepence by one penny halfpenny, that wages price or rate shall be increased or decreased to the multiple of threepence next above that amount.

Amendment of s. 253 of principal Act—Constitution of Board of Industry.

**7.** Section 253 of the principal Act is amended by adding at the end thereof the following subsections, the previous part of section 253 being read as subsection (1) thereof :—

(2) Subject to section 255 of this Act, the two commissioners who are representatives of employers shall be—

(*a*) a person appointed on the nomination of the South Australian Chamber of Manufactures Incorporated ; and

(*b*) a person appointed on the nomination of The South Australian Employers' Federation :

Provided that the commissioners appointed on the nomination of The South Australian Employers' Federation and holding office at the time of the passing of the Industrial Code Amendment Act, 1951, shall be deemed to have been duly appointed in accordance with this subsection. If occasion arises for doing so the Minister may decide which of those members shall be regarded as having been nominated by the South Australian Chamber of Manufactures and The South Australian Employers' Federation respectively.

(3) Subject to section 255 of this Act, the two commissioners who are representatives of employees shall be persons appointed on the nomination of The United Trades and Labour Council of South Australia.

Repeal and re-enactment of s. 255 of principal Act—Appointment and remuneration of board.

**8.** Section 255 of the principal Act is repealed and the following section is enacted in its place :—

255. (1) The Governor shall make an appointment to fill every vacancy, whether ordinary or casual, in the office of any member of the Board of Industry.

(2) For the purpose of filling any vacancy in the office of a commissioner, the Minister shall publish in the *Gazette* a notice of intention to appoint such commissioner and of the name of the body entitled to nominate a person for such appointment. A notice may relate to one or more than one vacancy.

(3) At any time within one month after the publication of such notice, the body therein mentioned may, in the prescribed manner, nominate a person for appointment to the Board of Industry.

(4) If a body entitled to nominate a person for appointment to the Board of Industry fails to do so within one month after the publication of the notice pursuant to subsection (2) of this section, the Minister may nominate a person for such appointment.

(5) The Governor shall appoint to the Board of Industry the persons nominated under this section.

(6) An appointment to an office on the Board of Industry may be made before the office becomes vacant, but if so made shall not take effect until the office is vacant.

(7) The members of the Board of Industry shall be paid such salaries, fees, or allowances as are prescribed.

Amendment of s. 256 of principal Act—Period of appointment.

**9.** Section 256 of the principal Act is amended by adding at the end of subsection (1) thereof the following proviso :—

Provided that a person appointed to a casual vacancy in the office of any member shall, subject to this Act, hold office only for the remainder of the term of that member, but shall be eligible for re-appointment.

Repeal of s. 257 of principal Act and enactment of other provisions—Acting members of the Board of Industry

**10.** Section 257 of the principal Act is repealed and the following section enacted in its place :—

257. (1) If by reason of illness, absence, or other cause deemed adequate by the Governor any member of the Board of Industry is temporarily unable to act in his

office the Governor may appoint a person to act as a member during the period of such inability.

(2) Where the member unable to act is a representative of employers or employees, the person to act in his place shall be appointed on the nomination of the body which under section 253 of this Act would have been entitled to nominate a person to fill the office of the said member upon a vacancy occurring therein.

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

HERBERT MAYO, Governor's Deputy.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 15 of 1951.

An Act to repeal the Port Pirie Park Lands Act, 1932.

[*Assented to 4th October,* 1951.]

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 " Port Pirie Park Lands Act Repeal Act, 1951 ". Short title.

**2.** The Port Pirie Park Lands Act, 1932, is repealed. Repeal of Act 2090 of 1932.

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

HERBERT MAYO, Governor's Deputy.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

A.D. 1951.

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## No. 16 of 1951.

## An Act to amend the Cattle Compensation Act, 1939-1948.

[*Assented to 4th October,* 1951.]

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 " Cattle Compensation Act Amendment Act, 1951 ".

(2) The Cattle Compensation Act, 1939-1948, as amended by this Act, may be cited as the " Cattle Compensation Act, 1939-1951 ".

(3) The Cattle Compensation Act, 1939-1948, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 4—
Definition of disease.

**2.** The definition of " disease " in subsection (1) of section 4 of the principal Act is amended—

(*a*) by inserting after the word " tuberculosis " the word " trichomoniasis " ;

(*b*) by inserting after the word " actinomycosis " the passage " (including actinobacillosis and other affections with club formations) ".

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

HERBERT MAYO, Governor's Deputy.

ANNO DECIMO QUINTO

GEORGII VI REGIS.

A.D. 1951.

No. 17 of 1951.

An Act to amend the Homes Act, 1941-1950.

[*Assented to* 11*th October,* 1951.]

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 "Homes Act Amendment Act, 1951".

(2) The Homes Act, 1941-1950, as amended by this Act, may be cited as the "Homes Act, 1941-1951".

(3) The Homes Act, 1941-1950, is hereinafter referred to as "the principal Act".

Amendment of principal Act, s. 7—
Limit of loan.

2. Section 7 of the principal Act (as amended by section 3 of the Homes Act Amendment Act, 1947, and section 2 of the Homes Act Amendment Act, 1949) is amended by striking out the words "one thousand five hundred" in paragraph (*a*) thereof and by inserting in lieu thereof the words "one thousand seven hundred and fifty".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 18 of 1951.

An Act to amend the Loans to Producers Act, 1927-1946.

[*Assented to* 11*th October*, 1951.]

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 " Loans to Producers Act Amendment Act, 1951 ".

(2) The Loans to Producers Act, 1927-1946, as amended by this Act, may be cited as the " Loans to Producers Act, 1927-1951 ".

(3) The Loans to Producers Act, 1927-1946, 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.

Repeal of s. 4 of principal Act and enactment of other provisions—

**3.** Section 4 of the principal Act is repealed and the following section is enacted in its place :—

Financial provision.

4. The money required for the purposes of this Act shall be paid out of money voted by Parliament for those purposes.

**4.** Section 5 of the principal Act is amended by striking out in the third and fourth lines of subsection (1) the words " out of the Loans to Producers Fund ". Amendment of s. 5 of principal Act—Loans to producers.

**5.** Section 5a of the principal Act is amended by striking out in the first and second lines thereof the words " out of the Loans to Producers Fund ". Amendment of s. 5a of principal Act—Loans for fallowing.

**6.** Section 5b of the principal Act is amended by striking out in the first and second lines thereof the words " out of the Loans to Producers Fund ". Amendment of s. 5b of principal Act—Loans for fishing.

**7.** Section 13 of the principal Act is amended by striking out the words " the Loans to Producers Fund " at the end of subsection (2) thereof and inserting in their place the words " money provided by Parliament for the purposes of this Act." Amendment of s. 13 of principal Act—Guarantees.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

A.D. 1951.

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## No. 19 of 1951.

An Act to amend the Advances for Homes Act, 1928-1949.

[*Assented to 18th October,* 1951.]

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 " Advances for Homes Act Amendment Act, 1951 ".

(2) The Advances for Homes Act, 1928-1949, as amended by this Act, may be cited as the " Advances for Homes Act, 1928-1951 ".

(3) The Advances for Homes Act, 1928-1949, is hereinafter referred to as " the principal Act ".

Re-enactment of s. 8 of principal Act—

**2.** Section 8 of the principal Act is repealed and the following section is enacted in lieu thereof :—

Payment of expenses of bank.

8. (1) As soon as may be after the conclusion of every financial year, the Treasurer shall, out of the general revenue, pay to the bank the costs and expenses of the bank in the administration of this Act during that financial year but no such payment shall be made unless the Auditor-General has certified in writing that in his opinion those costs and expenses are reasonable.

(2) This section shall apply with respect to the financial year ending the thirtieth day of June, nineteen hundred and fifty-two, and to all subsequent financial years.

Amendment of principal Act, s. 18—
Sale of dwellinghouse.

**3.** (1) Subsection (2) of section 18 of the principal Act (as enacted by section 4 of the Advances for Homes Act Amendment Act, 1944, and amended by subsection (1) of section 6 of the Advances for Homes Act Amendment Act, 1947 and by subsection (1) of section 2 of the Advances for Homes Act Amendment Act, 1949) is amended by striking out the words "five hundred" wherever occurring in paragraph (*d*) and paragraph (*e*) thereof and by inserting in lieu thereof in every case the words "seven hundred and fifty".

(2) Subsection (4) of section 18 of the principal Act (as amended by subsection (2) of section 6 of the Advances for Homes Act Amendment Act, 1947 and by subsection (2) of section 2 of the Advances for Homes Act Amendment Act, 1949) is amended by striking out the words "five hundred" in the proviso thereto and by inserting in lieu thereof the words "seven hundred and fifty".

Amendment of principal Act, s. 22—
Advances.

**4.** Subsection (5) of section 22 of the principal Act (as amended by section 6 of the Advances for Homes Act Amendment Act, 1944, by section 7 of the Advances for Homes Act Amendment Act, 1947 and by section 3 of the Advances for Homes Act Amendment Act, 1949) is amended by striking out the words "five hundred" and by inserting in lieu thereof the words "seven hundred and fifty".

Amendment of principal Act, s. 35—
Acquisition of freehold.

**5.** Subsection (2) of section 35 of the principal Act (as amended by section 8 of the Advances for Homes Act Amendment Act, 1944, by section 8 of the Advances for Homes Act Amendment Act, 1947 and by section 4 of the Advances for Homes Act Amendment Act, 1949) is amended by striking out the words "five hundred" and by inserting in lieu thereof the words "seven hundred and fifty".

Amendment of principal Act, s. 40—
Repair of property.

**6.** Subsection (2) of section 40 of the principal Act (as amended by section 9 of the Advances for Homes Act Amendment Act, 1944, by section 9 of the Advances for Homes Act Amendment Act, 1947 and by section 5 of the Advances for Homes Act Amendment Act, 1949) is amended by striking out the words "five hundred" and by inserting in lieu thereof the words "seven hundred and fifty".

Amendment of principal Act, s. 42—
Consent to alienation.

**7.** Section 42 of the principal Act is amended by striking out subsection (5) thereof.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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(*d*) any papers containing only information relating to proposed sales of property ;

(*e*) bank notes, bills of exchange, dividend warrants, promissory notes, or other securities for payment of money ;

(*f*) bills of lading ;

(*g*) policies of insurance ;

(*h*) deeds, powers of attorney, agreements, instruments relating to real property, and other forms for use in preparing legal documents ;

(*i*) stocks, shares, bonds, debentures, or other like securities and transfers and assignments thereof ;

(*j*) receipts for money or goods ;

(*k*) documents used in proceedings in courts such as writs, summonses, complaints, plaints, and warrants ;

(*l*) any other books or papers exempted from this Act by the Governor by proclamation.

(2) The Governor may, by proclamation—

(*a*) exempt from this Act any books, papers, or class of books or papers specified in the proclamation ;

(*b*) revoke or vary any proclamation in force under this section.

Duty to print name on books and papers.

**5.** (1) Every person who prints any book or paper for publication or distribution shall print his name and address on every such book or paper in accordance with the requirements of this section.

(2) The name and address shall be printed either before the commencement of, or after the end of, the other printed matter in the book or paper : Provided that on a paper consisting of one sheet only, the name and address may be printed at the bottom of the front page thereof.

(3) The address to be printed on a book or paper pursuant to this section shall be—

(*a*) where the printer is a body corporate, or partnership, the address of its registered office or of a place in the State where its business is conducted ;

(*b*) where the printer is an individual person the address of his usual place of abode or business.

(4) Where a book or paper is printed by a partnership, the firm name, as registered under the laws relating to the registration of business names, may be printed thereon instead of the names of the individual partners.

Duty of printer to keep copies.

**6.** Every person who prints any book or paper for publication or distribution shall—

(*a*) keep at least one copy of such book or paper for at least six months after the last copy thereof was printed;

(*b*) write or print on a copy so kept the name of the person on whose behalf he printed such book or paper.

Printing by Government Printer.

**7.** Where a book or paper is printed at the Government Printing Office, the Government Printer shall be deemed to have complied with section 5 of this Act if the words "Printed by the Government Printer" are printed on the book or paper in the place prescribed by that section.

Distribution of books and papers not complying with this Act.

**8.** A person shall not sell or distribute any book or paper printed in the State and on which the name and address of the printer is not printed as required by this Act.

Penalty for offences.

**9.** Any person who contravenes, or fails to comply with, this Act in any respect shall be guilty of an offence and liable to a fine not exceeding one hundred pounds.

Proceedings for offences.

**10.** Proceedings for offence against this Act shall be heard and determined summarily.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 21 of 1951.

## An Act to amend the Pharmacy Act, 1935-1947.

[*Assented to 18th October,* 1951.]

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 " Pharmacy Act Amendment Act, 1951 ".

(2) The Pharmacy Act, 1935-1947, as amended by this Act, may be cited as the " Pharmacy Act, 1935-1951 ".

(3) The Pharmacy Act, 1935-1947, is hereinafter referred to as " 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. 30 of the principal Act—Branch business.

**3.** Section 30 of the principal Act is amended by striking out subsection (1) thereof and inserting in its place the following subsection :—

(1) No person shall carry on the business of retailing compounding or dispensing drugs or medicines on the orders or prescriptions of legally qualified medical practitioners in any shop or place of business unless at all times while that shop or place of business is open to the public—

(*a*) it is under the direct and constant personal supervision of a registered pharmaceutical chemist holding a current certificate granted under section 21 of this Act ;

(*b*) there is painted or affixed in a conspicuous position in letters easily legible on the outside of the shop or place of business the name of the proprietor, and in a case where the proprietor is not the person supervising the shop or place of business, the name of that person also.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 22 of 1951.

An Act to amend the Uranium Mining Act, 1949.

[*Assented to* 18*th October,* 1951.]

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.** (1) This Act may be cited as the "Uranium Mining Act Amendment Act, 1951."

(2) The Uranium Mining Act, 1949, as amended by this Act may be cited as the "Uranium Mining Act, 1949-1951".

(3) The Uranium Mining Act, 1949, is hereinafter referred to as "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. 5a of principal Act—

**3.** The following section is enacted and inserted in the principal Act after section 5 thereof:—

Exemption of certain works from Public Works Committee Act.

5a. The Public Works Standing Committee Act, 1927-1944, shall not apply to—

(*a*) the opening and working of mines for the mining of uranium; or

(*b*) the treatment of ore won in the course of such mining; or

(*c*) experimental work to be done in connection with the mining, production and use of uranium; or

(*d*) the erection and provision of buildings, machinery, plant and equipment for use in or in connection with any such work as mentioned in paragraphs (*a*), (*b*), or (*c*) of this section ; or

(*e*) waterworks, constructed within twenty-five miles of the mines at Radium Hill, for the supply of water required in connection with any such work as mentioned in paragraphs (*a*), (*b*), (*c*), or (*d*) of this section.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 23 of 1951.

## An Act to amend the Prices Act, 1948-1950.

[*Assented to 25th October,* 1951.]

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 " Prices Act Amendment Act, 1951 ".

(2) The Prices Act, 1948-1950, as enacted by this Act, may be cited as the " Prices Act, 1948-1951 ".

(3) The Prices Act, 1948-1950, is hereinafter referred to as " 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. 47 of principal Act—

Evidence of rates for services.

**3.** Section 47 of the principal Act is amended by inserting at the end thereof the following subsection (the previous part of section 47 being read as subsection (1) thereof) :—

(2) A certificate signed by the Commissioner stating the rate, fixed by or under this Act, for the supply of any declared services, and in force on any named day, shall be *prima facie* evidence of the fact so certified.

Enactment of s. 47a of principal Act—

**4.** The following section is enacted and inserted in the principal Act after section 47 thereof :—

Service of notices.

47a. (1) Any notice permitted or required to be given or served under this Act on any person may be given or served—

(*a*) by delivering the notice personally to that person ; or

(*b*) by leaving the notice for that person at his last or most usual place of abode or business with some other person, apparently an inmate thereof or employed thereat, and apparently not less than sixteen years of age ; or

(*c*) by post.

(2) Service of a notice on a director, manager, secretary, or other principal or responsible officer of a company or body corporate shall be deemed to be service on that company or body corporate.

Amendment of s. 53 of principal Act—Duration of Act.

**5.** Section 53 of the principal Act is amended by striking out the word " fifty-two " at the end thereof and inserting in its place the word " fifty-three ".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 24 of 1951.

An Act to amend the Workmen's Compensation Act, 1932-1950.

[*Assented to 25th October,* 1951.]

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 "Workmen's Compensation Act Amendment Act, 1951".

(2) The Workmen's Compensation Act, 1932-1950, as amended by this Act, may be cited as the "Workmen's Compensation Act, 1932-1951".

(3) The Workmen's Compensation Act, 1932-1950, 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. 7 of principal Act—Meaning of workman.

**3.** Section 7 of the principal Act is amended by striking out the word "fifteen" in the tenth line of subsection (1) and inserting in its place the word "twenty-four".

Amendment of s. 16 of principal Act—Compensation when workman dies leaving dependants.

**4.** Section 16 of the principal Act is amended by striking out the word "nine" in paragraph (*b*) of the proviso to subsection (1) and inserting in its place the words "one thousand five".

Amendment of s. 17 of principal Act—Compensation where workman dies leaving no dependants.

**5.** Section 17 of the principal Act is amended by striking out the word "twenty" in the last line and inserting in its place the word "thirty".

Amendment of s. 18 of principal Act—Compensation for incapacity.

**6.** Section 18 of the principal Act is amended as follows :—

(*a*) The words " two-thirds " in the fourth line of subsection (1) are struck out and the words " three-quarters " inserted in their place :

(*b*) After the words " one pound " in the twelfth line of subsection (1) the words " ten shillings " are inserted :

(*c*) Subsection (2) is repealed and the following subsections inserted in its place :—

(2) The weekly payment to a workman having a wife or a child under the age of sixteen years totally or mainly dependent on his earnings shall not exceed eleven pounds a week or his average weekly earnings during the period aforesaid, whichever is lower.

(2a) The weekly payment to a workman not having a wife or a child under the age of sixteen years totally or mainly dependent on his earnings shall not exceed eight pounds a week.

(*d*) The word " one " occurring before the word " hundred " in subsection (3) is struck out and the word " seven " inserted in its place.

Amendment of s. 18a of principal Act—Compensation in respect of medical expenses.

**7.** Section 18a of the principal Act is amended as follows :—

(*a*) The word " fifty " in the third line of subsection (1) is struck out and the word " seventy-five " inserted in its place ;

(*b*) The word " two " in the first line of paragraph (*a*) of subsection (1) is struck out and the word " five " is inserted in its place ;

(*c*) The word " twenty-five " in the first line of paragraph (*b*) of subsection (1) is struck out and the word " thirty-five " is inserted in its place ;

(*d*) The word " three " in the first line of paragraph (*c*) of subsection (1) is struck out and the word " five " is inserted in its place ;

(*e*) The word " twenty " in the first line of paragraph (*d*) of subsection (1) is struck out and the word " thirty " inserted in its place ;

(*f*) The word "fifty" occurring in the seventh and ninth lines of subsection (2) and in the second and eighth lines of subsection (3) is struck out and the word "seventy-five" inserted in its place in each of the said lines.

**8.** Section 26 of the principal Act is amended as follows :— Amendment of s. 26 of principal Act—Consequential amendments.

(*a*) The word "one" appearing before the word "hundred" in the last line of subsection (5) is struck out and the word "seven" inserted in its place ;

(*b*) The word "one" appearing before the word "hundred" in the heading of the right-hand column of the "table" in the said section is struck out and the word "seven" inserted in its place.

**9.** Subject as hereinafter provided sections 3 to 8 (inclusive) of this Act shall apply only in relation to injury or death caused by an accident occurring after the commencement of this Act. Application of Act.

Where injury or death was caused by an accident occurring before the commencement of this Act, the provisions of the principal Act, as in force immediately before the said commencement shall apply.

Provided that where a workman is at the time of the commencement of this Act in receipt of or entitled to a weekly payment for total or partial incapacity resulting from injury caused by an accident occurring before the said commencement, such weekly payment shall, on and after the said commencement, be at the rate which would be payable if this Act had been in force when the accident occurred ; but the total liability of the employer in respect of weekly payments for any such incapacity shall not exceed one thousand one hundred and fifty pounds.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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(3) The difference between the contributions actually paid by a member and the contributions which he would have paid if the amendments made by subsection (1) of this section had been made on the first day of July, nineteen hundred and fifty-one shall be deducted from the pay of that member within two months after the passing of this Act.

Enactment of s. 14a of principal Act—

**4.** The following section is enacted and inserted in the principal Act after section 14 thereof :—

Commencement of certain pensions.

14a. (1) Where a member had ceased active service in the force before the thirtieth day of November, nineteen hundred and fifty, and was on that day on leave of absence granted under section 75 of the Public Service Act, 1936-1950—

(*a*) his pension under subsections (1) and (1*a*) of section 15 of this Act shall commence on the said thirtieth day of November ; and

(*b*) he shall be entitled to receive the increase in the cash payment under section 15 of this Act as provided for by the Police Pensions Act Amendment Act, 1950.

(2) This section shall without further appropriation be sufficient authority for payment by the Treasurer out of the Police Pensions Fund of any additional cash payment and arrears of pension to which any person is entitled by reason of subsection (1) of this section.

Amendment of s. 16 of principal Act—

Rate of pension for pensioners under Police Pensions Act.

**5.** Section 16 of the principal Act is amended by striking out the word " four " in the last line and inserting in lieu thereof the word " thirty ".

Amendment of s. 22 of principal Act—

Payment for children of pensioners.

**6.** Section 22 of the principal Act is amended by striking out the words " twenty-six pounds per annum for the youngest or only child and nineteen pounds ten shillings for every other child " and inserting in their place the words " thirty-two pounds ten shillings per annum for every child ".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 26 of 1951.

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 fifty-two, and for other purposes.

[*Assented to 15th November,* 1951.]

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 " Appropriation Act (No. 2), 1951 ".

Further issue.

**2.** Out of the moneys paid to the State 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 twenty-three million, seven hundred and twenty thousand, eight hundred and twenty-four pounds.

Appropriation of General Revenue.

**3.** (1) Out of the sum of five million five hundred thousand pounds issued under the authority of the Supply Act (No. 1), 1951, and the sum of five million pounds issued under the authority of the Supply Act (No. 2), 1951, and the said sum of twenty-three million, seven hundred and twenty thousand, eight hundred and twenty-four 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 fifty-two, the sum of thirty-

Estimates, 1951-52.

four million, two hundred and twenty thousand, eight hundred and twenty-four pounds, the said amount being appropriated as follows, viz. :—

| | £ |
|---|---|
| Legislative Council | 7,215 |
| House of Assembly | 9,394 |
| Parliamentary Library | 3,507 |
| Joint House Committee | 7,394 |
| Electoral | 11,010 |
| Government Reporting | 20,411 |
| Parliamentary Standing Committee on Public Works | 2,728 |
| Parliamentary Committee on Land Settlement | 3,076 |
| Legislature, Miscellaneous | 24,911 |
| State Governor's Establishment | 4,023 |
| Chief Secretary | 12,524 |
| Statistical | 39,113 |
| Audit | 37,904 |
| Printing and Stationery | 173,892 |
| Police | 1,050,457 |
| Sheriff and Gaols and Prisons | 119,247 |
| Hospitals | 2,361,975 |
| Children's Welfare and Public Relief | 381,493 |
| Public Health | 64,970 |
| Chief Secretary, Miscellaneous | 659,624 |
| Attorney-General | 10,077 |
| Registrar of Companies | 7,485 |
| Crown Solicitor | 20,747 |
| Parliamentary Draftsman | 4,121 |
| Public Trustee | 37,231 |
| Supreme Court | 42,560 |
| Adelaide Local Court | 25,829 |
| Adelaide Police Court | 23,186 |
| Country and Suburban Courts | 32,004 |
| Coroners | 3,444 |
| Registrar-General of Deeds | 74,551 |
| Attorney-General, Miscellaneous | 4,977 |
| The Treasury | 22,656 |
| Superannuation | 30,102 |
| Motor Vehicles | 117,874 |
| Agent-General in England | 24,985 |
| Land Tax | 66,306 |
| Stamp and Succession Duties | 25,567 |
| Publicity and Tourist Bureau and Immigration | 141,903 |
| Prices Control | 80,438 |
| Building Materials | 18,952 |
| Treasurer, Miscellaneous | 5,316,834 |
| Lands | 410,764 |
| Botanic Garden | 40,098 |
| Government Motor Garage | 23,643 |
| Advances to Settlers, Vermin Proof Fencing and Loans for Fencing and Water Piping | 4,231 |
| Minister of Lands, Miscellaneous | 17,068 |
| Public Works (Office of the Minister) | 4,899 |
| Engineering and Water Supply | 1,406,956 |
| Architect-in-Chief | 128,228 |

| | £ |
|---|---|
| Government Offices | 86,650 |
| Cemetery | 14,953 |
| Public Stores | 83,344 |
| Aborigines | 68,311 |
| Public Works | 525,213 |
| Minister of Works, Miscellaneous | 20,737 |
| Education | 3,690,235 |
| The Libraries | 79,463 |
| The Museum | 26,343 |
| The Art Gallery | 12,533 |
| Observatory | 766 |
| Minister of Education, Miscellaneous | 452,797 |
| Industry | 52,300 |
| Factories and Steam Boilers | 38,540 |
| Minister of Industry, Miscellaneous | 2,930 |
| Minister of Agriculture | 7,620 |
| Agriculture | 365,925 |
| Agricultural College | 98,955 |
| Produce | 197,018 |
| Fisheries and Game | 11,348 |
| Chemistry | 34,180 |
| Primary Producers' Assistance | 9,483 |
| Minister of Agriculture, Miscellaneous | 55,134 |
| Department of Lands—Irrigation and Drainage | 358,336 |
| Minister of Irrigation, Miscellaneous | 300 |
| Mines | 820,000 |
| Harbors Board | 1,040,071 |
| Minister of Marine, Miscellaneous | 5,332 |
| Railways | 12,683,248 |
| Transport Control Board | 13,374 |
| Minister of Railways, Miscellaneous | 9,362 |
| Highways and Local Government | 157,140 |
| Minister of Local Government, Miscellaneous | 36,299 |
| Total | £34,220,824 |

(2) If—

(*a*) during the financial year ending on the thirtieth day of June, nineteen hundred and fifty-two, 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 32a of the Public Finance Act, 1936-1947 (as amended by the Public Finance Act, 1949), 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 the said section 32a for the said financial year shall be increased by the amount of money appropriated pursuant to this subsection.

(3) Sections 48 and 187 of the Industrial Code, 1920-1951, 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 fifty-three.

Treasurer to pay the orders of Governor, and discharge by receipt of party.

**4.** The issue and payment by the Treasurer, from time to time, of any sums of money for the purposes hereinbefore mentioned, not exceeding in the whole the amount hereinbefore specified, in such portions as the Governor directs by any orders in writing signed by him and countersigned by the Chief Secretary, is hereby authorized; and the 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 are so paid shall be to him a full discharge for the sums for which the receipts are given, and the amounts thereof shall be passed to his credit in account accordingly.

Power to issue money other than revenue or money received from the Commonwealth.

**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 make payments.

**6.** 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 fifty-two, notwithstanding that the payment is—

(*a*) in respect of a period prior to the first day of July, nineteen hundred and fifty-one; 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 Public Service Board, pursuant to the Public Service Act, 1936-1949, or under any regulation of the South Australian Railways Commissioner.

Payments to be in addition to other payments.

7. Any amount appropriated by this Act may be paid for the purpose for which it is so appropriated, in addition to any other amount appropriated by law for that purpose.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 27 of 1951.

## An Act to amend the Industrial Code, 1920-1951.

[*Assented to 22nd November,* 1951.]

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 "Industrial Code Amendment Act (No. 3), 1951".

(2) The Industrial Code, 1920-1951, as amended by this Act, may be cited as the "Industrial Code, 1920-1251".

(3) The Industrial Code, 1920-1951, is hereinafter referred to as "the principal Act".

Amendment of s. 167 of principal Act—Powers of industrial boards.

**2.** Section 167 of the principal Act is amended by striking out the word "fifteen" in the ninth line of paragraph (*a*) and inserting in lieu thereof the word "twenty".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 28 of 1951.

An Act to amend the Young Men's Christian Association of Port Pirie Act, 1918.

[*Assented to 22nd November,* 1951.]

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 " Young Men's Christian Association of Port Pirie Act Amendment Act, 1951 ".

(2) The Young Men's Christian Association of Port Pirie Act, 1918, as amended by this Act, may be cited as the " Young Men's Christian Association of Port Pirie Act, 1918-1951 ".

(3) The Young Men's Christian Association of Port Pirie Act, 1918, is hereinafter referred to as " 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. 3 of principal Act—

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

Constitution.

3. The Constitution of the Young Men's Christian Association of Port Pirie shall, subject to any amendments thereof duly made in accordance with the said Constitution, be as set forth in the First Schedule.

Amendments of s. 5 of the principal Act—

**4.** Section 5 of the principal Act is amended so as to read as follows :—

5. The following provisions of the Associations Incorporation Act, 1929-1938, namely, subsection (2) of section 10, section 11 so far as it relates to additions and alterations of rules, regulations, and trusts, and sections 22 and 23, shall apply to the Young Men's Christian Association of Port Pirie.

Application of certain provisions of Associations Incorporation Act.

**5.** Article VIII. of the Constitution of the Young Men's Christian Association of Port Pirie, as set out in the First Schedule to the principal Act is amended by striking out at the end thereof the words " Articles I., II., and VIII. are not subject to amendment ".

Amendment of First Schedule of principal Act—Constitution of Association.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 29 of 1951.

An Act to amend the Offenders Probation Act, 1913-1945.

[*Assented to 22nd November,* 1951.]

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, 1951 ".

(2) The Offenders Probation Act, 1913-1945, as amended by this Act, may be cited as the " Offenders Probation Act, 1913-1951 ".

(3) The Offenders Probation Act, 1913-1945, is hereinafter referred to as " 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. 7a of principal Act—

**3.** The following section is enacted and inserted in the principal Act after section 7 thereof :—

Duties of members of the police force.

7a. If a member of the police force has observed, or has received a report that any probationer has broken or failed to observe any condition of his recognizance, that member shall forthwith take such action as is proper, having regard to his rank and the rules of the police force,

to ensure that the facts so observed or reported are reported to the probation officer or other person under whose supervision the probationer has been placed. The fact that a report has not been made under the preceding provisions of this section shall in no way affect any liability of any person under any recognizance.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 30 of 1951.

An Act to amend the Hospitals Act, 1934-1941, and to amend section 70h of the Road Traffic Act, 1934-1950.

[*Assented to 29th November,* 1951.]

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 " Hospitals Act Amendment Act, 1951 ".

(2) The Hospitals Act, 1934-1941, as amended by this Act, may be cited as the " Hospitals Act, 1934-1951 ".

(3) The Road Traffic Act, 1934-1950, as amended by this Act, may be cited as the " Road Traffic Act, 1934-1951 ".

Incorporation.

**2.** (1) Section 3 of this Act is incorporated with the Hospitals Act, 1934-1941, and that section and that Act shall be read as one Act.

(2) Section 4 of this Act is incorporated with the Road Traffic Act, 1934-1950, and that section and that Act shall be read as one Act.

Re-enactment of Part VI. of Hospitals Act.

**3.** Sections 49 to 55 (both inclusive) of the Hospitals Act, 1934-1941, are repealed and the following sections are enacted and inserted in the said Act in lieu thereof :—

Interpretation.

49. In this Part—

"Government hospital" means—

(*a*) the Adelaide Hospital;

(*b*) any place declared to be a public hospital pursuant to The Hospitals Act, 1867, or to section 5 of this Act;

(*c*) any hospital in respect of which the Governor has declared or declares that the Rating for Hospital Purposes Act, 1919, or Part IV. of this Act, shall apply;

(*d*) any other hospital which is under the management of the director-general:

"hospital" means Government hospital or private hospital:

"insurer" means any person or association of persons carrying on the business of insurance:

"owner" includes every person who is the owner or joint owner or part owner of a vehicle and any person who has the use of any vehicle under a hire-purchase agreement, but does not include an unpaid owner of a vehicle the subject of a hire-purchase agreement:

"policy of assurance" includes a cover note which is binding on the insurer:

"private hospital" means any hospital other than a Government hospital.

Report of accidents.

50. If owing to the presence of a vehicle an accident occurs whereby bodily injury is caused to any person and the accident is reported at a police station or to a police constable then, as soon as may be after the accident is reported as aforesaid, the Commissioner of Police shall supply to the director-general in writing such of the following information as is known to the Commissioner of Police, namely:—

(*a*) The place and nature of the accident and the time at which it occurred:

(*b*) The name and address of the person injured:

(*c*) The name and address of the driver of the vehicle:

(*d*) The name and address of the owner of the vehicle:

(*e*) The name and address of the insurer under any policy of insurance in force with respect to the vehicle.

Duty of insurer.

51. (1) If any insurer by whom a policy of insurance has been issued is informed (whether by the person by whom the policy was effected or otherwise) that owing to the presence of a vehicle an accident has occurred whereby bodily injury has been caused to any person and if by virtue of the policy the insurer is or may be under any liability in respect of the injury, the insurer shall, within twenty-four hours of the receipt of the information, give to the director-general notice in writing setting out such of the particulars relating to the accident as are referred to in paragraphs (*a*) to (*e*) inclusive of section 50 and as are known to the insurer.

(2) Any insurer who fails to comply with subsection (1) of this section shall be guilty of an offence punishable summarily and liable to a penalty not exceeding twenty pounds.

(3) On request by any insurer, the director-general may supply to the insurer printed forms for the purpose of supplying the said particulars.

Notice by hospital to insurer.

52. (1) If owing to the presence of a vehicle an accident occurs whereby bodily injury is caused to any person and that person receives treatment at a hospital (whether as an in-patient or as an out-patient) in respect of the bodily injury (fatal or otherwise) arising from the accident, notice in writing may be given by the hospital to any insurer stating that the said person has received treatment at the hospital and that the hospital has a claim for payment for the treatment given or to be given.

(2) Any such notice shall be given within two months after the occurrence of the accident.

(3) If the hospital in which the treatment is given is a Government hospital the notice shall be given by the director-general or by some person authorized in that behalf by the director-general and if the hospital is a private hospital the notice shall be given by or on behalf of the person having the management of the hospital.

Payment by insurer of cost of hospital treatment.

53. (1) Where—

(*a*) any payment is made (whether or not with an admission of liability) by an insurer, under or in consequence of a policy of insurance, in respect of the death or bodily injury to any person caused by or arising out of the use of a vehicle ; and

(*b*) the person who has so died or been injured received treatment at a hospital (whether as an in-patient or as an out-patient) in respect of the bodily injury (fatal or otherwise) so caused or arising; and

(*c*) notice has been given, to the insurer by the hospital as provided by section 52,

the insurer shall pay to the hospital the amount of the claim of the hospital in respect of treatment afforded to the person who has so died or been injured and if the notice to the insurer by the hospital does not state the amount of the claim of the hospital the onus shall be on the insurer to ascertain from the hospital or in the case of a Government hospital from the director-general what is the amount of the claim.

(2) Where two or more insurers make payments under or in consequence of a policy of insurance in respect of the death of or bodily injury to a person caused by or arising out of the use of two or more vehicles each such insurer shall pay an equal share of the payments required to be made under subsection (1) of this section.

(3) The liability (if any)—

(*a*) of the owner or driver of the vehicle in respect of the death or bodily injury; and

(*b*) of the insurer in respect of the policy of insurance (whether to the owner or driver or in pursuance of subsection (2) of section 70d of the Road Traffic Act, 1934-1950),

shall be deemed to be reduced by the amount paid by the insurer to the hospital under this section.

(4) The amount to be paid by the insurer to the hospital in respect of any such bodily injury (fatal or otherwise) shall not exceed a total of one hundred pounds for any such person so treated as an in-patient and twenty-five pounds for any such person so treated as an out-patient: Provided that the total amount to be paid to the hospital as aforesaid shall not exceed one-third of the total amount (exclusive of costs) paid by the insurer in respect of such fatal or bodily injury.

(5) If the person who has died or been bodily injured has received treatment at more than one hospital, and the total amount of the claims of those hospitals in respect of treatment afforded to that person exceeds one hundred and twenty-five pounds, the sum of one hundred and twenty-five pounds shall be divisible between the hospitals in proportion to the claims of the hospitals.

Notice of claim to and payment by other than insurer.

54. (1) If owing to the presence of a vehicle an accident occurs whereby bodily injury is caused to any person and that person receives treatment at a hospital (whether as an in-patient or as an out-patient) in respect of bodily injury (fatal or otherwise) arising from the accident, notice in writing may be given by the hospital to any person (other than an insurer) stating that the said person injured as aforesaid has received treatment at the hospital and stating the amount claimed by the hospital in respect of that treatment.

(2) If the hospital in which the treatment is given is a Government hospital the notice shall be given by the director-general or by some person authorized in that behalf by the director-general and if the hospital is a private hospital shall be given by or on behalf of the person having the management of the hospital.

(3) If after the giving of any such notice to any person any payment is made by that person by way of damages or compensation for the death or bodily injury to the injured person, the person to whom the notice is given shall pay to the hospital the amount of the claim of the hospital in respect of treatment afforded to the person who has so died or been injured and any amount so paid shall be deemed to be in reduction of the said damages or compensation.

(4) The amount to be paid by the person to whom notice is given as aforesaid to the hospital in respect of any such bodily injury (fatal or otherwise), shall not exceed a total of one hundred pounds for any such person so treated as an in-patient and twenty-five pounds for any such person so treated as an out-patient: Provided that the total amount to be paid to the hospital as aforesaid shall not exceed one-third of the total amount (exclusive of costs) paid by the said person as damages or compensation in respect of the fatal or bodily injury.

(5) If the person who has died or been bodily injured has received treatment at more than one hospital, and the total amount of the claims of those hospitals in respect of treatment afforded to that person exceeds one hundred and twenty-five pounds, the sum of one hundred and twenty-five pounds shall be divisible between the hospitals in proportion to the claims of the hospitals.

(6) The provisions of this section shall apply to any body corporate constituted pursuant to any Act.

Default by insurer or other person.

55. If any insurer fails to make any payment as required by section 53 or if any person fails to make any payment as required by section 54, the director-general, in the case of a Government hospital, or the person having the management of the hospital, in the case of a private hospital, may, by action in any court of competent jurisdiction, sue for and recover the amount required to be paid by section 53 or, as the case may be, section 54, as a debt due to the hospital by the insurer or person, as the case may be.

Payments to Government hospitals.

56. Any payment required to be made by this Part to a Government hospital shall be paid to the director-general.

Service of notice.

57. Any notice required to be given by this Part may be given—

(*a*) by sending the same by post in a prepaid letter addressed to the person to whom it is given at his usual or last known place of residence or business or, in the case of a body corporate, by sending the same by post in a prepaid letter addressed to the body corporate at its place of business ; or

(*b*) by serving the same on the person to whom it is given or, in the case of a body corporate, by serving the same on the manager or secretary thereof.

Saving provision.

58. Nothing in this Part shall affect the right of any hospital to recover the cost of treatment of any person or any part thereof from any person liable to pay the same.

Re-enactment of s. 70h of Road Traffic Act—

**4.** Section 70h of the Road Traffic Act, 1934-1950, is amended so as to read as follows :—

Claim for hospital treatment under Part VI. of the Hospitals Act.

70h. In the event of any payment being made (whether or not with an admission of liability) by an insurer under or in consequence of a contract of insurance under this Part in respect of the death of or bodily injury to any person caused by or arising out of the use of a motor vehicle, the insurer shall, in addition to making any payments for any purpose provided for by this Part, make such payments with respect to hospital treatment as are payable pursuant to the Part VI. of the Hospitals Act, 1934-1951.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

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Minister in office for the time being, and may, if it is so expressed in the lease, be binding on the successors in title of the Minister of Health.

Power of Adelaide Children's Hospital.

**4.** The Adelaide Children's Hospital Incorporated shall have power to accept and be bound by any lease granted under this Act and maintain and use the leased land and buildings as a hospital.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 32 of 1951.

## An Act to amend the Superannuation Act, 1926-1949.

[*Assented to 29th November,* 1951.]

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 " Superannuation Act Amendment Act, 1951 ".

(2) The Superannuation Act, 1926-1949, as amended by this Act, may be cited as the " Superannuation Act, 1926-1951 ".

(3) The Superannuation Act, 1926-1949, is hereinafter referred to as " 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.

Commencement of new rates of pension.

**3.** The increased rates of pensions and benefits prescribed by this Act shall apply to all payments of pensions and benefits made after the thirtieth day of November, nineteen hundred and fifty-one.

Enactment of s. 22a of principal Act—

**4.** The following section is enacted and inserted in the principal Act after section 22 thereof :—

Transitional direction.

22a. If in connection with the alteration of pensions, benefits, or contributions pursuant to the Superannuation Act Amendment Act, 1951, circumstances arise which are not provided for by this Act or that Act, or any doubt or dispute arises as to what should be done, the board may give directions not inconsistent with this Act or that Act as to what shall be done ; and any such direction shall be of the same validity as if the matters therein provided for had been provided for in this Act.

**5.** Section 24bd of the principal Act is amended by adding at the end of subsection (1) thereof the following proviso :— Amendment of s. 24bd of principal Act—

Effect of election not to take units, or failure to elect.

Provided that—

(i.) the board may at any time, if it considers that just cause exists for doing so, and subject to any conditions which it deems just, permit an employee or contributor to contribute for all or any of the units for which he has not elected to contribute, or has elected not to contribute, as mentioned in paragraph (*a*) or (*b*) of this subsection ;

(ii.) where such permission is given the contributions for the said units shall unless the board otherwise directs be payable as from the first day of the next month after the month in which the permission is given, and be at the rate appropriate to the age of the contributor or employee on that day.

**6.** The following section is enacted and inserted in the principal Act after section 28 thereof :— Enactment of s. 28a of principal Act—

Increase of contributions.

28a. (1) Until the thirtieth day of November, nineteen hundred and fifty-one, contributions for units of pension shall be payable at the rates in force immediately before the passing of the Superannuation Act Amendment Act, 1951.

(2) Subject to subsection (3) of this section, on and after the first day of December, nineteen hundred and fifty-one, the contributions for every unit of pension for which a contributor commenced to contribute before that day shall be increased by one-fifth of the average rate of contribution per unit payable by the contributor on the thirtieth day of November, nineteen hundred and fifty-one

(3) If a contributor, in accordance with section 39 of this Act, elects before the first day of March, nineteen hundred and fifty-two, that all or some of the units for which he was contributing on the thirtieth day of November, nineteen hundred and fifty-one, shall not be increased to thirty-nine pounds, then—

(*a*) the board shall arrange that increases of contributions under the foregoing provisions of this section shall cease to be payable by the contributor in respect of the number of units specified in the election as from a day to be determined by the board in each case, but in

no case later than the first day of May, nineteen hundred and fifty-two ;

(*b*) the contributor shall be entitled to receive a refund of the amount of the increase of contributions paid by him under this section since the thirtieth day of November, nineteen hundred and fifty-one, in respect of the said number of units.

(4) The contributions for every unit of pension for which a contributor or employee commences to contribute on or after the first day of December, nineteen hundred and fifty-one, shall be in accordance with the Schedules V. and VI. of this Act.

Enactment of s. 28ba of principal Act—

**7.** The following section is enacted and inserted in the principal Act after section 28b thereof :—

Increased contributions for reserve units.

28ba. (1) The rate of contribution payable by a contributor for each reserve unit of pension for which he was contributing immediately before the first day of December nineteen hundred and fifty-one at rates prescribed in Schedules III. or IV. of this Act shall be increased by one-fifth.

(2) The said increased rate of contribution for a reserve unit shall be deemed to have been payable as from the day when the contributor first commenced to contribute for that unit ; and any contributions payable by virtue of this section in respect of a period before the enactment of this section shall be paid not later than the thirty-first day of December, nineteen hundred and fifty-two, and may be deducted from the salary of the contributor in such instalments and at such times as the board fixes.

(3) The contributions for each reserve unit of pension for which a contributor commences to contribute on or after the first day of December nineteen hundred and fifty-one shall be payable at such of the rates prescribed in Schedules V. and VI. as is applicable.

Repeal of ss. 29 and 30 of principal Act and enactment of other provisions.

**8.** Sections 29 and 30 of the principal Act are repealed and the following section is enacted and inserted in their place :—

29. (1) In respect of each unit of pension paid from the fund the Government shall make a contribution to the fund calculated in accordance with the rules to be prescribed by regulations made under this Act.

(2) The said regulations may apply to contributions in respect of any payments of pension made after the thirtieth day of November, nineteen hundred and fifty-one.

Enactment of s. 34a of principal Act—

**9.** The following section is enacted and inserted in the principal Act after section 34 thereof :—

Commencement of certain pensions.

34a. (1) Where a contributor attained the age of retirement before the thirtieth day of November, nineteen hundred and fifty, and had been granted long service leave for a period commencing on or before that day and ending after that day he shall be deemed to have been entitled to pension on and after that day.

(2) This section shall without further appropriation be sufficient authority for the payment by the Treasurer and the board of any pension to which any person is entitled by reason of subsection (1) of this section.

Amendment of s. 39 of principal Act—

**10.** Section 39 of the principal Act is amended by striking out subsection (1) thereof and inserting in its place the following subsections :—

Pension unit.

39. (1) Except as provided in subsection (1a) of this section the unit of pension shall, on and after the first day of December, nineteen hundred and fifty-one, be the sum of thirty-nine pounds and all amounts of pension payable on or after that day under this Act shall be increased accordingly.

(1a) Any contributor may at any time before the first day of March, nineteen hundred and fifty-two, elect by notice in writing given to the board before that day, that all or any number of the units for which he was contributing on the thirtieth day of November, nineteen hundred and fifty-one shall on and after the first day of December, nineteen hundred and fifty-one be units of thirty-two pounds ten shillings.

Where such an election is made the number of units of pension to which the election applies and which become payable to the contributor or his dependents on his retirement or death on or after the said first day of December shall be or be based on units of thirty-two pounds ten shillings.

Amendment of s. 42 of principal Act—

Pension to widow and children of contributor.

**11.** Section 42 of the principal Act is amended by striking out the words " sixteen pounds five " in paragraph (*b*) of subsection (1) and inserting in their place the words " nineteen pounds ten ".

Amendment of s. 43 of principal Act—

Pension to widow and children of pensioner.

**12.** Section 43 of the principal Act is amended—

(*a*) by striking out the words " thirty-two pounds ten " in paragraph (*a*) of subsection (1) and inserting in their place the words " thirty-nine pounds ";

(*b*) by striking out the words "sixteen pounds five" in paragraph (*b*) of subsection (1) and inserting in their place the words "nineteen pounds ten".

Enactment of s. 43a of principal Act—

**13.** The following section is enacted and inserted in the principal Act after section 43 thereof:—

Benefits for children of female contributors and pensioners.

43a. On the death of a widow who was immediately before death a contributor or a pensioner under section 40 or 41 of this Act, there shall be payable in respect of each of her children who were born before she commenced to contribute, and who were at the time of her death under the age of sixteen years, a pension at the rate of thirty-nine pounds per annum until the child attains the age of sixteen years.

Amendment of s. 44 of principal Act—

Pension to orphans on death of contributor or pensioner.

**14.** Section 44 of the principal Act is amended as follows:—

(*a*) The words "thirty-two pounds ten shillings" in the seventh line of subsection (1) are struck out and the words "thirty-nine pounds" inserted in their place:

(*b*) The following subsection is added at the end thereof:—

(3) Subsection (2) of this section shall also apply in the case where a widow, who immediately before death was a contributor or a pensioner under section 40 or 41 of this Act, has died after the enactment of this section leaving children of herself who were under the age of sixteen years at the time of her death, and the circumstances mentioned in paragraphs (*b*) and (*c*) of the said subsection (2) have occurred.

Amendment of s. 48 of principal Act—

Pension to certain widows and children.

**15.** Section 48 of the principal Act is amended by striking out the words "sixteen pounds five" in paragraph (*b*) of subsection (1) and inserting in their place "nineteen pounds ten".

Amendment of s. 49 of principal Act—

Increased pension for orphans on death of widows.

**16.** Section 49 of the principal Act is amended by striking out the words "thirty-two pounds ten shillings" in the sixth line of subsection (1) and inserting in their place the words "thirty-nine pounds".

Enactment of schedules of principal Act.

**17.** The following schedules are enacted and inserted in the principal Act after Schedule IV. thereof:—

## SCHEDULE V.

*Rates of Annual Contribution to be Paid as Provided by Male Members Based on a Retiring Age of 65.*

| Age Next Birthday at Entry. | First £78 Pension to Member; £39 to Widow; £19 10s. to Each Child up to Age 16. | Subsequent Increments £78 Pension to Member; £39 to Widow. |
|---|---|---|
| | £ s. d. | £ s. d. |
| 16 ..... | 3 13 0 | 3 8 0 |
| 17 ..... | 3 16 0 | 3 11 0 |
| 18 ..... | 3 19 0 | 3 14 0 |
| 19 ..... | 4 3 0 | 3 18 0 |
| 20 ..... | 4 6 0 | 4 2 0 |
| 21 ..... | 4 10 0 | 4 5 0 |
| 22 ..... | 4 15 0 | 4 10 0 |
| 23 ..... | 5 0 0 | 4 14 0 |
| 24 ..... | 5 4 0 | 4 18 0 |
| 25 ..... | 5 9 0 | 5 3 0 |
| 26 ..... | 5 14 0 | 5 8 0 |
| 27 ..... | 6 0 0 | 5 14 0 |
| 28 ..... | 6 6 0 | 5 19 0 |
| 29 ..... | 6 12 0 | 6 5 0 |
| 30 ..... | 6 18 0 | 6 11 0 |
| 31 ..... | 7 5 0 | 6 18 0 |
| 32 ..... | 7 12 0 | 7 5 0 |
| 33 ..... | 8 0 0 | 7 12 0 |
| 34 ..... | 8 8 0 | 8 1 0 |
| 35 ..... | 8 18 0 | 8 9 0 |
| 36 ..... | 9 7 0 | 8 19 0 |
| 37 ..... | 9 17 0 | 9 8 0 |
| 38 ..... | 10 8 0 | 9 19 0 |
| 39 ..... | 11 0 0 | 10 11 0 |
| 40 ..... | 11 12 0 | 11 3 0 |
| 41 ..... | 12 5 0 | 11 16 0 |
| 42 ..... | 12 19 0 | 12 11 0 |
| 43 ..... | 13 14 0 | 13 6 0 |
| 44 ..... | 14 10 0 | 14 3 0 |
| 45 ..... | 15 10 0 | 15 2 0 |
| 46 ..... | 16 11 0 | 16 4 0 |
| 47 ..... | 17 14 0 | 17 7 0 |
| 48 ..... | 18 19 0 | 18 12 0 |
| 49 ..... | 20 8 0 | 20 1 0 |
| 50 ..... | 22 2 0 | 21 14 0 |

SCHEDULE V.—*continued.*

| Age Next Birthday at Entry. | First £78 Pension to Member; £39 to Widow; £19 10s. to Each Child up to Age 16. | Subsequent Increments £78 Pension to Member; £39 to Widow. |
|---|---|---|
| | £ s. d. | £ s. d. |
| 51 ..... | 23 19 0 | 23 12 0 |
| 52 ..... | 26 1 0 | 25 14 0 |
| 53 ..... | 28 10 0 | 28 3 0 |
| 54 ..... | 31 9 0 | 31 2 0 |
| 55 ..... | 34 17 0 | 34 10 0 |
| 56 ..... | 39 2 0 | 38 15 0 |
| 57 ..... | 44 8 0 | 44 1 0 |
| 58 ..... | 51 4 0 | 50 16 0 |
| 59 ..... | 60 5 0 | 59 18 0 |
| 60 ..... | 73 2 0 | 72 13 0 |
| 61 ..... | 92 9 0 | 92 0 0 |
| 62 ..... | 125 12 0 | 125 1 0 |
| 63 ..... | 185 1 0 | 184 5 0 |
| 64 ..... | 375 8 0 | 374 4 0 |
| 65 ..... | 377 13 0 | 376 9 0 |

## SCHEDULE VI.

*Rates of Annual Contribution to be Paid as Provided by Female Members Based on a Retiring Age of* 60.

| Age Next Birthday at Entry. | Contribution for £78 Pension. |
|---|---|
| | £ s. d. |
| 16..... | 3 15 0 |
| 17..... | 3 19 0 |
| 18..... | 4 4 0 |
| 19..... | 4 10 0 |
| 20..... | 4 16 0 |
| 21..... | 5 2 0 |
| 22..... | 5 9 0 |
| 23..... | 5 16 0 |
| 24..... | 6 5 0 |
| 25..... | 6 14 0 |
| 26..... | 7 3 0 |

SCHEDULE VI.—*continued.*

| Age Next Birthday at Entry. | Contribution for £78 Pension. | | |
|---|---|---|---|
| | £ | *s.* | *d.* |
| 27 | 7 | 11 | 0 |
| 28 | 8 | 0 | 0 |
| 29 | 8 | 9 | 0 |
| 30 | 8 | 18 | 0 |
| 31 | 9 | 8 | 0 |
| 32 | 9 | 19 | 0 |
| 33 | 10 | 10 | 0 |
| 34 | 11 | 2 | 0 |
| 35 | 11 | 15 | 0 |
| 36 | 12 | 10 | 0 |
| 37 | 13 | 5 | 0 |
| 38 | 14 | 2 | 0 |
| 39 | 15 | 0 | 0 |
| 40 | 16 | 0 | 0 |
| 41 | 17 | 2 | 0 |
| 42 | 18 | 6 | 0 |
| 43 | 19 | 14 | 0 |
| 44 | 21 | 5 | 0 |
| 45 | 23 | 0 | 0 |
| 46 | 24 | 19 | 0 |
| 47 | 27 | 5 | 0 |
| 48 | 29 | 19 | 0 |
| 49 | 33 | 2 | 0 |
| 50 | 36 | 18 | 0 |
| 51 | 41 | 12 | 0 |
| 52 | 47 | 8 | 0 |
| 53 | 54 | 18 | 0 |
| 54 | 65 | 0 | 0 |
| 55 | 79 | 2 | 0 |
| 56 | 100 | 10 | 0 |
| 57 | 137 | 3 | 0 |
| 58 | 215 | 18 | 0 |
| 59 | 413 | 7 | 0 |
| 60 | 417 | 17 | 0 |

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 33 of 1951.

## An Act to amend the Cattle Compensation Act, 1939-1951.

[*Assented to 6th December,* 1951.]

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 "Cattle Compensation Act Amendment Act (No. 2), 1951".

(2) The Cattle Compensation Act, 1939-1951, as amended by this Act, may be cited as the "Cattle Compensation Act, 1939-1951".

(3) The Cattle Compensation Act, 1939-1951, is hereinafter referred to as "the principal Act".

Amendment of principal Act, s. 6—Amount of compensation.

**2.** Section 6 of the principal Act (as amended by section 4 of the Cattle Compensation Act Amendment Act, 1948) is amended by striking out the word "thirty" in the last line of subsection (1) thereof and by inserting in lieu thereof the word "sixty".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 34 of 1951.

## An Act to amend the Industries Development Act, 1941-1949.

[*Assented to 6th December,* 1951.]

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 " Industries Development Act Amendment Act, 1951 ". Short titles.

(2) The Industries Development Act, 1941-1949, as amended by this Act, may be cited as the " Industries Development Act, 1941-1951 ".

(3) The Industries Development Act, 1941-1949, 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.** The following section is enacted and inserted in the principal Act after section 16a thereof :— Enactment of s. 16aa of principal Act—

16aa. (1) From the money standing to the credit of the Loan Fund Account there shall be transferred to the Country Secondary Industries Fund the sum of twenty-five thousand pounds. Transfer of certain money to Country Secondary Industries Fund.

(2) The sum so transferred may be applied by the Treasurer towards making a loan to the Company known as S.A. Refractories Limited in accordance with the recommendations of the Committee.

(3) This Act, without further appropriation, shall be sufficient authority for the transfer and application of money in accordance with the preceding subsections of this section.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 35 of 1951.

An Act to amend the Interest on Crown Advances and Leases Act, 1944.

[*Assented to 6th December,* 1951.]

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 "Interest on Crown Advances and Leases Act Amendment Act, 1951".

(2) The Interest on Crown Advances and Leases Act, 1944, as amended by this Act, may be cited as the "Interest on Crown Advances and Leases Act, 1944-1951".

(3) The Interest on Crown Advances and Leases Act, 1944, is hereinafter referred to as "the principal Act".

Amendment of principal Act, s. 2—

Rates of interest on Crown advances and loans.

**2.** Section 2 of the principal Act is amended—

(*a*) by inserting after the word "Act" in paragraph (*a*) of subsection (5) thereof the words "or in respect of all such advances or loans made after a date specified in the notice";

(*b*) by inserting after the word "Act" in paragraph (*b*) of subsection (5) thereof the words "or in respect of all such advances or loans made after a date specified in the notice";

(*c*) by adding at the end of paragraph (*c*) of subsection (5) thereof the words "or in respect of all such advances or loans (not excepted as aforesaid) made after a date specified in the notice";

(*d*) by inserting after the word " business " in the penultimate line thereof the words " or otherwise made in pursuance of the State Bank Act, 1925-1941 ".

Amendment of principal Act, s. 3—Interest on Crown leases and agreements.

**3.** Section 3 of the principal Act is amended—

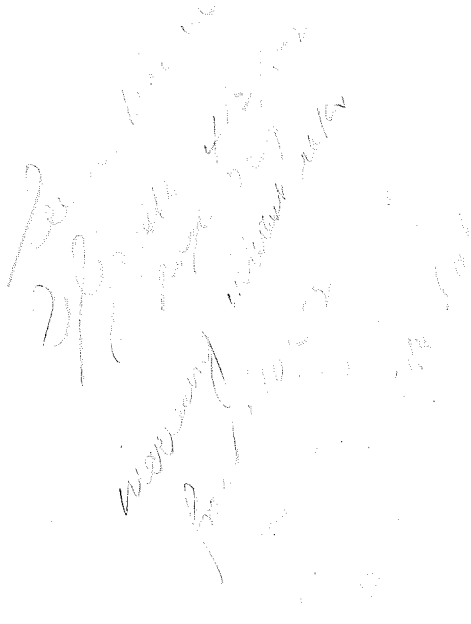
(*a*) by inserting after the word " Act " in paragraph (*a*) of subsection (3) thereof the words " or in respect of all such rent or instalments or other amounts which are payable in respect of Crown leases or Crown agreements granted after a date specified in the notice " ;

(*b*) by inserting after the word " Act " in paragraph (*b*) of subsection (3) thereof the words " or in respect of all such rent or instalments or other amounts which are payable in respect of Crown leases or Crown agreements granted after a date specified in the notice " ;

(*c*) by adding at the end of paragraph (*c*) of subsection (3) thereof the words " or in respect of all such rent or instalments or other amounts (not excepted as aforesaid) which are payable in respect of Crown leases or Crown agreements granted after a date specified in the notice ".

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

C. W. M. NORRIE, Governor.



ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 36 of 1951.

## An Act to amend the Mining Act, 1930-1950.

[*Assented to 6th December,* 1951.]

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 " Mining Act Amendment Act, 1951 ".

(2) The Mining Act, 1930-1950, as amended by this Act, may be cited as the " Mining Act, 1930-1951 ".

(3) The Mining Act, 1930-1950, is hereinafter referred to as " 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.

Repeal of s. 125 of principal Act and enactment of other provisions—

**3.** Section 125 of the principal Act is repealed and the following section is enacted and inserted in its place :—

Penalties for non-payment of money payable under leases.

125. (1) In this section—

" sum reserved by a mining lease " or " reserved sum " includes rent, royalty, and every other sum reserved by or payable pursuant to a mining lease, whether granted before or after the enactment of this section ;

" appointed day " means the day fixed by or under a mining lease for the payment of any sum reserved by or payable under that lease to His Majesty or the Minister.

(2) If any sum reserved by a mining lease is not paid in full on or before the appointed day a penalty of five per cent of that sum shall be added to that sum and shall be due and payable on the day following the appointed day.

(3) If any sum reserved by a mining lease, together with any penalty added thereto under subsection (2) of this section, is not paid in full within one calendar month after the appointed day a further penalty of ten per cent of the said reserved sum shall be added to that sum and the said penalty, and shall be due and payable on the first day after the expiration of the said month.

(4) Any sum reserved by a mining lease and any penalty added to any such reserved sum may be recovered by the Minister by action brought by him in any court of competent jurisdiction at any time after the said sum or (as the case may be) the said penalty becomes due.

Such an action may be brought in the name of the Minister of Mines without specifying the name of the holder of the office for the time being.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 37 of 1951.

## An Act to amend the Surplus Revenue Act, 1938.

[*Assented to 6th December,* 1951.]

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 " Surplus Revenue Act Amendment Act, 1951 ".

(2) The Surplus Revenue Act, 1938, as amended by this Act, may be cited as the " Surplus Revenue Act, 1938-1951 ".

(3) The Surplus Revenue Act, 1938-1951, is hereinafter referred to as " 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. 3a and 3b of principal Act—

**3.** The following sections are enacted and inserted in the principal Act after section 3 thereof :—

Power to take up additional shares.

3a. (1) The Treasurer may apply for, take up, and pay for not more than twenty thousand ordinary shares of the amount (when fully paid up) of one pound each in Cellulose (Australia) Limited.

(2) The money required to pay for such shares shall be paid out of money standing to the credit of the Loan Fund.

(3) This section without further appropriation shall be sufficient authority for making any such payment..

(4) The shares which may be taken up pursuant to this section are in addition to any shares taken up under section 3 of this Act.

Cesser of certain conditions.

3b. (1) On and after the day of re-commencement of this subsection the conditions set out in paragraphs (*b*) and (*c*) of subsection (3) of section 3 of this Act shall have no further effect.

(2) This section shall not affect the right of any person who is a director of the company at the time of the commencement of this section to hold office for the balance of the term for which he was elected or any right of any such person to be a candidate for re-election as a director and act as a director if re-elected.

(3) The Governor may by proclamation declare the day on which subsection (1) of this section shall commence.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

**********************************************************

## No. 38 of 1951.

## An Act to amend the Swine Compensation Act, 1936-1951.

[*Assented to 6th December,* 1951.]

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 "Swine Compensation Act Amendment Act (No. 2), 1951".

(2) The Swine Compensation Act, 1936-1951, as amended by this Act, may be cited as the "Swine Compensation Act, 1936-1951".

(3) The Swine Compensation Act, 1936-1951, is hereinafter referred to as "the principal Act".

Amendment of principal Act, s. 6—Amount of compensation.

**2.** Section 6 of the principal Act is amended by striking out the word "fifteen" in the penultimate line of subsection (1) thereof and by inserting in lieu thereof the word "thirty".

Amendment of principal Act, s. 14—Duty on sales of pigs.

**3.** Section 14 of the principal Act is amended by striking out the words "two shillings and sixpence" in the last line of subsection (2) thereof and by inserting in lieu thereof the words "five shillings".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

******************************************************************

## No. 39 of 1951.

An Act to make further and better provision for the prevention of trespassing on land, and for purposes incidental thereto.

[*Assented to 6th December,* 1951.]

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 " Trespassing on Land Act, 1951 ".

Repeal of Trespassing on Land Act, 1928.

**2.** The Trespassing on Land Act, 1928, is repealed.

Areas where Act applies.

**3.** (1) This Act shall apply only within such parts of the State as are specified in proclamations made under this section.

(2) The Governor may by proclamation—

(*a*) declare the parts of the State in which this Act shall apply :

(*b*) revoke or vary any such proclamation.

Interpretation.

**4.** (1) In this Act " enclosed field " means an area of land which is enclosed by fences, hedges or walls and

(*a*) has sheep or cattle grazing thereon ; or

(*b*) has a cultivated crop thereon ; or

(*c*) is an orchard or vineyard

(2) An area shall be deemed to be enclosed by fences, hedges, or walls, notwithstanding any gap or break in such fences, hedges or walls.

Penalty for trespassing.

**5.** A person who unlawfully enters or remains on an enclosed field shall be guilty of an offence.

Penalty: For a first offence, a fine not exceeding ten pounds; for a subsequent offence, a fine not exceeding twenty pounds.

Remaining on field after request to leave.

**6.** A person who unlawfully remains on an enclosed field after being requested, in accordance with this Act, to leave it shall be guilty of an offence.

Penalty: For a first offence, a fine not exceeding twenty pounds; for a subsequent offence, a fine not exceeding forty pounds.

Duty to state name and address.

**7.** A person who, being on an enclosed field and being requested in accordance with this Act, to state his name and address refuses to state his name and address to the person making the request, or states a false name and address to that person shall be guilty of an offence.

Penalty: A fine not exceeding twenty pounds.

Requests to state name and address.

**8.** (1) A request under this Act may be made to any person on an enclosed field by the owner or occupier of that field or a person in the employment of such owner or occupier.

(2) When making a request under this Act the person making it shall state that he is the owner or occupier of the field or an employee of such owner or occupier, as the case may be.

(3) A person shall not, when making a request, falsely state that he is the owner or occupier of any enclosed field or an employee of such owner or occupier.

Penalty: A fine not exceeding twenty pounds.

Evidentiary provisions.

**9.** In proceedings for an offence against this Act—

(*a*) the allegation in the complaint that any specified enclosed field is within the portion of this State to which this Act applies shall be *prima facie* evidence of that allegation;

(*b*) the entry by the defendant upon any enclosed field in respect of which it is alleged that an offence has been committed by the defendant shall be deemed to be unlawful in the absence of proof to the contrary.

Savings.

**10.** This Act shall not restrict or take away any liability of any person under any other enactment or at common law.

Proceedings.

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

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

A.D. 1951.

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(3) The price charged by the board in pursuance of the last preceding subsection shall not exceed a price calculated on the basis of a price of fourteen shillings per bushel for wholesale sales of bulk wheat of fair average quality f.o.r. ports.

(4) Subsection (2) of this section does not apply to a sale where the quantity of wheat comprised in the sale, together with the aggregate of the quantities of wheat comprised in all other sales which the board has, in the year which commenced on the first day of December next preceding the date of the sale, made in Australia of wheat as feed for poultry, pigs, or dairy cattle, would exceed twenty-six million bushels.

(5) The board may sell wheat in the State—

(*a*) as feed for animals other than poultry, pigs or dairy cattle ; or

(*b*) as feed for poultry, pigs, or dairy cattle where, in the year which commenced on the first day of December next preceding the date of the sale, the board has sold in Australia as such feed not less than twenty-six million bushels of wheat,

at a price calculated on the basis of a price of sixteen shillings and one penny per bushel for wholesale sales of bulk wheat of fair average quality f.o.r. ports.

(6) Where the board makes in the State a sale of wheat to a purchaser who requires the wheat for transport to another State, the board may sell the wheat at a price equal to the price otherwise applicable under this section, less the estimated costs of and incidental to transporting the wheat to, and landing it at, the principal port in that other State.

(7) If it appears to the Governor that, in relation to the supply of wheat, produced in one State, for consumption in another State (being a State in which adequate supplies of local wheat are not available) the board is not observing the principle that the costs of and incidental to transporting such wheat to the principal port of that other State are to be borne by the board, the Governor may, by proclamation published in the *Gazette*, suspend the operation of subsection (2) of this section.

(8) The Governor may revoke a proclamation under the last preceding subsection, and thereupon the suspension effected by the proclamation so revoked shall cease.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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Amendment of principal Act, s. 7—Payment of rates into fund.

**3.** Section 7 of the principal Act is amended by inserting after the word "therefrom" in the third line thereof the words "any amounts expended by the Minister pursuant to section 6a and".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 42 of 1951.

An Act to amend the Building Materials Act, 1949-1950.

[*Assented to 13th December,* 1951.]

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 " Building Materials Act Amendment Act, 1951 ".

(2) The Building Materials Act, 1949-1950, as amended by this Act, may be cited as the " Building Materials Act, 1949-1951 ".

(3) The Building Materials Act, 1949-1950, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 4—

Control of use of essential building materials.

**2.** Section 4 of the principal Act is amended—

(*a*) by striking out the words " one thousand seven hundred pounds " in subdivision (i.) of subparagraph (*b*) of paragraph 1. of subsection (2) thereof and by inserting in lieu thereof the words " two thousand pounds " ;

(*b*) by striking out the words " one thousand eight hundred pounds " in subdivision (ii.) of subparagraph (*b*) of paragraph 1. of subsection (2) thereof and by inserting in lieu thereof the words " two thousand one hundred pounds " ;

(*c*) by striking out the words " one thousand nine hundred pounds " in subdivision (iii.) of subparagraph (*b*) of paragraph I. of subsection (2) thereof and by inserting in lieu thereof the words " two thousand two hundred pounds " ;

(*d*) by adding before the word " or " at the end of subdivision (i.) of subparagraph (*c*) of paragraph I. of subsection (2) thereof the words " and the said person has not, since the twenty-fourth day of January, nineteen hundred and forty-six, constructed or caused to be constructed a dwellinghouse upon land in which he had a registered interest or beneficial interest at the time of the construction of the dwellinghouse ";

(*e*) by striking out the word " beneficial " occurring in subdivisions (i.) and (ii.) of subparagraph (*c*) of paragraph I. of subsection (2) thereof and by inserting in lieu thereof in each case the word " registered " ;

(*f*) by adding at the end of paragraph IV. of subsection (2) thereof the following proviso :—

Provided that nothing in this paragraph shall apply to the carrying out of any alteration or addition to any building or structure during the construction of the building or structure or during the period of twelve months after the completion of the building or structure but nothing in this proviso shall apply to the construction of one out-building during the said period of twelve months :

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

(4) In this section—

" outbuilding " includes garage, stable, shed, workshop, laundry, and any other building of a similar nature :

" registered interest " means—

(*a*) an estate of freehold or leasehold ; or

(*b*) an agreement for sale and purchase with the Crown,

which is registered under The Real Property Act, 1886-1945, or the Registration of Deeds Act, 1935.

(5) For the purposes of this section an outbuilding shall be deemed to be appurtenant to a building or structure if the outbuilding is situated on land occupied with the building or structure.

Amendment of principal Act, s. 5—Use of cement.

**3.** Section 5 of the principal Act is amended—

(*a*) by striking out the words "appurtenant to any building" in the fifth and sixth lines thereof;

(*b*) by inserting after the word "cement" in the first, fourth and seventh lines of subsection (3) thereof in every case the words "or cement product".

Amendment of principal Act, s. 8—Control of sale of essential building materials.

**4.** Section 8 of the principal Act is amended—

(*a*) by inserting before the words "shall be guilty of an offence" in the penultimate line of subsection (5) thereof the words "or who supplies any such return which is false in any material particular";

(*b*) by adding at the end of subsection (6) thereof the words "If in any proceedings for an offence under this subsection evidence is given to the satisfaction of the court that the essential building material was sold or supplied to the authorized purchaser for the purpose of carrying out any work but has not, after the lapse of such time as the court deems reasonable in the circumstances, been used in the carrying out of that work, and is no longer in the possession or control of the authorized purchaser and if evidence to the contrary is not given to the satisfaction of the court, then it may be deemed by the court that the essential building material was used or disposed of contrary to the provisions of this subsection";

(*c*) by inserting therein after subsection (7) thereof the following subsection:—

(7a) If in pursuance of any direction given by the Minister under subsection (1) of this section, any seller disposes of any essential building material to any person for the purpose of being used for the construction of any specified building or structure and if that person uses or causes or permits to be used the essential building material for any other purpose, he shall be guilty of an offence and liable to a penalty not exceeding one hundred pounds.

Amendment of principal Act, s. 9—
Removal of stop notice.

**5.** Section 9 of the principal Act is amended by adding at the end thereof the following subsections (the previous part of section 9 being read as subsection (1) thereof):—

(2) When a notice has been given under subsection (1) of this section in respect of a dwellinghouse in course of construction, the owner may at any time after six months from the giving of the notice apply to the local court of full jurisdiction nearest to the dwellinghouse for the issue of a permit for any materials which he reasonably requires for the completion of the dwellinghouse to an area of twelve and a half squares and at a cost of not more than two thousand two hundred pounds.

(3) Upon such an application the local court may issue any permit which it thinks proper for the purpose of completing the dwellinghouse as aforesaid; and notwithstanding the notice issued under subsection (1) the permit shall give the same rights as if issued by the Minister.

Amendment of principal Act, s. 12—
Duration of permit.

**6.** Section 12 of the principal Act is amended by adding at the end thereof the following subsection:—

(3) If any notice is given under section 9 with respect to any building or structure and if subsequent to the giving of the notice a permit (whether issued before or after the passing of the Building Materials Act Amendment Act, 1951) is issued with respect to the building or structure and the permit is issued subject to the observance of any condition during any period of time specified in the permit then, notwithstanding the foregoing provisions of this section, the permit shall be deemed to continue in force until the expiration of any such period of time specified in the permit.

Amendment of principal Act, s. 14—
Requirements of building contracts.

**7.** Section 14 of the principal Act is amended—

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

(2) Whether or not any contract such as is referred to in subsection (1) provides for the payment of the money aforesaid into a special purpose account, the builder shall, within three days after receiving any such money, pay the money into a special purpose account in a bank in South Australia in the joint names of the owner and the builder.

(*b*) by inserting after the word "liable" in the third line of subsection (4) thereof the words "for a first offence";

(*c*) by inserting after the word "pounds" in the fourth line of subsection (4) thereof the words "or to imprisonment for any term not exceeding six months and for a second or subsequent offence to imprisonment for any term not exceeding twelve months";

(*d*) by adding at the end of subsection (6) thereof the words "and all such money which is not withdrawn as aforesaid shall be the property of the owner".

Amendment of principal Act, s. 20—Information as to materials.

**8.** Section 20 of the principal Act is amended by inserting after subsection (1) thereof the following subsection:—

(1a) The Minister may by notice in writing require any person who has, in the construction of any building or structure, used or caused to be used any essential building materials to disclose to the Minister within the time specified in the notice the source from which the person obtained the essential building materials and the time at which the essential building materials were obtained.

Amendment of principal Act, s. 26—Temporary accommodation.

**9.** Section 26 of the principal Act is amended by inserting therein after subsection (3) thereof the following subsection:—

(3a) Where satisfied that it is desirable so to do in order to serve the reasonable needs of persons inhabiting any such temporary housing accommodation, the Treasurer may provide buildings for such shops, kindergartens, health centres, and other places of a like nature as the Treasurer deems desirable. Any such building may be let by the Treasurer at such rentals and on such terms and conditions as are from time to time fixed by the Treasurer.

Amendment of principal Act, s. 29—Duration of Act.

**10.** Section 29 of the principal Act is amended by striking out the word "fifty-one" in the third line thereof and by inserting in lieu thereof the word "fifty-two".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

A.D. 1951.

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## No. 43 of 1951.

## An Act to amend the Education Act, 1915-1949.

[*Assented to 13th December,* 1951.]

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, 1951".

(2) The Education Act, 1915-1949, as amended by this Act, may be cited as the "Education Act, 1915-1951".

(3) The Education Act, 1915-1949, is hereinafter referred to as "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. 18a of principal Act—Consequential amendment.

**3.** Section 18a of the principal Act is amended by adding after the word "section" in the first line of subsection (3), the fifth line of subsection (5), the third line of subsection (6) and the third line of subsection (7) the words "and section 18c of this Act".

Repeal of s. 18c of principal Act and enactment of other provisions—

Leave of Government employees transferred to teaching service.

**4.** Section 18c of the principal Act is repealed and the following section is enacted in lieu thereof:—

18c. (1) In this section "officer" means a person in the employ of the Government of the State other than a person to whom it is provided by any Act that section 75 of the Public Service Act, 1936-1950, does not apply.

(2) If an officer is appointed as a teacher and his service as a teacher is continuous with his service as an officer he shall be eligible for long service leave in accordance with this section, and subsections (1) and (2) of section 18a of this Act shall not apply to him except to the extent provided by this section.

(3) If an officer so appointed has had not more than ten years continuous service as an officer he shall, for the purpose of computing his long service leave be deemed to have served as a teacher for a period equal to one and a half times the period of his service as an officer, in addition to the period of his service as a teacher, and may be granted long service leave based on the total of such periods, in accordance with section 18a of this Act.

(4) If an officer so appointed has had more than ten years continuous service as an officer the Governor may grant to him—

(*a*) at any time after such appointment, the leave for which he was eligible under section 75 of the Public Service Act, 1936-1950, immediately before the appointment: and

(*b*) in respect of the first ten years of continuous service as a teacher, not more than ninety days leave on full salary: and

(*c*) in respect of ten or more additional years of continuous service as a teacher, not more than ninety days on full salary:

Provided that the maximum amount of leave which may be granted to any person under this subsection shall not exceed three hundred and sixty-five days on full salary.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 44 of 1951.

An Act to amend the Hairdressers Registration Act, 1939-1946.

[*Assented to 13th December,* 1951.]

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 " Hairdressers Registration Act Amendment Act, 1951 ".

(2) The Hairdressers Registration Act, 1939-1946, as amended by this Act, may be cited as the " Hairdressers Registration Act, 1939-1951 ".

(3) The Hairdressers Registration Act, 1939-1946, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 21— Fees.

**2.** Section 21 of the principal Act is amended—

(*a*) by striking out the words " one pound one shilling " in paragraph (*a*) of subsection (2) thereof and by inserting in lieu thereof the words " one pound eleven shillings and sixpence " ;

(*b*) by striking out the words " one shilling " in paragraph (*b*) of subsection (2) thereof and by inserting in lieu thereof the words " eleven shillings and six pence " ;

(*c*) by striking out the words " one shilling " in the fourth line of subsection (4) thereof and by inserting in lieu thereof the words " eleven shillings and six pence ".

Amendment of principal Act, s. 29—

Unregistered persons assuming style of hairdresser, etc.

**3.** Section 29 of the principal Act is amended—

(*a*) by inserting after the word "letters" in the third line of paragraph (*a*) of subsection (1) thereof the words "or whether under the name of a company, association or institute or under any like name or title";

(*b*) by inserting after the word "letters" in the third line of paragraph (*b*) of subsection (1) thereof the words "or whether under the name of a company, association or institute or under any like name or title".

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

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"institution" means an institution established or provided by the Government for the maintenance and treatment of persons suffering from tuberculosis;

"tuberculosis" means tuberculous disease in any form.

(2) Nothing in this Part shall restrict the operation of any provision of Part IX. of this Act.

Examination of individual suspects.

146c. (1) If the Director-General is satisfied that there are reasonable grounds for suspecting that any person is suffering from tuberculosis he may by notice in writing signed by him or by any person acting under his authority require that person to attend at a time and place specified in the notice, and to undergo such diagnostic examinations as the Director-General arranges. A notice under this subsection shall be served on the person to whom it is addressed at least fourteen days before the time fixed by the notice for the examination.

(2) If for any reason the examination of any person is not held or completed at the time and place fixed by notice given under subsection (1) of this section, or on any adjournment, the Director-General or any person authorized by him may adjourn or further adjourn the examination or the completion thereof and give the person who is being or is to be examined written notice to attend again at the time and place to which the examination is adjourned.

(3) The Director-General may revoke any notice given under the preceding subsections of this section if satisfied that—

(*a*) the person named therein is not suffering from tuberculosis; or

(*b*) the person named therein is suffering from tuberculosis and is being or will be adequately treated for that disease; or

(*c*) any other sufficient cause exists for revoking it.

(4) The Director-General may amend any notice given under the preceding subsections of this section.

(5) If a person on whom a notice is served under this section fails to comply with any requirement of the notice he shall be guilty of an offence.

Penalty: For a first offence, a fine not exceeding ten pounds.

For a second or subsequent offence, a fine not exceeding twenty-five pounds.

(6) Proceedings against a person for an offence against this section shall not affect his liability to apprehension under the next following section.

Enforcement of order for individual examination.

146d. (1) If a person served with a notice under the preceding section fails to attend for examination in accordance with the notice the Director-General may apply to a special magistrate for the issue of a warrant for the apprehension of that person; and the special magistrate, if satisfied that the said person has so failed, may issue such a warrant.

(2) A warrant issued under this section shall—

(*a*) state shortly the matter on which it is founded;

(*b*) name or otherwise describe the person against whom it is issued;

(*c*) order the person or persons to whom it is directed to apprehend and detain the said person and bring him for examination in accordance with this section;

(*d*) be in the prescribed form.

(3) A warrant issued under this section may be directed specially to any constable or other person by name, or generally to all constables in the State, or both specially and generally as aforesaid. If a warrant is directed to constables generally it shall be lawful for any constable to execute it as if it had been directed to him by name.

(4) A person apprehending a person by virtue of a warrant under this section—

(*a*) shall forthwith notify the Director-General of the apprehension;

(*b*) shall, pending the examination of such person, detain him in a hospital or other suitable place appointed by the Director-General for the purpose.

(5) Upon being informed that a person has been apprehended under this section the Director-General shall, as early as practicable, make arrangements for the examination of that person and advise the person who executed the warrant of the time and place fixed for the examination.

(6) A person executing a warrant under this section shall at the time so fixed bring the person apprehended from the place where he is detained to the place fixed for the examination.

(7) A warrant issued under this section for the apprehension of a woman shall, wherever practicable, be directed to a woman constable.

Examination of classes or groups.

146e. (1) The Minister may, from time to time by notice order that any groups or classes of persons specified in the notice shall submit themselves to examination of the chest by X-ray in accordance with the provisions of the notice.

(2) Any group or class of persons to which a notice applies may be described in the notice by reference to their ages or the nature or place of their occupations, or the name of their employer, or their place of residence or country of origin, or the alphabetical group in which their names fall, or in any other way which the Minister thinks proper.

(3) Every such notice—

(*a*) shall be published by advertisement in a newspaper circulating in the locality in which the examination is to be held;

(*b*) shall specify the time at which or the period during which, and the place at which, persons specified in the notice shall attend for examination;

(*c*) may provide for any matters necessary or convenient to be provided in order to ensure that the persons specified in the notice shall attend for examination and that the examination shall be properly carried out.

(4) If a person attends for examination in accordance with a notice under this section and if for any reason the examination is not made or completed at the time and place at which he attends, the Director-General, or any person authorized by him, may adjourn the examination or the completion thereof and give to the said person a written notice requiring him to attend at the adjourned examination, and stating the time and place where it will be held.

(5) A person who fails to comply with any requirement of a notice given under any provision of this section shall be guilty of an offence.

Penalty—For a first offence, a fine of not more than ten pounds.

For a second or subsequent offence, a fine of not more than twenty-five pounds.

Detention of tuberculosis patients.

146f. (1) If a special magistrate is satisfied that any person suffering from tuberculosis (in this Part called a "patient") is in an infectious condition and that the circumstances in which the patient is living or the habits of the patient are such that there is a substantial risk that he will cause infection to other persons, he may order that the patient be removed to an institution or to some other place agreed upon by the patient and the Director-General and be detained and offered treatment there for such period not exceeding six months as the special magistrate orders.

(2) Where a special magistrate is satisfied that a patient who is already an in-patient in an institution (whether he is a voluntary patient or is being detained pursuant to an order) is in an infectious condition and that if he leaves the institution there will be a substantial risk that he will cause infection to other persons, the magistrate may order that the patient be detained in the institution in which he is already an in-patient, or in some other institution agreed upon by the patient and the Director-General, for such period not exceeding six months as the special magistrate thinks fit.

(3) An order shall not be made under this section except upon the application of the Director-General.

(4) Upon being informed by the Director-General that he intends to apply for an order under this section, a special magistrate shall fix a time and place for hearing the application.

(5) The Director-General shall serve on the patient at least seven clear days before the hearing a notice stating his intention to apply for the order and of the time and place fixed for the hearing of the application, and informing the patient of his right to appear before the special magistrate personally, or by counsel or agent.

(6) On the hearing of the application the special magistrate—

(*a*) shall hear and consider any relevant evidence, information or arguments submitted by or on behalf of the Director-General or the patient;

(*b*) shall not be bound by the legal rules of evidence.

Enforcement of orders for detention.

146g. (1) When an order is made under the preceding section of this Act a special magistrate on the application of the Director-General may issue a warrant for the apprehension and detention of the patient.

(2) The warrant shall—

(*a*) state shortly the matter on which it is founded ;

(*b*) name or otherwise describe the patient ;

(*c*) order the person or persons to whom it is directed to apprehend the patient and take him to an institution and there receive and detain him in accordance with this section ;

(*d*) be in the prescribed form.

(3) A warrant under this section shall be directed generally to all constables in the State and to the superintendent of the institution in which the patient is to be detained. It shall be lawful for any constable to execute any such warrant as if it had been directed to him by name.

(4) A warrant under this section shall—

(*a*) authorize any person to whom it is directed to do all or any of the following things, namely, to apprehend the patient, to take him to the institution mentioned in the order, and to receive him in that institution and detain him there until he is lawfully released ;

(*b*) be sufficient authority, for the apprehension and return to the said institution of the patient if he unlawfully leaves the said institution.

Release of persons detained.

146h. (1) The Director-General may in writing—

(*a*) order that a person who is being detained in an institution pursuant to an order under section 146f may leave the institution either permanently or for a period specified in the order ;

(*b*) extend any period mentioned in an order under paragraph (*a*) of this subsection.

(2) On the application of a person who is being detained in an institution pursuant to an order under section 146f

and after hearing the Director-General a special magistrate may order—

(*a*) that the said person be released from the institution either permanently or for a period specified in the order;

(*b*) that any period specified in an order under paragraph (*a*) of this subsection be extended.

No such order shall be made unless the magistrate is satisfied that the applicant may be released without substantial risk of infection to others, or, as the case may be, that the period of his release may be extended without such risk.

(3) Any order made under this section may be subject to any conditions imposed by the person making it and if any such condition is broken or not observed, the order shall cease to have effect.

Appeals.

146j. (1) Any party to an application made to a special magistrate under section 146f or 146h of this Act may, within twenty-one days after the special magistrate has made an order or given a decision on the application, appeal to the Supreme Court against that order or decision.

(2) Every such appeal shall be heard and determined by a single judge sitting in chambers.

(3) On the hearing of the appeal the Judge may do such one or more of the following things as he deems appropriate, namely, confirm, reverse or modify the order or decision appealed against, or make any order or give any decision which in the Judge's opinion, should have been made or given in the first instance.

(4) The Judge shall make no order as to costs in respect of the hearing of an appeal under this section except where the appeal is by the patient and is successful.

(5) Subject to the provisions of this section the procedure on an appeal shall be such as is prescribed by rules of the Supreme Court.

Mode of service.

146k. (1) Any order or notice required or authorized by this Part to be served upon or given to any person may be served upon or given to him by—

(*a*) delivering it to him personally; or

(*b*) leaving it for him at his last or most usual place of abode or business with some other person apparently an inmate thereof or employed thereat and apparently not less than sixteen years of age.

(2) Where an order or notice is left for a person under paragraph (*b*) of the preceding subsection that person shall be deemed to have received it on the day on which it was so left unless he proves the contrary.

Provisions as to examinations.

146l. (1) If a person who attends or is brought to a place for examination pursuant to this Part refuses to submit himself to examination—

(*a*) he shall be guilty of an offence and liable to a fine not exceeding twenty-five pounds;

(*b*) the medical practitioner or other person appointed to conduct the examination may, with the aid of any persons acting under his instructions use any means necessary to conduct the examination.

(2) If any person obstructs or interferes with any person conducting or assisting to conduct any examination under this Part he shall be guilty of an offence and liable to a fine not exceeding twenty-five pounds.

Applications to magistrates.

146m. Every application to a special magistrate under this Part shall be heard and determined in chambers.

Regulations under this Part.

146n. The power to make regulations conferred by section 147 of this Act shall be deemed to include power to make any regulations necessary or convenient for the administration and enforcement of this Part of this Act, and without limiting the generality of this section shall include power to make regulations—

(*a*) with respect to the practice and procedure (including the summoning and examination of witnesses) on applications under this Part;

(*b*) prescribing the forms for use under this Part;

(*c*) for securing orderly behaviour on the part of persons who have attended for examination or are being examined or detained under this Part;

(*d*) prescribing penalties recoverable summarily and not exceeding twenty-five pounds for breach of any regulation made under this section.

Amendment of s. 147 of principal Act—Regulations as to dangerous substances and processes.

**4.** Section 147 of the principal Act is amended by inserting therein after paragraph (*m*2) of subsection (1) the following paragraphs:—

(*m*3) declaring that any substances (which term shall in this and the following three paragraphs include solids, liquids, and gases) shall be dangerous substances and that any processes shall be dangerous processes;

(*m*4) regulating or restricting the production, manufacture, use, storage, sale or other disposal of any substances declared by regulation to be dangerous substances,

(*m*5) regulating or restricting the use or application of processes declared by regulation to be dangerous processes;

(*m*6) prescribing any other matters which it is necessary or convenient to prescribe for the purpose of ensuring that adequate precautions shall be taken to prevent death, injury or ill health from substances declared by regulation to be dangerous substances or from processes declared by regulation to be dangerous processes.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

**A.D. 1951.**

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## No. 46 of 1951.

An Act to amend the Local Government Act, 1934-1949.

[*Assented to 13th December,* 1951.]

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 " Local Government Act Amendment Act, 1951 ".

(2) The Local Government Act, 1934-1949, as amended by this Act, may be cited as the " Local Government Act, 1934-1951 ".

(3) The Local Government Act, 1934-1949, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 27—

Petition for severance.

**2.** Section 27 of the principal Act is amended by striking out the words " or shall be annexed to another area " in the second and third lines thereof.

Enactment of s. 27a of principal Act—

**3.** The following section is enacted and inserted in the principal Act after section 27 thereof :—

Petition for severance and annexation.

27a. (1) Every petition to sever a portion of an area and to annex that portion to another area shall either be signed by persons who are a majority of the ratepayers of that portion and are owners in occupation of more than one-half in value of the ratable property within that portion or shall be under the common seals of the council of

the area from which the portion is proposed to be severed and the council of the area to which the portion is proposed to be annexed.

(2) Before any such petition is presented by any such councils, the council for the area from which it is proposed to sever a portion thereof, shall give notice in writing to each owner or occupier of ratable property within that portion. The notice shall state what is proposed in the petition of the council and shall inform the person to whom it is given that any persons concerned may, within six weeks of the presentation of the petition, present to the Minister a counter-petition as provided by this Act.

Amendment of principal Act, s. 49—

Number of members of district council.

**4.** Section 49 of the principal Act is amended by striking out the words "nor more than ten" in the second line of subsection (3) thereof.

Enactment of s. 57a of principal Act—

Special provision as to resignation to contest other office in council.

**5.** The following section is enacted and inserted in the principal Act after section 57 thereof:—

57a. If—

(*a*) any term of office of any councillor or alderman in any municipal council would not expire by effluxion of time at the conclusion of any annual election; and

(*b*) any such councillor or alderman before the day of nomination for that annual election, with the licence of the council, resigns his office of councillor or alderman, as the case may be, in order that, in the case of a councillor, he may be nominated for the office of mayor or alderman to be elected in that council at that annual election or, in the case of an alderman, in order that he may be nominated for the office of mayor to be elected in that council at that annual election; and

(*c*) the councillor or alderman, as the case may be, after resigning as aforesaid is duly and properly nominated for the office of mayor or alderman, as the case may be, to be elected at that annual election,

then, notwithstanding that the councillor or alderman has resigned his office as aforesaid, he shall be deemed to have continued in his office of councillor or alderman, as the case may be, and shall be deemed to so continue until his successor in the office of councillor or alderman, as the case may be, is elected or until the conclusion of the annual election aforesaid, whichever first occurs.

Amendment of principal Act, s 163dd—

Duration of determination.

**6.** Section 163dd of the principal Act is amended by adding at the end thereof the following words "Provided that if any salaries are fixed under a determination of the board or any variation thereof which is made for the purpose of giving effect to any variation of the living wage made pursuant to the Industrial Code, 1920-1951, the board may, in the determination or variation thereof, declare that the salaries fixed thereunder shall be payable as from any day not earlier than the day upon which the variation of the living wage takes effect".

Amendment of principal Act, s. 169—

**7.** Section 169 of the principal Act is amended by adding at the end thereof the following subsection :—

Assessment of certain areas used for sporting purposes.

(3) Any land situated in an area in which Division III of Part X applies shall during the five financial years next occurring after the passing of the Local Government Act Amendment Act, 1951, be assessed at three-quarters of the amount of the land value thereof if—

(*a*) the land is occupied by an association or organization of persons the principal object of which is the playing of games on the land by the members thereof; and

(*b*) the land is used for the playing of games by a substantial number of the members of the association or organization; and

(*c*) the land is ten acres or more in area; and

(*d*) the constitution of the association or organization is such that the members thereof (other than honorary members) are required to pay subscriptions to the association or organization and no payment is made to the members from any of the receipts of the association or organization.

Enactment of s. 173a of principal Act—

**8.** The following section is enacted and inserted in the principal Act after section 173 thereof :—

Supply of waterworks assessment.

173a. (1) The Minister of Works may, upon request of any council, supply to the council a copy of the assessment for the time being in force under the Waterworks Act, 1932-1936 (which assessment is in this Act referred to as "the waterworks assessment") so far as that assessment relates to land within the area of the council.

(2) The council shall pay to the Minister of Works such appropriate charge for the copy aforesaid as the Minister of Works from time to time determines.

(3) The council, instead of causing an assessment to be made as provided by this Division, may, in respect of any financial year, adopt the waterworks assessment for the time being in force and the assessment so adopted shall be the assessment of the council.

(4) If the waterworks assessment is adopted by the council and—

(*a*) any land within the area is not included in the waterworks assessment ; or

(*b*) any land within the area is included in the waterworks assessment in one assessment with other land not situate within the area ; or

(*c*) any land included in the waterworks assessment as an entirety is divided or is subsequently divided between two or more owners,

the council may cause to be made a fresh assessment or fresh assessments thereof which shall, so far as practicable, be founded upon the waterworks assessment.

Amendment of principal Act s. 204— Hearing of appeals.

**9.** Section 204 of the principal Act is amended—

(*a*) by inserting after the word " council " in the second line thereof the words " and except where the appeal is in respect of ratable property held by two or more joint tenants or tenants in common one of whom is a member of the council ".

(*b*) by adding at the end of subsection (2) thereof the words " and where the appeal is in respect of ratable property held by two or more joint tenants or tenants in common one of whom is a member of the council the appeal shall be made direct to the local court of full jurisdiction nearest the office ".

Amendment of principal Act, s. 205— Provision as to appeals.

**10.** Section 205 of the principal Act is amended—

(*a*) by striking out the words " by a member of the council to the local court or " in the second and third lines thereof ;

(*b*) by inserting after the word " subsection " in the fourth line thereof the passage " (2) or " ;

(*c*) by striking out the words " by members of the council to the local court and appeals " in subdivision VIII. thereof ;

(*d*) by inserting after the word "subsection" in subdivision VIII. thereof the passage "(2) or".

**11.** The following section is enacted and inserted in the principal Act after section 207 thereof:— Enactment of s. 207a of principal Act—

207a. In any appeal to a local court under section 206 or 207 of this Act the local court shall have the powers vested in a judge or special magistrate by section 25 of the Local Courts Act, 1926-1947. Powers of local court as to discovery, etc.

**12.** Section 233a of the principal Act is amended by striking out the words "two shillings and sixpence" in the second and third lines thereof and by inserting in lieu thereof the words "five shillings". Amendment of principal Act, s. 233a— Minimum rates.

**13.** (1) Section 237 of the principal Act is amended by striking out the word "four" in the second line thereof and by inserting in lieu thereof the word "five". Amendment of principal Act, ss. 237, 239, 243 and 246— Amount of general rate.

(2) Section 239 of the principal Act is amended by striking out the word "three" in the third line thereof and by inserting in lieu thereof the word "four".

(3) Section 243 of the principal Act is amended by striking out the word "four" in the second line thereof and by inserting in lieu thereof the word "eight".

(4) Section 246 of the principal Act is amended by striking out the word "four" in the third line thereof and by inserting in lieu thereof the word "eight".

**14.** Section 287 of the principal Act is amended by striking out paragraph (*j*2) of subsection (1) thereof and by inserting in lieu thereof the following paragraph:— Amendment of principal Act, s. 287— Expenditure by council.

(*j*2) providing for the cost of any public entertainments, functions, illuminations, or decorations (whether within or outside the area) or other like expenditure in connection with any visit of His Majesty or any member of the Royal Family to the State, and for contributing to any fund established for any such purpose:

Amendment of principal Act, s. 289—
Subsidy to dentist by district council.

**15.** Section 289 of the principal Act is amended by inserting in subsection (1) thereof after paragraph (*c*) thereof the following paragraph :—

(*d*) providing a salary or subsidy to or for a dentist registered under the Dentists Act, 1931-1936, practising within the district.

Amendment of principal Act, s. 319—
Payments for construction of roads.

**16.** Section 319 of the principal Act is amended—

(*a*) by striking out the words " five shillings " in the penultimate line of subsection (2) thereof and by inserting in lieu thereof the words " seven shillings ";

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

(7) If any work of a kind described in this section is carried out (whether before or after the passing of the Local Government Act Amendment Act, 1951) which the council is satisfied is other than of a permanent nature and should not be regarded as work for which a contribution should be required under this section, the council may (unless payment for the said work has been previously required by the council under this section) by resolution declare that the work is of the nature aforesaid. If any such resolution as aforesaid is passed the council shall not be entitled to require payment from any owner in respect of any work to which the resolution applies and, for the purpose of ascertaining the obligations of any owner under subsection (2), the work to which the resolution applies shall be deemed not to have been previously carried out.

(8) If any roadway is paved with any material other than concrete, bitumen, tar or asphalt and the roadway is subsequently paved with any one of the said materials, the paving of the roadway, to the extent that it was not carried out in that material, shall be deemed not to have been previously carried out and the cost of paving with concrete, bitumen, tar or asphalt, as the case may be, may be recovered in manner provided by this section

Amendment of principal Act, ss. 322 and 324—
Barriers across streets under repair, etc.

**17.** (1) Section 322 of the principal Act is amended—

(*a*) by inserting after the word "surveyor" in the first line thereof the words "or any officer of the council authorized by the council for the purpose";

(*b*) by inserting after the word "surveyor" in the second line of subsection (2) thereof the words "or officer authorized as aforesaid".

(2) Section 324 of the principal Act is amended by inserting after the word "surveyor" in the second line thereof the words "or of an officer of the council authorized by the council for the purpose".

Amendment of principal Act, s. 328—
Payments for construction of footways.

**18.** Section 328 of the principal Act is amended—

(*a*) by striking out the words "one shilling" in the proviso to subsection (2) thereof and by inserting in lieu thereof the words "one shilling and sixpence":

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

(7) If any work of a kind described in this section is carried out (whether before or after the passing of the Local Government Act Amendment Act, 1951) which the council is satisfied is other than of a permanent nature and should not be regarded as work for which a contribution should be required under this section, the council may (unless payment for the said work has been previously required by the council under this section) by resolution declare that the work is of the nature aforesaid. If any such resolution as aforesaid is passed the council shall not be entitled to require payment from any owner in respect of any work to which the resolution applies and, for the purpose of ascertaining the obligations of any owner under subsection (2), the work to which the resolution applies shall be deemed not to have been previously carried out.

Amendment of principal Act s. 375—
Leased roads.

**19.** Section 375 of the principal Act is amended by striking out the word "either" in the third line of paragraph (*a*) of the proviso to subsection (1) and by inserting in lieu thereof the words "such of the following as is directed by the council, namely".

Amendment of principal Act, s. 416—
Temporary possession of land.

**20.** Section 416 of the principal Act is amended by striking out the words "not being more than in the case of a municipality four hundred yards and in the case of a district five miles distant from the work or undertaking, and" in paragraph (*a*) thereof.

Amendment of principal Act, s. 435—
Borrowing for reproductive purposes.

**21.** Section 435 of the principal Act is amended by adding at the end thereof the following subsection :—

(7) If any money is borrowed in pursuance of this section, the amount so borrowed shall not be taken into account for the purposes of section 424 and moneys borrowed in pursuance of this section shall be additional to moneys which may be borrowed in pursuance of section 424.

Repeal of s. 623 of principal Act—
Fires.

**22.** (1) Section 623 of the principal Act is repealed.

(2) Paragraph (7) of section 669 of the principal Act is amended—

(*a*) by striking out the words " the lighting of fires in the open air, and " in subdivision v. thereof ;

(*b*) by inserting therein after subdivision v. thereof the following subdivision :—

va. For regulating, controlling or prohibiting the lighting of fires in the open air ;

Amendment of principal Act, s. 666—
Vehicles left in streets.

**23.** Section 666 of the principal Act is amended—

(*a*) by striking out the words " the expenses of the removal" in the penultimate and last lines thereof ;

(*b*) by inserting therein after the word " vehicle " in the last line thereof the words " all the expenses in connection with the removal, custody, and maintenance of the vehicle ".

Amendment of principal Act, s. 667—
By-laws as to foreshores.

**24.** Paragraph (18) of section 667 of the principal Act is amended—

(*a*) by striking out the words " or reserve " in the last line of subdivision II. thereof ;

(*b*) by striking out the word " therefrom " in the last line of subdivision III. thereof and by inserting in lieu thereof the words " from any such foreshore ".

Amendment of principal Act, s. 667—

**25.** (1) Section 667 of the principal Act is amended by inserting therein after paragraph (37) thereof the following paragraph :—

Public health.
Cf. U.K. 26, Geo. 5 & 1 Edw. 8, c. 49, ss. 61, 83, 107.

(37a) I. For the licensing, regulation, supervision, government, and control of premises for the sale of raw or green hides or skins which are situated within the municipality or any township within the district :

II. For licensing premises for keeping, storing, or selling, and for preventing the keeping, storing, or selling of hides and skins of any description within the municipality or any township within the district :

III. For preventing the burning of rags, clippings, or parings of leather, or other offensive substances within the municipality or any township within the district :

IV. For the prevention of the keeping of animals or birds of any kind within the municipality or any township within the district so as to be a nuisance or injurious to health : Cf. U.K. Geo. 5 & 1 Edw. 8, c. 49, s. 92.

(2) Section 669 of the principal Act is amended by striking out subdivisions I. to IV. (both inclusive) of paragraph (19) thereof.

**26.** Paragraph (25) of section 669 of the principal Act is amended by inserting therein after subdivision XIII. thereof the following subdivision :— Amendment of principal Act, s. 669— By-laws as to use of footways.

XIIIa. For regulating the hours during which ladders, scaffolding, and similar appliances may be used upon footways and generally for controlling and regulating the use of ladders, scaffolding, and similar appliances upon footways :

**27.** Section 670 of the principal Act is amended— Amendment of principal Act, s. 670— By-laws as to reserves, etc.

(*a*) by inserting after the word " upon " in the second line of paragraph (2) thereof the words " the Crown lands, or lands let to the council, or public roads within the district " ;

(*b*) by striking out the words " the Crown lands, or " in the fourth and fifth lines of paragraph (2) thereof ;

(*c*) by inserting after the word " of " in the fourth line of paragraph (4) thereof the word " or " ;

(*d*) by striking out the words " or under the control of " in the last line of paragraph (4) thereof.

**28.** Section 689 of the principal Act is amended by striking out subsections (2) and (3) thereof and by inserting in lieu thereof the following subsections :— Amendment of principal Act, s. 689— Adoption of model by-law.

(2) The resolution adopting any such model by-law or alteration thereof and such information relating thereto

as he may require, shall be submitted to the Crown Solicitor. If the Crown Solicitor is satisfied that the provisions of this Act applicable to the resolution have been complied with, he shall give a certificate accordingly.

(3) After any certificate has been given as aforesaid, notice of the resolution together with the certificate of the Crown Solicitor given in respect thereof shall be published in the *Gazette*.

(4) After one week has elapsed from the publication in the *Gazette* of the notice aforesaid, the model by-law so adopted shall, until altered or repealed by the council, for all purposes have the same force and effect within the area as if it had been enacted in and formed part of this Act, and any by-law repealed by any such resolution shall be deemed to be repealed.

Enactment of s. 755a of principal Act—

**29.** (1) The following section is enacted and inserted in the principal Act after section 755 thereof :—

Publishing unauthorized electoral advertisements.

755a. If, in connection with any election, any person—

(*a*) publishes or causes to be published any electoral advertisement which has not at the end thereof the name and address of the person authorizing it ; or

(*b*) issues or causes to be issued any electoral notice which has not on the face thereof the name and address of the person authorizing the notice,

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

(2) Section 766 of the principal Act is amended by inserting after the word " numbered " in the third line thereof the passage " 755a or ".

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

C. W. M. NORRIE, Governor.

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## No. 47 of 1951.

An Act to amend the Public Service Act, 1936-1950.

[*Assented to 13th December,* 1951.]

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 " Public Service Act Amendment Act, 1951 ".

(2) The Public Service Act, 1936-1950, as amended by this Act, may be cited as the " Public Service Act, 1936-1951 ".

(3) The Public Service Act, 1936-1950, is hereinafter referred to as " 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. 17 of principal Act—Salary of Commissioner.

**3.** (1) Section 17 of the principal Act is amended by striking out subsection (1) and inserting in its place the following subsection :—

(1) The salary of the Commissioner shall be at the rate of two thousand three hundred pounds a year.

(2) This section shall be deemed to have come into operation on the first day of July, nineteen hundred and fifty-one.

Amendment of s. 24 of principal Act—Consequential amendment.

**4.** Section 24 of the principal Act is amended by striking out the words " other than those specified in paragraph (*a*) of subsection (1) of section 13 ".

Amendment of s. 32a of principal Act— Allowances and overtime.

**5.** Section 32a of the principal Act is amended by inserting the following paragraphs after paragraph (*c*) of subsection (1) :—

(*c*1) direct that any person employed under this Act who works overtime or on public holidays or weekends, shall be given time off in consideration of such work ;

(*c*2) fix the charges payable by, or deductible from the salaries of, persons employed under this Act, for all or any of the following things, namely board, lodging, fuel, light, or rations provided by the Government of the State.

Enactment of s. 32b of principal Act—

**6.** The following section is enacted and inserted in the principal Act after section 32a thereof :—

Power of Governor and Minister as to certain salaries.

32b. Where the Governor or a Minister has power (express or implied) under this or any other Act to fix the salary of any person employed by the Government of the State, he shall also have power unless the Act expressly provides to the contrary—

(*a*) to vary any salary so fixed ;

(*b*) to declare that the rate of salary so fixed or varied shall come into operation on the day on which it is so fixed or varied or on any day before or after that day.

Amendment of s. 49a of principal Act— Temporary employment of persons over age of retirement.

**7.** Section 49a of the principal Act is amended as follows :—

(1) Subsections (1a) and (1b) are struck out and the following subsection is inserted in their place :—

(1a) No person shall be employed or retained in employment under this section after the thirty-first day of December, nineteen hundred and fifty-three.

(2) Subsection (5) is amended by striking out the words " may be " and the words " during the present war and during the period of twelve months after the termination of the present war, but no longer, and ".

(3) Subsection (6) is struck out.

(4) Subsection (7) is struck out and the following subsection is inserted in its place :—

(7) Every person employed under this section shall be eligible for leave of absence other than leave of absence under section 75 of this Act, to the same extent and subject to the same conditions as persons

who are under the age of sixty-five years and are temporarily employed in the same department as that person.

(5) Subsection (9) is struck out.

Amendment of s. 52 of principal Act—Filling of vacancies by appointments from within the service.

**8.** Section 52 of the principal Act is amended by striking out subsection (5) and inserting the following subsection in its place :—

(5) When an appeal has been made the board shall—

(*a*) give the appellant, the Commissioner and the person recommended notice of the time when and the place where the appeal will be heard ;

(*b*) hear and consider any relevant evidence, information, or arguments submitted by or on behalf of the appellant, the Commissioner, the head of the department in which the vacancy occurred, and the person recommended ;

(*c*) after all parties and witnesses have withdrawn from the hearing, determine the appeal in such manner as it deems just, having regard to the relative efficiency, or in the event of equality of efficiency, the relative seniority (as defined in subsection (11) of this section) of the appellant and the person recommended.

On the hearing of an appeal any appellant or person recommended may be represented by the General Secretary of the Association ; and the Commissioner may be represented by any person authorized by him for the purpose.

This subsection shall not affect any right of the Association under section 24 of this Act.

Amendment of s. 57 of principal Act—Retirement of officers.

**9**. Section 57 of the principal Act is amended by inserting after the word "thereunder" in the second line of subsection (2) the words "subsection (1) of" and by adding at the end thereof the following subsection :—

(3) Notwithstanding subsection (2) of this section the Clerks of the Legislative Council and the House of Assembly shall retire on the thirty-first day of March next after they respectively attain the age of sixty-five years.

A Clerk of the Legislative Council or House of Assembly who is over sixty-five years of age at the time of the passing of the Public Service Act Amendment Act, 1951, shall retire on the thirty-first day of March, 1953.

Amendment of s. 76a of principal Act—Payments for leave not taken.

**10.** Section 76a of the principal Act is amended by striking out subsection (2) thereof and inserting in its place the following subsection :—

(2) In this section—

"officer" means any person in the employ of the Government of the State except a person to whom it is provided by any Act that section 75 of this Act does not apply ;

"the retiring age" means the age at which the particular officer is required by law to retire : Provided that where any Act provides that an officer shall have the option of retiring either on attaining a prescribed age, or at or before a prescribed time after attaining such age, "the retiring age" shall mean the age so prescribed.

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

C. W. M. NORRIE, Governor.

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of this section is propelled by a compression ignition engine the fee for every registration thereof effected after the commencement of section 4 of the Road Traffic Act Amendment Act, 1951, shall be at such one of the above rates as is applicable, plus one hundred per cent.

(*c*) by adding at the end thereof the following paragraph :—

(16) A statutory declaration made for the purpose of satisfying the registrar as to any matter under this section may be made before and taken by any elector of the House of Assembly, not being a member of the declarant's family, and when so taken shall have the like effect under the Oaths Act, 1936, and for all purposes as if it had been made before and taken by a justice.

Enactment of s. 9d of principal Act—

**5.** The following section is enacted and inserted in the principal Act after section 9c :—

Non-transferability of registrations at reduced fee.

9d. (1) The registration of a motor vehicle which has been registered without payment of any fee, or upon payment of a reduced fee, shall not be transferable.

(2) In this section "reduced fee" means a fee other than the full fee, as prescribed by paragraphs (1) to (6) (inclusive) of section 9 of this Act, for the period for which the vehicle is registered : Provided that a fee shall not be deemed to be a reduced fee within the meaning of this section by reason only of the fact that it is reduced pursuant to section 10 of this Act.

Amendment of section 10b of the principal Act—

Concessions to incapacitated ex-servicemen.

**6.** Section 10b of the principal Act is amended—

(*a*) by inserting after the word "foot" in the fourth line of paragraph (*b*) of subsection (1) the words "or receives a pension under the Australian Soldiers Repatriation Act, 1920-1949, at the rate for total incapacity";

(*b*) by striking out "1943" in the sixth line of the said paragraph (*b*) and inserting in lieu thereof "1949".

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

(4) The registrar shall not grant a registration under this section if the effect of so doing would be that the same person would at any time have more than one vehicle registered at a reduced fee pursuant to this section.

Amendment of s. 20 of principal Act

Transfer of registration or refund.

**7.** Section 20 of the principal Act is amended by adding at the end of subsection (1) the following proviso :—

Provided that a joint application to transfer the registration of a motor vehicle shall not be made if, pursuant to section 9d of this Act, that registration is not transferable.

Amendment of s. 26 of principal Act

Notification of changes in vehicles.

**8.** Section 26 of the principal Act is amended by adding at the end of subsection (2) thereof the following paragraph :—

(*e*) the substitution of a compression ignition engine for an engine of any other type.

Amendment of s. 27 of principal Act—

Trader's plates.

**9.** Section 27 of the principal Act is amended by inserting after the word " subsection " in the first line of subsection (15) the figure " (10) ".

Amendment of s. 31 of principal Act—

Drivers' licences.

**10.** Section 31 of the principal Act is amended—

(*a*) by striking out the last three lines of subsection (2) thereof :

(*b*) by striking out all words in subsection (4) thereof commencing with and including the words " the following fee " in the fourth line of that subsection and inserting in its place the words " a fee of five shillings ".

Amendment of s. 36 of principal Act—

Duration of licence.

**11.** Section 36 of the principal Act is amended so as to read as follows :—

36. Unless cancelled or suspended under this Act—

(*a*) every licence in force at the commencement of the Road Traffic Act Amendment Act 1951 shall continue in force until the next following thirtieth day of June ;

(*b*) every licence granted after the said commencement shall continue in force for a period of twelve months commencing on the first day of the month in which it is issued.

Enactment of s. 40c of principal Act—

Mechanical signals on wide vehicles.

**12.** The following section is enacted and inserted in the principal Act after section 40b thereof :—

40c. (1) Every motor vehicle which is seven feet wide or more, or which carries a load seven feet wide or more, 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 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. 42 of principal Act—Lights on motor vehicles.

**13.** (1) Section 42 of the principal Act is amended by inserting therein after subsection (2) the following subsection :—

(2a) The driver of a motor vehicle which is fitted with a device for dipping the main beam of its headlights shall keep the headlights dipped at any time when, between half an hour after sunset and half an hour before sunrise—

(*a*) the main beam of the headlights of any other vehicle approaching the vehicle from the opposite direction on the same road has been dipped while visible to such driver, and thereafter until the vehicles pass one another ;

(*b*) the vehicle is within three hundred yards of any other vehicle approaching it from the opposite direction on the same road.

(2) Section 42 is further amended by inserting after the word " section " in the last line of subsection (3) the words " or if any person fails to comply with subsection (2a) of this section ".

Amendment of s. 45 of principal Act—Duty to produce licence.

**14.** Section 45 of the principal Act is amended—

(*a*) by striking out in the fourth and fifth lines thereof the words " fails to do so within forty-eight hours of the making of the request " and inserting in lieu thereof the words " does not either produce his licence to the said member forthwith upon the making of the request, or produce it within forty-eight hours after the making of the request, at a police station named by the said driver to the member of the police force at the time of the making of the request "; and

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

(3) A document purporting to be signed by the Commissioner of Police and purporting to certify that a licence has not been produced as required by this section shall be *prima facie* evidence of the matter purporting to be so certified.

**15.** Section 48 of the principal Act is amended as follows :— Amendment of s. 48 of principal Act—Driving while drunk or under influence of drugs.

(*a*) After the word " pounds " (second occurring) in the ninth line of subsection (1) the words " or imprisonment for not more than three months " are inserted :

(*b*) After the word " and " (second occurring) in the ninth line of subsection (1) the words " in either case," are inserted :

(*c*) The words " a fine of not less than fifty pounds and not more than one hundred pounds, or " in the thirteenth and fourteenth lines are struck out :

(*d*) The words " two months " in the fifteenth line are struck out and the words " one month" are inserted :

(*e*) The words " or both such fine and imprisonment " in the sixteenth line are struck out :

(*f*) The words " in any case " in the seventeenth line are struck out.

(*g*) After subsection (1) of section 48 the following subsection is inserted :—

(1a) In determining whether an offence is a first, second, third or subsequent offence within the meaning of subsection (1) of this section, a previous offence for which the defendant was convicted more than five years before the commission of the offence under consideration shall not be taken into account, but a previous offence for which the defendant was convicted within the said period shall be so taken into account, whether the conviction took place before or after the passing of the Road Traffic Act Amendment Act, 1951.

**16.** Section 61 of the principal Act is amended by adding after paragraph IV. of subsection (1) thereof the following paragraphs :— Amendment of s. 61 of principal Act—Regulations.

IVa. Requiring exposed chains on motor vehicles to be protected by guards complying with such requirements as are prescribed by the regulations :

IVb. Prescribing the methods by which trailers may be attached to or connected with the motor vehicles by which they are drawn, and requiring such trailers and motor vehicles to be fitted with safety chains complying with such requirements as are prescribed by the regulations.

Amendment of s. 67a of principal Act—Effect of disqualification.

**17.** Section 67a of the principal Act is amended by adding at the end thereof the following subsection :—

(3) If a person drives a motor vehicle while his licence is suspended or while he is disqualified from holding and obtaining a licence he shall be guilty of an offence and liable to imprisonment for not more than six months.

Amendment of s. 70c of principal Act—Requirements of policies.

**18.** Section 70c of the principal Act is amended by striking out subsection (2) thereof, and inserting in its place the following subsection :—

(2) A policy of insurance in relation to any motor vehicle shall be deemed to comply with this Part notwithstanding that the liability of the insurer under the policy is limited to four thousand pounds (including costs) in respect of any claim made by or in respect of any one passenger carried in that vehicle.

Amendment of s. 70d of principal Act—Liability of insurers.

**19.** Section 70d of the principal Act is amended—

(*a*) by inserting at the end of subsection (2) thereof the words " Provided also that the right to recover under this subsection shall be subject to any limitations prescribed by the policy of insurance as to the amount in respect of which the insured is indemnified ";

(*b*) by inserting after the word " cannot " in the third line of subsection (3) the words " after due inquiry and search ";

(*c*) by striking out paragraph (*b*) of subsection (6).

Amendment of s. 70g of principal Act—Emergency treatment.

**20.** Section 70g of the principal Act is amended—

(*a*) by striking out the words " twelve shillings and sixpence " in the eighteenth and nineteenth lines of subsection (1) and inserting in their place the words " one pound one shilling " ;

(*b*) by striking out the words " ten shillings and sixpence " in the twenty-fourth line of subsection (1) and inserting in their place the words " fifteen shillings ".

Amendment of s. 119 of principal Act—Interpretation.

**21.** Section 119 of the principal Act is amended by inserting after the definition of " animal " in subsection (1) thereof the following definition :—

"cross-over" means vehicular track which passes through the strip of land separating the carriage-ways of a double road and gives access from one carriage-way to the other, and includes any such track which is a continuation or part of a road adjoining a double road, but does not include any such track which is a continuation or part of a road intersecting a double road.

Amendment of s. 127a of principal Act—

**22.** Section 127a of the principal Act is amended as follows:—

Mode of making right turns.

(*a*) After subsection (3) thereof the following subsection is inserted:—

(3a) A turn to the right from a carriage-way of a double road (whether such turn is made into a cross-over or into an intersecting road) shall be made as if that carriage-way were a one-way traffic road.

The other subsections of this section shall apply to such a turn; and in those subsections the expression "one-way traffic road" shall include the carriage-way of a double road and the word "junction" shall include the junction formed by a cross-over and the carriage-way of a double road.

(*b*) After subsection (4) thereof the following subsection is inserted:—

(5) This section shall not affect any duty imposed on any person by section 131 of this Act.

Repeal of s. 130c of principal Act—

**23.** Section 130c of the principal Act is repealed and the following section is enacted and inserted in its place:—

Traffic lanes.

130c. (1) The Commissioner of Highways may mark on any part of any road a line for the purpose of indicating the division of the carriage-way of that road into traffic lanes. Every such line shall be of the colour and width fixed by the Commissioner and may be either a single or a double line, and the whole or any part of any line may be broken or unbroken.

(2) Where the carriage-way of a road is divided into traffic lanes by a double line consisting of two unbroken lines placed at or near the centre of such carriage-way the driver or rider of a vehicle or animal shall keep the whole of that vehicle or animal on the left hand side of such line.

(3) Where the carriage-way is divided into traffic lanes by a double line consisting of one broken and one unbroken line placed at or near the centre of the carriage-way the driver or rider of a vehicle or animal shall keep the whole of that vehicle or animal on the left hand side of the double line when he is travelling in such a direction that the unbroken line is on the left hand side of the broken line.

(4) The allegation in a complaint that a line was marked on any road by the Commissioner of Highways for the purpose of indicating the division of the carriage-way into traffic lanes shall be *prima facie* evidence of that fact.

(5) For the purpose of this section any bridge used for vehicular traffic shall be deemed to be part of a road.

(6) If a person contravenes this section in any way he shall be guilty of an offence: Provided that it shall be a defence to a charge of contravening this section if the defendant proves that the contravention was necessary in order to avoid an accident or owing to an obstruction on the road.

Amendment of s. 131 of principal Act—Right of way.

**24.** Section 131 is amended by striking out subsection (6) thereof.

Enactment of s. 131a of principal Act—Right of way at cross-overs on double roads.

**25.** The following section is enacted and inserted in the principal Act after section 131:—

131a. (1) A person shall not drive or ride a vehicle or animal from a cross-over into a carriage-way of a double road unless that carriage-way is sufficiently clear of traffic to enable the vehicle or animal to enter and proceed across or along the carriage-way without danger.

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

(3) This section shall have effect notwithstanding anything contained in section 131 of this Act.

Amendment of s. 139 of principal Act—Duty to stop in in case of accident.

**26.** Section 139 of the principal Act is amended by striking out subsection (4) thereof and inserting in its place the following subsection:—

(4) If any person fails to comply with this section in any respect he shall be guilty of an offence: Provided that—

(*a*) a person shall not be punished for failing to comply with this section if the court is of opinion that the accident was a trivial one;

(*b*) it shall be a defence to a charge of an offence under this section if it is shown that the defendant did not know that the accident had occurred and that his want of knowledge was not due to carelessness or recklessness ;

(*c*) it shall be a defence to a charge of an offence under this section if it is shown that the only damage or injury resulting from the accident was damage or injury to property owned by the defendant.

**27.** The following section is enacted and inserted in the principal Act after section 152 thereof :— Enactment of s. 152a of principal Act—

Unsafe vehicles.

152a. (1) If the Commissioner of Police or the registrar suspects that any registered motor vehicle is unsafe for use on roads he may inspect or authorize any person to inspect that vehicle.

(2) For the purpose of making any such inspection the Commissioner of Police or registrar or any person authorized by either of them may—

(*a*) direct any person having possession or control of the vehicle to produce it for inspection at a place specified by the said commissioner, registrar, or authorized person :

(*b*) enter any land or premises and remain thereon for such time as is necessary to make the inspection:

(*c*) do anything necessary or convenient to be done for the purpose of making an inspection of the vehicle.

(3) If the Commissioner of Police or the registrar is satisfied that any motor vehicle is unsafe for use on roads he may suspend the registration of that vehicle.

(4) When the registration of a motor vehicle is so suspended the registrar or any person authorized by him or any member of the police force may remove from the vehicle the registration card indicating the registration thereof and for the purpose of so doing may enter and remain upon any land or premises.

(5) If the Commissioner of Police or the registrar is subsequently satisfied that a vehicle the registration of which has been suspended under this section has been made safe for use on roads he may remove the suspension ; and if the period for which the vehicle was registered

before the suspension has not expired the registrar shall upon removal of the suspension issue to the owner without fee a registration card similar to that removed from the vehicle under subsection (4) of this section.

(6) Any person who refuses or fails to comply with a direction given by the Commissioner of Police, the registrar, or an authorized person under this section shall be guilty of an offence.

(7) In this section the word " inspect " includes examine and test.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 49 of 1951.

An Act to amend the Succession Duties Act, 1929-1950.

[*Assented to 13th December,* 1951.]

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 " Succession Duties Act Amendment Act, 1951 ".

(2) The Succession Duties Act, 1929-1950, as amended by this Act, may be cited as the " Succession Duties Act, 1929-1951 ".

(3) The Succession Duties Act, 1929-1950, is hereinafter referred to as " 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. 13a of principal Act—

**3.** The following section is enacted and inserted in the principal Act after section 13 :—

Costs of solicitor.

13a. (1) Where a solicitor is appointed by a will as an executor of the will or as a trustee of property passing under the will or both as such executor and trustee and has power under the will to charge for legal professional work done in connection with the will or the trusts thereby created the amount of any charges properly made by the solicitor for such work—

(*a*) shall not be deemed to be a legacy and shall not be chargeable with duty under this Act ;

(*b*) to the extent to which they are legal expenses incurred in obtaining probate of the will of the deceased and vesting his estate in the executor shall be deemed to be testamentary expenses and shall be deductible under section 13 of this Act.

(2) This section shall apply in every case where the testator dies after the commencement of the Succession Duties Act Amendment Act, 1951, whether the will was made before or after such commencement.

Enactment of s. 55aa of principal Act—

**4.** The following section is enacted and inserted in the principal Act after section 55a thereof :—

Application of Part IV.A to Korean war.

55aa. (1) The provisions of this Part shall also apply to the following persons :—

(*a*) Any person who has died from wounds inflicted, accident occurring or disease contracted while he was on active service in the Korean war as a member of a naval, military or air force of the Commonwealth or any other part of His Majesty's Dominions, or of any country associated with His Majesty in the Korean war :

(*b*) Any person who has died from wounds inflicted, accident occurring or disease contracted while he was engaged in Korea in the work of providing ambulance services, medical attention, recreational facilities, entertainment, accommodation, or sustenance, for members of any naval, military, or air force of the Commonwealth or of any other part of His Majesty's Dominions while such members were on active service in the Korean war :

(*c*) A master or member of the crew of any British ship who dies from wounds inflicted, accident occurring or disease contracted as the result of action against that ship during the Korean war by the enemies of the United Nations :

(*d*) Any person who has died from wounds inflicted, accident occurring, or disease contracted while he was a member of a naval, military or air force of the Commonwealth operating under a British Commander for the suppression of unlawful violence in Malaya.

(2) In this section "Korean war" means the war in Korea which commenced on the twenty-fifth day of June, nineteen hundred and fifty. For the purposes of this section the said war shall be deemed to end on the day on which a proclamation is issued by the Governor declaring that the Korean war has ceased.

(3) This section shall apply to every such person as mentioned in subsection (1) whether his death occurred before or after the enactment of this section or before or after he had ceased to be on active service or to be engaged or occupied as mentioned in subsection (1) of this section.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 50 of 1951.

An Act to amend the Wrongs Act, 1936-1944.

[*Assented to 13th December,* 1951.]

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 "Wrongs Act Amendment Act, 1951 ".

(2) The Wrongs Act, 1936-1944, as amended by this Act, may be cited as the " Wrongs Act, 1936-1951 ".

(3) The Wrongs Act, 1936-1944, 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. 26a of principal Act—

**3.** The following section is enacted and inserted in the principal Act after section 26 thereof :—

Insurers and nominal defendants under Road Traffic Act.

26a. An insurer or nominal defendant who has been properly sued under section 70d of the Road Traffic Act, 1934-1950—

(*a*) for the purposes of this Part shall be deemed to be a tort-feasor in relation to the relevant death or bodily injury if the insured person or (as the case may

be) the driver of the motor vehicle the identity of which cannot be ascertained, was a tort-feasor in relation to that death or bodily injury:

(*b*) for the purposes of section 26 of this Act shall be deemed to be responsible for the damage to the same extent as such insured person or driver would have been held to be responsible if sued.

**4.** The following heading and sections are enacted and inserted in the principal Act after section 27 thereof:— Enactment of ss. 27a and 27b of principal Act—

*Apportionment of liability in cases of contributory negligence.*

27a. (1) In this section— Apportionment of liability in cases of contributory negligence. Cf. U.K. 8 & 9 Geo. 6 c. 28, ss. 1-4.

"court" means, in relation to any claim, the court or arbitrator by or before whom the claim falls to be determined:

"damage" includes loss of life, personal injury, and suffering for which a sum by way of solatium may be awarded under section 23a or 23b of this Act:

"damages" includes any such solatium as mentioned in section 23a or 23b of this Act but does not include any sum payable as compensation pursuant to the Workmen's Compensation Act, 1932-1950:

"dependant" means any person for whose benefit an action could be brought under Part II. of this Act:

"fault" means negligence, breach of statutory duty or other act or omission which gives rise to a liability in tort or would, apart from this Act, give rise to the defence of contributory negligence.

(2) Every reference in this section to the fault of a person shall be deemed to include a reference to a fault for which that person is vicariously responsible.

(3) Where any person suffers damage as the result partly of his own fault and partly of the fault of any other person or persons, a claim in respect of that damage shall not be defeated by reason of the fault of the person suffering the damage, but the damages recoverable in respect thereof shall be reduced to such extent as the court thinks just and equitable having regard to the claimant's share in the responsibility for the damage: Provided that—

(*a*) this subsection shall not operate to defeat any defence arising under a contract;

(*b*) this subsection is subject to subsections (4) and (5) of this section.

(4) Where damages (not being a solatium) are recoverable by virtue of subsection (3), subject to such reduction as is therein mentioned, and a contract or enactment providing for a limitation of liability is applicable to the claim or the jurisdiction of the court is limited, the amount of the damages recoverable shall be arrived at as follows :—

(*a*) the court shall find the total damages which would have been recoverable if the claimant had not been at fault and there had been no limitation of liability or of the jurisdiction of the court;

(*b*) the total damages so found shall be reduced to such an extent as the court thinks just and equitable having regard to the claimant's share in responsibility for the damage and the reduced amount shall, except as provided in paragraph (*c*) of this subsection, be the amount recoverable;

(*c*) if the amount of damages as reduced under paragraph (*b*) of this subsection exceeds the limit provided for in the contract or enactment or the limit of the jurisdiction of the court the court shall award the maximum amount of damages permitted by the contract, enactment, or limit of the court's jurisdiction.

(5) Where a solatium is recoverable by virtue of subsection (3) subject to such reduction as is therein mentioned, the amount of the solatium recoverable shall be arrived at as follows :—

(*a*) the court shall find the amount of solatium which would have been recoverable if the claimant had not been at fault, but having regard to the limitation prescribed by section 23a or 23b of this Act;

(*b*) the amount so found shall be reduced to such extent as the court thinks just and equitable, having regard to the claimant's share in responsibility for damage.

(6) Where damages are recoverable by any person by virtue of subsection (3) subject to such reduction as is therein mentioned, the court shall in every case find and record the total damages which apart from any limitation

of liability provided by contract or enactment, or any limitation of the jurisdiction of the court would have been recoverable if the claimant had not been at fault.

(7) Sections 24 to 27 (inclusive) of this Act (which relate to proceedings against, and contributions between, joint and several tortfeasors) shall apply in any case where two or more persons are liable or would, if they had all been sued, be liable by virtue of subsection (3) of this section in respect of the damage suffered by any person.

(8) Where any person dies as the result partly of his own fault and partly of the fault of any other person or persons, and accordingly if an action were brought for the benefit of the estate under the Survival of Causes of Action Act, 1940, the damages recoverable would be reduced under subsection (3) of this section, any damages recoverable in an action brought for the benefit of the dependants of that person under Part II. of this Act and any amount recoverable by way of solatium under that Part shall be reduced to a proportionate extent.

(9) Where—

(*a*) a person (in this subsection called "the injured person") suffers damage as a result partly of his own fault and partly of the fault of any other person or persons; and

(*b*) by reason of the damage to the injured person a third person suffers damage (whether by way of the loss of the society or services of the injured person or otherwise),

then, in any claim by the third party for the damage so suffered by him the fault of the injured person shall be taken into account under subsection (3) of this section for the purpose of reducing the damages recoverable by the third party as if the said fault were the fault of the third party.

(10) Where, in any case to which subsection (3) of this section applies, one of the persons at fault avoids liability to any other such person or his personal representative by pleading any enactment limiting the time within which proceedings may be taken, he shall not be entitled to recover any damages or contribution from that other person or representative by virtue of the said subsection.

(11) Where any case to which subsection (3) of this section applies is tried with a jury, the jury shall determine the total damages which apart from any limitation of liability provided by contract or enactment or any limitation of the jurisdiction of the court, would have been recoverable if the claimant had not been at fault and the extent to which those damages are to be reduced.

Savings.

27b. (1) Section 27a of this Act shall not apply to any claim to which section 111 of the Supreme Court Act, 1935-1947, applies and that section shall have effect as if section 27a of this Act had not been passed.

(2) Section 27a of this Act shall not apply to any case where the acts or omissions giving rise to the claim occurred before the passing of the Wrongs Act Amendment Act, 1951.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

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## No. 51 of 1951.

An Act to amend the Landlord and Tenant (Control of Rents) Act, 1942-1950.

[*Assented to 13th December,* 1951.]

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 " Landlord and Tenant (Control of Rents) Act Amendment Act, 1951 ".

(2) The Landlord and Tenant (Control of Rents) Act, 1942-1950, as amended by this Act, may be cited as the " Landlord and Tenant (Control of Rents) Act, 1942-1951 ".

(3) The Landlord and Tenant (Control of Rents) Act, 1942-1950, is hereinafter referred to as " the principal Act ".

Amendment of principal Act, s. 4—Interpretation.

**2.** The definition of " shared accommodation " in section 4 of the principal Act is amended so as to read as follows :—

" shared accommodation " means any premises to which this Act applies—

(*a*) which form part of other premises ; and

(*b*) which are leased for the purpose of residence ; and

(*c*) the lessee of which, under the terms of the lease, uses any habitable room in common with the lessor or with another lessee :

Amendment of principal Act, s. 5—Premises to which the Act applies.

**3.** Section 5 of the principal Act is amended—

(*a*) by inserting after the passage "(*a*)" in the fourth line of subsection (3) thereof the passage "(*a*1)":

(*b*) by striking out the passage "subsection (1)" in the fifth line of subsection (3) thereof and by inserting in lieu thereof the passage "subsection (1) or (1aa)".

Amendment of principal Act, s. 6—Exceptions from Act.

**4.** Section 6 of the principal Act is amended—

(*a*) by inserting therein before subsection (1a) thereof the following subsection:—

(1aa) The provisions of this Act shall not apply—

(*a*) with respect to any lease of premises (not being a dwellinghouse) entered into after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, with a lessee who, at the time of the said passing, was not the lessee of those premises nor with respect to any subsequent lease of those premises (whether entered into with such a lessee or otherwise);

(*b*) with respect to any lease in writing of premises (not being a dwellinghouse) the term of which is for two years or more and which is entered into after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, with a lessee who, at the time of the said passing, was the lessee of those premises nor with respect to any subsequent lease of those premises (whether entered into with such a lessee or otherwise):

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

(1c) If, after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, the lessor and the lessee under any lease of any premises (not being a dwellinghouse) agree in writing as to the amount of the rent thereof, then (whether the rent of the premises has been determined under this Act or otherwise)

the provisions of this Act relating to the control of rents shall not apply with respect to the rent payable under that lease or under any subsequent lease of those premises (whether entered into by the parties aforesaid or otherwise).

Amendment of principal Act, s. 16—
Notice of provisional determination of rent.

**5.** Section 16 of the principal Act is amended by adding at the end thereof the words " If the premises in respect of which the rent is so determined are not premises which are part of other premises leased separately the trust shall, in the notice aforesaid, supply information indicating such part of the rent provisionally determined as has been fixed after having regard to the matters stated in paragraphs (*h*) and (*h*1) of subsection (1) of section 21 ".

Amendment of principal Act, s. 17—
Objections to determination.

**6.** Section 17 of the principal Act is amended—

(*a*) by striking out subsection (1) thereof and by inserting in lieu thereof the following subsection :—

(1) Within fourteen days after notice aforesaid is given to any lessor or lessee, the lessor or lessee, as the case may be, may by notice in writing given to the trust and to the other party to the lease, object to the amount of the rent so determined by the trust. Every such notice of objection shall contain particulars of the objection. After the receipt by the other party to the lease of the notice of objection that party may, at any time within twenty-one days after the notice aforesaid of the determination is given to him, by notice in writing given to the trust and to the party to the lease by whom the objection is made, make reply to the particulars stated in the objection. The trust may extend the time within which any such objection or reply may be given. In any case it thinks fit, the trust may hear any oral representations relating to any objection or reply made by the lessor or lessee or by some person on his behalf.

(*b*) by inserting after the word " objection " occurring in the first line of subsection (2) and in the first line of subsection (3) thereof in each case the words " or reply ".

Amendment of principal Act, s. 18—
Notice of final fixation of rent.

**7.** Section 18 of the principal Act is amended—

(*a*) by adding at the end of subsection (3) thereof the words " If the rent fixed by the determination of the trust under this section is fixed in respect of premises which are not premises which are part of other

premises leased separately, and the said rent differs from the rent provisionally determined under section 15, the trust, in the notice required to be given under this section, shall supply information indicating such part of the rent fixed under this section as has been fixed after having regard to the matters stated in paragraphs (*h*) and (*h*1) of subsection (1) of section 21 ";

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

(5) Notwithstanding any of the foregoing provisions of this section, the trust may, in any case in which it is of opinion that it is just so to do, fix as the date from which any determination of the trust shall take effect, any date not earlier than one month after the day upon which the application was made to the trust for the determination of the rent.

Amendment of principal Act, s. 20—Power of local court on appeal.

**8.** Section 20 of the principal Act is amended by inserting after the word " appeal " in the penultimate line of subsection (1) thereof the words " On the hearing of the appeal the local court shall not be bound by any rules of evidence or procedure but may inform itself in such manner as it thinks fit ".

Amendment of principal Act, s. 21—Matters to be considered in fixing rent.

**9.** Section 21 of the principal Act is amended—

(*a*) by inserting therein after paragraph (*c*) of subsection (1) thereof the following paragraph :—

(*c*1) whether the premises or any part thereof is sublet by the lessee or is used by the lessee for the purpose of accommodating lodgers or boarders and the number of persons residing in the premises :

(*b*) by striking out paragraph (*h*) of subsection (1) thereof and by inserting in lieu thereof the following paragraphs :—

(*h*) any expenditure reasonably incurred by the lessor for rates, taxes, insurance and other costs in respect of the premises beyond the expenditure which would have been reasonably incurred for that purpose immediately prior to the first day of September, nineteen hundred and thirty-nine :

(*h*1) the difference between the reasonable value of any repairs or maintenance work carried out with respect to the premises and the reasonable expenditure which would have been incurred in carrying out those repairs or maintenance work immediately prior to the first day of September, nineteen hundred and thirty-nine :

(*c*) by striking out the word " written " in paragraph (*i*) of subsection (1) thereof and by inserting in lieu thereof the words " express or implied " :

(*d*) by inserting therein after subsection (1) thereof the following subsections :—

(1*a*) In fixing the rent under this Act of any dwellinghouse, the trust or, as the case may be, local court, shall take as the basis for fixing the rent, the amount of its rental value in accordance with the general level of rental values for comparable premises prevailing at the first day of September, nineteen hundred and thirty-nine, but for the said purpose the said general level shall be deemed to be increased by twenty-two and one-half per centum thereof and the rent shall be fixed in accordance with the said general level so deemed to be increased and after having regard to any other matters required by this section to be taken into regard.

(1*b*) In fixing the rent of any premises to which this Act applies (not being a dwellinghouse), the trust or, as the case may be, local court, in addition to having regard to any other matters required by this section to be taken into regard, shall have regard to the general level of rentals for comparable premises prevailing at the time of fixing the rent which is the result of agreement between the lessors and lessees thereof and the rent shall be fixed in accordance with that general level.

(1*c*) In fixing the rent of any premises to which this Act applies which is a shop or part of which is a shop (whether the shop or part is let separately as a shop or as a part of a dwellinghouse) and which (whether with or without the consent of the lessor) is used as a dwellinghouse or part of a dwellinghouse, the trust or, as the case may be, local court shall fix the rent of the shop or the part of the premises which is a shop according to its rental value as a shop.

Amendment of principal Act, s. 25—Variation of rents.

**10.** Section 25 of the principal Act is amended by inserting therein after subsection (1) thereof the following subsection :—

(1a) Notwithstanding the provisions of subsection (1), if the rent of any premises to which this Act applies is, before the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, fixed by the trust or a local court pursuant to this Act, further proceedings under this Act for the fixing of the rent of those premises may be commenced after a period of three months from the time the rent was fixed as aforesaid.

Amendment of principal Act, s. 26a—Definitions.

**11.** The definition of " 'rent', with respect to land " in section 26a of the principal Act is amended by inserting after the words " authorized to " in the fourth line of the said definition the words " use or ".

Amendment of principal Act, s. 26b—Rents of caravans.

**12.** Section 26b of the principal Act is amended—

(*a*) by inserting after the word " that " in the third line thereof the words ", with respect to caravans situated within such part or parts of the State as are specified in the notice,";

(*b*) by striking out the words " caravans within such part or parts of the State as are specified in the notice " in the fourth and fifth lines thereof and by inserting in lieu thereof the words " such caravans ".

Amendment of principal Act, s. 26l—Exemption.

**13.** Section 26l 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):—

(2) If pursuant to subsection (1), this Part does not apply to any caravan then, during such time as this Part does not apply to that caravan, this Part shall not apply to the rent of any land payable in respect of that caravan.

Amendment of principal Act, s. 26n—Grounds for giving notice to quit.

**14.** Section 26n of the principal Act is amended—

(*a*) by inserting therein after subsection (4) thereof the following subsection :—

(4a) Where for any sufficient cause the service of any notice to quit cannot be effected, a special magistrate may, upon an affidavit showing grounds, make such order for substituted or other service or substitution for service of notice by advertisement or otherwise as may be proper.

(*b*) by inserting after the word "lessee" in the first line of paragraph (*d*) of subsection (5) thereof the words "or any person residing or lodging in the premises";

(*c*) by striking out the word "required" wherever occurring in paragraphs (*h*), (*i*), (*j*), (*k*), (*k*1), and (*m*) of subsection (5) thereof and by inserting in lieu thereof in every case the word "needed";

(*d*) by striking out the words "are reasonably required for the personal occupation in consequence of that employment of some other person employed by, or about to become employed by, the lessor" in paragraph (*k*) of subsection (5) thereof and by inserting in lieu thereof the words "that person has ceased to be employed by the lessor";

(*e*) by inserting after the word "house" first occurring in paragraph (*k*1) of subsection (5) thereof the words "(which was owned by the lessor at the time of the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951)";

(*f*) by striking out the word "adjacent" in paragraph (*k*1) of subsection (5) thereof and by inserting in lieu thereof the word "contiguous";

(*g*) by inserting therein after paragraph (*m*) of subsection (5) thereof the following paragraph:—

(*m*1) that the premises being a dwellinghouse, the lessee, by subletting the dwellinghouse or any part thereof, or by taking in boarders or lodgers, is making or during the period of six months immediately preceding the giving of the notice to quit was making, a profit from the premises which, having regard to the rent paid by the lessee, is unreasonable;

Amendment of principal Act, s. 26o—

Period of notice to quit.

**15.** Section 26o of the principal Act is amended by adding at the end thereof the following subsection:—

(3) If any premises to which this Act applies are let upon a fortnightly lease or upon a lease for any less period, a notice to quit in respect of those premises shall not be ineffective by reason that the period of the notice to quit does not expire upon a day coinciding with the expiration of a period of the lease.

Re-enactment of s. 26p of principal Act—

**16.** Section 26p of the principal Act is repealed and the following section is enacted and inserted in the principal Act in lieu thereof:—

Requirements of notice to quit.

26p. (1) Every notice to quit shall on the face of the notice bear an indorsement to the effect that the lessee to whom the notice to quit is given is not legally obliged to comply with the notice unless ordered to do so by a local court.

(2) In any proceedings for the recovery of possession of any premises or for the ejectment of the lessee therefrom in which an appearance has been entered by the defendant, the validity of the notice to quit upon which those proceedings are founded shall not be affected by the fact only that the notice to quit does not bear an indorsement as required by subsection (1).

Amendment of principal Act, s. 26r—Grounds in notice to quit.

**17.** Section 26r of the principal Act is amended—

(*a*) by striking out the words " and shall give the particulars thereof " ; and

(*b*) by striking out the words " shall not be entitled to rely upon any ground not so specified " and by inserting in lieu thereof the words " may rely upon any ground upon which notice to quit may be lawfully given whether specified in the notice to quit or not : ".

Consequential amendment of principal Act, s. 26s—Effect of notice to quit.

**18.** Section 26s of the principal Act is amended by inserting after the passage " section 26n " in the second line thereof the passage " section 26wa or section 26wb or section 26wc ".

Amendment of principal Act, s. 26u—Matters to be considered by court.

**19.** Section 26u of the principal Act is amended—

(*a*) by inserting after the words " and may, in its discretion, make the order " in subsection (1) thereof the words " subject to such conditions (if any) as the court thinks fit " ;

(*b*) by striking out the words " The court, in exercising its discretion on the ground of the respective hardships of the lessor and the lessee shall estimate the respective hardships one with another and shall not take into account as a factor of hardship that the lessor, as such, is being deprived of the possession of premises to which he would, but for this Act, have been entitled " at the end of subsection (1) thereof ;

(*c*) by inserting after the word " lessee " in the last line of paragraph (*b*) of subsection (2) thereof the words " and that the business was commenced or is carried on with the express or implied consent of the lessor ";

(*d*) by striking out the passage " (*c*), (*d*), or (*e*) " in the third line of subsection (4) thereof and by inserting in lieu thereof the passage " or (*c*) " ;

(*e*) by inserting after the figure " 26n " in the fourth line of subsection (4) thereof the words " or on a ground specified in paragraph (*d*) of subsection (5) of section 26n in respect of premises other than shared accommodation ";

(*f*) by inserting after the word " proved " in the fifth line of subsection (4) thereof the words " or if, on the hearing of any such proceedings, proof is given to the satisfaction of the court that, at the time of the giving of the notice to quit, the lessee was in arrears with respect to any rent payable under the lease (whether those arrears were paid before the hearing or not) ";

(*g*) by inserting therein after subsection (4) thereof the following subsection :—

(4a) If, on the hearing of any such proceedings where application is made on a ground specified in paragraph (*e*), (*k*), (*k*1), or (*p*) of subsection (5) of section 26n or on a ground specified in paragraph (*d*) of subsection (5) of section 26n in respect of premises being shared accommodation, the court is satisfied that the ground has been proved, the court shall not take into consideration any of the matters referred to in subsection (1) of this section.

(*h*) by adding at the end of subsection (5) thereof the following passage :—

" In paragraph (*a*) of this subsection ' owner ' includes a tenant for life and the survivor of two or more joint tenants or tenants in common ".

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

(6) If in any such proceedings where application is made on the ground that a dwellinghouse is reasonably needed by the lessor for his occupation as a dwellinghouse or that the lessor being a trustee the dwellinghouse is reasonably needed by a beneficiary under the trust for his personal occupation as a dwellinghouse, proof is given to the satisfaction of the court—

(*a*) that the lessor or, as the case may require, the beneficiary, is a protected person; and

(*b*) that at the time of the giving of the notice to quit, the lessor or, as the case may require, the beneficiary was not the owner of any other dwelling-house which was reasonably available to him for his occupation; and

(*c*) that the lessor or, as the case may require, the beneficiary has not since the twenty-second day of September, nineteen hundred and forty-nine, as owner, transferred or conveyed or otherwise disposed of any dwelling-house which was at the time of the transfer, conveyance, or disposition reasonably available to him for his occupation; and

(*d*) that the lessor has since the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, given notice to quit to the lessee for a period of not less than twelve months,

then the court shall not take into consideration any of the matters mentioned in subsection (1) of this section.

Nothing in this subsection shall limit any right of the lessor under any other provisions of this Act.

The Governor may make regulations prescribing a form of notice to quit which may be given by any lessor in pursuance of this subsection and, without limitation of the right of a lessor to give notice to quit in any other form, any notice to quit in the form prescribed by regulation shall be deemed to be sufficient notice of all the matters referred to in paragraphs (*a*) to (*d*) inclusive of this subsection.

In this subsection "protected person" has the meaning given to that term by section 26am.

**20.** Section 26v of the principal Act is amended by inserting after the word "court" in the second line thereof the words "or a special magistrate". Amendment of principal Act, s. 26v—Power to stay proceedings.

**21.** Section 26w 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. 26w—Warrant.

(2) Notwithstanding anything in the Local Courts Act, 1926-1947, or any other Act, a warrant for delivery of possession of premises which pursuant to such Act would remain in force for any fixed period, shall remain in force for such further period or periods, if any, as the court shall, from time to time, direct whether before or after the expiration of such fixed period and whether the warrant has expired or not.

**22.** The following sections are enacted and inserted in the principal Act after section 26w thereof:— Enactment of ss. 26wa and 26wb of principal Act—

26wa. (1) Notwithstanding section 26n but subject to this section, the lessor of premises to which this Act applies being shared accommodation in a dwellinghouse which premises were leased at the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, may give notice to quit to the lessee under the lease at the time of the said passing without specifying any ground therein. Proceedings for recovery of possession of shared accommodation already leased.

(2) A notice to quit shall not be given under this section except subject to the following provisions:—

I. The lessor shall give notice to quit to the lessee for a period of not less than two months:

II. At the time of the giving of the notice to quit and during the period of twelve months prior to the giving of the notice, the lessor shall not have let shared accommodation in the dwellinghouse to different lessees under two or more leases in existence at the same time:

III. The lessor shall at the time of the giving of the notice to quit reside in the dwellinghouse and shall have resided in the dwellinghouse during the whole of the period of twelve months prior to the giving of the notice to quit:

IV. During the period of six months prior to the giving of the notice to quit the lessor shall not have recovered as rent from the lessee in respect of the premises any amount which by virtue of this Act is irrecoverable.

Every such notice to quit shall, in addition to containing such other matters as are necessary, give notice to the lessee of the matters referred to in paragraphs II., III., and IV. of this subsection but if, in any proceedings by the lessor for an order for the recovery of possession of the premises or the ejectment of the lessee therefrom, an appearance is entered by the defendant, the validity of the notice to quit shall not be affected by the fact only that the notice to quit has not given notice of the matters aforesaid.

(3) On the hearing of any proceedings by the lessor for an order for the recovery of possession of the premises or for the ejectment of the lessee therefrom, if proof is given (the onus of which proof shall be on the lessor) to the court that the lessor was entitled under this section to give the notice to quit, then the court shall make the order without taking into consideration any of the matters mentioned in subsection (1) of section 26u unless the court considers that special circumstances exist in which case the court may, in its discretion, take into consideration any of the said matters.

(4) Except as otherwise provided by this section, the provisions of this Part shall apply with respect to any such notice to quit or proceedings.

(5) Nothing in this section shall limit any right of the lessor under any other provisions of this Act.

Provisions for recovery of possession of shared accommodation to be leased in the future.

26wb. (1) Notwithstanding section 26n but subject to this section, the lessor of premises to which this Act applies being shared accommodation in a dwellinghouse, may give notice to quit to the lessee of those premises under any lease made after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, without specifying any ground therein.

(2) A notice to quit shall not be given under this section except subject to the following provisions :—

I. The lessor shall give notice to quit to the lessee for a period of not less than two months :

II. At the time of the giving of the notice to quit and during the period of twelve months prior to the giving of the notice, the lessor shall not have let shared accommodation in the dwellinghouse to different lessees under two or more leases in existence at the same time:

III. The lessor shall at the time of the giving of the notice to quit reside in the dwellinghouse and shall have resided in the dwellinghouse during the whole of the period of twelve months prior to the giving of the notice to quit:

IV. The rent payable for the premises shall have been fixed by a determination of the trust or an order of a local court:

V. During the period of six months prior to the giving of the notice to quit the lessor shall not have recovered as rent from the lessee in respect of the premises any amount which by virtue of this Act is irrecoverable.

Every such notice to quit shall, in addition to containing such other matters as are necessary, give notice to the lessee of the matters referred to in paragraphs II., III., IV., and V., of this subsection but if, in any proceedings by the lessor for an order for the recovery of possession of the premises or the ejectment of the lessee therefrom, an appearance is entered by the defendant, the validity of the notice to quit shall not be affected by the fact only that the notice to quit has not given notice of the matters aforesaid.

(3) On the hearing of any proceedings by the lessor for an order for the recovery of possession of the premises or for the ejectment of the lessee therefrom if proof is given (the onus of which proof shall be on the lessor) to the court that the lessor was entitled under this section to give the notice to quit, then the court shall make the order without taking into consideration any of the matters mentioned in subsection (1) of section 26u unless the court considers that special circumstances exist in which case the court may, in its discretion, take into consideration any of the said matters.

(4) Except as otherwise provided by this section, the provisions of this Part shall apply with respect to any such notice to quit or proceedings.

(5) Nothing in this section shall limit any right of the lessor under any other provision of this Act.

(6) In this section "shared accommodation" means any premises to which this Act applies—

(*a*) which form part of other premises; and

(*b*) which are leased for the purpose of residence; and

(*c*) the lessee of which, under the terms of the lease, uses any habitable room, bathroom or privy in common with the lessor or with another lessee.

Provisions for recovery of dwellinghouse for occupation by employee.

26wc. (1) Notwithstanding section 26n but subject to this section, the lessor of any dwellinghouse may give notice to quit to the lessee of the dwellinghouse on the ground that the dwellinghouse is reasonably needed for the personal occupation in consequence of that employment of some person employed by, or about to be employed by, the lessor.

(2) Notice to quit shall not be given under this section except subject to the following provisions:—

I. The lessor shall have been the owner of the premises for at least five years before the giving of the notice to quit:

II. The lessor shall be a British subject or a body corporate incorporated or registered in accordance with any law of the State:

III. The lessor shall have, since the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, given notice to the lessee for a period of not less than twelve months.

(3) On the hearing of any proceedings by the lessor for an order for the recovery of possession of the dwellinghouse or the ejectment of the lessee therefrom, if proof is given (the onus of which proof shall be on the lessor) that the lessor was entitled under this section to give the notice to quit and that the lessor has not within the period of twelve months preceding the giving of the notice to quit given any other notice to quit under this section, the court shall make the order without taking into consideration any of the matters mentioned in subsection (1) of section 26u.

(4) Except as otherwise provided by this section, the provisions of this Part shall apply with respect to any such notice to quit or proceedings.

(5) Nothing in this section shall limit any right of the lessor under any other provision of this Act.

**23.** Section 26aa of the principal Act is repealed.

Repeal of s. 26aa of principal Act.

**24.** Section 26ab of the principal Act is amended by striking out the word "fifty" in the last line of subsection (1) thereof and by inserting in lieu thereof the words "five hundred".

Amendment of principal Act, s. 26ab—Sale or letting of premises after order for possession.

**25.** Section 26ad of the principal Act is amended by striking out the words "within six months" in the third line of paragraph (*a*) thereof.

Amendment of principal Act, s. 26ad—Acceptance of rent after notice to quit.

**26.** Section 26af of the principal Act is amended so as to read as follows:—

Amendment of principal Act, s. 26af—

26af. Where the lessee of any premises to which this Act applies dies and a person (not being a lodger or boarder) who resided with the lessee immediately prior to his death is in possession of the premises immediately after his death, that person shall have the like right to continue in possession of the premises as the lessee would have had if he had not died, but proceedings may be taken against that person for the recovery of the possession of the premises from that person or for his ejectment from the premises in accordance with the provisions of this Part as if he were a lessee of the premises.

Protection of certain persons in possession of premises. Cf. Vic. 5264, 1948, s. 57.

**27.** Section 26ag of the principal Act is amended by inserting therein after subsection (1) thereof the following subsection:—

Amendment of principal Act, s. 26ag—Costs.

(1a) Notwithstanding subsection (1), if any such proceedings are taken upon a ground specified in paragraph (*a*), (*b*), (*c*), (*d*), (*e*), (*f*), (*n*), (*o*), or (*p*) of subsection (5) of section 26an the costs of the proceedings shall be in the discretion of the court.

**28.** Section 26ah of the principal Act is repealed.

Repeal of s. 26ah of principal Act.

**29.** Section 26ai of the principal Act is amended by adding at the end of subsection (4) thereof the words "and may at any time extend the period of any such certificate".

Amendment of principal Act, s. 26ai—Exclusion certificate for premises let for term.

Amendment of principal Act, s. 26aj—Exclusion certificate for subdivided premises.

**30.** Section 26aj of the principal Act is amended—

(*a*) by adding at the end of subsection (5) thereof the words " and may at any time extend the period of any such certificate " ;

(*b*) by striking out subsection (6) thereof ;

(*c*) by adding at the end of subsection (7) thereof the words " and ' owner ' includes a tenant for life and the survivor of two or more joint tenants or tenants in common ".

Enactment of s. 26aja of principal Act—

**31.** The following section is enacted and inserted in the principal Act after section 26aj thereof :—

Operation of exclusion certificate.

26aja. If at the expiration of the period of any certificate issued or continued in force under section 26ai or section 26aj, the lessee continues in possession of the premises to which the certificate applies, then the following provisions shall apply :—

I. At any time within one month after the expiration of the said period a notice to quit the premises may be given to the lessee by the lessor and the provisions of this Part shall not apply with reference to the notice to quit :

II. After the expiration of the period of the notice to quit but within three months after the expiration of the period of the certificate, proceedings may be commenced by the lessor for the recovery of the possession of the premises from the lessee or for the ejectment of the lessee therefrom and the provisions of this Part shall not apply with respect to those proceedings nor, for the purpose of those proceedings, to the premises.

Amendment of principal Act, s. 26al—Regulations.

**32.** Section 26al 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) :—

(2) The Governor may make regulations prescribing forms of notices to quit which may be given by any lessor in pursuance of section 26n, and, without limitation of the right of a lessor to give a notice to quit in any other form, any notice to quit in a form prescribed by regulation shall be deemed to be sufficient notice of all matters referred to therein.

**33.** Section 26am of the principal Act is amended so as to read as follows:— Amendment of principal Act, s. 26am—

26am. (1) In this Part, unless the context otherwise requires— Interpretation.

"discharged member of the forces" means, subject to subsection (2) of this section, a person who, having been a member of the forces, has been discharged from the forces for a period not exceeding five years or has ceased to be engaged on war service for a period not exceeding five years:

"member of the forces" means a member of the Defence Force engaged on war service and includes any person on active service during any such war service with the naval, military, or air forces of the United Kingdom or of any other part of the King's dominions (other than the Commonwealth of Australia):

"pension" means a pension (other than a service pension) under the Australian Soldiers' Repatriation Act, 1920-1949, and includes a pension payable under any law of the United Kingdom or of any other part of the King's Dominions (other than the Commonwealth of Australia) providing for payment of pensions to members or former members of the naval, military, or air forces thereof:

"protected person" means, subject to subsections (2) and (3) of this section—

(*a*) a discharged member of the forces:

(*b*) a war pensioner:

(*c*) the wife of a war pensioner who is residing with her husband:

(*d*) the widow of any member of the forces who is wholly or partly dependent for her support upon a pension paid to her in consequence of the death of her husband whilst engaged on or as a result of war service:

"war pensioner" means, subject to subsection (3) of this section, a person who, having been a member of the forces and having been discharged from the forces or having ceased to be engaged on war service, is receiving a pension in respect of incapacity arising from war service of an amount of at least fifty per centum of the amount which would be payable as pension for total and permanent incapacity :

"war service" means—

(*a*) the service during any war in which His Majesty became engaged on or after the third day of September, nineteen hundred and thirty-nine but before the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, of a member of the citizen forces when called up for war service under the Defence Act, 1903-1949, or during continuous training under that Act, the Naval Defence Act, 1910-1949, or the Air Force Act, 1923-1941 ;

(*b*) the continuous service under any of those Acts of any person who volunteers and is accepted for such service during any such war ;

(*c*) the continuous service during any such war of a person called upon to serve in the defence force in pursuance of any Act or of any regulations under an Act of the Commonwealth of Australia ;

(*d*) the service during any such war of a member of the permanent forces ;

(*e*) the continuous service during any such war of a person called upon to serve in the naval, military, or air forces of the United Kingdom or of any other part of the King's Dominion (other than the Commonwealth of Australia).

(2) A person shall not be deemed to be a discharged member of the forces unless that person was—

(*a*) immediately prior to his discharge ;

(*b*) for a continuous period of not less than three months during the period of six months immediately prior to his discharge ; or

(*c*) for a total period of not less than twelve months during his period of war service,

required, by reason of his war service, to live in premises other than premises occupied by him, or by a member of the household to which he belongs, as a home.

(3) A person shall not be deemed to be a war pensioner unless that person was—

(*a*) immediately prior to his discharge ;

(*b*) for a continuous period of not less than three months during the period of six months immediately prior to his discharge ; or

(*c*) for a total period of not less than twelve months during his period of war service,

required, by reason of his war service, to live in premises other than premises occupied by him, or by a member of the household to which he belongs, as a home and unless that person—

(*d*) resided within the Commonwealth at any time within three years before the commencement of his war service.

(4) Any reference in this section to any Act of the Commonwealth shall be deemed to include a reference to any amendment thereof.

**34.** Section 26an of the principal Act is amended— Amendment of principal Act, s. 26an—

Rights of protected persons.

(*a*) by striking out the word " since " in the third line of paragraph (*a*) of subsection (4) thereof and by inserting in lieu thereof the words " whether before or after " ;

(*b*) by striking out the words " , and the offer has not been accepted by the protected person " in the eighth, ninth and tenth lines of paragraph (*b*) of subsection (4) thereof and by inserting in lieu thereof the words " subject to the lease of the lessee, and the protected person, without reasonable cause, has failed to accept the offer " ;

(*c*) by striking out the word " since " in the third line of paragraph (*a*) of subsection (5) thereof and by inserting in lieu thereof the words " whether before or after " ;

(*d*) by striking out the words ", and the offer has not been accepted by the protected person" in the penultimate and last lines of paragraph (*b*) of subsection (5) thereof and by inserting in lieu thereof the words " subject to the lease of the lessee, and the protected person, without reasonable cause, has failed to accept the offer " ;

(*e*) by striking out subsection (6) thereof ;

(*f*) by striking out the passage " (5), and (6) " in the first line of subsection (7) thereof and by inserting in lieu the passage " and (5) ";

(*g*) by striking out the words " or of which the lessor is a person who, during any war in which His Majesty was engaged, served outside the Commonwealth in any of His Majesty's forces " in subsection (7) thereof.

Amendment of principal Act, s. 26ao— Right of protected persons as to vacant houses.

**35.** Section 26ao of the principal Act is amended by striking out subsection (4) thereof.

Amendment of principal Act, s. 27— Demanding unlawful rent.

**36.** Section 27 of the principal Act is amended by striking out the word " wilfully " occurring in the third line thereof and twice occurring in the second line of subsection (2) thereof and by inserting in lieu thereof in every case the words ", without reasonable excuse,".

Amendment of principal Act, s. 28— Record of rents.

**37.** Section 28 of the principal Act is amended by striking out the word " wilfully " twice occurring in the second line of subsection (2) thereof and by inserting in lieu thereof in each case the words " , without reasonable excuse,".

Amendment of principal Act, s. 29— Threats, etc.

**38.** Section 29 of the principal Act is amended by striking out subsection (2) thereof.

Amendment of principal Act, s. 30— Demanding key money, etc.

**39.** Section 30 of the principal Act is amended by adding at the end thereof the following subsection :—

(3) A complaint in respect of any offence against this section shall be made within twelve months from the time when the matter of complaint arose.

Amendment of principal Act, s. 31— Refusal to let house to family with children.

**40.** Section 31 of the principal Act is amended by striking out the passage " (other than premises such as are described in paragraphs (*c*), (*d*), or (*e*) of the said definition) " in subsection (4) thereof.

Amendment of principal Act, s. 31a—
Interference with use or enjoyment.

**41.** Section 31a of the principal Act is amended by adding at the end of subsection (2) thereof the words " Any lessor against whom an order is made as aforesaid who fails or neglects to comply with the order shall be guilty of an offence and liable to a penalty not exceeding fifty pounds ".

Amendment of principal Act, s. 33—
Powers of entry, etc.

**42.** Section 33 of the principal Act is amended—

(*a*) by inserting after the word " applies " in the second line of paragraph (*a*) of subsection (1) thereof the passage " (which or any part of which is leased) " ;

(*b*) by adding at the end of paragraph (*b*) of subsection (1) thereof the words ", or as to use of the premises for the purpose of accommodating lodgers and the amounts paid for such use ".

Amendment of principal Act, s. 35a—
Inspection of premises on order of court.

**43.** Section 35a of the principal Act is amended by adding at the end of subsection (7) thereof the words " The costs of any such proceedings shall be in the discretion of the court ".

Enactment of s. 35b of principal Act—

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

Right of lessor to inspect premises.

35b. (1) The lessor of any premises to which this Act applies may give at least forty-eight hours' notice to the lessee of the premises that it is the intention of the lessor to inspect the premises on a day specified in the notice and during such period as is specified in the notice being not more than one hour in the daytime between the hours of nine o'clock in the morning and six o'clock in the afternoon. After the expiration of forty-eight hours after the giving of the notice aforesaid the lessor may enter and inspect the premises on the day and during the period specified in the notice.

(2) The power given by subsection (1) may be exercised from time to time but, if any such inspection is made, this section shall not be deemed to authorize a further inspection until the expiration of six months from the time of the last preceding inspection.

(3) If the lessee to whom notice is given as aforesaid, without reasonable excuse, refuses to permit the lessor to enter or inspect the premises as required by this section or hinders the lessor during any such inspection, he shall be deemed to have failed to observe a condition of the lease of the premises.

(4) Nothing in this section shall limit the power of a local court to make an order under section 35a or diminish any right of the lessor to enter the premises under any term or condition of the lease of the premises.

Amendment of principal Act, s. 49— Duration of Act.

**45.** Section 49 of the principal Act is amended by striking out the word "fifty-one" in the second line thereof and by inserting in lieu thereof the word "fifty-two".

Reprint of Act.

**46.** If the Landlord and Tenant (Control of Rents) Act, 1942-1951, is reprinted pursuant to the Amendments Incorporation Act, 1937, then, the following things, in addition to those set out in section 4 of the Amendments Incorporation Act, 1937, may be done:—

I. The sections of the reprinted Act may be renumbered so that the numbers of the section shall be in arithmetical progression and any reference in any provision of the reprinted Act to any section so re-numbered shall be altered to conform with the altered number of that section:

II. The Parts of the reprinted Act may be re-numbered so that the numbers of the Parts shall be in arithmetical progression and any reference in any provision of the reprinted Act to any Part so re-numbered shall be altered to conform with the altered number of that Part:

III. Any subsections, paragraphs, subparagraphs or other subdivisions of any section in the reprinted Act may be re-numbered so that the numbers thereof shall be in arithmetical or alphabetical progression, as the case may require, and any reference in any provision of the reprinted Act to any subsection, paragraph, subparagraph or other subdivision so re-numbered shall be altered to conform with the altered number thereof.

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

C. W. M. NORRIE, Governor.

ANNO DECIMO QUINTO

# GEORGII VI REGIS.

## A.D. 1951.

***

"C" Series Index Number (as hereinafter defined) for the quarter ended on the thirty-first day of March preceding the commencement of the said financial year, and by adjusting the product to the nearest multiple of fifty pounds.

(2) The said expenses allowance shall—

(*a*) accrue due from day to day;

(*b*) be apportionable in point of time; and

(*c*) be paid monthly by the Treasurer out of the general revenue of the State: Provided that the allowance in respect of the period between the thirtieth day of June nineteen hundred and fifty-one and the passing of the Constitution Act Amendment Act (No. 2) 1951 shall be paid in one sum as soon as is convenient after the passing of the said Act.

(3) Whenever in case of the death, incapacity, removal, or departure from the State of the Governor, the Government of the State is administered during any period by the Lieutenant-Governor, or any other person appointed for the purpose by His Majesty the King, the Treasurer may direct that the whole, or such part as in the circumstances he deems just, of the expenses allowance which would otherwise have been payable in respect of that period to the Governor, shall be paid to the Lieutenant-Governor or other person administering the Government of the State.

(4) The expenses allowance payable under this section shall be in addition to any salary or other payment to which the Governor is entitled under any other enactment.

(5) In this section the expression "'C' Series Index Number" means the quarterly retail price index number for Adelaide as shown in the statistical publication prepared by the Commonwealth Statistician and entitled "Retail Price Variations—The All Items ('C' Series) Index".

Financial provisions.

73b. This Act without further appropriation, shall be sufficient authority for the payment from year to year by the Treasurer out of the General Revenue of the State, of the salary of the Governor, and of the expenses allowance of the Governor, and of any money payable to the Lieutenant-Governor or any person administering the Government of the State, as provided for in this Part.

Reserved for the signification of His Majesty the King's pleasure thereon.

C. W. M. NORRIE, Governor.

Acts reprinted pursuant to the Amendments Incorporation Act, 1937

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# LANDLORD AND TENANT (CONTROL OF RENTS) ACT, 1942-1951

# WRONGS ACT, 1936-1951

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With notes of judicial decisions affecting sections of the reprinted Acts

**The Landlord and Tenant (Control of Rents) Act, 1942-1955, including all amendments passed to the end of 1955 and notes of judicial decisions, is reprinted in the Annual Volume, 1955, at page 324.**

# LANDLORD AND TENANT (CONTROL OF RENTS) ACT, 1942-1951.

BEING

LANDLORD AND TENANT (CONTROL OF RENTS) ACT, 1942, No. 33 OF 1942 [ASSENTED TO 26TH NOVEMBER, 1942.]

AS AMENDED BY

LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1946, No. 38 OF 1946 [ASSENTED TO 19TH DECEMBER, 1946.]

LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1947, No. 30 OF 1947 [ASSENTED TO 4TH DECEMBER, 1947.]

LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1948, No. 5 OF 1948 [ASSENTED TO 13TH AUGUST, 1948.]

LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1949, No. 9 OF 1949 [ASSENTED TO 13TH OCTOBER, 1949.]

LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT (No. 2), 1949, No. 63 OF 1949 [ASSENTED TO 8TH DECEMBER, 1949.]

LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1950, No. 50 OF 1950 [ASSENTED TO 7TH DECEMBER, 1950.]

AND

LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1951, No. 51 OF 1951 [ASSENTED TO 13TH DECEMBER, 1951.]

An Act to provide for the control during the present war of the rents of premises used for the purposes of residence, and for incidental and other purposes.

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.

## PART I.

## PRELIMINARY.

Short title and commencement.

**1.** (1) This Act may be cited as the "Landlord and Tenant (Control of Rents) Act, 1942-1951."

REPRINT OF ACT. Pursuant to section 46 of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, the Parts, sections, subsections, paragraphs, sub-paragraphs, and other subdivisions of this reprinted Act have been re-numbered in numerical or alphabetical order, as the case may require, and all cross references in the reprinted Act have been corrected in conformity with the renumbering.

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

Arrangement of Act.

Amended by 30, 1947, s. 3, by 5, 1948, s. 2, and by 4, 1949, ss. 16, 18.

**2.** The provisions of this Act are arranged as follows:—

PART I.—Preliminary.
PART II.—Administration.
PART III.—Control of rents.
PART IV.—Control of rents of caravans.
PART V.—Recovery of possession of premises.
PART VI.—Protected persons.
PART VII.—Control of rents of hotel premises.
PART VIII.—Miscellaneous.

Repealing provision.

**3.** The Increase of Rent (War Restrictions) Act, 1939, the Increase of Rent (War Restrictions) Act Amendment Act, 1940, and the Increase of Rent (War Restrictions) Act Amendment Act, 1941, are repealed.

Interpretation.

Amended by 38, 1946, s. 2 (2), and by 5, 1948, s. 4 (2).

**4.** (1) In this Act, unless the context otherwise requires—

"dwelling-house" means any premises leased for the purpose of residence, and includes—

(*a*) any part of any premises leased separately for the purposes of residence;

(*b*) any part of any premises leased separately for the purposes of residence the lease of which provides for the use by the lessee of any other part of the premises or any fittings therein;

(*c*) the premises of any lodging-house;

(*d*) any premises a substantial part of which is leased for the purpose of residence and the remaining part of which is leased for the purpose of being used as a shop, store-room, workshop, stable, or any similar purpose:

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s. 1. (2) This Act was proclaimed to commence on 1st January, 1943: *Gazette* 3rd December, 1942, p. 1089.

s. 4. H. A. WARNER PROPRIETARY LIMITED v. WILLIAMS AND OTHERS (1946) 73 C.L.R. 421. A tenancy at will at common law is sufficient to constitute a "lease" as defined in the corresponding regulation of the National Security (Landlord and Tenant) Regulations. If a person who is in fact a servant is in part remunerated for his services by being allowed to occupy a house, he is *prima facie* a tenant.

A. E. TERRY'S MOTORS LTD. v. RINDER (1948) S.A.S.R. 167. Where approximately one-sixth of the area of premises was used as a residence and the remainder for business purposes, held that the part of the premises used as a residence was not a substantial part of the premises.

PRICE v. MAYMAN (1948) S.A.S.R. 241. Held that, in the particular circumstances, a particular transaction could operate (if at all) only as an assignment.

"lease" includes every contract for the letting or subletting of any premises, whether the contract is made orally, in writing, or by deed, and includes a contract for the letting or subletting of any premises together with the use of furniture or other goods and also includes a contract for the letting or subletting of any premises together with the supply or provision of any domestic service, but does not include any lease arising under an attornment clause in a mortgage or in an agreement for the sale and purchase of land: Amended by 5, 1948, s. 3 (a), and by 9, 1949, s. 2 (a).

"lessor" and "lessee" mean the parties to a lease and respectively include— Amended by 5, 1948, s. 3 (b), (c), and (d).

(*a*) a mesne lessor and mesne lessee;

(*b*) a sub-lessor and a sub-lessee; and

(*c*) in respect of premises which are subject to a mortgage, a mortgagee who enters or has entered into possession of the premises under the mortgage and a person who was the lessee of the premises under the mortgagor immediately prior to the mortgagee entering into possession:

"local court" means a local court of full jurisdiction consisting solely of a Local Court Judge or a special magistrate: Amended by 5, 1948, s. 3 (e).

"rates" means any charges levied by the Minister of Works or by any municipal council or district council: Amended by 38, 1946, s. 2 (1).

"rent" means the actual rent payable under a lease, and includes— Amended by 9, 1949, s. 2 (b).

(*a*) the value to the lessor of any covenants, conditions or other provisions of, or relating to, the lease to be performed by the lessee other than covenants, conditions, and provisions usually entered into by a lessee;

(*b*) any rates or taxes (other than excess water rates) payable by the lessee in respect of the premises to which the lease relates;

(*c*) any amount payable by the lessee to the lessor for the use of any furniture or other goods or the supply or provision of any domestic service in connection with the letting of the premises to which the lease relates;

(*d*) any amount payable by the lessee to the lessor in respect of the supply of any electricity, gas, water, fuel, or other domestic commodity in connection with the letting of the premises to which the lease relates or in respect of any sanitary service for such premises;

(*e*) any amount payable by the lessee to the lessor for the use of any fittings in the premises to which the lease relates or, if the lease relates to a part of any premises, any amount payable by the lessee to the lessor for the use of any fittings in any other part of the premises; and

(*f*) if the lease relates to a part of any premises, any amount payable by the lessee to the lessor for the use of any other part of the premises:

Inserted by 5, 1948, s. 3 (f), and substituted by 51, 1951, s. 2.

"shared accommodation" means any premises to which this Act applies—

(*a*) which form part of other premises; and

(*b*) which are leased for the purpose of residence; and

(*c*) the lessee of which, under the terms of the lease, uses any habitable room in common with the lessor or with another lessee:

"tax" includes any tax, whether on land or income derived from land, which is imposed by any Act of the State or the Commonwealth:

"trust" means the South Australian Housing Trust constituted under the South Australian Housing Trust Act, 1936-1940.

Inserted by 9, 1949, s. 2 (c).

(2) For the purpose of this Act, "lessee" includes a person who remains in possession of premises after the termination of his lease of the premises, and "lessor" has a corresponding meaning.

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S. 4. (2) BENGER v. HEGARTY AND GARDINER. BENGER v. HEGARTY AND WHITTENBURY (1950) S.A.S.R. 293. Where a lease was made of a hotel and shops and the shops were sublet by the lessee and, at the termination of the lease, a fresh lease of the hotel and shops was granted to another lessee but the lessee and the sub-lessee refused to give up possession of the shops, held that the lessee and the sub-tenants, being persons remaining in possession of the shops after the termination of the head lease and sub-tenancies respectively, were "lessees" within the meaning of section 4 (2) and were protected by section 42.

Premises to which Act is to apply.
Substituted by 5, 1948, s. 4 (1).

**5.** (1) This Act shall apply to any premises (including any part of any premises which is separately leased), other than—

(*a*) premises which are for the time being used, or which are ordinarily used, as any grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm, or apiary; Para. (a) amended by 9, 1949, s. 3 (a).

(*b*) any dwelling-house situated on any land used as a grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm, or apiary and which is ordinarily used for the occupation of seasonal workers employed as such upon that land; Inserted by 9, 1949, s. 3 (b).

* * * * * * * * * * * Para. repealed by 9, 1949, s. 3 (d).

(*d*) any premises ordinarily leased for holiday purposes only: Provided that if any premises ordinarily leased for holiday purposes only are leased for other than holiday purposes, the premises shall, whilst so leased, not be deemed to be premises ordinarily leased for holiday purposes: Provided further that if any premises are leased to any person and the letting continues for a period exceeding eight weeks the premises shall, whilst so let to that person after the expiration of the period of eight weeks, not be deemed to be premises ordinarily leased for holiday purposes; Amended by 9, 1949, s. 3 (d).

(*e*) any premises, or the premises included in any class of premises, declared by proclamation to be premises or a class of premises, as the case may be, to which this Act shall not apply.

(2) The provisions of Part I. and Part VII. of this Act shall apply to premises in respect of which a publican's licence is in force under the Licensing Act, 1932-1945, but no other provisions of this Act shall apply to those premises. Inserted by 9, 1949, s. 3 (e).

(3) This Act shall apply to any premises (including any part of any premises which is separately leased) in respect of which a billiard-table licence is in force under the Licensing Act, 1932-1945. Inserted by 9, 1949, s. 3 (e).

s. 5. MARCH v. NEUMANN (1945) S.A.S.R. 167. Where farm property including a farmhouse was let and on the expiration of the term of the tenancy there was a holding over the farmhouse only, held that there was a tenancy at sufferance and that the farmhouse was not "prescribed premises" within the meaning of the National Security (Landlord and Tenant) Regulations.

Inserted by 9, 1949, s. 3 (e).

(4) Except as provided by subsections (2) and (3), this Act shall not apply to any premises licensed under the Licensing Act, 1932-1945.

(5) The Governor may from time to time by proclamation declare that this Act or any Part of this Act shall not apply to any premises or class of premises described in the proclamation and this Act or Part of this Act, as the case may be, shall not apply accordingly. The Governor may by proclamation revoke or from time to time vary any such proclamation.

Amended by 9, 1949, s. 3 (f), and by 51, 1951, s. 3.

(6) In this Act, the term "premises to which this Act applies" shall include a reference to all premises other than premises to which this Act does not apply by virtue of paragraphs (*a*), (*b*), (*d*), or (*e*) of subsection (1) of this section or of subsection (4) of this section or of subsection (1) or (2) of section 6. The term also includes a reference to any part of any premises which is separately leased and to any land or appurtenances leased with any premises or part of premises.

Exemptions from Act.

**6.** (1) The provisions of this Act shall not apply—

(*a*) to any premises let by the Government of the Commonwealth or the State or any instrumentality of any such Government;

Inserted by 9, 1949, s. 4 (a).

(*b*) to any premises let by any municipal council or district council; or

(*c*) to any premises let by the trust.

Inserted by 51, 1951, s. 4 (a).

(2) The provisions of this Act shall not apply—

(*a*) with respect to any lease of premises (not being a dwelling-house) entered into after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, with a lessee who, at the time of the said passing, was not the lessee of those premises nor with respect to any subsequent lease of those premises (whether entered into with such a lessee or otherwise);

(*b*) with respect to any lease in writing of premises (not being a dwelling-house) the term of which is for two years or more and which is entered into after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951,

S. 6. THE ELECTRICITY TRUST OF SOUTH AUSTRALIA v. LINTERNS LIMITED (1950) S.A.S.R. 133. Held that the Electricity Trust of South Australia is an instrumentality of the Government of South Australia within the meaning of section 6 (1) (*a*).

with a lessee who, at the time of the said passing, was the lessee of those premises nor with respect to any subsequent lease of those premises (whether entered into with such a lessee or otherwise).

(3) The provisions of this Act relating to the control of rents shall not apply to any premises during the time any notice fixing the maximum rental thereof is in force under Part VII. of the Housing Improvement Act, 1940. Amended by 9, 1949, s. 4 (c).

(4) The provisions of this Act relating to the control of rents shall not apply with respect to the rent payable under and in accordance with the provisions of any lease in writing the term of which is for twenty-one years or more and the term of which commenced before the third day of September, nineteen hundred and thirty-nine. Inserted by 50, 1950, s. 2.

(5) If, after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, the lessor and the lessee under any lease of any premises (not being a dwelling-house) agree in writing as to the amount of the rent thereof, then (whether the rent of the premises has been determined under this Act or otherwise) the provisions of this Act relating to the control of rents shall not apply with respect to the rent payable under that lease or under any subsequent lease of those premises (whether entered into by the parties aforesaid or otherwise). Inserted by 51, 1951, s. 4 (b).

(6) Nothing in this Act shall be deemed to apply to or affect any covenant in any mortgage whereby the mortgagor attorns tenant to the mortgagee.

* * * * * * * * * * * Section repealed by 38, 1946, s. 8 (2).

**8.** This Act shall be read and construed subject to the Commonwealth of Australia Constitution Act, and so as not to exceed the legislative power of the State, to the intent that where any enactment of this Act would, but for this section, have been construed in excess of that power it shall, nevertheless, be a valid enactment to the extent to which it is not in excess of that power. Construction of Act.

PART II.

## PART II.

## ADMINISTRATION.

Administration of Act.

**9.** The provisions of this Act shall be administered by the trust.

Protection of members of trust.

**10.** (1) No matter or thing done by the trust or by any member, officer, inspector, or servant of the trust or by any other person whomsoever acting under the direction or authority of the trust or of this Act shall, if the matter or thing was done *bona fide* for the purpose of executing this Act, subject them or any of them personally to any action, liability, claim or demand whatsoever.

(2) Any expense incurred by the trust or any such member, officer, inspector, servant or person acting as aforesaid shall be deemed to be an expense authorized by this Act.

Appointment of officers.

**11.** (1) The trust may appoint such officers, inspectors, and servants as are necessary for the administration of this Act.

(2) Any such officer, inspector, or servant shall not, as such, be subject to the Public Service Act, 1936-1941.

(3) With the approval of the Minister administering any department of the public service, the trust may, for the purposes of the administration of this Act, employ or use the services of any person employed in that department upon any terms and conditions which are agreed upon between that Minister and the trust. Notwithstanding subsection (2), any such person shall continue for all purposes to be a member of the public service.

Expenses of administration.

**12.** The moneys necessary for the administration and the expenses of this Act shall be paid out of moneys provided by Parliament for the purpose.

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PART III.

## PART III.

## CONTROL OF RENTS.

Pegging of rents.
Amended by 5, 1948, s. 5.

**13.** (1) Notwithstanding any term, condition or covenant in any lease in force at any time after the passing of this Act, the rent payable by the lessee of any premises (being a dwelling-house) to which this Act applies, in respect of

any period after the passing of this Act and during the continuance of this Act shall, unless the rent is fixed by the trust or a local court as provided by this Act, not exceed the following rent:—

I. If the premises were let at the first day of August, nineteen hundred and forty-two, the rent shall not exceed the rent lawfully payable in respect thereof at the first day of August, nineteen hundred and forty-two:

II. If the premises were not let at the first day of August, nineteen hundred and forty-two, the rent shall not exceed the rent lawfully payable in respect thereof under the lease whereby the premises were first let after the first day of August, nineteen hundred and forty-two.

Inserted by 5, 1948, s. 5 (b), and amended by 9, 1949, s. 5.

(2) Notwithstanding any term, condition, or covenant in any lease in force at any time after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1948, the rent payable by the lessee of any premises (other than a dwelling-house) to which this Act applies, in respect of any period after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1948, and during the continuance of this Act shall, unless the rent is fixed by the trust or a local court as provided by this Act, not exceed the following rent:—

I. If the premises were let at the thirtieth day of June, nineteen hundred and forty-eight, the rent shall not exceed the rent lawfully payable in respect thereof at the thirtieth day of June, nineteen hundred and forty-eight: Provided that if (whether before or after the said day) the lessor and the lessee of any such premises from time to time agree in writing that the rent of the premises shall be any other amount, the rent shall not exceed the amount of the rent so agreed upon;

II. If the premises were not let at the thirtieth day of June, nineteen hundred and forty-eight, the rent shall not exceed the rent lawfully payable in respect thereof under the lease whereby the premises were first let after the thirtieth day of June, nineteen hundred and forty-eight: Provided that if the lessor and the lessee of any such premises from time to time agree in writing that the rent of the premises shall be any other amount, the rent shall not exceed the amount of the rent so agreed upon.

(3) Any rent in excess of the rent provided to be paid by subsection (1) or subsection (2) shall, notwithstanding any change in the ownership or occupation of the premises or any agreement to the contrary, be irrecoverable.

(4) Where the rent of any premises is fixed by virtue of this section, the lessee may, by notice in writing given to the lessor, require him to furnish to the lessee a statement in writing as to what is the rent so fixed as aforesaid. If the lessor fails within fourteen days to furnish a statement as aforesaid he shall be guilty of an offence and liable to a penalty not exceeding ten pounds and if the lessor wilfully furnishes a statement which is false in any material particular, he shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(5) Nothing in this section shall affect the operation of any determination of the trust or order of a local court under this Act fixing the rent of any premises to which this Act applies.

Application to fix rent. Amended by 38, 1946, s. 3.

**14.** (1) The lessor or the lessee under any lease of any premises to which this Act applies may, from time to time, make application in writing to the trust to fix the rent of the premises to which the lease relates.

(2) The trust shall thereupon cause the premises to be inspected for the purpose of fixing the rent thereof. The trust shall give prior notice to the lessor and the lessee or to his solicitor or agent of an occasion upon which the premises are to be so inspected and stating the day and approximate time at which the premises are to be so inspected.

(3) The trust may, of its own motion, and from time to time, cause any premises to which this Act applies to be inspected for the purpose of fixing the rent thereof.

Determination of rent.

**15.** After inspection is made as aforesaid of any premises to which this Act applies and after making such inquiries and obtaining such reports as the trust considers necessary, the trust shall provisionally determine the rent of the premises.

Notice of determination of rent. Amended by 51, 1951, s. 5.

**16.** After determining the rent of any premises as aforesaid the trust shall give notice in writing of its determination to the lessor and lessee of the premises. If the premises in respect of which the rent is so determined are not premises which are part of other premises leased separately the trust shall, in the notice aforesaid, supply information indicating

such part of the rent provisionally determined as has been fixed after having regard to the matters stated in paragraphs (*i*) and (*j*) of subsection (1) of section 21.

Objection to determination. Amended by 51, 1951, s. 6.

**17.** (1) Within fourteen days after notice aforesaid is given to any lessor or lessee, the lessor or lessee, as the case may be, may by notice in writing given to the trust and to the other party to the lease, object to the amount of the rent so determined by the trust. Every such notice of objection shall contain particulars of the objection. After the receipt by the other party to the lease of the notice of objection that party may, at any time within twenty-one days after the notice aforesaid of the determination is given to him, by notice in writing given to the trust and to the party to the lease by whom the objection is made, make reply to the particulars stated in the objection. The trust may extend the time within which any such objection or reply may be given. In any case it thinks fit, the trust may hear any oral representations relating to any objection or reply made by the lessor or lessee or by some person on his behalf.

(2) The trust, on hearing or considering any objection or reply, shall not be bound by any rules of evidence or procedure but may inform itself in such manner as it thinks fit.

(3) After considering any objection or reply the trust shall finally determine the rent of the premises.

Publication of determination of trust.

**18.** (1) If no objection is made as provided by section 17, the trust shall, after the expiration of fourteen days after giving notice as provided by section 16, make a determination fixing the rent of the premises at the amount previously determined by the trust, and shall publish notice thereof in the *Gazette*.

Every such determination shall take effect from a date (which shall be a date not earlier than fourteen days after notice was given to the lessor and lessee under section 16) fixed by the trust and stated in the notice thereof.

(2) If any objection is made as provided by section 17, the trust shall, after considering every such objection, make a determination fixing the rent of the premises and shall publish notice thereof in the *Gazette*. Every such determination shall take effect from a date fixed by the trust and stated in the notice thereof. Such date may be any date not earlier than fourteen days after notice was given to the lessor and lessee under section 16.

Amended by 51, 1951, s. 7 (a).

(3) The trust shall give notice in writing to the lessor and the lessee of every determination made under this section. If the rent fixed by the determination of the trust under

this section is fixed in respect of premises which are not premises which are part of other premises leased separately, and the said rent differs from the rent provisionally determined under section 15, the trust, in the notice required to be given under this section, shall supply information indicating such part of the rent fixed under this section as has been fixed after having regard to the matters stated in paragraphs (*i*) and (*j*) of subsection (1) of section 21.

Inserted by 9, 1949, s. 6.

(4) If the rent fixed in respect of any premises by any determination of the trust is not greater than any rent agreed to be paid by the lessee to the lessor under any lease in writing, then, notwithstanding the provisions of subsections (1) and (2) of this section, the date fixed by the trust as the date from which the determination is to take effect may be any date not earlier than the date from which under the lease in writing the rent was so agreed to be paid.

Inserted by 51, 1951, s. 7 (b).

(5) Notwithstanding any of the foregoing provisions of this section, the trust may, in any case in which it is of opinion that it is just so to do, fix as the date from which any determination of the trust shall take effect, any date not earlier than one month after the day upon which the application was made to the trust for the determination of the rent.

Appeal to local court. Amended by 38, 1946, s. 4.

**19.** (1) If objection is made as provided by section 17, and the rent of the premises is subsequently fixed by the trust, the lessor or lessee of the premises may, within fourteen days after the publication of the notice in the *Gazette* mentioned in subsection (2) of section 18, or within such extended time as the court for good cause may allow, appeal to the local court of full jurisdiction nearest to the premises from the determination of the trust.

Subsec. (2) repealed by 38, 1946, s. 4 (c).

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(3) Whilst any such appeal is pending, the determination of the trust shall continue in force.

Order by local court. Amended by 51, 1951, s. 8.

**20.** (1) The local court shall hear and inquire into the appeal and shall, by its order, fix the rent of the premises. For the purpose of the appeal the local court may do all such matters and things relating thereto and in the same manner

S. 19. EX PARTE WHITTLE (1944) S.A.S.R. 205. A local court on an appeal from a ruling of the South Australian Housing Trust is entitled to assume that the rent fixed by the Trust is fair and equitable until the appellant shows that it is not.

and to the same extent as it is empowered to do in the exercise of its ordinary jurisdiction, but no costs shall be allowed on any such appeal. On the hearing of the appeal the local court shall not be bound by any rules of evidence or procedure but may inform itself in such manner as it thinks fit. The decision of the local court shall be final and conclusive.

(2) The local court shall, by its order, fix the date from which the order is to take effect. Such date shall be the date from which the determination appealed against came into effect and the order shall take effect from such date.

(3) The clerk of the local court shall transmit a copy of the order to the trust.

(4) The trust shall forthwith publish in the *Gazette* notice of the order and shall give notice in writing of the order to the lessor and the lessee.

Matters to be considered in fixing rent.

**21.** (1) In fixing the rent under this Act of any premises to which this Act applies, the trust or, as the case may be, local court shall fix such rent as the trust or, as the case may be, local court considers to be fair and equitable, and after having regard to—

(*a*) the accommodation provided in the premises and the state of repair and the general condition thereof;

(*b*) the neighbourhood in which the premises are situated;

(*c*) if the lease relates to a part of any premises, the rent (if any) of the whole of the premises;

s. 21. R. v. LOCAL COURT OF PORT ADELAIDE. EX PARTE WOOD (1943) S.A.S.R. 285. Considerations entering into the fixing of rents on appeals discussed. It is the duty of the court when fixing rents to bring rents into line with the general level of rental values prevailing at the time of fixture of the rents paid. Evidence may be admitted of rents for comparable houses and of the rent obtainable prior to the date (1st September, 1939) when rents were first fixed by Statute and it may be assumed that rental values had been stabilized by the Increase of Rents (War Restrictions) Act, 1939-1941. *Semble,* where buildings have been constructed or altered since 1939, it is fair and equitable to allow a fair return upon the capital actually and reasonably expended. Since this decision subsections (2) and (3) have been enacted.

EX PARTE WHITTLE (1944) S.A.S.R. 205. Upon an appeal to a local court from a decision of the South Australian Housing Trust fixing the rent of a furnished flat, the court is entitled to fix a fair rent for the flat according to the rental at which it could have been let unfurnished in or about September, 1939, and then to make a fair allowance for the use of the furniture. The intendment of the Act does not preclude a valuation which brings the rent of furnished premises into line with those of unfurnished premises *mutatis mutandis.*

MILLS v. ROBINSON (1950) S.A.S.R. 25. In fixing a rent the South Australian Housing Trust should take into consideration a proper return to be paid by the tenant for any easement, or a right of that nature, to which he is entitled under the terms of his tenancy agreement.

Inserted by 51, 1951, s. 9 (a).

(*d*) whether the premises or any part thereof is sublet by the lessee or is used by the lessee for the purpose of accommodating lodgers or boarders and the number of persons residing in the premises;

(*e*) if the lease relates to a part of any premises, any rights conferred upon the lessee to the use of any other part of the premises or any fittings therein;

(*f*) if the lease provides for payment for the use of furniture or other goods, the value, condition, and suitability of the furniture or goods;

(*g*) if the lease provides for any amount to be payable by the lessee to the lessor for any electricity, gas, water, fuel, or other domestic commodity, the reasonable value of the electricity, gas, water, fuel, or other domestic commodity for which payment is to be made;

(*h*) any amount which pursuant to the lease the lessee is required to pay or expend for the purposes of the repair, renovation, or improvement of the premises;

Inserted by 38, 1946, s. 5, and substituted by 51, 1951, s. 9 (b).

(*i*) any expenditure reasonably incurred by the lessor for rates, taxes, insurance and other costs in respect of the premises beyond the expenditure which would have been reasonably incurred for that purpose immediately prior to the first day of September, nineteen hundred and thirty-nine;

Inserted by 51, 1951, s. 9 (b).

(*j*) the difference between the reasonable value of any repairs or maintenance work carried out with respect to the premises and the reasonable expenditure which would have been incurred in carrying out those repairs or maintenance work immediately prior to the first day of September, nineteen hundred and thirty-nine;

Inserted by 9, 1949, s. 7, and amended by 51, 1951, s. 9 (c).

(*k*) any additions or improvements which have been made to the premises by the person who is the lessee of the premises at the time the rent is fixed and which have been made with the express or implied consent of the lessor.

Inserted by 51, 1951, s. 9 (d).

(2) In fixing the rent under this Act of any dwelling-house, the trust or, as the case may be, local court, shall take as the basis for fixing the rent, the amount of its rental value in accordance with the general level of rental values for comparable premises prevailing at the first day of September,

nineteen hundred and thirty-nine, but for the said purpose the said general level shall be deemed to be increased by twenty-two and one-half per centum thereof and the rent shall be fixed in accordance with the said general level so deemed to be increased and after having regard to any other matters required by this section to be taken into regard.

Inserted by 51, 1951, s. 9 (d).

(3) In fixing the rent of any premises to which this Act applies (not being a dwelling-house), the trust or, as the case may be, local court, in addition to having regard to any other matters required by this section to be taken into regard, shall have regard to the general level of rentals for comparable premises prevailing at the time of fixing the rent which is the result of agreement between the lessors and lessees thereof and the rent shall be fixed in accordance with that general level.

Inserted by 51, 1951, s. 9 (d).

(4) In fixing the rent of any premises to which this Act applies which is a shop or part of which is a shop (whether the shop or part is let separately as a shop or as a part of a dwelling-house) and which (whether with or without the consent of the lessor) is used as a dwelling-house or part of a dwelling-house, the trust or, as the case may be, local court shall fix the rent of the shop or the part of the premises which is a shop according to its rental value as a shop.

(5) If the trust or, as the case may be, the local court is satisfied that by reason of the dirty, harmful, or careless habits or actions of the lessee of any premises to which this Act applies or of any members of his household greater expenditure upon the repair or renovation of the premises has been or will be likely to be necessary than would otherwise be the case, the trust or, as the case may be, the local court, in fixing the rent under this Act of the premises, shall have regard thereto.

(6) If under the lease of any premises to which this Act applies any amount is payable by the lessee to the lessor for the use of any furniture or other goods in connection with the letting of the premises, the trust or, as the case may be, the local court in fixing the rent of the premises shall fix the rent thereof which shall be payable in respect of the premises without the use of the furniture or other goods and shall also fix the rent thereof which shall be payable in respect of the premises including any amount payable for the use of the furniture or other goods.

Period for which rent may be fixed.

**22.** Any determination or order under this Act fixing the rent of any premises may fix the rent to be so payable at an amount payable for every week, month, or other period.

Effect of fixing rent. Amended by 9, 1949, s. 8.

**23.** (1) If the rent of any premises to which this Act applies has been fixed pursuant to this Act by a determination of the trust or an order of a local court, then during any time during which the determination or order fixing the rent is in force, and notwithstanding any change in ownership or occupation of the premises, the rent which shall be payable in respect of the premises shall not exceed that fixed as aforesaid and, unless a lesser amount is, after the making of the determination or order, agreed to be paid, the rent fixed as aforesaid shall, notwithstanding the provisions of any other Part of this Act, be the rent payable in respect of the premises.

(2) Any amount by which the rent charged in respect of the premises is in excess of the rent fixed as aforesaid shall, notwithstanding any agreement to the contrary, be irrecoverable.

Recovery of overpaid rent.

**24.** Where any sum has been paid on account of any rent, being a sum which by virtue of section 13 or section 23 would have been irrecoverable by the lessor, the sum so paid shall, at any time within six months after the date of payment, be recoverable from the lessor who received the payment by the lessee by whom it was paid, and may, without prejudice to any other method of recovery, be deducted by that lessee from any rent payable within such six months by him to such lessor.

Variation of rents. Amended by 9, 1949, s. 9.

**25.** (1) If the rent of any premises to which this Act applies has been fixed by the trust or a local court pursuant to this Act, no further proceedings under this Act for the fixing of the rent of those premises shall be commenced until after a period of six months from the time the rent was fixed as aforesaid except on the ground that—

(*a*) by an error or omission, an injustice has been occasioned by the determination or order fixing the rent;

(*b*) since the determination or order fixing the rent came into force, substantial alterations or additions have been made to the premises or, if the lease provides for the use of any furniture or other goods in connection with the letting of the premises, to the furniture or other goods; or

s. 23. DAVIES v. O'SULLIVAN (No. 2) (1949) S.A.S.R. 208, affirming DAVIES v. O'SULLIVAN (1948) S.A.S.R. 297. A determination of the rent of unfurnished premises made by the South Australian Housing Trust remains applicable to the premises notwithstanding that they are subsequently let furnished.

(*c*) since the determination or order fixing the rent came into force, the accommodation provided in the premises has been materially increased or decreased or, if the lease provides for the use of furniture or other goods in connection with the letting of the premises, the furniture or other goods to be so used have been substantially increased or decreased.

(2) Notwithstanding the provisions of subsection (1), if the rent of any premises to which this Act applies is, before the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, fixed by the trust or a local court pursuant to this Act, further proceedings under this Act for the fixing of the rent of those premises may be commenced after a period of three months from the time the rent was fixed as aforesaid. Inserted by 51, 1951, s. 10.

(3) Any proceedings to fix the rent of any premises the rent of which has been previously fixed by the trust or a local court pursuant to this Act shall be had and determined in manner provided by this Act as if the rent had not been so previously fixed.

**26.** (1) A lessor of premises to which this Act applies may give notice in writing to the trust stating that he intends carrying out such repairs, renovations, improvements, alterations or additions to the premises as are specified in the notice and requesting the trust to give an estimate of the probable rent of the premises after the carrying out of the work so specified. Application by lessor contemplating repairs, etc. Inserted by 50, 1950, s. 3.

(2) The trust shall cause the premises to be inspected and after making such inquiries and obtaining such reports as the trust considers necessary, the trust shall inform the lessor of what would be the probable estimated rent of the premises if the repairs, renovations, improvements, alterations, or additions, as the case may be, are properly carried out.

(3) If subsequently to the carrying out of the work the rent of the premises is fixed by a determination of the trust made upon the application of the lessor or otherwise, the trust shall determine the rent of the premises in accordance with this Act and neither the trust nor, on any appeal from the determination of the trust, the local court, shall be bound by the estimate of rent given by the trust as aforesaid, but the trust or, as the case may be, the local court shall have such regard to the estimate as the trust or local court, as the case may be, deems just in the circumstances.

Power to fix rent of premises not let at time of application.

**27.** (1) Any person who is entitled to the rents and profits of any premises which if leased would be premises to which this Act applies may, notwithstanding that the premises are not leased, make application in writing to the trust to fix the rent of the premises.

(2) Upon such application the rent of the premises may be fixed in manner provided by this Act and the provisions of this Act shall, *mutatis mutandis,* apply accordingly. The person making the application shall be deemed to be the lessor of the premises.

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PART IV.

## PART IV.

## CONTROL OF RENTS OF CARAVANS.

Interpretation. Inserted by 30, 1947, s. 2.

**28.** In this Part, unless the context otherwise requires—

"caravan" means any vehicle without motive power constructed or adapted for the purposes of habitation; the term includes any such vehicle which is not at the time fitted with wheels but which is so constructed that it is capable of being fitted with wheels:

"hirer" with respect to a caravan, means the party to whom the caravan is let:

"letting" with respect to a caravan, includes any contract for the letting or hire of the caravan, whether the contract is made orally or in writing or otherwise, and includes a contract for the letting or hire of a caravan together with the use of furniture or other goods; and "let" has a corresponding meaning:

"owner", with respect to a caravan, means the party by whom the caravan is let:

"owner", with respect to land, means the person by whom, whether as owner, lessee, occupier, or otherwise, any charge is made with respect to the use of any land upon which any caravan is placed for the purpose of habitation:

"rent", with respect to a caravan, means any amount payable by the hirer to the owner of the caravan under any letting thereof, and includes any amount payable by the hirer to the owner for the use of any furniture or other goods in connection with the letting of the caravan:

"rent", with respect to land, means any amount payable to the owner of the land by any person under any arrangement of any kind whereby any person is authorized to use or place or keep placed a caravan upon that land for the purpose of the habitation of the caravan (whether by the said person or otherwise), and includes— Amended by 50, 1950, s. 4, and by 51, 1951, s. 11.

(*a*) any amount payable to the owner for the use of any dwelling-house, other building, or any part thereof or goods or for the use of any land other than the land upon which the caravan is actually placed.

(*b*) any amount payable to the owner for the use of any sanitary, laundry or washing or like facilities;

(*c*) any amount payable to the owner in respect of the supply of any electricity, gas, water, or fuel.

Fixation of rents in respect of letting of caravans. Inserted by 30, 1947, s. 2, and amended by 51, 1951, s. 12.

**29.** (1) The trust from time to time may, by notice published in the *Gazette* and in a daily newspaper circulating throughout the State, declare that, with respect to caravans situated within such part or parts of the State as are specified in the notice, the maximum rents payable in respect of the letting of such caravans shall from a day or days to be specified in the notice, not exceed the rent or rents set out in the notice.

Any such notice may fix different maximum rents—

(*a*) for different kinds or classes of caravans;

(*b*) for different parts of the State.

(2) The trust may by notice published as aforesaid revoke or vary any declaration of rents made as aforesaid.

Payment of rent under letting of caravans. Inserted by 30, 1947, s. 2.

**30.** (1) Notwithstanding any term or condition of any letting, the rent payable in respect of the letting of any caravan in respect of any period after the coming into operation of a declaration under section 29 shall, except in

the circumstances mentioned in section 31 or 40, not exceed the rent fixed by the declaration and appropriate to the caravan.

(2) Any rent in excess of the rent provided to be paid by subsection (1) shall, notwithstanding any agreement to the contrary, be irrecoverable.

Application to trust for special determination of rent of caravan. Inserted by 30, 1947, s. 2.

**31.** (1) The owner or the hirer of any caravan, the maximum rent in respect of the letting of which has been determined pursuant to section 29, may from time to time apply in writing to the trust for a determination of the maximum rent to be payable in respect of the letting of the caravan: Provided that no such application may be made in respect of any caravan by any person within six months after the making of a prior application by that person in respect of that caravan.

(2) The trust may thereupon from time to time determine the maximum rent which shall be payable in respect of the letting of the caravan from the day to be fixed by the trust.

(3) Notwithstanding the provisions of section 30, the rent so determined shall, from the day fixed as aforesaid, be the maximum rent which shall be payable in respect of the letting of the caravan and any rent in excess of such maximum rent shall, notwithstanding any agreement to the contrary, be irrecoverable.

Fixation of rents of land for use for caravans. Inserted by 30, 1947, s. 2.

**32.** (1) The trust from time to time may, by potice published in the *Gazette* and in a daily newspaper circulating throughout the State, declare that the maximum rents which shall be payable in respect of land within such part or parts of the State as are specified in the notice under any arrangements of any kind whereby persons are authorized to place caravans upon such land for the purpose of habitation, shall, from a day or days to be specified in the notice, not exceed the rents set out in the notice.

Any such notice may—

(*a*) in respect of different items included in rent with respect to land, as defined in section 28, fix different amounts as the maximum rents to be payable in respect of those items;

(*b*) fix different maximum rents for different parts of the State.

(2) The trust may by notice published as aforesaid revoke or vary any declaration of rents made as aforesaid.

Payment of rent in respect of land. Inserted by 30, 1947, s. 2.

**33.** (1) Notwithstanding any term or condition of any contract or arrangement, the rent payable in respect of any land under any arrangement of any kind whereby any person is authorized to place a caravan upon that land for the purpose of the habitation of the caravan (whether by the said person or otherwise) and in respect of any period after the coming into operation of a declaration under section 32, shall, except in the circumstances mentioned in section 34, not exceed the rent fixed by the declaration and appropriate to the land and the arrangement with respect thereto.

(2) Any rent in excess of the rent provided to be paid by subsection (1) shall, notwithstanding any agreement to the contrary, be irrecoverable.

Application to trust for special determination of rent of land. Inserted by 30, 1947, s. 2.

**34.** (1) The owner of any land in respect of which a maximum rent has been determined pursuant to section 32, may, from time to time, apply in writing to the trust for a determination of the maximum rent to be payable in respect of the land for the purposes referred to in section 32: Provided that no such application may be made in respect of any land by the owner thereof within six months after the making of any prior application by that owner in respect of that land.

(2) The trust may thereupon from time to time determine the maximum rent which shall be so payable from a day to be fixed by the trust.

(3) Notwithstanding the provisions of section 33, the rent so determined shall, from the day fixed as aforesaid, be the maximum rent which shall be payable in respect of the land for the purposes referred to in section 32 and any rent in excess of such maximum rent shall, notwithstanding any agreement to the contrary, be irrecoverable.

Display of maximum rent. Inserted by 30, 1947, s. 2.

**35.** (1) If any rent is determined pursuant to section 31 or 34 in respect of any caravan or land, the trust shall supply to the owner of the caravan or land, as the case may be, a notice stating the maximum rent payable pursuant to this Part in respect of the caravan or land and the owner of the caravan or land, as the case may be, shall, within a time to be specified by the trust, cause the notice to be affixed to the caravan or, as the case may be, displayed on the land in manner directed by the trust.

(2) Any such owner who fails to affix or display or to keep affixed or displayed any such notice in accordance with the direction of the trust shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

(3) Any person who destroys, defaces or removes any such notice affixed or displayed as aforesaid shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Duty to give receipt for rent. Inserted by 9, 1949, s. 10.

**36.** (1) Any person who, whether as principal or agent, receives any payment of any rent with respect to any caravan to the letting of which this Part applies or of any rent with respect to any land to which this Part applies shall, at the time of receiving the payment or within twenty-four hours of the making of the payment, give or cause to be given to the person making the payment a receipt (either by way of an entry in a rent book or by a separate document) for the payment specifying the amount paid, the period in respect of which the payment is made, and the caravan or land, as the case may be, in respect of which the payment is made.

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

(3) If pursuant to any arrangement made between the person paying the rent and the person to whom it is payable, any rent payable as mentioned in subsection (1) is paid into a bank to the credit of the person to whom it is payable (whether as principal or agent), the provisions of subsection (1) shall not apply in respect of that payment of rent.

Penalty for recovering rent above that fixed. Inserted by 30, 1947, s. 2, and amended by 9, 1949, s. 11.

**37.** (1) Any person who, whether as principal or agent or in any other capacity, in any book or other document wilfully makes any entry showing or purporting to show any person as being in arrear in respect of any sum which by virtue of this Part is irrecoverable, or wilfully makes in any book or other document any false entry in a material particular with respect to the rent of any caravan or land to which this Part applies, shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(2) Any person who, whether as principal or agent or in any other capacity, wilfully demands or wilfully receives as rent in respect of any caravan or land any sum which by virtue of this Part is irrecoverable, shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

Recovery of overpaid rent. Inserted by 30, 1947, s. 2.

**38.** Where any sum has been paid to any owner on account of any rent, being a sum which by virtue of this Part would have been irrecoverable by the owner, the sum so paid shall, at any time within six months after the date of payment, be recoverable from the owner who received the payment by the

person to whom it was paid, and may, without prejudice to any other method of recovery, be deducted by that person from any rent payable within such six months by him to such owner.

Powers of entry and inspection. Inserted by 30, 1947, s. 2.

**39.** (1) For the purpose of this Part, any member of the trust or any officer or inspector of the trust authorized in writing for the purpose by the trust—

(*a*) may enter upon any land upon which any caravan used for the purposes of habitation is situated, and may enter and inspect any such caravan;

(*b*) may require any person being the owner or hirer of any caravan or being the owner of any land or being the agent of any such owner or hirer, to answer any question relating to the letting thereof or to any rent payable in respect of any caravan or land.

(2) Any person who—

(*a*) obstructs or hinders any such member, officer, or inspector in the exercise of any of the powers conferred by subsection (1) hereof; or

(*b*) refuses to answer any question put by any such member, officer, or inspector as provided by paragraph (*b*) of subsection (1) hereof or who wilfully gives any false answer to any such question,

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

Exemption from operation of this Part. Inserted by 30, 1947, s. 2.

**40.** (1) If any caravan is let to any person for holiday purposes only, this Part shall not apply with respect to the rent of that caravan whilst the caravan is so let but if any caravan is let to any person for holiday purposes and the letting continues for a period exceeding four weeks, this Part shall, after the expiration of four weeks from the commencement of the letting thereof, apply to the caravan whilst it is let to that person.

Inserted by 51, 1951, s. 13.

(2) If pursuant to subsection (1), this Part does not apply to any caravan then, during such time as this Part does not apply to that caravan, this Part shall not apply to the rent of any land payable in respect of that caravan.

PART V.

# PART V.

## RECOVERY OF POSSESSION OF PREMISES.

Commencement of Part. Inserted by 5, 1948, s. 6.

**41.** The provisions of this Part shall come into force on a day to be fixed by proclamation.

Restriction on eviction. Inserted by 5, 1948, s. 6.

**42.** (1) Except as provided by this Part, the lessor of any premises to which this Act applies shall not give any notice to terminate the tenancy or take or continue any proceedings to recover possession of the premises from the lessee or for the ejectment of the lessee therefrom.

(2) A notice to quit given in contravention of this section shall not operate so as to terminate the tenancy in respect of which the notice was given.

(3) Subject to this Part, a lessor may take proceedings in a local court for an order for the recovery by him of any premises to which this Act applies (or of any furniture or other goods leased therewith) or for the ejectment of the lessee therefrom if the lessor, before taking the proceedings, has given to the lessee, upon one or more of the prescribed grounds but upon no other ground, notice to quit in writing for a period determined in accordance with section 43 and that period of notice has expired.

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**Part V.** Section 22 of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1949, provides that in any proceedings in any court which were commenced before the passing of that Act and in which the decision of the court was not announced before the passing of that Act, the provisions of that Act are to be construed as if those provisions had been enacted before the commencement of those proceedings.

**s. 41.** Part V. was proclaimed to commence on 16th August, 1948: *Gazette* 13th August, 1948, p. 703.

**s. 42.** ELDER'S TRUSTEE AND EXECUTOR COMPANY LIMITED AND ANOTHER v. SACH (1944) S.A.S.R. 65. Where for many years the defendant had occupied as tenant at will a house and land for which the defendant paid no rent, held the defendant was not entitled to the protection of provisions of the National Security (Landlord and Tenant) Regulations relating to evictions.

INDEPENDENT ORDER OF ODDFELLOWS AND GRESHAM HOTEL LIMITED v. MALLAN, MATTERS, ROGERS, SMITH, AND LEAN (1946) S.A.S.R. 234. Where, under an agreement between an owner of premises and the holder of an *interesse termini* that such owner should give notice to quit to other existing tenants of the premises to enable vacant possession to be given to the incoming lessee and that the owner should, either alone or jointly with such lessee, bring appropriate ejectment proceedings if necessary, held that it was sufficient for the purposes of regulation 58 of the National Security (Landlord and Tenant) Regulations (which corresponded with section 42) that a notice to quit, otherwise complying with the regulations, be in fact given by the owner, such notice, by virtue of the agreement, operating as an effective notice to quit, both for the owner and holder of the *interesse termini*.

WRIGHT v. CURNOW (1947) S.A.S.R. 225. When the ground set out in a notice to quit was that the premises were required by the landlord's daughter G. for her own occupation and on a subsequent date the landlord agreed to let the house to M. (who had married another of his daughters), held that the notice to quit

(4) Service of the notice to quit may, without prejudice to any other mode of service, be effected by delivering the notice to—

(*a*) some person apparently over the age of sixteen years and apparently residing in or in occupation of the premises; or

(*b*) the person by whom the rent of the premises is customarily paid.

The provisions of sections 110, 111 and 112 shall not apply to the service of a notice to quit.

(5) Where for any sufficient cause the service of any notice to quit cannot be effected, a special magistrate may, upon an affidavit showing grounds, make such order for substituted or other service or substitution for service of notice by advertisement or otherwise as may be proper. **Inserted by 51, 1951, s. 14 (a).**

(6) The prescribed grounds shall be—

(*a*) that the lessee has failed to pay the rent in respect of a period— **Amended by 50, 1950, s. (1) (a).**

(i.) where the lessee's period of occupation does not exceed six months—of not less than seven days;

(ii.) where the lessee's period of occupation exceeds six months but does not exceed twelve months—of not less than fourteen days;

(iii.) in any other case—of not less than twenty-eight days,

or that the lessee has failed to pay any rent which has been due and payable for more than twenty-eight days;

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**s. 42.** *(contd.)* was ineffective because the ground relied on was different to that stated in the notice.

PEPPER v. DISTRICT COUNCIL OF STIRLING (1948) S.A.S.R. 344. Where by an agreement in writing the committee of an institute granted to a motion picture exhibitor the sole right of showing pictures in the institute hall for fifty-one Saturday nights in any year and the committee was described in the agreement as "the landlord" and the exhibitor as "the tenant," and the agreement referred to the payment of "rent" by the tenant and contained covenants by the parties similar to covenants normally found in a lease, held, that notwithstanding the use of terms which would have been appropriate if the document were an agreement for a lease, the agreement was merely the grant of a licence to show pictures in the hall, and did not give the exhibitor a tenancy of any part of the hall.

DANSIE v. JONES (1949) S.A.S.R. 131. Where a notice to quit was expressed in terms slightly different from the particular ground provided for in subsection (6), held that the notice complied with the requirements of section 42 (3).

HAYWARD v. CLARKE (1949) S.A.S.R. 140. Under this Act exclusive jurisdiction is vested in local courts to hear and determine proceedings for the recovery of possession of premises to which the Act applies, irrespective of the amount of the rent or the value of the premises concerned.

KIERNAN v. LAWSON (1949) S.A.S.R. 256. The provisions of Part V. are applicable

(*b*) that the lessee has failed to perform or observe some other term or condition of the lease and the performance or observance of that other term or condition has not been waived or excused by the lessor;

(*c*) that the lessee has failed to take reasonable care of the premises, or of any furniture or other goods leased therewith or has committed waste;

Amended by 51, 1951, s. 14 (b).

(*d*) that the lessee or any person residing or lodging in the premises has been guilty of conduct which is a nuisance or annoyance to adjoining or neighbouring occupiers;

(*e*) that the lessee or any other person has been convicted, during the currency of the lease, of any offence arising out of the use of the premises for any illegal purpose or that a court has found or declared that the premises have, during the currency of the lease, been used for some illegal purpose;

(*f*) that the lessee has given notice of his intention to vacate the premises and, in consequence of that notice, the lessor has agreed to sell or let the premises or has taken any other steps as a result of which he would be seriously prejudiced if he could not obtain possession;

Amended by 9, 1949, s. 12 (a), (b).

(*g*) that the premises—

(i.) being a dwelling-house or, in the case of a dwelling-house within the meaning of paragraph (*d*) of the definition of "dwelling-house" in section 4, the part thereof which is leased for the purposes

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s. 42. (*contd.*). to the case of a tenant holding over after the expiration of a tenancy for a term certain. Since this decision subsection (2) of section 4 has been enacted.

s. 42. (6) (*d*) MERCANTILE INVESTMENTS LIMITED v. AUSTRALIAN OPTICAL COMPANY LIMITED (1945) S.A.S.R. 129. Where premises were let to a tenant who covenanted to carry on a specified business in which noise necessarily occurs, held that the reasonable and ordinary use of the premises for the very purpose for which they were let is not conduct which is a nuisance or annoyance within the meaning of section 42 (6) (*d*).

CURTIS v. STUTLEY (1950) S.A.S.R. 130. To justify notice to quit being given upon the ground mentioned in section 42 (6) (*d*), the conduct of the lessee must have some relation to the lessee's use of the leased premises. It is not sufficient that the lessee has been guilty of conduct which has in fact been a nuisance or annoyance to an adjoining or neighbouring occupier, but which does not arise from, and has no relation to, his use of the premises.

s. 42. (6) (*g*) ARTHUR v. MARSH (1945) S.A.S.R. 31. Premises are reasonably required by the owners for their personal occupation if the owners, being persons in indigent circumstances, desire to obtain possession for the purpose of supplementing their means by making the premises income producing.

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of residence—are reasonably needed by the lessor for occupation as a dwelling-house by himself or by some person who ordinarily resides with, and is wholly or partly dependent upon him or by a married son or married daughter of the lessor; or

(ii.) not being a dwelling-house or a part of a dwelling-house leased as aforesaid—are reasonably needed for occupation by the lessor, or by a person associated or connected with the lessor in his trade, profession, calling or occupation;

(*h*) that the premises are used as, or have been acquired for use as, a parsonage, vicarage, presbytery or other like premises and are reasonably needed for the personal occupation of a minister of religion (including a person who, although not ordained, is performing all the duties of a minister of religion); Amended by 51, 1951, s. 14 (c).

(*i*) that the lessor is a trustee and the premises are reasonably needed by a beneficiary under the trust for his personal occupation or for the occupation of some person who ordinarily resides with, and is wholly or partly dependent upon, him; Amended by 51, 1951, s. 14 (c).

(*j*) that the lessor is a person, body or authority carrying on a hospital, or a trustee for such a person, body or authority, and the use of the premises is reasonably needed for the purposes of the hospital (including the accommodation of the staff of the hospital); Amended by 51, 1951, s. 14 (c).

(*k*) that the premises have been occupied, or are occupied in consequence of his employment by Amended by 51, 1951, s. 14 (d).

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s. 42. (6) (*g*) (*contd.*) (HENLEY AND GRANGE SUB-BRANCH) INCORPORATED v. GRACE ABBOTT AND JOSEPH ERNEST ABBOTT (1946) S.A.S.R. 270. Where premises are part dwelling-house and part business premises and the parcels are not capable of severance, a claim for possession must be supported in its totality under subparagraph (i.) or (ii.) of paragraph (*g*) of section 42 (6). It is not permissible to found the claim part under one and part under the other of such subparagraphs.

WILLIAMS v. COULTHARD AND OTHERS (1948) S.A.S.R. 183; 22 A.L.J. 431. Held that if premises were required by the trustees of an institute under the Libraries and Institutes Act, 1939, for the use of the institute, they were required "for the occupation of the lessor." Subparagraph (ii.) of paragraph (*g*) does not require the premises to be required for occupation by the lessor himself "in his trade, profession, calling, or occupation."

DANSIE v. JONES (1949) S.A.S.R. 131. Held that "required" in paragraph (*g*) meant "demanded" or "claimed" and did not mean "needed." Since this decision the paragraph has been amended by the substitution of the word "needed" for "required."

s. 42. (6) (*k*) H. A. WARNER PROPRIETARY LIMITED v. WILLIAMS AND OTHERS (1946) 73 C.L.R. 421. If a person who is in fact a servant is in part remunerated for his services by being allowed to occupy a house, then he is *prima facie* a tenant.

some person in the employ of the lessor and that person has ceased to be employed by the lessor;

Inserted by 50, 1950, s. 5 (1) (b), and amended by 51, 1951, s. 14 (c), (e), and (f).

(*l*) that the premises being a dwelling-house (which was owned by the lessor at the time of the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951) situated in or contiguous to any grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm or apiary of the lessor are reasonably needed for the personal occupation as a dwelling-house in consequence of that employment by some person employed by, or about to be employed by, the lessor for the purpose of the grazing area, farm, orchard, vineyard, market garden, dairy farm, poultry farm, pig farm, or apiary, as the case may be;

Amended by 9, 1949, s. 12 (c), (d).

(*m*) that the lessor has agreed to sell the premises by an agreement which requires the purchaser to pay not less than one-fourth of the whole purchase-money within twelve months from the date thereof and by which the purchaser is entitled to vacant possession of the premises and the premises—

(i.) being a dwelling-house or, in the case of a dwelling-house within the meaning of paragraph (*d*) of the definition of "dwelling-house" in section 4, the part thereof which is leased for the purposes of residence—are reasonably needed by the purchaser for occupation as a dwelling-house by himself or by some person who ordinarily resides with, and is wholly or partly dependent upon him or by a married son or married daughter of the purchaser; or

(ii.) not being a dwelling-house or a part of a dwelling-house leased as aforesaid—are reasonably needed for occupation by the purchaser, or by a person associated or connected with the purchaser in his trade, profession, calling or occupation;

Amended by 51, 1951, s. 14 (c).

(*n*) that the premises are reasonably needed by the lessor for reconstruction or demolition;

s. 42. (6) (*n*) INDEPENDENT ORDER OF ODDFELLOWS AND GRESHAM HOTEL LIMITED v. MALLAN, MATTERS, ROGERS, SMITH, AND LEAN (1946) S.A.S.R. 234. Premises are "reasonably required by the lessee for reconstruction" where the reconstruction is not to be effected by the owner but by a lessee under a covenant

(*o*) that the premises being a dwelling-house, the lessee, by subletting the dwelling-house or any part thereof, or by taking in boarders or lodgers, is making or during the period of six months immediately preceding the giving of the notice to quit was making, a profit from the premises which, having regard to the rent paid by the lessee, is unreasonable; Inserted by 51, 1951, s. 14 (g).

(*p*) that the lessee has become the lessee of the premises by virtue of an assignment or transfer which the lessor has not consented to or approved; Amended by 50, 1950, s. 5 (1) (c).

(*q*) that the lessee has sublet the premises or some part thereof by a sublease which has not been consented to or approved by the lessor;

(*r*) that the premises were let as a shop or business premises and have been converted by the lessee, without the consent of the lessor either express or implied, from a shop or business premises into a dwelling-house and the premises are required by the lessor for re-conversion to a shop or business premises. Inserted by 9, 1949, s. 12 (e).

(7) In subsection (6), unless the contrary intention appears, "lessor" includes, where there is more than one lessor, any one or more of the lessors, and "lessee" includes, where there is more than one lessee, any one or more of the lessees.

(8) Notice to quit on a ground specified in paragraph (*p*) or (*q*) of subsection (6)—

(*a*) shall not be given—

(i.) where the lessee became the lessee by virtue of an assignment or transfer made before the first day of March, nineteen hundred and forty-seven, or the sub-lease was granted before that day;

(ii.) where the lease is for a fixed term—unless that term has expired; or

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s. 46. (6) (*n*) (*contd.*) in that behalf, and it need not be proved that a detailed scheme is in existence nor that the reconstruction can be commenced at once.

RETURNED SAILORS', SOLDIERS' AND AIRMEN'S IMPERIAL LEAGUE OF AUSTRALIA (HENLEY AND GRANGE SUB-BRANCH) INCORPORATED v. GRACE ABBOTT AND JOSEPH ERNEST ABBOTT (1946) S.A.S.R. 270. "Reconstruction" connotes some structural changes and transformations of the building and something more than mere repairs of the existing structure.

(iii.) in the case of a periodic lease—unless the period which was current at the date on which the assignment, transfer or sublease took effect has expired; and

(*b*) may be given whether or not the assignment, transfer or sublease was in breach of any covenant or condition.

Inserted by 9, 1949, s. 12 (f).

(9) Notice to quit on a ground specified in paragraph (*g*) of subsection (6) shall not be given if the lessor is an alien unless he has continuously resided in the Commonwealth for at least three years immediately prior to the giving of the notice and notice to quit on a ground specified in paragraph (*m*) of subsection (6) shall not be given if the purchaser is an alien unless he has continuously resided in the Commonwealth for at least three years immediately prior to the giving of the notice.

Inserted by 50, 1950, s. 5 (2).

(10) A notice to quit may be given with respect to any part of any premises to which this Act applies notwithstanding that the lease of the premises comprises that part and other parts of the premises and proceedings may be taken for the recovery of the possession of any such part or for the ejectment of the lessee therefrom.

Period of notice to quit. Inserted by 5, 1948, s. 6.

**43.** (1) The period for which notice to quit shall be given shall be not less than a period of seven days, together with an additional seven days for each completed period of six months of occupation.

(2) Nothing in subsection (1) shall—

Amended by 50, 1950, s. 7.

(*a*) require the giving of notice to quit for—

(i.) a period exceeding fourteen days if the notice is given on any ground specified in paragraphs (*a*), (*c*), (*d*), (*e*) or (*f*) of subsection (6) of section 42 and not on any other ground;

(ii.) a period exceeding thirty days if the notice is given on any other ground; or

(iii.) in the case of shared accommodation—a period exceeding fourteen days; or

(*b*) allow the giving of notice to quit for a period shorter than the period which, but for this section, would be required.

Inserted by 51, 1951, s. 15.

(3) If any premises to which this Act applies are let upon a fortnightly lease or upon a lease for any less period, a notice to quit in respect of those premises shall not be ineffective by reason that the period of the notice to quit does not expire upon a day coinciding with the expiration of a period of the lease.

Requirements of notice to quit. Inserted by 5, 1948, s. 6, and substituted by 51, 1951, s. 16.

**44.** (1) Every notice to quit shall on the face of the notice bear an indorsement to the effect that the lessee to whom the notice to quit is given is not legally obliged to comply with the notice unless ordered to do so by a local court.

(2) In any proceedings for the recovery of possession of any premises or for the ejectment of the lessee therefrom in which an appearance has been entered by the defendant, the validity of the notice to quit upon which those proceedings are founded shall not be affected by the fact only that the notice to quit does not bear an indorsement as required by subsection (1).

Notice to quit where dwelling-house sold. Inserted by 5, 1948, s. 6, and amended by 9, 1949, s. 13, and by 50, 1950, s. 8.

**45.** (1) A person who becomes the lessor of premises to which this Act applies, being a dwelling-house or part of a dwelling-house, by purchase, transfer or assignment thereof (otherwise than in pursuance of a contract entered into before the first day of March, nineteen hundred and forty-seven) or who becomes the lessor thereof by virtue of a lease granted in respect of the premises shall not, within a period of six months after the date of the agreement for the purchase, transfer, or assignment or, as the case may be, the date of the commencement of the term of the lease, give a notice to quit on the ground specified in paragraph (*g*) of subsection (6) of section 42 to any person who was a lessee of the premises at the date of the agreement for the purchase, transfer, or assignment or, as the case may be, the date of the commencement of the term of the lease: Provided that where a person becomes a lessor as aforesaid in pursuance of an agreement entered into or lease made after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1950, a notice to quit as aforesaid shall not be given to any such lessee within a period of twelve months after the date of the agreement for purchase, transfer or assignment or, as the case may be, the date of the commencement of the term of the lease.

(2) A lessor of premises to which this Act applies, being a dwelling-house or part thereof, shall not give a notice to quit on the ground specified in paragraph (*m*) of subsection (6) of section 42 to any person who was a lessee of the

premises at the date of the agreement referred to in that paragraph (whether the agreement was made before or after the commencement of this Part) within a period of six months after the date of the agreement: Provided that where any such agreement is made after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1950, a notice to quit as aforesaid shall not be given to any such lessee within a period of twelve months after the date of the agreement.

Notice to specify grounds. Inserted by 5, 1948, s. 6, and amended by 51, 1951, s. 17.

**46.** A notice to quit shall specify the ground relied upon and, in the proceedings, the lessor may rely upon any ground upon which notice to quit may be lawfully given whether specified in the notice to quit or not.

Notice to quit to terminate lease. Inserted by 5, 1948, s. 6, and amended by 51, 1951, s. 18.

**47.** A notice to quit given in accordance with the provisions of section 42, section 53, section 54 or section 55 shall, if the tenancy in respect of which the notice was given has not otherwise terminated, operate so as to terminate the tenancy of the premises at the expiration of the period specified in the notice, but nothing in this section shall operate so as to determine any tenancy before the date on which it would have terminated if this section had not been enacted.

Notice to quit after failure of eviction proceedings. Inserted by 5, 1948, s. 6.

**48.** (1) Where a lessor has taken proceedings in any court to recover possession of any premises to which this Act applies from the lessee or for the ejectment of the lessee therefrom and the court has (whether before or after the commencement of this Part) refused to make an order in favour of the lessor, the lessor shall not give to the lessee any notice to quit (whether on the same ground as a previous notice to quit or on some other ground) within six months after the decision of the court unless he has first obtained the leave of a local court so to do.

(2) Where a court refuses to make an order in favour of a lessor it may, at the same time, grant leave for the purposes of this section.

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S. 47. AMAD v. GRANT; GROSGLICK v. GRANT (1946) 74 C.L.R. 327. To determine a periodic tenancy, whether it is yearly, quarterly, monthly, or weekly, a notice to quit must (unless the parties have otherwise agreed) take effect at the end of a period of the tenancy (but see subsection (3) of section 43). Held that Regulation 62 of the National Security (Landlord and Tenant) Regulations (which corresponded with section 47) did not validate a notice to quit which would be invalid under the law apart from the regulation.

OERTEL v. CROCKER (1947) S.A.S.R. 306. Held that where a tenant continued in occupation of premises after the expiration of the term of a written lease, the tenancy was a tenancy at will subject to the statutory notice to quit required by the provisions then contained in the National Security (Landlord and Tenant) Regulations. An appeal to the High Court from this decision was struck out as incompetent, OERTEL v. CROCKER (1947) 75 C.L.R. 261.

Court to consider hardship. Inserted by 5, 1948, s. 6.

**49.** (1) On the hearing of any proceedings by a lessor for an order for the recovery of possession of any premises to which this Act applies, or for the ejectment of the lessee therefrom, the court shall take into consideration, in addition to all other relevant matters—

(*a*) any hardship which would be caused to the lessee or any other person by the making of the order;

(*b*) any hardship which would be caused to the lessor or any other person by the refusal of the court to make the order; Amended by 9, 1949, s. 14 (a).

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s. 49. ARTHUR v. MARSH (1945) S.A.S.R. 31. A case of hardship arises when the owners have to eke an existence on scanty means and the charity of their friends, when they are paying more rent for the premises in which they are living than they receive from the letting of the premises which they seek to recover.

INDEPENDENT ORDER OF ODDFELLOWS AND GRESHAM HOTEL LIMITED v. MALLAN, MATTERS, ROGERS, SMITH, AND LEAN (1946) S.A.S.R. 234. In the case of business premises, where the relative hardship between lessor and lessee appears equal, the claim of the owner must prevail. The basis for weighing relative hardship and for testing the availability of reasonably suitable accommodation in lieu of the premises in issue considered.

RETURNED SAILORS', SOLDIERS' AND AIRMEN'S IMPERIAL LEAGUE OF AUSTRALIA (HENLEY AND GRANGE SUB-BRANCH) INCORPORATED v. GRACE ABBOTT AND JOSEPH ERNEST ABBOTT (1946) S.A.S.R. 270. The intention underlying paragraphs (*a*) and (*b*) of subsection (1) relating to the matters to be taken into account by the court in exercising its discretion on the ground of respective hardships, is the prevention of one person securing a privilege, however well he may be entitled thereto, if its exercise means little to him and at the same time its bestowal will cause harm of some magnitude to another.

LEWIS v. HUTTON (1946) S.A.S.R. 297. Held that, apart from the question of ownership, if the hardship of the tenant were not shown to be the greater, the added factor of hardship, that the owner was being kept out of the premises, was sufficient to resolve the question in favour of the landlord.

AUSTRALIAN RED CROSS SOCIETY v. BEAVER TRADING COMPANY PROPRIETARY LIMITED AND OTHERS (1947) 75 C.L.R. 320. The words "or any other person" in paragraphs (*a*) and (*b*) of subsection (1) include all individuals and ascertainable classes of the community who would be prejudiced by the tenant losing possession or the landlord failing to obtain possession.

MCARTHUR AND ANOTHER v. BROAD (1949) S.A.S.R. 350. When the making or refusal of an order for delivering up of possession will involve equal hardship to the landlord and the tenant, the court will normally make the order. But the court, in its discretion, may take into account, as a ground for refusing to make an order, the fact that the hardship to the landlord has been created by his own act in voluntarily giving up possession of another dwellinghouse occupied by him.

OLDFIELD v. GRAY AND OTHERS (1950) S.A.S.R. 206. Where a lessee of premises sublet the premises to his son without the consent or approval of the lessor, held, in proceedings by the lessor for recovery of possession of the premises upon this ground, that any hardship suffered by the lessee or his son, through the lessee being prevented from conferring upon the son the right to occupation of the premises, did not constitute the "special circumstances" required by section 49 (2) (*a*) to justify the refusal of an order for possession.

SHIELL v. SYMONS. SHIELL v. FORD. SHIELL v. NICHOLLS (1951) S.A.S.R. 82. Under the Health Act, 1935, a local board of health declared an old dwellinghouse (which was sublet to various sub-tenants) unfit for habitation and the lessor gave notice to quit on the ground that the premises were reasonably required by the lessor for reconstruction. In proceedings to recover possession from some of the sub-lessees held that, while substantial hardship must necessarily be suffered by the lessor as the result of the refusal of the order, no hardship could be caused to the sub-lessees by the making of the order, any hardship which they might suffer arising not from the order but from the operation of the provisions of the Health Act.

Amended by 50, 1950, ss. 6 (2) and 9 (a).

(*c*) where the application is made on any one or more of the grounds specified in paragraphs (*g*), (*h*), (*i*), (*j*), (*k*), (*l*), (*m*) and (*n*) of subsection (6) of section 42—whether reasonably suitable alternative accommodation in lieu of the premises is, or has been, whether before or after the date upon which notice to quit was given, available for the occupation of the person occupying the premises or for the occupation of the lessor or other person by whom the premises would be occupied if the order were made;

Inserted by 9, 1949, s. 14 (b).

(*d*) where the application is made under a ground specified in paragraph (*g*) of subsection (6) of section 42—whether at the time the lessor acquired the premises the premises were let to the lessee and whether the lessee had any opportunity to acquire the premises and the reasons for the lessee failing to acquire the premises;

Inserted by 9, 1949, s. 14 (b), and amended by 50, 1950, s. 9 (b).

(*e*) where the application is made under a ground specified in paragraph (*m*) of subsection (6) of section 42—whether at the time the premises were agreed to be sold to the purchaser the premises were let to the lessee and whether the lessee had any opportunity to acquire the premises and the reasons for the lessee failing to acquire the premises;

Inserted by 9, 1949, s. 14 (b).

(*f*) where the application is made under a ground specified in paragraph (*g*) of subsection (6) of section 42—whether the lessee is the owner of another dwelling-house capable of being occupied by him and whether he has taken all necessary and proper steps to obtain possession thereof;

Inserted by 50, 1950, s. 9 (c).

(*g*) where the application is made on a ground specified in paragraph (*g*) of subsection (6) of section 42—whether the lessor has been required by circumstances to live elsewhere than in the premises and whether there has been any relevant change in those circumstances;

Inserted by 50, 1950, s. 9 (c).

(*h*) whether the lessee has made reasonable efforts to secure other premises;

Inserted by 50, 1950, s. 9 (c).

(*i*) where the proceedings relate to a dwelling-house and a permit has been issued to the lessee under the Building Materials Act, 1949, for the construction of a dwelling-house—whether the lessee has been guilty of unreasonable delay in the

construction of the dwelling-house in respect of which the permit was issued,

and may, in its discretion, make the order subject to such conditions (if any) as the court thinks fit or may, on such conditions (if any) as it thinks fit, refuse to make the order notwithstanding that one or more of the prescribed grounds has been established. Amended by 9, 1949, s. 14 (c), and by 51, 1951, s. 19 (a), (b).

(2) Where the application is made on either of the grounds specified in paragraphs (*p*) and (*q*) of subsection (6) of section 42, the court shall not refuse, in the exercise of the discretion vested in it by subsection (1), to make the order unless the court is satisfied— Amended by 51, 1951, s. 19 (c).

(*a*) that special circumstances exist by reason of which the order should not be made; or

(*b*) without limiting the generality of the last preceding paragraph, in a case where the ground specified in paragraph (*q*) applies, that the subletting was in the course of a business of subletting carried on by the lessee and that the business was commenced or is carried on with the express or implied consent of the lessor.

(3) On the hearing of an application specified in the subsection (2), any assignee, sublessee or person in occupation of the premises or any part thereof shall be entitled to be heard.

(4) If, on the hearing of any such proceedings where application is made on a ground specified in paragraph (*a*), (*b*), or (*c*) of subsection (6) of section 42 or on a ground specified in paragraph (*d*) of subsection (6) of section 42 in respect of premises other than shared accommodation, the court is satisfied that the ground has been proved, or if, on the hearing of any such proceedings, proof is given to the satisfaction of the court that, at the time of the giving of the notice to quit, the lessee was in arrears with respect to any rent payable under the lease (whether those arrears were paid before the hearing or not), the court may, if the court thinks fit, make the order without taking into consideration any of the matters referred to in subsection (1) of this section. Inserted by 50, 1950, s. 9 (d), and amended by 51, 1951, s. 19 (d), (e), and (f).

(5) If, on the hearing of any such proceedings where application is made on a ground specified in paragraph (*e*), (*k*), (*l*), or (*r*) of subsection (6) of section 42 or on a ground specified in paragraph (*d*) of subsection (6) of section 42 in respect of premises being shared accommodation, the Inserted by 51, 1951, s. 19 (g).

court is satisfied that the ground has been proved, the court shall not take into consideration any of the matters referred to in subsection (1) of this section.

Inserted by 50, 1950, s. 9 (d).

(6) If in any such proceedings where application is made on the ground that a dwelling-house is reasonably needed for the occupation as a dwelling-house by the lessor and proof is given to the satisfaction of the court—

(*a*) that the lessor has been the owner of the dwelling-house for at least five years before the giving of the notice to quit; and

(*b*) that at the time of the giving of the notice to quit the lessor was not the owner of any other dwelling-house which was reasonably available to him for his occupation; and

(*c*) that the lessor has not since the twenty-second day of September, nineteen hundred and forty-nine, as owner, transferred or conveyed or otherwise disposed of any dwelling-house which was at the time of the transfer, conveyance or disposition reasonably available to him for his occupation; and

(*d*) that the lessor is a British subject; and

(*e*) that the lessor has since the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1950, given notice to quit to the lessee for a period of not less than twelve months,

then the court shall not take into consideration any of the matters mentioned in subsection (1) of this section.

Nothing in this subsection shall limit any right of the lessor under any other provision of this Act.

The Governor may make regulations prescribing a form of notice to quit which may be given by any lessor in pursuance of this subsection and, without limitation of the right of a lessor to give notice to quit in any other form, any notice to quit in the form prescribed by regulation shall be deemed to be sufficient notice of all the matters referred to in paragraphs (*a*) to (*e*) inclusive of this subsection.

Inserted by 51, 1951, s. 19 (h).

In paragraph (*a*) of this subsection "owner" includes a tenant for life and the survivor of two or more joint tenants or tenants in common.

Inserted by 51, 1951, s. 19 (i).

(7) If in any such proceedings where application is made on the ground that a dwelling-house is reasonably needed by the lessor for his occupation as a dwelling-house or that

the lessor being a trustee the dwelling-house is reasonably needed by a beneficiary under the trust for his personal occupation as a dwelling-house, proof is given to the satisfaction of the court—

(*a*) that the lessor or, as the case may require, the beneficiary, is a protected person; and

(*b*) that at the time of the giving of the notice to quit, the lessor or, as the case may require, the beneficiary was not the owner of any other dwelling-house which was reasonably available to him for his occupation; and

(*c*) that the lessor or, as the case may require, the beneficiary has not since the twenty-second day of September, nineteen hundred and forty-nine, as owner, transferred or conveyed or otherwise disposed of any dwelling-house which was at the time of the transfer, conveyance, or disposition reasonably available to him for his occupation; and

(*d*) that the lessor has since the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, given notice to quit to the lessee for a period of not less than twelve months,

then the court shall not take into consideration any of the matters mentioned in subsection (1) of this section.

Nothing in this subsection shall limit any right of the lessor under any other provisions of this Act.

The Governor may make regulations prescribing a form of notice to quit which may be given by any lessor in pursuance of this subsection and, without limitation of the right of a lessor to give notice to quit in any other form, any notice to quit in the form prescribed by regulation shall be deemed to be sufficient notice of all the matters referred to in paragraphs (*a*) to (*d*) inclusive of this subsection.

In this subsection "protected person" has the meaning given to that term by section 72.

**50.** (1) In respect of any proceedings referred to in section 49, the court— Power of court. Inserted by 50, 1950, s. 10.

(*a*) if satisfied that such an order should be made in accordance with the provisions of this Part, may make an order for the recovery of possession of such part of the premises the subject of the

proceedings as the court thinks fit or for the ejectment of the lessee from such part;

(*b*) with the consent of the parties and without any further hearing in the proceedings may make any order which may be made by the court in pursuance of this Part.

(2) In any case where in the opinion of the court it is in the interests of justice so to do, the court, in its discretion, may hear two or more such proceedings together and in any such event the court may regulate the proceedings with reference to the cross-examination of witnesses or otherwise relating to the hearing as the court thinks fit.

Power to stay proceedings or orders. Inserted by 5, 1948, s. 6, and amended by 51, 1951, s. 20.

**51.** In respect of any proceedings referred to in section 49 the court or a special magistrate may—

(*a*) from time to time, subject to such conditions (if any) and for such period as it thinks fit—

(i.) adjourn the proceedings;

(ii.) stay or suspend the execution of any judgment or order which has been made or given in the proceedings; or

(iii.) postpone the date for recovery of possession or for ejectment specified in any such judgment or order; or

(*b*) subject to such conditions (if any) as it thinks fit, vary, discharge, or rescind any such judgment or order:

(*c*) where a warrant of execution has been issued, and whether the warrant has expired or not, from time to time extend the period stated in the warrant for the execution thereof—

(i.) if the court is satisfied that, because of the illness of the lessee or for other sufficient cause, it is or has been impracticable for

s. 51. BOYLE AND ANOTHER v. JUKES (1944) S.A.S.R. 184. Where there had been a slip in the original order suspending the issue of a warrant for possession of premises made by a local court, held that there was power to amend this slip both under the inherent jurisdiction of the court and under the provision of the National Security (Landlord and Tenant) Regulations corresponding to section 51 (*b*).

BURLING v. CHAS. STEELE AND COMPANY PROPRIETARY LIMITED (1948) 76 C.L.R. 485. Where a notice to quit was given on the grounds that the premises were reasonably required for occupation by the landlord and an order for possession was made by consent, and in proceedings under a provision of the National Security (Landlord and Tenant) Regulations corresponding to section 51, an application to rescind the order was refused, held that, assuming the ground stated in the notice to quit was erroneous, in view of the consent by the tenant to the original order, the refusal of the application should not be disturbed.

the officer to whom the warrant is directed to execute the warrant within the period stated therein—for such period as it thinks fit; or

(ii.) if the court is not so satisfied—for a period not exceeding seven days from the date on which the extension is granted.

Certain applications to operate as stay of execution. Inserted by 5, 1948, s. 6.

**52.** (1) An application to stay or suspend the execution of, or to vary, discharge or rescind, any judgment or order referred to in section 51, or to postpone the date for recovery of possession or for ejectment specified in any such judgment or order, shall, when filed with the proper officer of the court, stay the execution of any warrant and operate to postpone the date for recovery of possession of the premises or for the ejectment of the lessee until the court has heard the application.

Substituted by 51, 1951, s. 21.

(2) Notwithstanding anything in the Local Courts Act, 1926-1947, or any other Act, a warrant for delivery of possession of premises which pursuant to such Act would remain in force for any fixed period, shall remain in force for such further period or periods, if any, as the court shall, from time to time, direct whether before or after the expiration of such fixed period and whether the warrant has expired or not.

(3) Where, in respect of any proceedings referred to in section 49 the court has refused to grant an application of any of the kinds referred to in subsection (1) of this section, no further application of any of those kinds shall be made in respect of those proceedings except with the leave of the court.

Proceedings for recovery of possession of shared accommodation already leased. Inserted by 51, 1951, s. 22.

**53.** (1) Notwithstanding section 42 but subject to this section, the lessor of premises to which this Act applies being shared accommodation in a dwelling-house which premises were leased at the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, may give notice to quit to the lessee under the lease at the time of the said passing without specifying any ground therein.

(2) A notice to quit shall not be given under this section except subject to the following provisions:—

1. The lessor shall give notice to quit to the lessee for a period of not less than two months:

II. At the time of the giving of the notice to quit and during the period of twelve months prior to the giving of the notice, the lessor shall not have let shared accommodation in the dwelling-house to different lessees under two or more leases in existence at the same time:

III. The lessor shall at the time of the giving of the notice to quit reside in the dwelling-house and shall have resided in the dwelling-house during the whole of the period of twelve months prior to the giving of the notice to quit:

IV. During the period of six months prior to the giving of the notice to quit the lessor shall not have recovered as rent from the lessee in respect of the premises any amount which by virtue of this Act is irrecoverable.

Every such notice to quit shall, in addition to containing such other matters as are necessary, give notice to the lessee of the matters referred to in paragraphs II., III., and IV. of this subsection but if, in any proceedings by the lessor for an order for the recovery of possession of the premises or the ejectment of the lessee therefrom, an appearance is entered by the defendant, the validity of the notice to quit shall not be affected by the fact only that the notice to quit has not given notice of the matters aforesaid.

(3) On the hearing of any proceedings by the lessor for an order for the recovery of possession of the premises or for the ejectment of the lessee therefrom, if proof is given (the onus of which proof shall be on the lessor) to the court that the lessor was entitled under this section to give the notice to quit, then the court shall make the order without taking into consideration any of the matters mentioned in subsection (1) of section 49 unless the court considers that special circumstances exist in which case the court may, in its discretion, take into consideration any of the said matters.

(4) Except as otherwise provided by this section, the provisions of this Part shall apply with respect to any such notice to quit or proceedings.

(5) Nothing in this section shall limit any right of the lessor under any other provisions of this Act.

Provisions for recovery of possession of shared accommodation to be leased in the future.

Inserted by 51, 1951, s. 22.

**54.** (1) Notwithstanding section 42 but subject to this section, the lessor of premises to which this Act applies being shared accommodation in a dwelling-house, may give notice to quit to the lessee of those premises under any lease

made after the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, without specifying any ground therein.

(2) A notice to quit shall not be given under this section except subject to the following provisions:—

I. The lessor shall give notice to quit to the lessee for a period of not less than two months:

II. At the time of the giving of the notice to quit and during the period of twelve months prior to the giving of the notice, the lessor shall not have let shared accommodation in the dwelling-house to different lessees under two or more leases in existence at the same time:

III. The lessor shall at the time of the giving of the notice to quit reside in the dwelling-house and shall have resided in the dwelling-house during the whole of the period of twelve months prior to the giving of the notice to quit:

IV. The rent payable for the premises shall have been fixed by a determination of the trust or an order of a local court:

V. During the period of six months prior to the giving of the notice to quit the lessor shall not have recovered as rent from the lessee in respect of the premises any amount which by virtue of this Act is irrecoverable.

Every such notice to quit shall, in addition to containing such other matters as are necessary, give notice to the lessee of the matters referred to in paragraphs II., III., IV., and V., of this subsection but if, in any proceedings by the lessor for an order for the recovery of possession of the premises or the ejectment of the lessee therefrom, an appearance is entered by the defendant, the validity of the notice to quit shall not be affected by the fact only that the notice to quit has not given notice of the matters aforesaid.

(3) On the hearing of any proceedings by the lessor for an order for the recovery of possession of the premises or for the ejectment of the lessee therefrom if proof is given (the onus of which proof shall be on the lessor) to the court that the lessor was entitled under this section to give the notice to quit, then the court shall make the order without taking into consideration any of the matters mentioned in subsection (1) of section 49 unless the court considers that special circumstances exist in which case the court may, in its discretion, take into consideration any of the said matters.

(4) Except as otherwise provided by this section, the provisions of this Part shall apply with respect to any such notice to quit or proceedings.

(5) Nothing in this section shall limit any right of the lessor under any other provision of this Act.

(6) In this section "shared accommodation" means any premises to which this Act applies—

(*a*) which form part of other premises; and

(*b*) which are leased for the purpose of residence; and

(*c*) the lessee of which, under the terms of the lease, uses any habitable room, bathroom or privy in common with the lessor or with another lessee.

Provisions for recovery of dwellinghouse for occupation by employee. Inserted by 51, 1951, s. 22.

**55.** (1) Notwithstanding section 42 but subject to this section, the lessor of any dwelling-house may give notice to quit to the lessee of the dwelling-house on the ground that the dwelling-house is reasonably needed for the personal occupation in consequence of that employment of some person employed by, or about to be employed by, the lessor.

(2) Notice to quit shall not be given under this section except subject to the following provisions:—

I. The lessor shall have been the owner of the premises for at least five years before the giving of the notice to quit:

II. The lessor shall be a British subject or a body corporate incorporated or registered in accordance with any law of the State:

III. The lessor shall have, since the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, given notice to the lessee for a period of not less than twelve months.

(3) On the hearing of any proceedings by the lessor for an order for the recovery of possession of the dwelling-house or the ejectment of the lessee therefrom, if proof is given (the onus of which proof shall be on the lessor) that the lessor was entitled under this section to give the notice to quit and that the lessor has not within the period of twelve months preceding the giving of the notice to quit given any other notice to quit under this section, the court shall make the order without taking into consideration any of the matters mentioned in subsection (1) of section 49.

(4) Except as otherwise provided by this section, the provisions of this Part shall apply with respect to any such notice to quit or proceedings.

(5) Nothing in this section shall limit any right of the lessor under any other provision of this Act.

Hearing in chambers. Inserted by 5, 1948, s. 6.

**56.** Proceedings for the recovery of possession of premises to which this Act applies or for the ejectment of a lessee therefrom may, with the consent of all parties, be disposed of in chambers but nothing in this section shall affect the power of the court to dispose of any such proceedings in chambers otherwise than under this section.

Appeal. Inserted by 5, 1948, s. 6.

**57.** (1) Except as provided in subsection (2), there shall be no appeal in proceedings under this Part from a judgment or order of a local court.

(2) There shall be an appeal, as to questions of law only, to the Supreme Court from any judgment or order of a local court in proceedings under this Part.

Ejectment orders not enforceable unless made under Act. Inserted by 5, 1948, s. 6.

**58.** Notwithstanding any other Act or law to the contrary, no order, other than an order made under this Part or under the National Security (Landlord and Tenant) Regulations made by any court for the recovery by the lessor of possession of any premises to which this Act applies (or of any furniture or other goods leased therewith), or for the ejectment of the lessee, shall be enforceable.

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Section inserted by 5, 1948, s. 6, and repealed by 51, 1951, s. 23.

Premises not to be sold or re-let in certain cases. Inserted by 5,1948, s. 6, and amended by 50, 1950, s. 6 (3), and by 51, 1951, s. 24.

**60.** (1) If a notice to quit is given on the ground specified in paragraph (*g*), (*h*), (*i*), (*j*), (*k*), (*l*) or (*m*) of subsection (6) of section 42 and the premises in respect of which the notice is given are vacated in accordance with the notice, or if an order for the recovery of possession of the premises or for the ejectment therefrom of the lessee is made on any such ground, the premises shall not, without the consent of a local court, be again leased or sold, or agreed to be leased or sold until after the expiration of the period of twelve months immediately succeeding the date on which the premises were vacated, possession of the premises was recovered, or the ejectment effected. Any person who commits any contravention of this subsection shall be guilty of an offence and liable to a penalty not exceeding five hundred pounds.

s. 57. WILLIAMS v. COULTHARD AND OTHERS (1948) S.A.S.R. 183; 22 A.L.J. 431. An appeal to the Supreme Court may be instituted in manner provided by sections 58 to 60 of the Local Courts Act, 1926-1947, notwithstanding that the appeal under section 58 of that Act is an appeal both on questions of law and of fact, but the grounds of appeal must be confined to questions of law.

(2) Nothing in subsection (1) shall prevent—

(*a*) the letting of any portion of the premises to which this Act applies which is not reasonably required by the lessor or purchaser, as the case may be, provided that the total rent obtained is not greater than a reasonable rent for the whole of the premises less a reasonable deduction for the portion of the premises not so let; or

(*b*) where notice to quit has been given on the ground specified in paragraph (*h*), (*i*), (*k*) or (*l*) of subsection (6) of section 42 the letting of the premises—

(i.) to a minister of religion;

(ii.) to a beneficiary under the trust; or

(iii.) to some person in the employ of, or about to become an employee of, the lessor in consequence of his employment,

respectively.

(3) A transaction entered into in contravention of subsection (1) of this section shall not thereby be invalidated, but nothing in this subsection shall affect the liability of any person to any penalty in respect of any contravention of subsection (1).

Enforcement of orders. **Inserted by 5, 1948, s. 6.**

**61.** An order for the recovery of possession of any premises to which this Act applies (or of any furniture or other goods leased therewith) or for the ejectment of a lessee therefrom made by a court under this Part may be enforced in the same manner as a like order if made by that court otherwise than under this Part, might be enforced.

Acceptance of rent not to waive notice to quit. **Inserted by 5, 1948, s. 6, and amended by 51, 1951, s. 25.**

**62.** Where notice to quit any premises to which this Act applies has been given, whether before or after the commencement of this Part—

(*a*) any demand by the lessor for payment of rent, or of any sum of money as rent, in respect of any period after the giving of the notice;

(*b*) the commencement of proceedings by the lessor to recover rent, or any sum of money as rent, in respect of any such period; or

(*c*) the acceptance of rent, or of any sum of money as rent, by the lessor in respect of any such period,

shall not of itself constitute evidence of a new tenancy or operate as a waiver of the notice.

Protection of sub-lessee. Inserted by 5, 1948, s. 6.

**63.** (1) Where—

(*a*) a lessor has consented to or approved a sublease of any premises to which this Act applies or any part thereof by the lessee, or a lessee has sublet any premises to which this Act applies or any part thereof in the course of a business of subletting carried on by the lessee; and

(*b*) the lessee ceases to be in possession of the premises, following upon—

(i.) the obtaining of an order by the lessor for the recovery of possession of the premises from the lessee or for the ejectment of the lessee from the premises on any of the grounds specified in paragraphs (*a*) to (*f*) of subsection (6) of section 42; or

(ii.) the surrender of his lease by the lessee,

the sublessee shall (if he is in possession of the whole or portion of the premises sublet to him) be deemed to become the lessee thereof from the lessor upon the same terms and conditions as the terms and conditions of the sublease, as in force immediately prior to—

(*c*) the date on which the lessor gave notice to quit to the lessee; or

(*d*) the date on which the lessee notified the lessor of his intention to surrender the lease (or, if he did not so notify the lessor, the date on which the lessee surrendered the lease),

as the case may be.

(2) In a case to which subparagraph (i.) of paragraph (*b*) of subsection (1) applies, the order shall not be enforced against the sublessee.

(3) Where, prior to the lessor of any premises to which this Act applies giving notice to quit to the lessee upon any of the grounds specified in subsection (6) of section 42, the lessee of the premises has sublet the whole or any part thereof—

(*a*) the lessee shall, upon service of the notice to quit, forthwith notify the lessor in writing of the name and address of each person to whom he has so

sublet and who is a sublessee of the premises or any part thereof at the date of service of the notice to quit;

(*b*) the lessor shall, upon taking proceedings for the recovery of possession of the premises or for the ejectment of the lessee therefrom, file the notice given to him under this section with the proper officer of the court in which the proceedings are taken; and

(*c*) the proper officer of the court shall thereupon give notice by registered post to each person specified in the notice, at the address so specified, of the date of hearing of the proceedings by the court.

(4) On the hearing of any proceedings by a lessor for an order for the recovery of possession of any premises to which this Act applies or for the ejectment of the lessee therefrom, every person who is a sublessee of such premises or any part thereof shall be entitled to be heard.

(5) Any lessee who fails to give notice as required by paragraph (*a*) of subsection (3) shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Protection of certain persons in possession of premises. Cf. Vic. 5264, 1948, s. 57. Inserted by 5, 1948, s. 6, and substituted by 51, 1951, s. 26.

**64.** Where the lessee of any premises to which this Act applies dies and a person (not being a lodger or boarder) who resided with the lessee immediately prior to his death is in possession of the premises immediately after his death, that person shall have the like right to continue in possession of the premises as the lessee would have had if he had not died, but proceedings may be taken against that person for the recovery of the possession of the premises from that person or for his ejectment from the premises in accordance with the provisions of this Part as if he were a lessee of the premises.

Costs not to be allowed. Inserted by 5, 1948, s. 6.

**65.** (1) No costs shall be allowed in any proceedings in relation to which this Part applies, not being proceedings in respect of an offence arising under this Part, unless it appears to the court that the conduct of the party in bringing or resisting the proceedings or in relation to the subject matter has been unreasonable, vexatious or oppressive.

Inserted by 51, 1951, s. 27.

(2) Notwithstanding subsection (1), if any such proceedings are taken upon a ground specified in paragraph (*a*),

**S. 65.** CLOTHIER v. PIERCY (1945) S.A.S.R. 45. Where an action was brought for the recovery of possession of a dwellinghouse and for arrears of rent and mesne profits and the action was dismissed, held that the court had power to award costs of the proceedings.

(*b*), (*c*), (*d*), (*e*), (*f*), (*p*), (*q*), or (*r*) of subsection (6) of section 42 the costs of the proceedings shall be in the discretion of the court.

(3) Notwithstanding subsection (1) the costs of any appeal to the Supreme Court shall be in the discretion of the Supreme Court.

* * * * * * * * * * *

Section inserted by 5, 1948, s. 6, and repealed by 51, 1951, s. 28.

**67.** (1) The lessor or former lessor under a lease, or the proposed lessor under a proposed lease, of any premises to which this Act applies for a fixed term not exceeding twelve months may, at any time while the lessee or former lessee is in occupation of the premises, or prior to the commencement of the term of the proposed lease, make application in writing to the trust to exclude the premises from the operation of this Part.

Exclusion of premises let for a short term from operation of Part.

Inserted by 5, 1948, s. 6, and amended by 50, 1950, s. 11, and by 51, 1951, s. 29.

(2) The applicant shall furnish such information in relation to the application as the trust requires.

(3) The trust may, in its discretion, issue a certificate excluding the premises, for such period as is specified in the certificate, from the operation of the provisions of this Part and the premises shall be excluded accordingly.

(4) The trust may at any time revoke or vary any certificate issued under subsection (3) and may at any time extend the period of any such certificate.

(5) Every certificate issued pursuant to regulation 78 of the National Security (Landlord and Tenant) Regulations before the commencement of this Part shall have the same effect as if issued by the trust under this section, and may be revoked or varied by the trust.

**68.** (1) The provisions of this Part shall not apply to or in relation to any premises to which this Act applies in respect of which a certificate under this section is in force.

Exclusion of certain sub-divided premises, etc., from operation of Part.

Inserted by 5, 1948, s. 6.

(2) Where the owner of any premises to which this Act applies is desirous of making the whole or any part of those premises available for accommodation, he may apply to the trust for a certificate that the premises are premises to which this Part does not apply.

(3) The trust may—

(*a*) grant the application and issue the certificate, either unconditionally or subject to such conditions as it thinks fit and for such period as it thinks fit; or

(*b*) refuse the application.

(4) A certificate issued under this section in respect of premises to which this Act applies being any part of a dwelling-house or of a residential unit in any building shall not have any force or effect in respect of any person who immediately prior to the issue of the certificate was the lessee of the dwelling-house or of any part of the dwelling-house or of the residential unit or of any other residential unit in the building.

Amended by 51, 1951, s. 30 (a).

(5) The trust may revoke or vary any certificate issued under this section and may at any time extend the period of any such certificate.

Subsec. (6) repealed by 51, 1951, s. 30 (b).

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Amended by 51, 1951, s. 30 (c).

(7) In this section "residential unit" means any part of a building which is or has been designed, whether originally or otherwise, for occupation as a residence independently of any other part of the building and "owner" includes a tenant for life and the survivor of two or more joint tenants or tenants in common.

(8) Every certificate issued pursuant to regulation 79 of the National Security (Landlord and Tenant) Regulations before the commencement of this Part shall have the same effect as if issued by the trust under this section, and may be revoked or varied by the trust.

Operation of exclusion certificate. Inserted by 51, 1951, s. 31.

**69.** If at the expiration of the period of any certificate issued or continued in force under section 67 or section 68, the lessee continues in possession of the premises to which the certificate applies, then the following provisions shall apply:—

I. At any time within one month after the expiration of the said period a notice to quit the premises may be given to the lessee by the lessor and the provisions of this Part shall not apply with reference to the notice to quit:

II. After the expiration of the period of the notice to quit but within three months after the expiration of the period of the certificate, proceedings may be commenced by the lessor for the recovery of the

possession of the premises from the lessee or for the ejectment of the lessee therefrom and the provisions of this Part shall not apply with respect to those proceedings nor, for the purpose of those proceedings, to the premises.

Continuance of existing proceedings. Inserted by 5, 1948, s. 6.

**70.** (1) All proceedings before any court under the National Security (Landlord and Tenant) Regulations which were pending at the commencement of this Part for the recovery of possession of any premises to which this Act applies or for the ejectment of any lessee therefrom may be continued as if those proceedings had been commenced under this Part.

(2) Any notice to quit in respect of premises to which this Act applies which was given before the commencement of this Part pursuant to Part III. of the National Security (Landlord and Tenant) Regulations shall have the same force and effect as if given under this Part.

(3) All rules of court made pursuant to the Local Courts Act, 1926-1947, with respect to proceedings under the National Security (Landlord and Tenant) Regulations shall *mutatis mutandis* apply to proceedings under this Part.

Regulations. Inserted by 5, 1948, s. 6.

**71.** (1) The Governor may make regulations—

(*a*) prescribing grounds upon which notices to quit premises to which this Act applies may be given by lessors, and for that purpose may vary or delete any of the prescribed grounds set out in section 42 and may prescribe additional grounds;

(*b*) prescribing any period for which any notice to quit shall be given and for that purpose may prescribe periods different to those prescribed by section 43.

Inserted by 51, 1951, s. 32.

(2) The Governor may make regulations prescribing forms of notices to quit which may be given by any lessor in pursuance of section 42, and, without limitation of the right of a lessor to give a notice to quit in any other form, any notice to quit in a form prescribed by regulation shall be deemed to be sufficient notice of all matters referred to therein.

PART VI.

## PART VI.

## PROTECTED PERSONS.

Interpretation. Inserted by 9, 1949, s. 15, and substituted by 51, 1951, s. 33.

**72.** (1) In this Part, unless the context otherwise requires—

"discharged member of the forces" means, subject to subsection (2) of this section, a person who, having been a member of the forces, has been discharged from the forces for a period not exceeding five years or has ceased to be engaged on war service for a period not exceeding five years:

"member of the forces" means a member of the Defence Force engaged on war service and includes any person on active service during any such war service with the naval, military, or air forces of the United Kingdom or of any other part of the King's Dominions (other than the Commonwealth of Australia):

"pension" means a pension (other than a service pension) under the Australian Soldiers' Repatriation Act, 1920-1949, and includes a pension payable under any law of the United Kingdom or of any other part of the King's Dominions (other than the Commonwealth of Australia) providing for payment of pensions to members or former members of the naval, military, or air forces thereof:

"protected person" means, subject to subsections (2) and (3) of this section—

(*a*) a discharged member of the forces;

(*b*) a war pensioner;

(*c*) the wife of a war pensioner who is residing with her husband;

(*d*) the widow of any member of the forces who is wholly or partly dependent for her support upon a pension paid to her in consequence of the death of her husband whilst engaged on or as a result of war service:

**Part VI.** Section 22 of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1949, provides that in any proceedings in any court which were commenced before the passing of that Act and in which the decision of the court was not announced before the passing of that Act, the provisions of that Act are to be construed as if those provisions had been enacted before the commencement of those proceedings.

"war pensioner" means, subject to subsection (3) of this section, a person who, having been a member of the forces and having been discharged from the forces or having ceased to be engaged on war service, is receiving a pension in respect of incapacity arising from war service of an amount of at least fifty per centum of the amount which would be payable as pension for total and permanent incapacity:

"war service" means—

(*a*) the service during any war in which His Majesty became engaged on or after the third day of September, nineteen hundred and thirty-nine but before the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, of a member of the citizen forces when called up for war service under the Defence Act, 1903-1949, or during continuous training under that Act, the Naval Defence Act, 1910-1949, or the Air Force Act, 1923-1941;

(*b*) the continuous service under any of those Acts of any person who volunteers and is accepted for such service during any such war;

(*c*) the continuous service during any such war of a person called upon to serve in the defence force in pursuance of any Act or of any regulations under an Act of the Commonwealth of Australia;

(*d*) the service during any such war of a member of the permanent forces;

(*e*) the continuous service during any such war of a person called upon to serve in the naval, military, or air forces of the United Kingdom or of any other part of the King's Dominions (other than the Commonwealth of Australia).

(2) A person shall not be deemed to be a discharged member of the forces unless that person was—

(*a*) immediately prior to his discharge;

(*b*) for a continuous period of not less than three months during the period of six months immediately prior to his discharge; or

(*c*) for a total period of not less than twelve months during his period of war service,

required, by reason of his war service, to live in premises other than premises occupied by him, or by a member of the household to which he belongs, as a home.

(3) A person shall not be deemed to be a war pensioner unless that person was—

(*a*) immediately prior to his discharge;

(*b*) for a continuous period of not less than three months during the period of six months immediately prior to his discharge; or

(*c*) for a total period of not less than twelve months during his period of war service,

required, by reason of his war service, to live in premises other than premises occupied by him, or by a member of the household to which he belongs, as a home and unless that person—

(*d*) resided within the Commonwealth at any time within three years before the commencement of his war service.

(4) Any reference in this section to any Act of the Commonwealth shall be deemed to include a reference to any amendment thereof.

**Rights of protected persons as to recovery of possession of premises. Inserted by 9, 1949, s. 15.**

**73.** (1) The provisions of Part V. of this Act relating to the termination of tenancies, the recovery of the possession of premises and the ejectment of lessees from premises, and any provisions incidental to those provisions, shall extend to all premises to which this Act applies of which a protected person is the lessee but the said provisions shall be construed subject to the provisions of this section.

(2) The provisions of paragraph (*c*) of subsection (1) of section 49 shall not apply in relation to any premises of which a protected person is the lessor, unless the lessee of the premises is a protected person.

(3) In the application of the provisions of this Act to a lessee who is a protected person, section 42 shall be read as if for paragraph (*a*) of subsection (6) there were substituted the following paragraph:—

"(*a*) that the lessee has failed to pay the rent in respect of a period of not less than twenty-eight days."

Amended by 50, 1950, s. 6 (4), and by 51, 1951, s. 34 (a), (b).

(4) Notwithstanding the provisions of Part V. of this Act, an order shall not be made for the recovery of possession of any premises from a protected person, or for the ejectment from any premises of a lessee (being a protected person) on any ground specified in paragraph (*g*), (*h*), (*i*), (*j*), (*k*), (*l*), (*m*) or (*n*) of subsection (6) of section 42 unless the court making the order is satisfied—

(*a*) that reasonably suitable alternative accommodation (in this section referred to as "the alternative accommodation") is, or has been whether before or after the date upon which notice to quit was given, available for the occupation of the protected person in lieu of the premises in respect of which the order is sought (in this section referred to as "the premises at present occupied"); or

(*b*) that within a period of twelve months of the bringing of the action the premises have been offered for sale to the protected person at a price approved by the principal administrative officer for the purposes of the administration of the provisions of the Prices Act, 1948, relating to land transactions or at a price which in the opinion of the court is a fair price for the premises subject to the lease of the lessee, and the protected person, without reasonable cause, has failed to accept the offer; or

(*c*) that the protected person has sublet the premises in respect of which the order is sought and is permanently residing elsewhere.

Amended by 50, 1950, s. 6 (4), and by 51, 1951, s. 34 (c), (d).

(5) Where a tenancy has been lawfully determined and any person claiming under the lessee and actually in possession of the premises or any part thereof is a protected person, an order for the ejectment of persons from those premises or for the recovery of possession of those premises shall, if the order is made on any ground specified in paragraph (*g*), (*h*), (*i*), (*j*), (*k*), (*l*), (*m*), or (*n*) of subsection (6) of section 42, not be enforced against the protected person unless the court is satisfied—

(*a*) that reasonably suitable alternative accommodation (in this section referred to as "the alternative accommodation") is, or has been whether before

s. 73. (5) DALBY v. GAZZARD (1949) 78 C.L.R. 375; 23 A.L.J. 290. The words "claiming under the lessee" do not extend to persons who are merely let into possession by a lessee whose tenancy has been determined. The possession of the person claiming under the tenant must be founded on a right or title good as against him and depending on the continued existence of his tenancy.

or after the date upon which notice to quit was given, available for the occupation of the protected person in lieu of the premises in respect of which the order is sought (in this section referred to as "the premises at present occupied"); or

(*b*) that within a period of twelve months of the bringing of the action the premises have been offered for sale to the protected person at a price approved by the principal administrative officer for the purposes of the administration of the provisions of the Prices Act, 1948, relating to land transactions or at a price which in the opinion of the court is a fair price for the premises subject to the lease of the lessee, and the protected person, without reasonable cause, has failed to accept the offer; or

(*c*) that the protected person has sublet the premises in respect of which the order is sought and is permanently residing elsewhere.

Subsec. (6) repealed by 51, 1951, s. 34 (e).

* * * * * * * * * * *

Amended by 51, 1951, s. 34 (f), (g).

(7) The provisions of subsections (3), (4) and (5) of this section shall not apply in relation to the premises of which a protected person is the lessor.

Letting of vacant houses to protected persons. Inserted by 9, 1949, s. 15.

**74.** (1) A protected person may, if he thinks fit, apply in writing to a local court for a warrant authorizing and requiring the delivery of possession to the applicant of any dwelling-house which is unoccupied or about to become unoccupied.

(2) An application under subsection (1) may be made by the protected person personally or by some person authorized by him in writing to act as his agent for the purposes of this section.

(3) A copy of an application under subsection (1), together with a notice of hearing, shall be served on—

(*a*) the owner of the dwelling-house; or

(*b*) any person who ordinarily acts as an agent in relation to the dwelling-house or to whom the rent of the dwelling-house is ordinarily paid,

either personally or by registered letter sent to the place of business or abode of the owner or person.

Subsec. (4) repealed by 51, 1951, s. 35.

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(5) Where the owner of a dwelling-house or his agent has advertised the proposed sale by auction of the dwelling-house no person shall make an application under this section in respect of that dwelling-house until the expiration of three months after the day on which the advertisement is first published; and an application made in contravention of this subsection shall not be heard or determined by the court. Inserted by 63, 1949, s. 3.

(6) In this section and the subsequent sections of this Part, the term "dwelling-house" includes any building which has been constructed or adapted for use as a place of habitation and whether or not the building is so used at the time an application is made under this section in respect thereof. Inserted by 63, 1949, s. 3.

**75.** For the purposes of section 74— When dwelling-house deemed to be unoccupied. Inserted by 9, 1949, s. 15.

(*a*) a dwelling-house shall be deemed to be unoccupied notwithstanding that the owner has permitted a person to enter into occupation of the dwelling-house in contravention of subsection (4) of that section and, in any such case, the court may grant the application notwithstanding that the person in occupation of the dwelling-house is not before the court on the hearing of the application;

(*b*) a dwelling-house shall be deemed to be unoccupied notwithstanding that the owner has entered into occupation of the dwelling-house in contravention of subsection (4) of that section;

(*c*) a dwelling-house shall not be deemed to be occupied by reason only of the fact that it is furnished;

(*d*) a dwelling-house shall not be deemed to be occupied by reason only of the fact that it is used as a warehouse, store, office, shop, factory, or other business premises, unless the whole or a substantial part of it was so used at the passing of the Landlord and Tenant (Control of Rents) Act Amendment Act (No. 2), 1949, and was so used continuously from that time until the day on which the application was made; Inserted by 63, 1949, s. 4.

(*e*) a dwelling-house may be deemed by the court to be unoccupied if it is occupied irregularly and the court is satisfied that the dwelling-house is not used as the permanent and sole dwelling-

house of the occupant and that another dwelling-house is occupied as the principal dwelling-house of the occupant;

(*f*) a dwelling-house shall be deemed to be about to become unoccupied if the court is satisfied that the occupant of the dwelling-house, at the time of the service of the notice of application, is about to vacate the dwelling-house, notwithstanding any arrangement (other than an arrangement for the occupation of the dwelling-house by a protected person or by a person such as is referred to in subsection (5) of section 76) entered into, whether before or after the service of the notice, in respect of the occupation of the premises after the then existing occupancy ceases.

Hearing of application. Inserted by 9, 1949, s. 15, and amended by 63, 1949, s. 5.

**76.** (1) Upon the hearing of an application under section 74 the court shall take into consideration, in addition to all other relevant matters—

(*a*) any hardship which would be caused to the owner or to any other person by the granting of the application;

(*b*) any hardship which would be caused to the applicant or to any other person by the refusal to grant the application; and

(*c*) the character of the applicant and his suitability as a tenant of the premises,

and, unless the court is satisfied that there is reasonable cause why the application should not be granted, the court shall grant the application.

(2) An averment in the application under section 74 that a dwelling-house is unoccupied shall be *prima facie* evidence of the fact so averred.

(3) If the dwelling-house is about to become unoccupied, the court may postpone the execution of the warrant until such time as it thinks fit.

(4) The fact that the dwelling-house is ordinarily leased for holiday purposes only shall not be a ground for refusing to grant the application.

(5) An application shall not be granted under this section—

(*a*) if the owner of the dwelling-house reasonably needs the dwelling-house for his own occupation or for

the occupation of some married member of his family or of some married person who resides with him or is wholly or partly dependent on him for his support;

(*b*) if the dwelling-house was erected or acquired for the accommodation of a particular person or class of persons and the dwelling-house is reasonably needed for the occupation of that person or a person of that class;

(*c*) if the dwelling-house has not previously been occupied and is reasonably needed for the occupation of the owner of the dwelling-house;

(*d*) if the dwelling-house is a newly erected dwelling-house which—

(i.) was erected by the owner for the purposes of occupation by him or for the purposes of sale; and

(ii.) has not been unoccupied for a period exceeding two months; or

(*e*) if the owner of the dwelling-house has agreed to let the dwelling-house to a protected person and the agreement provides that the protected person shall take possession of the dwelling-house forthwith if unoccupied or forthwith upon it becoming unoccupied.

(6) The court shall specify in the warrant the person or persons by whom it may be executed.

**Provisions where several applications made in respect of same dwelling-house.**
**Inserted by 9, 1949, s. 15.**

**77.** (1) Where more than one application is made under section 74 in respect of the same dwelling-house, the person on whom the applications were served shall forthwith notify each other applicant of the other application or applications, together with the name and address of the other applicant or applicants, and the court shall hear and determine all the applications at the same time and for that purpose may adjourn the hearing of any application or applications.

(2) Where two or more applications are heard at the same time, the court shall take into consideration the degree of hardship which would be caused to each applicant or to any other person by the refusal to grant the application and, where the degree of hardship is the same in the case of two or more applicants or other persons, may in addition to the other matters referred to in section 76, take into consideration the priority of service of the applications under section 74 of this Act.

Enforcement of warrants. Inserted by 9, 1949, s. 15.

**78.** A warrant granted by a court under section 76 of this Act may be enforced in the same manner as a warrant of possession granted by that court may be enforced.

Rent of dwelling-house. Inserted by 9, 1949, s. 15.

**79.** (1) Upon delivery of possession of a dwelling-house to a protected person under a warrant granted under section 76 the protected person shall be deemed to be a tenant of the owner of the dwelling-house.

(2) The rent to be paid for any dwelling-house of which possession has been so obtained shall be—

(*a*) where the rent is, as at the commencement of the tenancy, fixed or determined by or under this Act—that rent or such rent (not exceeding the rent so fixed or determined) as is agreed upon between the owner and the tenant; or

(*b*) in any other case—such rent as is agreed upon between the owner and the tenant or, in default of agreement, as is determined by the trust pursuant to Part III.,

but nothing in this subsection shall be deemed to prevent the subsequent alteration, subject to this Act, of any rent so agreed upon or fixed.

Meaning of "owner." Inserted by 9, 1949, s. 15.

**80.** For the purposes of sections 74 to 79 (inclusive) the expression "owner", in relation to the dwelling-house which is the subject of a lease or sublease, means—

(*a*) where the dwelling-house is unoccupied—the lessee or sublessee immediately entitled to possession of the dwelling-house; and

(*b*) where the dwelling-house is about to become unoccupied—the person immediately entitled to possession of the dwelling-house upon its becoming unoccupied.

Application of Part. Inserted by 9, 1949, s. 15, and amended by 50, 1950, s. 12.

**81.** (1) Any person (in this section referred to as "the claimant") who desires to do, or to continue or complete the doing of, any act against any person (in this section referred to as "the respondent") in respect of the possession of any premises may, if the respondent is resident in Australia and is not, to the knowledge of the claimant, a protected person, serve on the respondent, in the manner provided by this section, a notice in the prescribed form requiring the respondent to inform the claimant, within fourteen days after the receipt of the notice, whether or not the respondent is a

protected person within the meaning of this Part and the grounds upon which the respondent claims to be a protected person within the meaning of this Part.

(2) A notice under subsection (1) shall be served personally or by registered letter sent to the respondent's last place of abode known to the claimant.

(3) If, within the period specified in subsection (1) of this section, a statutory declaration by the respondent or by some person having knowledge of the facts stating that the respondent is a protected person within the meaning of this Part and stating the grounds upon which the respondent claims to be a protected person within the meaning of this Part is not furnished to the claimant, then notwithstanding that the respondent is, or at any subsequent time becomes, a protected person within the meaning of this Part, this Part shall not apply in respect of the doing, or in respect of the continuance or completion of the doing, of an act of the kind referred to in subsection (1) of this section, provided the claimant commences to do, or to continue or complete the doing of, the act within three weeks after the expiration of the period specified in that subsection.

(4) For the purposes of subsection (3) where the doing of any act is dependent on the completion of any preliminary act, the commencement of the doing or the continuance or completion of the doing, of the preliminary act shall be deemed to be the commencement of the doing of the first-mentioned act.

(5) If the claimant produces evidence (supported by statutory declaration) to the satisfaction of an officer thereto authorized in writing by the Attorney-General, that the respondent—

(*a*) has abandoned the property in respect of which the claimant desires to do, or to continue or complete the doing of, any act; or

(*b*) cannot be found and that the claimant has made reasonable efforts to ascertain his whereabouts, and that the claimant is not aware that the respondent is a protected person,

the officer may issue to the claimant a certificate to that effect and thereupon this Part shall not apply in respect of the doing, or in respect of the continuance or completion of the doing, of the act by the claimant.

(6) A certificate purporting to be issued in pursuance of subsection (5) shall, in the absence of proof to the contrary, be deemed to have been duly issued.

Exemptions from application of Part. Inserted by 9, 1949, s. 15.

**82.** Nothing in this Part shall apply to any dwelling-house in respect of which a certificate of exemption under section 67 or section 68 is in force.

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PART VII.

## PART VII.

## CONTROL OF RENTS OF HOTEL PREMISES.

Interpretation. Inserted by 9, 1949, s. 17.

**83.** In this Part—

"board" means the board constituted pursuant to section 84:

"hotel premises" means any premises in respect to which a publican's licence is in force under the Licensing Act, 1932-1945:

"rent", in addition to the matters mentioned in the definition of rent in section 4, includes any premium, bonus, foregift, or other sum of money paid or payable in consideration of, or in association with—

(*a*) the grant or acceptance of any lease of hotel premises; or

(*b*) the renewal of a lease or the continuance of a letting of hotel premises; or

(*c*) any agreement for a lease or for the renewal of a lease of hotel premises.

Constitution of board. Inserted by 9, 1949, s. 17.

**84.** (1) A board shall be constituted for the purposes of this Part.

(2) The board shall consist of—

(*a*) a special magistrate appointed by the Governor who shall be the chairman of the board;

(*b*) a member who shall be appointed by the Governor on the nomination of the committee of the South Australian Associated Brewers;

(*c*) a member to be appointed by the Governor on the nomination of the committee of the United Licensed Victuallers Association of the Commonwealth of Australia (South Australian Branch).

(3) The members of the board shall hold office for such term and upon such conditions and shall be entitled to such remuneration as the Governor from time to time determines.

(4) The chairman and one other member of the board shall be a quorum of the board. The chairman of the board shall have both a deliberate and a casting vote.

(5) No matter or thing done by the board or by the chairman or any member thereof or by any person whenever acting under the direction or authority of the board shall, if the matter or thing was done *bona fide* for the purpose of executing this Part, subject them or any of them personally to any action, liability, claim, or demand whatsoever.

(6) Any expenses incurred by the board shall be deemed to be an expense authorized by this Act.

Application to board with respect to rent of hotel premises. Inserted by 9, 1949, s. 17.

**85.** (1) Any lessee of any hotel premises who is of opinion that the rent provided to be paid under the lease of the premises is excessive, may from time to time make application in writing to the board requesting that the board determine the rent of the premises.

(2) If the South Australian Prices Commissioner is of opinion that the rent provided to be paid under any lease of hotel premises is excessive, he may from time to time make application in writing to the board requesting that the board determine the rent of the premises.

(3) If pursuant to this Part, the rent of any hotel premises is determined by the board, the lessor of those premises may from time to time make application in writing to the board requesting that the board should again determine the rent of the premises.

Notice of proceedings of application. Inserted by 9, 1949, s. 17.

**86.** After application being made as aforesaid the board shall give notice in writing of a time and place for the consideration of the application to the lessor and the lessee of the hotel premises and to the South Australian Prices Commissioner each of whom shall be entitled to be heard (either personally or by counsel, solicitor, or agent) by the board.

Onus in proceedings before board. Inserted by 9, 1949, s. 17.

**87.** If application is made as aforesaid by a lessee of hotel premises, the onus shall be on the applicant to satisfy the board that the rent payable under the lease is excessive.

Determination of rent by board. Inserted by 9, 1949, s. 17.

**88.** (1) The board shall hear and determine any application made to it and shall make a determination fixing the rent of the hotel premises.

(2) In its determination the board shall fix such rent as it considers to be fair and equitable after having regard to all relevant factors associated with the lease including the provisions of the lease and all benefits which could be derived from a proper and efficient use of the premises and the licence under the Licensing Act, 1932-1945, in force in respect thereof.

Board to have powers of Royal Commission. Inserted by 9, 1949, s. 17.

**89.** In the exercise of its functions under this Part the board shall have the powers of a royal commission under the Royal Commissions Act, 1917, and the provisions of that Act shall apply to and in respect of proceedings before the board.

Commencement of determination. Inserted by 9, 1949, s. 17.

**90.** In any determination made by the board fixing the rent of any hotel premises, the board shall fix the day from which the rent so fixed shall be payable. The day aforesaid may be any day, whether before or after the making of the determination but other than a day prior to the day on which the application was made to the board, as the board considers proper.

Notice of determination. Inserted by 9, 1949, s. 17.

**91.** Forthwith upon the making of a determination in respect of any hotel premises, the board shall give to the lessor and the lessee of the premises and to the South Australian Prices Commissioner notice in writing setting out the determination.

Effect of determination. Inserted by 9, 1949, s. 17.

**92.** (1) During the continuance of this Act, as and from the day fixed by the determination of the board with respect to any hotel premises, the rent fixed by the determination shall (unless a lesser amount is, after the making of the determination, agreed to be paid) be the rent payable in respect of the premises and any rent in excess of that so fixed shall, notwithstanding any change in the ownership or occupation of the premises or any agreement to the contrary, be irrecoverable by the lessor.

(2) If any sum is or has been paid being a sum which by virtue of subsection (1) would have been irrecoverable by the lessor of any hotel premises, the sum so paid shall be recoverable from the lessor who received the payment by the lessee by whom it was paid, and may, without prejudice to any other method of recovery, be deducted by that lessee from any rent payable by him to that lessor in respect of the said premises.

Secretary and officers. Inserted by 9, 1949, s. 17.

**93.** (1) The Treasurer may appoint any member of the public service to act as secretary of the board.

(2) The Treasurer may direct that any officers of the public service shall perform such duties as are necessary to enable the board to exercise its functions under this Part.

Application of ss. 110, 111, 112. Inserted by 9, 1949, s. 17.

**94.** The provisions of sections 110, 111, and 112 shall apply to notices under this Part except that whenever in those sections there is reference to the trust that reference shall be construed as if it were a reference to the board.

Mode of making application to board. Inserted by 9, 1949, s. 17.

**95.** Any application to the board under this Part may be made by delivering the application or by posting the application to the chairman or secretary of the board.

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## PART VIII.



## MISCELLANEOUS.

Penalty for demanding rent in excess of that fixed. Amended by 51, 1951, s. 36.

**96.** (1) Any person who, whether as principal or agent or in any other capacity, in any rent book or similar document, without reasonable excuse, makes any entry showing or purporting to show any lessee as being in arrear in respect of any sum which by virtue of this Act is irrecoverable, shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(2) Any person who, whether as principal or agent or in any other capacity, without reasonable excuse, demands or, without reasonable excuse, receives as rent in respect of any premises to which this Act applies any sum which by virtue of this Act is irrecoverable, shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(3) Any person who is knowingly a party to any contract or arrangement under which any sum is paid or agreed to be paid to that person as rent for any premises to which this Act applies shall, if that sum is, by virtue of this Act, irrecoverable, be guilty of an offence and liable to a penalty not exceeding fifty pounds.

Duty to give receipt for rent. Inserted by 9, 1949, s. 19.

**97.** (1) Any person who, whether as principal or agent, receives any payment of rent of any premises to which this Act applies shall, at the time of receiving the payment or within twenty-four hours of the making of the payment, give or cause to be given to the person making the payment a

s. 96. DAVIES v. O'SULLIVAN (No. 2) (1949) S.A.S.R. 208, affirming DAVIES v. O'SULLIVAN (1948) S.A.S.R. 297. Meaning of the word "wilfully" as used in subsection (2) discussed. Since this decision the section has been amended by the substitution of the words "without reasonable excuse" for the word "wilfully."

receipt (whether by way of an entry in a rent book or by a separate document) for the payment specifying the amount paid, the period in respect of which the payment is made, and the premises in respect of which the payment is made.

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

(3) If pursuant to any arrangement made between the person paying the rent and the person to whom it is payable, any rent payable as mentioned in subsection (1) is paid into a bank to the credit of the person to whom it is payable (whether as principal or agent), the provisions of subsection (1) shall not apply in respect of that payment of rent.

Record of rents. Amended by 51, 1951, s. 37.

**98.** (1) Any lessor of any premises to which this Act applies who fails, by himself or his agent, to keep or cause to be kept, a record showing the rent received in respect of those premises shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

(2) Any lessor of any premises to which this Act applies or any agent of any such lessor who, without reasonable excuse, makes or, without reasonable excuse, allows to be retained, in any record showing the rent of those premises, any false entry in a material particular shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

Penalty for threats and boycotts.

**99.** (1) Any person who, by any threat, endeavours to dissuade or prevent a lessor or lessee from making or prosecuting any application to the trust or appeal to the local court under this Act, shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

Subsec. (2) repealed by 51, 1951, s. 38.

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(3) Any person who does or procures to be done, any act or thing for the purpose of imposing any detriment or disadvantage upon a lessor or lessee because the lessor or lessee has made an application to the trust under this Act or has prosecuted an appeal to a local court under this Act, shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

s. 99. WRIGHT v. CURNOW (1947) S.A.S.R. 225. Held that an assignment of a lease was not an act or thing done for the purpose of imposing a detriment or disadvantage on a landlord within the meaning of a provision of the National Security (Landlord and Tenant) Regulations corresponding with subsection (3) of section 99.

Provisions relating to purchase of furniture, etc.

Amended by 50, 1950, s. 13.

**100.** (1) Any person who, whether as principal or agent or in any other capacity—

(*a*) requires, gives or receives, or offers, promises or agrees to give or receive, any bonus, premium or sum of money other than rent in consideration of, or in association with—

(i.) the grant, acceptance, assignment, or transfer of any lease; or

(ii.) the renewal or extension of a lease or the continuance of a letting; or

(iii.) any agreement for a lease or for the renewal, extension, assignment, or transfer of a lease; or

(iv.) his consenting to a sublease,

of any premises to which this Act applies; or

(*b*) makes it a condition of the granting of any lease of any premises to which this Act applies, that the lessee shall purchase any furniture or other goods; or

(*c*) pays, gives, or recovers, or attempts to pay, give, or recover any consideration for obtaining or making available a key of any premises to which this Act applies,

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

(2) Any amount paid in contravention of this section may, at any time within six months after the date of payment, be recovered by the person who paid it from the person to whom it was paid, or if the person to whom it was paid is the lessor of the premises and the person by whom it was paid is the lessee of the premises may, without prejudice to any other method of recovery, be deducted by the lessee from any rent payable within such six months by him to such lessor.

Inserted by 51, 1951, s. 39.

(3) A complaint in respect of any offence against this section shall be made within twelve months from the time when the matter of complaint arose.

s. 100. WRIGHT v. CURNOW (1947) S.A.S.R. 225. Held that an assignment was not a "sub-lease" within the meaning of subsection (1).

BISCHOF v. TROTTER (1948) 76 C.L.R. 520. The provisions of section 100 (1) (*a*) (i.) apply not only to a transaction which is completed by the grant of a lease, but also to a proposed transaction or one not so completed.

Refusal to let premises to applicant with family. Amended by 38, 1946, s. 6.

**101.** (1) Any person who refuses or causes any person to refuse to let any dwelling-house to any person on the ground that it is intended that a child shall live in the dwelling-house shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(2) Any person who states his intention, whether by advertisement or otherwise, not to let any dwelling-house to any person if it is intended that a child shall live in the dwelling-house shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(3) In any proceedings for an offence against this section, where it is proved that a person has refused, or caused any person to refuse, to let any dwelling-house to any person, it shall lie upon the first-mentioned person to prove that the refusal was for some reason other than that it was intended that a child should live in the dwelling-house.

Inserted by 38, 1946, s. 6 (g), and amended by 51, 1951, s. 40.

(4) Notwithstanding the definition of "dwelling-house" in section 4, in this section "dwelling-house" means any premises which are constructed or adapted for use for the purpose of residence.

Persons not to interfere with use or enjoyment of premises. Inserted by 5, 1948, s. 7.

**102.** (1) Any person who, without the consent of the lessee of premises to which this Act applies, or without reasonable cause (proof whereof shall lie upon the defendant), does, or causes to be done, any act, or omits, or causes to be omitted, any act whereby the ordinary use or enjoyment by the lessee of the premises or of any furniture or other goods leased therewith, or of any conveniences usually available to the lessee, or of any service supplied to, or provided in connection with the premises is interfered with or restricted, shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

Amended by 51, 1951, s. 41.

(2) Where the lessor, or any agent or servant of the lessor, has been convicted of an offence arising under subsection (1), the court may order the lessor to do such things as are necessary to enable the lessee to resume the ordinary use or enjoyment of the premises, furniture, goods, conveniences, or service, and the lessor shall comply with the provisions of the order. Any lessor against whom an order is made as aforesaid who fails or neglects to comply with the order shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

(3) For the purpose of this section, conveniences shall be deemed to be usually available to the lessee where, prior to the use of the conveniences having been interfered with or restricted without his consent, he has been allowed, at all

times during the tenancy to use those conveniences as he desired or he has been allowed to use those conveniences at times agreed to by the lessor and lessee or at times equivalent to those times.

(4) In this section the term "premises to which this Act applies", in addition to having the meaning ascribed to it by section 5, includes any caravan (within the meaning of Part IV.) the maximum rent (within the meaning of Part IV.) of which is fixed pursuant to Part IV. and any land with respect to which the maximum rent (within the meaning of Part IV.) is fixed pursuant to Part IV.

For the purposes of this section the hirer of any such caravan shall be deemed to be the lessee thereof and the owner of any such caravan or of any such land shall be deemed to be the lessor thereof respectively and the letting (within the meaning of Part IV.) of any such caravan and any arrangement with respect to land such as is referred to in the definition of "rent" with respect to land in section 28 shall be deemed to be a tenancy.

Suspension of right to distrain for rent.
Inserted by 5, 1948, s. 7.

**103.** (1) No person shall levy or make any distress for rent of a dwelling-house.

(2) Any person who commits any contravention of subsection (1) shall, without limitation of any other liability occasioned thereby, be guilty of an offence and liable to a penalty not exceeding fifty pounds.

Notice of rent, etc., to be displayed in certain cases.

**104.** (1) If the rent of any part of a dwelling-house which is separately leased is fixed under this Act, the trust may from time to time give notice in writing to the lessor directing that during such time as is stated in the notice, the amount of the rent so fixed shall be shown on a notice or placard kept displayed in the said part of the dwelling-house.

(2) If any lessor to whom notice is given as aforesaid wilfully fails to comply with any such direction he shall be guilty of an offence and liable to a penalty not exceeding ten pounds.

Powers of entry and inspection.
Amended by 51, 1951, s. 42.

**105.** (1) For the purposes of this Act, any member of the trust or any officer or inspector of the trust authorized in writing for the purpose by the trust—

s. 105. PELHAM v. HARRIS (1944) S.A.S.R. 224. Held, (1) that the telephone may be used by an officer of the South Australian Housing Trust for the purpose of requiring answers to questions; (2) that the requirements of section 105 that an officer must be authorized in writing is descriptive of the person qualified to ask the questions, and that there was no obligation to produce the written authority to the person questioned; (3) that the person questioned had been "required" to

(*a*) may enter into and upon any premises to which this Act applies (which or any part of which is leased) at any reasonable time for the purpose of examining the premises;

(*b*) may require any person being the lessor or lessee of any premises to which this Act applies or being the agent of any such lessor or lessee, to answer any question relating to any lease thereof, or to the accommodation provided under any such lease, or to the rent payable under or any conditions of any such lease, or to the rent payable in respect of the premises at the first day of August, nineteen hundred and forty-two, or at any other date, or as to use of the premises for the purpose of accommodating lodgers and the amounts paid for such use;

(*c*) may require any person being the lessor or lessee of any premises to which this Act applies or being the agent of any such lessor or lessee, to produce any rent book, receipt, or other document in his possession or power for the purpose of ascertaining the rent paid under any lease thereof or the rent payable in respect of the premises at the first day of August, nineteen hundred and forty-two, or at any other date, and may examine and make copies of any such rent book, receipt, or document.

(2) Any person who—

(*a*) refuses admission to any premises to which this Act applies to any member of the trust or any officer or inspector of the trust authorized as aforesaid or who obstructs or hinders any such member, officer, or inspector; or

(*b*) refuses to answer any question put by any such member, officer, or inspector as provided by paragraph (*b*) of subsection (1) hereof or who wilfully gives any false answer to any such question; or

(*c*) refuses or omits to produce any rent book, receipt, or document in his possession or power when required by any such member, officer, or inspector

s. 105. (*contd.*) answer notwithstanding that the questions were put in a precatory way and not an informative form. An offence under section 105 is complete if it is established that (*a*) an answer to a question such as prescribed by the section has been required by an authorized person of a person of one of the classes specified therein as liable to be questioned; and (*b*) that person has refused to answer the question.

so to do as provided by paragraph (*c*) of subsection (1) hereof,

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

Penalty for refusing to disclose name of lessor.

**106.** If the occupier of any premises to which this Act applies when requested by any member of the trust or any officer or inspector of the trust authorized in writing for the purpose by the trust, to state the name of the lessor of the premises, refuses or wilfully omits to disclose or wilfully mis-states the same, he shall be guilty of an offence and liable to a penalty not exceeding twenty pounds.

Contract to avoid Act.

**107.** Any contract or arrangement, whether oral or in writing, the purpose or effect of which is either directly or indirectly to defeat, evade, or prevent the operation of this Act, shall be null and void.

Power of court to make order for inspection of leased premises. Inserted by 50, 1950, s. 14.

**108.** (1) The lessor of any premises to which this Act applies may by summons make application to a local court for an order under this section. Notwithstanding that no other proceedings have been instituted or are pending, any such summons shall be issued in the same form and manner as an interlocutory summons and, subject to any direction of the court, the procedure with respect to such a summons shall, *mutatis mutandis,* be followed.

(2) If upon the hearing of any such application the local court is of opinion—

(*a*) that the lessee of the premises or any person acting on his behalf has, without reasonable cause, refused to permit the lessor or any agent of the lessor or any person acting under the authority of the lessor to enter and inspect the premises;

(*b*) that the purpose of the proposed entry and inspection is reasonable;

(*c*) that, if the lease of the premises is in writing, such an order would not be contrary to the provisions of the lease,

the court may make an order under this section.

(3) If upon the hearing of any such application the local court is of opinion—

(*a*) that the lessee of the premises or any person acting on his behalf has, without reasonable cause, refused to permit the lessor or any person acting

under the authority of the lessor to enter the premises and to carry out therein any repairs, renovations or decoration work;

(*b*) that the carrying out of the repairs, renovations or decoration work is reasonably necessary;

(*c*) that, if the lease of the premises is in writing, such an order would not be contrary to the provisions of the lease,

the court may make an order under this section.

(4) Every such order made in pursuance of subsection (2) shall provide—

(*a*) that the persons named in the order or that persons of the class named therein, or both, shall have the right to enter and inspect the premises during such hours as are specified in the order;

(*b*) that the right so given shall be exercised only during the period specified in the order,

and the order may also contain such conditions as to exercise of the rights thereby given as the court thinks proper.

If thought proper by the court, any such order may provide that the lessor or any person acting on his behalf may place upon the premises a notice stating that the premises are for sale and particulars relating to the sale.

(5) Every such order made in pursuance of subsection (3) shall provide—

(*a*) that the persons referred to in the order shall have the right to enter the premises during such hours as are specified in the order and that the said persons may carry out such repairs, renovations or decoration work as is specified in the order;

(*b*) that the right so given shall be exercised only during the period specified in the order,

and the order may also contain such conditions as to the exercise of the rights thereby given as the court thinks proper.

(6) If the lessee of the premises, without reasonable cause, fails to comply with the order that failure shall be deemed to be a failure to observe a condition of the lease of the premises.

(7) Any proceedings under this section shall be conducted in such manner as the court from time to time thinks fit and in any such proceedings the court shall not be bound by the rules of evidence and may inform itself in such manner as it thinks fit. The costs of any such proceedings shall be in the discretion of the court. Amended by 51, 1951, s. 43.

(8) The power given by section 117 to make rules of court shall include power to make rules of court regulating the making and hearing of applications under this section and generally regulating proceedings under this section.

Right of lessor to inspect premises. Inserted by 51, 1951, s. 44.

**109.** (1) The lessor of any premises to which this Act applies may give at least forty-eight hours' notice to the lessee of the premises that it is the intention of the lessor to inspect the premises on a day specified in the notice and during such period as is specified in the notice being not more than one hour in the daytime between the hours of nine o'clock in the morning and six o'clock in the afternoon. After the expiration of forty-eight hours after the giving of the notice aforesaid the lessor may enter and inspect the premises on the day and during the period specified in the notice.

(2) The power given by subsection (1) may be exercised from time to time but, if any such inspection is made, this section shall not be deemed to authorize a further inspection until the expiration of six months from the time of the last preceding inspection.

(3) If the lessee to whom notice is given as aforesaid, without reasonable excuse, refuses to permit the lessor to enter or inspect the premises as required by this section or hinders the lessor during any such inspection, he shall be deemed to have failed to observe a condition of the lease of the premises.

(4) Nothing in this section shall limit the power of a local court to make an order under section 108 or diminish any right of the lessor to enter the premises under any term or condition of the lease of the premises.

Service of notices.

**110.** (1) Any notice required by this Act to be given to or served upon any person may be given or served—

(*a*) by delivering the same to such person; or

(*b*) by leaving the same at his usual or last known place of abode or business with some person thereat who is apparently over the age of fourteen years; or

(*c*) by sending the same by post to such person at his usual or last known place of abode or business.

(2) Any notice required by this Act to be given to or served upon any person may, if the person is a company or body corporate or the trust, be given or served—

(*a*) by delivering the same to the manager or secretary thereof; or

(*b*) by leaving the same at the office or place of business thereof with some person thereat who is apparently over the age of fourteen years; or

(*c*) by sending the same by post to the company or body corporate or the trust at its office or place of business.

(3) Where any notice by the trust is required by this Act to be given to or served upon a person whose address is unknown to the trust, it may be given or served by publishing it or a notice substantially to the same effect once in the *Gazette* and once in a daily newspaper circulating generally in South Australia.

Notice to lessor or lessee.

**111.** (1) Any notice required by this Act to be given to or served upon a lessor under the lease of any premises to which this Act applies shall be deemed to have been duly given or served if it is given to or served upon the person to whom the rent payable under the lease is customarily paid by or on behalf of the lessee.

(2) Any notice required by this Act to be given to or served upon a lessee under the lease of any premises to which this Act applies shall be deemed to have been duly given or served if it is given to or served upon the person by whom the rent payable under the lease is customarily paid on behalf of the lessee.

(3) If two or more persons are lessors under any lease of any premises to which this Act applies, it shall be a sufficient compliance with any provision of this Act requiring any notice to be given to or served upon such lessors, if such notice is given to or served upon any one of such lessors.

(4) If two or more persons are lessees under any lease of any premises to which this Act applies, it shall be a sufficient compliance with any provision of this Act requiring any notice to be given to or served upon such lessees, if such notice is given to or served upon any one of such lessees.

Continued operation of notice.

**112.** Any notice required by this Act to be given to or served upon any lessor or lessee shall, if the same has once been duly given to or served upon such lessor or lessee, be binding on all persons claiming by, from, or under such lessor or lessee and all subsequent lessors or lessees to the same extent as if given to or served upon such person claiming as aforesaid or subsequent lessors or lessees respectively.

Supply of particulars as to rent of premises.

**113.** Upon application in writing describing any premises, and upon payment of a fee of one shilling, the trust shall give or send by post to the person so applying a statement in writing as to whether any determination or order fixing the rent of the premises is in force and the amount and other particulars of such rent.

Exercise of powers by trust.

**114.** Notwithstanding the provisions of the South Australian Housing Trust Act, 1936-1940, any of the powers conferred by this Act upon the trust may be exercised by any three members of the trust if one of those members is the chairman or a deputy chairman of the trust.

Effect on guarantee of fixing rent.

**115.** If the payment of the rent of any premises to which this Act applies is guaranteed and subsequently to the giving of the guarantee, the rent of the premises is fixed under this Act, then, if the rent so fixed is less than the amount so guaranteed, the guarantee shall be construed as if the amount guaranteed to be paid was the amount fixed as the rent under this Act; but in any other case the fixing of the rent under this Act shall not affect the guarantee.

Regulations.

**116.** The Governor may make regulations providing for the execution of any matter or thing arising under and consistent with this Act and not expressly provided for in this Act, and for more fully carrying out the objects and purposes of this Act, and for guarding against evasions and violations of this Act.

Rules of Court. Amended by 5, 1948, s. 8.

**117.** The powers conferred by section 28 of the Local Courts Act, 1926-1936, shall include power to frame rules for carrying into effect or supplementing the provisions of this Act relating to appeals to local courts and for regulating the procedure to be followed in proceedings under Part V. of this Act and otherwise for carrying the said Part into effect.

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Section repealed by 9, 1949, s. 10.

Facilitation of proof.

**119.** (1) In any prosecution or other legal proceedings under this Act no proof shall be required—

(*a*) of the persons constituting or the proper constitution of or the extent of the jurisdiction of the trust;

(*b*) of any authority to prosecute;

(*c*) of the particular or general appointment of any officer or inspector of the trust,

unless evidence is given to the contrary.

(2) If any determination is made by the trust fixing the rent of any premises and notice thereof is published in the *Gazette* all notices required to be given and all other matters required to be done before the making of the determination shall, unless the contrary is shown, be deemed to have been given or done.

Inserted by 50, 1950, s. 15.

(3) In any prosecution under this Act the allegation in the complaint that a specified place is situated within any specified part of the State shall be *prima facie* evidence of the fact so alleged.

Premises used for purpose of residence.

**120.** If any premises to which any lease relates are used for the purpose of residence, then for the purposes of this Act, the premises shall, unless the contrary is shown, be deemed to have been let for the purpose of residence.

Documents of trust.
Amended by 38, 1946, s. 7.

**121.** (1) All documents purporting to be issued or written by or under the direction of the trust and to be signed by the chairman, deputy chairman, secretary, assistant secretary or acting secretary of the trust shall be received as evidence in all courts of law, and shall be deemed to be issued or written by or under the direction of the trust without further proof, unless the contrary is shown.

(2) All courts shall take judicial notice of the signature of the chairman, deputy chairman, secretary, assistant secretary or acting secretary of the trust where such signature is attached for the purpose of verifying any document whatsoever under this Act.

Summary proceedings for offences.

**122.** All proceedings for offences against this Act shall be disposed of summarily.

Duration of Act.
Inserted by 38, 1946, s. 8 (1), and amended by 30, 1947, s. 4, by 5, 1948, s. 9, by 9, 1949, s. 21, by 50, 1950, s. 16, and by 51, 1951, s. 45.

**123.** This Act shall continue in operation until the thirty-first day of December, nineteen hundred and fifty-two, but the expiration of this Act shall not render recoverable any rent which during the continuance of this Act was irrecoverable nor affect the right of any lessee to recover any sum which during the continuance of this Act was under this Act recoverable by him.

**The Wrongs Act, 1936-1959, including all amendments passed to the end of 1959 and notes of judicial decisions, is reprinted in the Annual Volume, 1959, at page 352.**

# WRONGS ACT, 1936-1951.

BEING

WRONGS ACT, 1936, No. 2267 OF 1936
[ASSENTED to 13TH AUGUST, 1936.]

AS AMENDED BY

WRONGS ACT AMENDMENT ACT, 1939, No. 18 OF 1939
[ASSENTED TO 22ND NOVEMBER, 1939.]

WRONGS ACT AMENDMENT ACT, 1940, No. 48 OF 1940
[ASSENTED TO 28TH NOVEMBER, 1940.]

WRONGS ACT AMENDMENT ACT, 1944, No. 14 OF 1944
[ASSENTED TO 23RD NOVEMBER, 1944.]

AND

WRONGS ACT AMENDMENT ACT, 1951, No. 50 OF 1951
[ASSENTED TO 13TH DECEMBER, 1951.]

## An Act to consolidate certain Acts relating to wrongs.

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 "Wrongs Act, 1936-1951".

Repeal.

**2.** The following enactments are repealed, namely:—

U.K. 6 and 7 Vict., c. 96 (adopted in South Australia by 17, 1846)—An Act of the Parliament of the United Kingdom, entitled "An Act to amend the Law respecting defamatory words and libel". (Sections 1, 2, 9, and 10.)

No. 1 of 1865-6—An Act for compensating the Families of Persons killed by Accident. (The whole.)

No. 7 of 1865—An Act to amend the Law of Slander. (The whole.)

No. 17 of 1874—An Act to provide for the recovery of damages caused by negligence on the part of persons employed by the Government of South Australia in certain cases. (Section 3.)

No. 646 of 1895—The Law of Libel Amendment Act, 1895. (The whole.)

**3.** The remainder of this Act is divided into Parts, as follows:— Division of Act.

PART I.—Defamation: Sections 4-17.

PART II.—Wrongful acts or neglect causing death: Sections 18-23.

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## PART I. PART I.

## DEFAMATION.

**4.** In this Part, unless inconsistent with the context— Interpretation. 646, 1895, s. 2. U.K. 44 and 45 Vict. c. 60, s. 1.

"newspaper" means any paper containing public news, intelligence, or occurrences, or any remarks or observations thereon, printed for sale and published in the State, periodically or in parts or numbers, at intervals not exceeding thirty-one days between the publication of any two such papers, parts, or numbers:

"proprietor" includes as well the sole proprietor of any newspaper as also, in the case of a divided proprietorship, the persons who, as partners or otherwise, represent and are responsible for any share or interest in the newspaper as between themselves and the persons in like manner representing or responsible for the other shares or interests therein, and no other person.

**5.** Words spoken and published of any woman imputing to her a want of chastity, shall be and shall be deemed to be slander, and an action shall be sustainable for such words in the same manner and to the same extent as for words charging an indictable offence. Words imputing want of chastity to a woman. 7, 1865, s. 2. U.K. 54 and 55 Vict. c. 51, s. 1.

s. 3. In addition to the Parts mentioned in section 3, Part III. (General Provisions), which was enacted by the Wrongs Act Amendment Act, 1939, is included in this reprint.

Privilege of newspaper reports of legal proceedings.
646, 1895, s. 3. U.K. 51 and 52 Vict. c. 64, s. 3.

**6.** A fair and accurate report in any newspaper of proceedings publicly heard before any court exercising judicial authority shall, if published contemporaneously with such proceedings, be privileged: Provided that nothing in this section shall authorize the publication of any blasphemous or indecent matter.

Privilege of newspaper reports of proceedings of public meetings and of certain bodies and persons.
646, 1895, s. 4. U.K. 51 and 52 Vict. c. 64, s. 4.

**7.** (1) A fair and accurate report published in any newspaper of the proceedings of—

(*a*) a public meeting; or

(*b*) (except where neither the public nor any newspaper reporter is admitted) of any meeting of a municipal or district council, school board of advice, board of health, board or local authority formed or constituted under the provisions of any Act of Parliament, or of any committee appointed by any of the abovementioned bodies; or

(*c*) a meeting of any royal commission, select committee of either House of Parliament; or

(*d*) a meeting of shareholders in any bank or incorporated company,

and the publication at the request of any Government office or department, Minister of the Crown, or Commissioner of Police, of any notice or report issued by it or him for the information of the public, shall be privileged unless it is proved that the report or publication was published or made maliciously:

Provided that—

(*a*) nothing in this section shall authorize the publication of any blasphemous or indecent matter:

(*b*) the protection intended to be afforded by this section shall not be available as a defence in any proceedings if it is proved that the defendant has been requested to insert in the newspaper in which the report or other publication complained of appeared a reasonable letter or statement by way of contradiction or explanation of such report or other publication and has refused or neglected to insert the same:

(*c*) nothing in this section shall be deemed or construed to limit or abridge any privilege now by law existing or to protect the publication of any matter not of public concern and the publication of which is not for the public benefit.

(2) For the purposes of this section, "public meeting" means any meeting *bona fide* and lawfully held for a lawful purpose, and for the furtherance or discussion of any matter of public concern, whether the admission thereto be general or restricted.

Penalties on unfair and inaccurate reports. 646, 1895, s. 5.

**8.** If any unfair and inaccurate report of any matter mentioned in either of the last two preceding sections is published in any newspaper, every person responsible for the publication of such newspaper shall be guilty of an offence against this Act, punishable on complaint of any person aggrieved, and on summary conviction, by a fine not exceeding ten pounds, or by imprisonment not exceeding three calendar months:

Provided that—

(*a*) the punishment shall be by fine only if it is proved that the defendant, as soon as practicable after being informed of the unfairness and inaccuracy of the report, published in the newspaper a correction thereof, giving to the correction at least equal prominence to that which was given to the original report:

(*b*) any person laying a complaint under this section shall be deemed to have waived all other remedies, both civil and criminal, against the same defendant in respect of the same report.

Offer of an apology. U.K. 6 and 7 Vict. c. 96, s. 1, adopted in S.A. by 17, 1846.

**9.** In any action for defamation, the defendant may, after notice in writing of his intention so to do, duly given to the plaintiff at the time of filing or delivering the defence in the action, give in evidence in mitigation of damages, that he made or offered an apology to the plaintiff for the defamation before the commencement of the action, or if the action was commenced before there was an opportunity of making or offering such an apology, as soon afterwards as he had an opportunity of doing so.

Defence in action against a newspaper for libel. U.K. 6 and 7 Vict. c. 96, s. 2, adopted in S.A. by 17, 1846.

**10.** (1) In an action for a libel contained in any public newspaper or other periodical publication, the defendant may plead that the libel was inserted in the newspaper or other periodical publication without actual malice and without gross negligence, and that before the commencement of the action, or at the earliest opportunity afterwards, he inserted in the newspaper or other periodical publication, a full apology for the libel, or if the newspaper or periodical publication in

which the libel appeared was ordinarily published at intervals exceeding one week, offered to publish such an apology in any newspaper or periodical publication to be selected by the plaintiff in the action.

(2) The defendant upon filing such defence may pay into court a sum of money by way of amends for the injury sustained by the publication of the libel.

(3) To such a defence the plaintiff may reply generally denying the whole of such defence.

Evidence in mitigation of damages.
646, 1895, s. 9.
U.K. 51 and 52 Vict. c. 64, s. 6.

**11.** At the trial of an action for a libel contained in any newspaper, the defendant may give in evidence in mitigation of damages that the plaintiff has already recovered or has brought action for damages, or has received or agreed to receive compensation in respect of a libel or libels to the same purport or effect as the libel for which such action has been brought.

Publishing Parliamentary reports.
38, 1876, ss. 307, 308.
Cf. U.K. 3 & 4 Vict. c. 9.

**12.** (1) It shall be lawful for any defendant in any civil or criminal proceeding in respect of the publication of any report, paper, votes, or proceedings of Parliament, which either House of Parliament deems fit and necessary and has authorized to be published, to bring before the court, after giving twenty-four hours notice to the plaintiff or prosecutor of his intention so to do, a certificate under the hand of the President or Clerk of the Legislative Council, or the Speaker or Clerk of the House of Assembly, stating that the matter in question was published by order or under the authority of the Legislative Council or House of Assembly, as the case may be, together with an affidavit verifying the said certificate, and the court shall thereupon stay the said proceeding, and the same and every writ and process therein shall thereupon be put an end to and superseded, by virtue of this Act.

(2) It shall be lawful for the defendant in any civil or criminal proceeding in respect of the publication of any copy of any such report, paper, votes, or proceedings, to lay before the court, at any stage of the proceeding, the said report, paper, votes, or proceedings, and the said copy together with an affidavit verifying the same and the correctness of the said copy, and the court shall thereupon stay the said proceeding, and the same and every writ and process therein shall thereupon be put an end to and superseded by virtue of this Act.

(3) It shall be a good defence to any civil or criminal proceeding in respect of the printing of any extract from or abstract of such report, paper, votes, or proceedings if the defendant proves that the said extract or abstract was published in good faith and without malice.

(4) The following persons, namely, the Government Printer and those members of the public service who are employed in the making of official reports of the debates and proceedings of Parliament are hereby authorized by each House of Parliament to publish reports of the debates and proceedings of that House: Inserted by 18, 1939, s. 3.

Provided that this subsection shall not absolve any such person from the duty to conform to any instructions lawfully given to him by any person in authority.

(5) For the purposes of this section the papers which set out the daily business of each House of Parliament and are commonly called "Notices and Orders of the Day" shall be papers of Parliament the publication of which has been authorized by the House concerned. Inserted by 18, 1939, s. 3.

**13.** (1) A judge or the court, upon an application by or on behalf of two or more defendants in actions to the same, or substantially the same libel, brought by the same person, may make an order for the consolidation of those actions, so that they shall be tried together. Consolidation of actions. 646, 1895, s. 7. U.K. 51 and 52 Vict. c. 64, s. 5.

(2) After such an order has been made, and before the trial of the actions, the defendants in any new actions instituted in respect to the same or substantially the same libel, shall also be entitled to be joined in a common action, upon a joint application being made by those new defendants and the defendants in the actions already consolidated.

**14.** A court of summary jurisdiction, upon the hearing of a charge against the proprietor, publisher, or editor, or any person responsible for the publication of a newspaper for a libel therein, may receive evidence as to the publication being for the public benefit, and as to the matters charged in the libel being true, and as to the report being fair and accurate and published without malice, and as to any matter which under this or any other Act or otherwise might be given in evidence by way of defence by the person charged on his trial on indictment; and the court, if of opinion after hearing such evidence that there is a strong or probable presumption that the jury at the trial would acquit the person charged, may dismiss the case. Evidence as to publication, matters charged, etc. 646, 1895, s. 8. U.K. 44 & 45 Vict. c. 60, s. 4.

**15.** It shall not be necessary to set out in any indictment or other judicial proceeding instituted against the publisher of any obscene libel the obscene passage, but it shall be sufficient to deposit the book, newspaper, or other documents containing the alleged libel with the indictment or other Obscene matter. 646, 1895, s. 10.

judicial proceeding, together with particulars showing precisely by reference to pages, columns, and lines, in what part of the book, newspaper, or other document the alleged libel is to be found, and such particulars shall be deemed to form part of the record, and all proceedings may be taken thereon as though the passages complained of had been set out in the indictment or judicial proceeding.

Proof of publication of newspaper, book, or periodical. 646, 1895, s. 11.

**16.** Upon the trial of an action or prosecution in respect of a libel contained in a newspaper or book, the production of such newspaper or book containing a printed statement that it is printed or published by or for the defendant shall be *prima facie* evidence of the publication of the said newspaper or book by the defendant.

Proof of copies of newspaper. 646, 1895, s. 12.

**17.** Upon the trial of an action or prosecution in respect of a libel contained in a newspaper, after evidence sufficient in the opinion of the court has been given of the publication by the defendant of the newspaper containing the libel, other prints purporting to be other numbers or parts of the same newspaper formerly or subsequently published, and containing a printed statement that they were published by or for the defendant, shall be admissible in evidence on either side without further proof of publication of them.

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PART II.

## PART II.

## WRONGFUL ACTS OR NEGLECT CAUSING DEATH.

Interpretation. 1, 1865, s. 5. U.K. 9 and 10 Vict. c. 93, s. 5. U.K. 24 and 25 Geo. 5, c. 41, s. 2 (1) and (2). Amended by 48, 1940, s. 3.

**18.** (1) In this Part, unless the context or subject matter otherwise requires—

"child" includes son, daughter, grandson, granddaughter, stepson and stepdaughter:

"parent" includes father, mother, grandfather, grandmother, stepfather and stepmother:

"person" includes bodies politic and corporate:

"brother" includes half-brother and step-brother:

"sister" includes half-sister and step-sister.

(2) For the purposes of this Part a person shall be deemed to be the parent or child of the deceased person notwithstanding that he was only related to him illegitimately or in consequence of adoption; and accordingly in deducing any relationship which under this Part is included within the meaning of the expressions "parent" and "child", any illegitimate person and any adopted person shall be treated as being or as having been the legitimate offspring of his mother and reputed father or, as the case may be, of his adopters. Inserted by 18, 1939, s. 4.

(3) In this section "adopted person" means a person who has been legally adopted, whether in the State or elsewhere, and whether before or after the passing of the Wrongs Act Amendment Act, 1939. Inserted by 18, 1939, s. 4.

(4) Subsections (2) and (3) of this section shall not apply in relation to any action in respect of the death of any person before the passing of the Wrongs Act Amendment Act, 1939. Inserted by 18, 1939, s. 4.

**19.** Whenever the death of a person is caused by a wrongful act, neglect, or default, and the act, neglect, or default is such as would (if death had not ensued) have entitled the party injured to maintain an action and recover damages in respect thereof, the person who would have been liable if death had not ensued, shall be liable to an action for damages, notwithstanding the death of the person injured, and although the death was caused under such circumstances as amount in law to felony. Liability for death caused wrongfully. 1, 1865, s. 1. U.K. 9 and 10 Vict. c. 93, s. 1.

**20.** (1) Every such action shall be for the benefit of the wife, husband, parent, brother, sister, and child of the person whose death has been so caused, and shall be brought by and in the name of the executor or administrator of the person deceased. Effect of action and mode of bringing it. 1, 1865, s. 2. U.K. 9 and 10 Vict. c. 93, s. 2. U.K. 24 and 25 Geo. 5, c. 41, s. 2 (3).

(2) In every such action the court may give such damages as it thinks proportioned to the injury resulting from such death to the parties respectively for whom and for whose benefit the action is brought. Amended by 48, 1940, s. 4.

s. 20. GOODGER v. KNAPMAN (1924) S.A.S.R. 347. In assessing the damages under section 20 any pecuniary benefit the dependants would have received if the deceased had remained alive must be included, but any pecuniary advantage received from the death (including voluntary benefits conferred in consequence of the death) must be deducted. Moneys payable under an insurance policy on the life of the deceased are not to be deducted, but the premiums the deceased would have had to pay if living are deducted from the assessment of his probable income. Moneys received by the widow from fellow-employees of the deceased are wholly deductible in assessing damages.

BUTLER v. MCLACHLAN (1936) S.A.S.R. 152. In assessing damages under section 20 in favour of a widow, moneys payable under a policy of insurance on the life of

Inserted by 18, 1939, s. 5.

(2a) In any such action in respect of the death of any person after the passing of the Wrongs Act Amendment Act, 1939, damages may be awarded in respect of any medical expenses incurred as a result of the injury causing the death and the funeral expenses of the deceased person if such expenses have been incurred by the parties for whose benefit the action is brought.

Inserted by 18, 1939, s. 5.

(2b) No action shall be brought for the benefit of an illegitimate child of a deceased person unless during the lifetime of that person—

(*a*) he has contributed maintenance for the child or signed an agreement for the support of the child; or

(*b*) a maintenance or pre-maternity order has been made against him in respect of the child.

(3) The amount so recovered, after deducting the costs not recovered from the defendant, shall be divided amongst the before-mentioned parties in such shares as the court finds and directs.

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s. 20 (*contd.*) the deceased, or to the widow under the Superannuation Act, 1926, cannot be deducted; but insurance premiums and contributions to the Superannuation Fund are deductible from the estimate of what the deceased would have earned, if living.

MATTHEW v. FLOOD (1939) S.A.S.R. 389. Observations upon circumstances to be taken into account in assessment of damages pursuant to section 20.

ADELAIDE CHEMICAL AND FERTILIZER COMPANY LIMITED v. CARLYLE (1940) 64 C.L.R. 514; 14 A.L.J. 334, affirming CARLYLE v. ADELAIDE CHEMICAL AND FERTILIZER COMPANY LIMITED (1939) S.A.S.R. 458. When a widow brought an action under Part II., proceedings on behalf of the only child of the marriage having been taken under the Workmen's Compensation Act, 1932, held that the widow's failure to sue on behalf of the child did not result in the action being improperly constituted.

RAFFERTY v. BARCLAY AND ANOTHER (1942) S.A.S.R. 147, appeal to the High Court dismissed, 66 C.L.R. 669 (note). Method of fixing damages under section 20 discussed.

NOLAN v. MARTIN (1946) S.A.S.R. 210. In estimating the damages payable to a dependant, the value of any voluntary benefit conferred on a dependant by any person in consequence of the death of the person killed is a proper matter to be taken into account in reduction of the claim for the loss sustained.

TAVERNER AND ANOTHER v. SWANBURY (1944) S.A.S.R. 194. Where under an arrangement morally binding but not binding in law the deceased child had agreed to work for his father for a certain period, the age of the father, the probability of the son continuing to work for him and the possibility of obtaining a suitable substitute for the child's labour, are to be taken into account in assessing damage under sections 19 and 20. *Semble*, the existence of a binding contract to work for his father would not deprive the father of the right to claim damages under sections 19 and 20.

PUBLIC TRUSTEE v. ZOANETTI (1945) 70 C.L.R. 266; 19 A.L.J. 232, affirming ZOANETTI v. PUBLIC TRUSTEE (1944) S.A.S.R. 150; 18 A.L.J. 255. In assessing damages under sections 19 and 20, an amount awarded under section 23b should not be deducted.

SALVEMINI v. AUSTRALIAN BARLEY BOARD (1950) S.A.S.R. 174. In a claim by a widow for damages in respect of the death of her husband caused by the wrongful act, neglect, or default of another, pension paid to the widow under Part IV. of the Social Services Consolidation Act, 1947-1949, of the Commonwealth, pending the hearing of the claim, is not deductible from the damages to which she may be entitled.

**21.** Not more than one action shall lie under this Part for and in respect of the same subject matter of complaint; and every such action shall be commenced within twelve calendar months after the death of the deceased person.

Restriction of actions and time of commencement.
1, 1865, s. 3. U.K. 9 and 10 Vict. c. 93, s. 3.

**22.** In every such action the plaintiff shall be required to deliver to the defendant or his solicitor, full particulars of the person or persons for whom and on whose behalf the action is brought, and of the nature of the claim in respect of which damages are sought to be recovered.

Particulars of the person for whom damages claimed.
1, 1865, s. 4. U.K. 9 and 10 Vict. c. 93, s. 4.

**23.** (1) In any case falling under section 19 of this Act, if there is no executor or administrator of the deceased person or, there being such an executor or administrator, no action is commenced under this Part within six months after the death of the deceased person, then an action may be brought by and in the name or names of the person or all or any of the persons for whose benefit an action could have been brought under this Part by an executor or administrator of the deceased person.

Provision where no executor or administrator or action not commenced within six months.
17, 1874, s. 3. U.K. 27 and 28 Vict. c. 95, s. 1.

(2) Every action brought under this section shall be for the benefit of the same persons and shall be subject to the same regulations and procedure as nearly as may be as if brought by or in the name of an executor or administrator of the deceased person.

**23a.** (1) Whenever the death of an infant is caused by a wrongful act, neglect or default, and the act, neglect or default is such as would, if death had not ensued, have entitled the infant to maintain an action and recover damages in respect thereof, the person who would have been liable if

Liability to parents of person wrongfully killed.
**Inserted by 48, 1940, s. 5.**

s. 23a. GIGNEY AND ANOTHER v. DUFFY AND ANOTHER. CLARK v. DUFFY AND ANOTHER (1942) S.A.S.R. 76, varied on appeal to the High Court, 66 C.L.R. 669 (note); (1942) S.A.S.R. XX. (note); 16 A.L.J. 374. Consideration of amount of solatium to be awarded.

RICHARDS AND ANOTHER v. BAKER (1943) S.A.S.R. 245. Elements in assessing and apportioning solatium discussed. Held that the award of solatium is to be regarded as compensation for the loss of the pleasure of the child's presence in the family and the deprivation of the parents of his society, and that this solatium could be awarded notwithstanding that damages were given on other grounds.

TAVERNER AND ANOTHER v. SWANBURY (1944) S.A.S.R. 194. In assessing the amount of solatium to be awarded to parents under section 23a for the death of a child, the nature and circumstances of the act causing the death, the suffering experienced by the parents, the nature of the relations between the parents and the child, are all factors to be taken into account.

JEFFRIES v. THE COMMONWEALTH OF AUSTRALIA (1946) S.A.S.R. 106. Solatium gives a right to compensation for any loss or injury for which damages are not recoverable. Damages and solatium are complementary in the sense that, so far as the hopes and expectation of parents "sound in damages," they cannot enhance the solatium but, so far as they have no ascertainable monetary value, they may and should be taken into account in the assessment of solatium. A factor which must be taken into account is anything that may be incurred in the care or expenditure outlayed in such things as the education of the child.

death had not ensued shall notwithstanding the death of the infant and although it was caused under such circumstances as amount in law to felony, be liable to pay to the surviving parents or parent of the child such sum, not exceeding three hundred pounds in the aggregate, as the court thinks just by way of solatium for the suffering caused to the parents or parent by the death of the child.

(2) Where both parents bring an action to recover any sum of money payable under this section, the amount recovered after deducting the costs not recovered from the defendant, shall be divided between the parents in such shares as the court directs.

(3) Where both parents survive the child and either of them does not join in bringing an action under this section, the other may bring an action for such amount as he claims to be due to him or her.

(4) In this section "parent" means the father or mother of a legitimate child and the mother of an illegitimate child.

Liability to surviving husband or wife of person wrongfully killed.
Inserted by 48, 1940, s. 5.

**23b.** Whenever the death of a person is caused by a wrongful act, neglect or default, and the act, neglect or default is such as would, if death had not ensued, have entitled that person to maintain an action and recover damages in respect thereof, the person who would have been liable if death had not ensued, shall, notwithstanding the death of the person injured and although the death was caused in such circumstances as amount in law to felony, be liable to pay the surviving wife or husband of the deceased person such sum, not exceeding five hundred pounds, as the court thinks just by way of solatium for the suffering caused to the wife or husband by such death.

Further provisions as to ss. 23a and 23b.
Inserted by 48, 1940, s. 5.

**23c.** (1) The rights conferred by sections 23a and 23b shall be in addition to and not in derogation of any rights conferred on the parent, husband or wife by any other provision of this Act.

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S. 23b. SMITH v. CALDER AND BREEDING (1941) S.A.S.R. 263. Section 23b is not retrospective. Accordingly, when the death of a husband was caused by way of negligence prior to the coming into operation of the section, no payment by way of solatium could be awarded.

GIGNEY AND ANOTHER v. DUFFY AND ANOTHER. CLARK v. DUFFY AND ANOTHER (1942) S.A.S.R. 76, varied on appeal to the High Court, 66 C.L.R. 669 (note); (1942) S.A.S.R. XX. (note); 16 A.L.J. 374. Consideration of amount of solatium to be awarded.

RAFFERTY v. BARCLAY AND ANOTHER (1942) S.A.S.R. 147, appeal to the High Court dismissed, 66 C.L.R. 669 (note). Principles on which solatium is to be awarded discussed.

S. 23c. PUBLIC TRUSTEE v. ZOANETTI (1945) 70 C.L.R. 266; 19 A.L.J. 232, affirming ZOANETTI v. PUBLIC TRUSTEE (1944) S.A.S.R. 150; 18 A.L.J. 255. In assessing damages under sections 19 and 20, an amount awarded under section 23b should not be deducted.

(2) In an action brought to enforce any right given under section 23a or 23b of this Act the court may in its discretion refuse to order the payment of any sum by way of solatium if, having regard to the conduct of the plaintiff in relation to the deceased person, or to the relations which existed between the plaintiff and the deceased person, or for any other sufficient reason, it considers that no such payment should be made.

(3) Any cause of action conferred on any person by section 23a or 23b of this Act shall not, on the death of that person, survive for the benefit of his estate.

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## PART III.

PART III.

## GENERAL PROVISIONS.

*Proceedings against and Contributions between Tort-Feasors.*

Interpretation. U.K. 25 and 26 Geo. 5, c. 30, s. 6 (3). Inserted by 18, 1939, s. 6.

**24.** In sections 25 to 27 inclusive—

"parent" and "child" have the same meaning as they have in and for the purposes of Part II. of this Act:

the reference to "the judgment first given" shall in a case where that judgment is reversed on appeal, be construed as a reference to the judgment first given which is not so reversed, and in a case where a judgment is varied on appeal, be construed as a reference to that judgment as so varied.

Proceedings against and contribution between joint and several tort-feasors. U.K. 25 and 26 Geo. 5, c. 30, s. 6 (1). Inserted by 18, 1939, s. 6.

**25.** Where damage is suffered by any person as a result of a tort (whether a crime or not)—

(*a*) judgment recovered against any tort-feasor liable in respect of that damage shall not be a bar to an action against any other person who would, if sued, have been liable as a joint tort-feasor in respect of the same damage:

(*b*) if more than one action is brought in respect of that damage by or on behalf of the person by whom it was suffered, or for the benefit of the estate, or of the wife, husband, parent or child of that person against tort-feasors liable in respect of the damage (whether as joint tort-feasors or otherwise) the sums recoverable under the judgments given in those actions by way of damages shall not in the

aggregate exceed the amount of the damages awarded by the judgment first given; and in any of those actions, other than that in which judgment is first given, the plaintiff shall not be entitled to costs unless the court is of opinion that there was reasonable ground for bringing the action:

(*c*) any tort-feasor liable in respect of that damage may recover contribution from any other tort-feasor who is, or would if sued have been, liable in respect of the same damage, whether as a joint tort-feasor or otherwise, so, however, that no person shall be entitled to recover contribution under this section from any person entitled to be indemnified by him in respect of the liability in respect of which the contribution is sought:

(*d*) where the tort or torts causing the damage was or were committed by the husband or wife of the person suffering the damage and some other person, that other person may recover contribution as mentioned in paragraph (*c*) of this section from the husband or wife, as if the husband or wife had been liable to the person suffering the damage.

Extent of contribution. U.K. 25 and 26, Geo. 5, c. 30, s. 6 (2). Inserted by 18, 1939, s. 6.

**26.** In any proceedings for contribution under the last preceding section the amount of the contribution recoverable from any person shall be such as may be found by the court to be just and equitable, having regard to the extent of that person's responsibility for the damage; and the court shall have power to exempt any person from liability to make contribution, or to direct that the contribution to be recovered from any person shall amount to a complete indemnity.

Insurers and nominal defendants under Road Traffic Act. Inserted by 50, 1951, s. 3.

**26a.** An insurer or nominal defendant who has been properly sued under section 70d of the Road Traffic Act, 1934-1950—

(*a*) for the purposes of this Part shall be deemed to be a tort-feasor in relation to the relevant death or bodily injury if the insured person or (as the case may be) the driver of the motor vehicle the

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s. 26. KERR v. FISHER AND HAMBLEN (1941) S.A.S.R. 213. Damages apportioned between wrongdoers guilty of joint negligence.

BROKEN HILL PTY. CO. LTD. v. DUFFY 16 A.L.J. 374; 66 C.L.R. 669 (note); (1942) S.A.S.R. XX. (note), which varied GIGNEY AND ANOTHER v. DUFFY AND ANOTHER, CLARK v. DUFFY AND ANOTHER (1942) S.A.S.R. 76. Where it is impossible to assign the precise degree of fault, the responsibility should be apportioned equally.

SMITH AND OTHERS v. DYER AND WILSON (1949) S.A.S.R. 187. In determining the extent of contributions between joint tort-feasors, the contribution is to be assessed according to the extent of their respective responsibility for the damage.

identity of which cannot be ascertained, was a tort-feasor in relation to that death or bodily injury:

(*b*) for the purposes of section 26 of this Act shall be deemed to be responsible for the damage to the same extent as such insured person or driver would have been held to be responsible if sued.

**27.** Nothing in section 24, 25 or 26 shall—

Exemptions. U.K. 25 and 26 Geo. 5, c. 30, s. 6 (4). Inserted by 18, 1939, s. 6.

(*a*) apply with respect to any tort committed before the passing of the Wrongs Act Amendment Act, 1939; or

(*b*) affect any criminal proceedings against any person in respect of any wrongful act; or

(*c*) render enforceable any agreement for indemnity which would not have been enforceable if this section had not been passed.

*Apportionment of liability in cases of contributory negligence.*

**27a.** (1) In this section—

Apportionment of liability in cases of contributory negligence. Cf. U.K. 8 & 9 Geo. 6, c. 28, ss. 1-4. Inserted by 50, 1951, s. 4.

"court" means, in relation to any claim, the court or arbitrator by or before whom the claim falls to be determined:

"damage" includes loss of life, personal injury, and suffering for which a sum by way of solatium may be awarded under section 23a or 23b of this Act:

"damages" includes any such solatium as mentioned in section 23a or 23b of this Act but does not include any sum payable as compensation pursuant to the Workmen's Compensation Act, 1932-1950:

"dependant" means any person for whose benefit an action could be brought under Part II. of this Act:

"fault" means negligence, breach of statutory duty or other act or omission which gives rise to a liability in tort or would, apart from this Act, give rise to the defence of contributory negligence.

(2) Every reference in this section to the fault of a person shall be deemed to include a reference to a fault for which that person is vicariously responsible.

(3) Where any person suffers damage as the result partly of his own fault and partly of the fault of any other person or persons, a claim in respect of that damage shall not be defeated by reason of the fault of the person suffering the damage, but the damages recoverable in respect thereof shall be reduced to such extent as the court thinks just and equitable having regard to the claimant's share in the responsibility for the damage: Provided that—

(*a*) this subsection shall not operate to defeat any defence arising under a contract;

(*b*) this subsection is subject to subsections (4) and (5) of this section.

(4) Where damages (not being a solatium) are recoverable by virtue of subsection (3), subject to such reduction as is therein mentioned, and a contract or enactment providing for a limitation of liability is applicable to the claim or the jurisdiction of the court is limited, the amount of the damages recoverable shall be arrived at as follows:—

(*a*) the court shall find the total damages which would have been recoverable if the claimant had not been at fault and there had been no limitation of liability or of the jurisdiction of the court;

(*b*) the total damages so found shall be reduced to such an extent as the court thinks just and equitable having regard to the claimant's share in responsibility for the damage and the reduced amount shall, except as provided in paragraph (*c*) of this subsection, be the amount recoverable;

(*c*) if the amount of damages as reduced under paragraph (*b*) of this subsection exceeds the limit provided for in the contract or enactment or the limit of the jurisdiction of the court the court shall award the maximum amount of damages permitted by the contract, enactment, or limit of the court's jurisdiction.

(5) Where a solatium is recoverable by virtue of subsection (3) subject to such reduction as is therein mentioned, the amount of the solatium recoverable shall be arrived at as follows:—

(*a*) the court shall find the amount of solatium which would have been recoverable if the claimant had not been at fault, but having regard to the limitation prescribed by section 23a or 23b of this Act;

(*b*) the amount so found shall be reduced to such extent as the court thinks just and equitable, having regard to the claimant's share in responsibility for damage.

(6) Where damages are recoverable by any person by virtue of subsection (3) subject to such reduction as is therein mentioned, the court shall in every case find and record the total damages which apart from any limitation of liability provided by contract or enactment, or any limitation of the jurisdiction of the court would have been recoverable if the claimant had not been at fault.

(7) Sections 24 to 27 (inclusive) of this Act (which relate to proceedings against, and contributions between, joint and several tort-feasors) shall apply in any case where two or more persons are liable or would, if they had all been sued, be liable by virtue of subsection (3) of this section in respect of the damage suffered by any person.

(8) Where any person dies as the result partly of his own fault and partly of the fault of any other person or persons, and accordingly if an action were brought for the benefit of the estate under the Survival of Causes of Action Act, 1940, the damages recoverable would be reduced under subsection (3) of this section, any damages recoverable in an action brought for the benefit of the dependants of that person under Part II. of this Act and any amount recoverable by way of solatium under that Part shall be reduced to a proportionate extent.

(9) Where—

(*a*) a person (in this subsection called "the injured person") suffers damage as a result partly of his own fault and partly of the fault of any other person or persons; and

(*b*) by reason of the damage to the injured person a third person suffers damage (whether by way of the loss of the society or services of the injured person or otherwise),

then, in any claim by the third party for the damage so suffered by him the fault of the injured person shall be taken into account under subsection (3) of this section for the purpose of reducing the damages recoverable by the third party as if the said fault were the fault of the third party.

(10) Where, in any case to which subsection (3) of this section applies, one of the persons at fault avoids liability to any other such person or his personal representative by pleading any enactment limiting the time within which proceedings may be taken, he shall not be entitled to recover any damages or contribution from that other person or representative by virtue of the said subsection.

(11) Where any case to which subsection (3) of this section applies is tried with a jury, the jury shall determine the total damages which apart from any limitation of liability provided by contract or enactment or any limitation of the jurisdiction of the court, would have been recoverable if the claimant had not been at fault and the extent to which those damages are to be reduced.

Savings.
Inserted by 50, 1951, s. 4.

**27b.** (1) Section 27a of this Act shall not apply to any claim to which section 111 of the Supreme Court Act, 1935-1947, applies and that section shall have effect as if section 27a of this Act had not been passed.

(2) Section 27a of this Act shall not apply to any case where the acts or omissions giving rise to the claim occurred before the passing of the Wrongs Act Amendment Act, 1951.

*Mental or Nervous Shock.*

Personal injury caused by mental or nervous shock.
Inserted by 18, 1939, s. 6.

**28.** (1) In any action for injury to the person caused after the passing of the Wrongs Act Amendment Act, 1939, the plaintiff shall not be debarred from recovering damages merely because the injury complained of arose wholly or in part from mental or nervous shock.

(2) In determining any question of liability for injury to the person caused before the passing of the Wrongs Act Amendment Act, 1939, no regard shall be paid to the fact that this section has been enacted, or to the provisions hereof.

*Remedies against Certain Shipowners.*

Remedy against shipowners and others for injuries.
U.K. 5 Edw. 7, c. 10.
Inserted by 18, 1939, s. 6.

**29.** (1) If it is alleged that the owners of any ship are liable to pay damages in respect of personal injuries, including fatal injuries, caused by the ship or sustained on, in, or about the ship, in any port or harbour in the State, in consequence of the wrongful act, neglect, or default of the owners of the

S. 28. RICHARDS AND ANOTHER v. BAKER (1943) S.A.S.R. 245. Where the female plaintiff was walking on a highway with her infant son and, by negligence of the defendant, the child was run down and severely injured and died a short time after, held that damages could be recovered by the mother both for the injury caused by the initial shock caused by the sight of the injury to the boy and for the additional injury caused by the shock of his death, as these consequences flowed from the defendant's breach of duty to the female plaintiff.

ship, or the master or officers or crew thereof, or any other person in the employment of the owners of the ship, or of any defect in the ship or its apparel or equipment, and at any time that ship is found in any port or river in the State or in any water within three miles of the coast of the State, the Supreme Court or the local court of full jurisdiction nearest to the ship may, upon its being shown to the court by any person applying in accordance with rules of court that the owners are probably liable to pay damages in respect of such injuries and that none of the owners resides in the State, issue an order directed to any officer of the Supreme Court or of the said local court, or of the South Australian Harbors Board, or of any authority exercising the powers vested in the said Board named in the order, requiring such officer to detain the ship until such time as the owners, agent, master, or consignee thereof have paid such compensation, or have given security, to be approved by a Judge of the Supreme Court, or as the case may be, by a judge or magistrate of the said local court, to abide the event of any proceedings that may be instituted in respect of the injuries, and to pay all costs and damages that may be awarded thereon.

(2) The officer to whom the order is directed may detain the ship in accordance with the order.

(3) In any legal proceedings in relation to such injuries as aforesaid, the person giving security may be made the defendant, and shall be stated to be the owner of the ship which has caused the injuries, and the production of the order of the judge or magistrate made in relation to the security shall in the said proceedings be conclusive evidence that the defendant is the owner of the ship.

(4) If the owner of a ship is a corporation, such corporation shall, for the purpose of this section, be deemed to reside in the State if it has an office in the State at which service of process can be effected.

(5) If a ship after detention in pursuance of this section or after service on the master of any notice of an order for detention under this section, proceeds to sea before the ship is released by the officer detaining it, the master of the ship, and also the owner, and any person who sends the ship to sea, if that owner or person is party or privy to the offence, shall be guilty of an offence and liable on summary conviction to a penalty not exceeding two hundred pounds.

(6) If the master proceeds to sea with the ship in contravention of subsection (5) of this section, and takes to sea any person authorized to detain the ship or any person assisting

any person so authorized, the owner and master of the ship shall each be liable to pay all expenses of and incidental to the taking to sea of any such person, in addition to any penalty imposable under subsection (5).

(7) The words "person applying" in this section shall include an employer who has paid compensation, or against whom a claim for compensation has been made, under the Workmen's Compensation Act, 1932, if he shows the court that he probably is or will become entitled to be indemnified under that Act, and in such case this section shall apply as if the employer were a person claiming damages in respect of personal injuries.

(8) The jurisdiction of the Supreme Court under this section may be exercised by a single judge of that court sitting in chambers.

*Abolition of the rule of common employment.*

Abolition of rule of common employment. Inserted by 14, 1944, s. 4.

**30.** (1) Where any injury or damage is suffered by a servant by reason of the wrongful act, neglect or default of a fellow servant, the employer of those servants shall be liable in damages in respect of that injury or damage in the same manner and in the same cases as if those servants had not been engaged in a common employment.

(2) This section applies to any injury or damage arising from a wrongful act, neglect or default committed after the enactment of this section, whether the contract of employment was made before or is made after the enactment of this section.

(3) "Employer" in this section includes the Crown and instrumentalities of the Crown.

# 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 1951 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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| 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 |
| Appropriation Act, 1946 | 1946 | 13 |
| Appropriation Act (No. 1), 1947 | 1947 | 2 |
| Appropriation Act (No. 2), 1947 | 1947 | 16 |
| Appropriation Act, 1948 | 1948 | 7 |
| Appropriation Act (No. 2), 1948 | 1948 | 28 |
| Appropriation Act (No. 1), 1949 | 1949 | 1 |

| Title of Act. | Year. | Number. |
|---|---|---|
| Appropriation Act (No. 2), 1949 | 1949 | 30 |
| Appropriation Act (No. 1), 1950 | 1950 | 1 |
| Appropriation Act (No. 2), 1950 | 1950 | 12 |
| Appropriation Act (No. 1), 1951 | 1951 | 1 |
| Appropriation Act (No. 2), 1951 | 1951 | 26 |
| 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 |
| 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 |
| *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 | | |
| 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 |
| Life Assurance Companies Act, 1936 | 1936 | 2283 |
| Life Assurance Companies Act Amendment Act, 1939 | 1939 | 42 |
| Life Assurance Companies Act Amendment Act, 1941 | 1941 | 40 |
| Life Assurance Companies Act (Partial Suspension) Act, 1943 | 1943 | 6 |
| Main Roads Fund Act, 1920 | 1920 | 1424 |
| Main Roads Fund Act, 1922 | 1922 | 1535 |
| Mareeba Babies Hospital Lease Act, 1951 | 1951 | 31 |
| The Married Woman's Property Amendment Act, 1898 | 1898 | 701 |

| Title of Act. | Year. | Number. |
|---|---|---|
| Mile End Overway Bridge Act, 1925 | 1925 | 1713 |
| The Morphett 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 |
| *See also* (in the Table of Private Acts) The Port Adelaide Canal Act | | |
| 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 |
| Port Pirie Laboratory Site Act, 1922 | 1922 | 1537 |
| Port Pirie Park Lands Act Repeal Act, 1951 | 1951 | 15 |
| Port Pirie Racecourse Site Act, 1946 | 1946 | 45 |
| 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 |
| Public Purposes Loan Act, 1946 | 1946 | 7 |
| Public Purposes Loan Act, 1947 | 1947 | 12 |
| Public Purposes Loan Act, 1948 | 1948 | 4 |
| Public Purposes Loan Act, 1949 | 1949 | 11 |
| Public Purposes Loan Act, 1950 | 1950 | 6 |
| Public Purposes Loan Act, 1951 | 1951 | 13 |
| 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 |
| *See also* (in the Table of Private Acts) The Pyap Irrigation Trust Act, 1923 | | |
| The Railway and Corporation Lands Act, 1904 | 1904 | 853 |
| Railway Acts— | | |
| *See also* Railway Acts (in the Table of Private Acts) | | |
| Adelaide and Gawler Town Railway Act, 1854 | 1854 | 18 |

| Title of Act. | Year. | Number. |
|---|---|---|
| Railway Acts—*continued.* | | |
| 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 |
| 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 |

| Title of Act. | Year. | Number. |
|---|---|---|
| Railway Acts—*continued.* | | |
| 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 Branch Railway Act, 1948 | 1948 | 37 |
| 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 |
| 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 Amendment Act, 1875 | 1875 | 14 |
| The Port Adelaide and Semaphore Railway Amendment 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 |

| Title of Act. | Year. | Number. |
|---|---|---|
| Railway Acts—*continued.* | | |
| 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 |
| The Tailem 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 |

| Title of Act. | Year. | Number. |
|---|---|---|
| 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 |
| Supply Act (No. 1), 1946 | 1946 | 2 |
| Supply Act (No. 2), 1946 | 1946 | 5 |
| Supply Act (No. 1), 1947 | 1947 | 1 |
| Supply Act (No. 2), 1947 | 1947 | 4 |
| Supply Act (No. 1), 1948 | 1948 | 1 |
| Supply Act (No. 1), 1949 | 1949 | 2 |
| Supply Act (No. 2), 1949 | 1949 | 4 |
| Supply Act (No. 1), 1950 | 1950 | 2 |
| Supply Act (No. 2), 1950 | 1950 | 3 |
| Supply Act (No. 1), 1951 | 1951 | 2 |
| Supply Act (No. 2), 1951 | 1951 | 3 |
| 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 |
| Young Men's Christian Association of Port Pirie Act Amendment Act 1951 | 1951 | 28 |

# 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 1951 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..... *See also* The South Australian Electric Light and Motive Power Company's Act, 1987 *and* (in the Table of Public General Acts) Electricity Trust of South Australia Act, 1946, *and* (in the Table of Public Acts of Restricted Application) The Adelaide Electric Supply Company's Act, 1931 : The Adelaide Electric Supply Company Act, 1944. | 1922 | — |
| 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 | — |
| Charles Birks & Co. Limited Employees' Welfare Trust Act, 1946 ..... | 1946 | — |
| 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 Corporation of St. John's Church Act, 1886, Amendment Act, 1948 ..... | 1948 | — |
| The David Bower Estate Act, 1920 ..... | 1920 | — |
| The East-End Market Act, 1872 ..... | 1872 | — |

| Title of Act. | Year. | Number. |
|---|---|---|
| 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 | — |
| 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 | — |
| *See also* (in the Table of Public Acts of Restricted Application) The Port Adelaide Canal Supplementary 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 | — |
| *See also* (in the Table of Public Acts of Restricted Application) The Pyap Irrigation Trust Act Amendment Act, 1926 | | |
| Railway Acts— | | |
| *See also* 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 | — |
| *See also* (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 | | |

| Title of Act. | Year. | Number. |
|---|---|---|
| Railway Acts—*continued.* | | |
| Glenelg Railway Act Further Amendment Act, 1889. | 1889 | — |
| Grange and Military Road Railway Act | 1878 | — |
| Largs Bay Railway Act | 1882 | — |
| 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 Peter's Collegiate School Ordinance Amendment Act | 1889 | — |
| The Salvation Army (South Australia) 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 | — |
| *See also* The Adelaide Electric Supply Company's Act, 1922, *and* (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 South Australian Gas Company's Act, 1861 | 1861 | — |
| South Australian Gas Company Amendment Act, 1874 | 1874 | — |
| The South Australian Gas Company's Further Amendment Act, 1882 | 1882 | — |
| South Australian Gas Company's Act, 1912 | 1912 | — |
| South Australian Gas Company's Act, 1919 | 1919 | — |
| *See also* (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 |
| Banking Companies Act, 1935 ..... | Banking Companies Act Repeal Act 1946 |
| Building Materials Act, 1945 ..... | Building Materials Act, 1949 |
| Building Materials Act Amendment Act, 1946 | Building Materials Act, 1949 |
| Building Materials Act Amendment Act, 1947 | Building Materials Act, 1949 |
| Building Materials Act Amendment Act, 1948 | Building Materials Act, 1949 |
| Building Materials Act Amendment Act, 1949 | Building Materials Act, 1949 |
| 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 |
| Imprint Act of 1863 ..... | Imprint Act, 1951 |
| Imprint Amendment Act, 1881..... | Imprint Act, 1951 |
| 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 |
| Infectious Diseases Hospital Act, 1922-1943 | Infectious Diseases Hospital Transfer Act, 1947 |
| Juries Act, 1844..... | Statute Law Revision Act, 1937 |
| Kowulka Railway Act, 1922..... | Kowulka Branch Railway Act, 1948 |
| Leigh Creek Coal Act, 1942 ..... | Electricity Trust of South Australia Act Amendment Act, 1946 |
| 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 |
| Payment of Members of Parliament Act, 1936 | Payment of Members of Parliament Act, 1948 |

| Title of Act Repealed. | Title of Repealing Act. |
|---|---|
| Payment of Members of Parliament Act, 1944 | Payment of Members of Parliament Act, 1948 |
| Port Pirie Park Lands Act, 1932 ..... | Port Pirie Park Lands Repeal Act, 1951 |
| Public Library, Museum, and Art Gallery, and Institutes Act, 1936 | Libraries and Institutes Act, 1939 |
| Public Salaries Act, 1936 ..... | Public Salaries Act Repeal Act, 1946 |
| Railways Standardization Agreement Act, 1946 | Railways Standardization Agreement Act, 1949 |
| State Salaries (Commonwealth Taxation) Act, 1916 | Statute Law Revision Act, 1937 |
| The Teachers Superannuation Act, 1890.... | Superannuation Act Amendment Act, 1949 |
| The Teachers Superannuation Amendment Act, 1897 | Superannuation Act Amendment Act, 1949 |
| The Teachers Superannuation Further Amendment Act, 1904 | Superannuation Act Amendment Act, 1949 |
| Teachers Superannuation Act Further Amendment Act, 1922 | Superannuation Act Amendment Act, 1949 |
| Teachers Superannuation Act Amendment Act, 1928 | Superannuation Act Amendment Act, 1949 |
| Technical Education of Apprentices Act, 1917 | Apprentices Act, 1950 |
| Technical Education of Apprentices Act Amendment Act, 1921 | Apprentices Act, 1950 |
| Technical Education of Apprentices Act Amendment Act, 1940 | Apprentices Act, 1950 |
| Trespassing on Land Act, 1928..... | Trespassing on Land Act, 1951 |
| Venereal Diseases Act, 1920 ..... | Venereal Diseases Act, 1947 |
| The Woods and Forests Act, 1882 ..... | Forestry Act, 1950 |
| Woods and Forests Act Amendment Act, 1934 | Forestry Act, 1950 |

# 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 the following volumes, namely, 1951 Appeal Cases and 23 South Australian Industrial Reports, and the cases reported up to page 520 of 82 Commonwealth Law Reports and up to page 180 of 1951 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. 2. Amended by No. 32, s. 3, 1946, p. 152<br>s. 3. Amended by No. 2421, s. 2, 1938, p. 190<br>s. 4. Amended by No. 2421, s. 3, 1938, p. 190<br>s. 13. Substituted by No. 2421, s. 4, 1938, p. 191<br>s. 26. Substituted by No. 2421, s. 5, 1938, p. 191<br>s. 27. Amended by No. 2421, s. 6, 1938, p. 192<br>s. 34. Amended by No. 2421, s. 7, 1938, p. 192<br>s. 40. Amended by No. 2421, s. 8, 1938, p. 192<br>s. 41. Amended by No. 2421, s. 9 (1), 1938, p. 192<br>s. 42. Amended by No. 2421, s. 9 (1) and (2), p. 192<br>s. 43. Amended by No. 2421, s. 9 (1) and (3), pp. 192, 193<br>s. 45. Amended by No. 2421, s. 10, 1938, p. 193<br>s. 46. Amended by No. 2421, s. 11, 1938, p. 193, and by No. 44, s. 2, 1950, p. 124<br>s. 48. Amended by No. 2421, s. 12, 1938, p. 193, and by No. 26, s. 2, 1947, p. 68<br>s. 50. Amended by No. 2421, s. 13, 1938, p. 194<br>s. 51. Amended by No. 2421, s. 14, 1938, p. 194<br>s. 53. Amended by No. 2421, s. 15, 1938, p. 194<br>s. 55. Amended by No. 2421, s. 16, 1938, p. 194<br>s. 62. Amended by No. 2421, s. 17, 1938, p. 194<br>s. 65. Amended by No. 2421, s. 18, 1938, p. 194<br>s. 73. Amended by No. 2421, s. 19, 1938, p. 194<br>s. 74. Substituted by No. 2421, s. 20, 1938, p. 195<br>ss. 74a to 74g. Enacted by No. 32, s. 2, 1946, p. 149<br>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. *See also* the following paragraph |

| Act Affected. | How Affected. |
|---|---|
| **Aborigines Act, 1934-1939** (1939, p. 371) | s. 48. *Williams v. Wight* (1943) S.A.S.R. 301 |
| **Acts Interpretation Act, 1915-1936** (Vol. 1, p. 55) | s. 4. Amended by No. 58, s. 3, 1949, p. 212<br>s. 15. *Spiller v. Webb and another* (1940) S.A.S.R. 102<br>s. 22. *International Hotel Limited v. McNally* (1940) 64 C.L.R. 24; 14 A.L.J. 267<br>s. 22a. Enacted by No. 10, s. 3, 1945, p. 33<br>s. 27. Amended by No. 10, s. 4, 1945, p. 34<br>s. 32. *Heffernan v. Richardson* (1946) S.A.S.R. 201<br>s. 33b. Enacted by No. 58, s. 4, 1949, p. 213<br>s. 37. *Day v. Hunkin* (1938) 61 C.L.R. 65; 12 A L.J. 269, affirming *Day v. Hunkin* (1938) S.A.S.R. 121, which reversed *Day v. Hunkin* (1937) S.A.S.R. 453 |
| **Administration and Probate Act, 1919-1936** (Vol. 1, p. 79) | s. 21. *In re Knabenschuh* (1938) S.A.S.R. 136<br>*In re Smale* (1940) S.A.S.R. 391<br>*In re Bathern* (1941) S.A.S.R. 266<br>s. 23. *In the Estate of Constantine, deceased, Constantine v. Constantinides* (1947) S.A.S.R. 415<br>s. 52. *In re Hawker* (1939) S.A.S.R. 426<br>s. 55. *In re Gardiner* (1938) S.A.S.R. 6<br>*In the estate of E.F., deceased* (1948) S.A.S.R. 97<br>s. 61. Amended by No. 2368, s. 2 (1), 1937, p. 102<br>s. 69. *In re Jackson* (1944) S.A.S.R. 82<br>*In re Scott, deceased* (1948) S.A.S.R. 193<br>*In re Symons, deceased* (1949) S.A.S.R. 289.<br>s. 70. *In re Babbage. Cave v. Babbage* (1936) S.A.S.R. 356<br>*In the Estate of Hughes, deceased* (1947) S.A.S.R. 325; 22 A.L.J. 89<br>s. 112. Substituted by No. 2368, s. 3, 1937, p. 102<br>s. 113. Repealed by No. 2368, s. 3, 1937, p. 102<br>s. 122. Amended by No. 2368, s. 4, 1937, p. 103<br>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<br>s. 5. Amended by No. 18, s. 3, 1943, p. 38<br>*In re A and B (Infants)* 1950 S.A.S.R. 235<br>s. 14. Amended by No. 4, s. 2, 1940, p. 6<br>s. 19. Enacted by No. 18, s. 4, 1943, p. 39 |
| **Advances for Homes Act, 1928-1935** (Vol. 1, p. 156) | s. 3. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 4. Amended by No. 13, s. 2 (2), 1947, p. 31<br>s. 7. Amended by No. 13, s. 2 (1), 1947, p. 30<br>s. 8. Substituted by No. 19, s. 2, 1951, p. 34<br>s. 11. Repealed by No. 13, s. 4 (1), 1947, p. 31<br>s. 16. Repealed by No. 13, s. 5, 1947, p. 31<br>Heading to Division III. of Part III. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 18. Amended by No. 21, s. 4, 1944, p. 51, by No. 13, ss. 4 (2) and 6, 1947, p. 31, by No. 16, s. 2, 1949, p. 60, and by No. 19, s. 3, 1951, p. 35<br>s. 19. Amended by No. 21, s. 5, 1944, p. 52<br>s. 20. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 21. Amended by No. 13, s. 4 (2), 1947, p. 31<br>Heading to Division IV. of Part III. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 22. Amended by No. 21, s. 6, 1944, p. 52, by No. 13, ss. 4 (2) and 7, 1947, pp. 31, 32, by No. 16, s. 3, 1949, p. 61, and by No. 19, s. 4, 1951, p. 35<br>s. 23. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 24. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 25. Amended by No. 21, s. 7, 1944, p. 52<br>s. 29. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 30. Amended by No. 13, s. 4 (2), 1947, p. 31<br>s. 35. Amended by No. 21, s. 8, 1944, p. 53, by No. 13, s. 8, 1947, p. 32, by No. 16, s. 4, 1949, p. 61, and by No. 19, s. 5, 1951, p. 35 |

| Act Affected. | How Affected. |
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| **Advances for Homes Act, 1928-1935** (Vol. 1, p. 156)—*continued.* | s. 40. Amended by No. 21, s. 9, 1944, p. 53, by No. 13, s. 9, 1947, p. 32, by No. 16, s. 5, 1949, p. 61, and by No. 19, s. 6, 1951, p. 35<br>s. 42. Amended by No. 19, s. 7, 1951, p. 35<br>s. 45. Amended by No. 13, s. 4 (2), 1947, p. 31<br>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<br>s. 12a. Enacted by No. 22, s. 2, 1944, p. 54 |
| **Aged and Infirm Persons' Property Act, 1940** (1940, p. 100) | s. 16a. Enacted by No. 22, s. 2, 1950, p. 63<br>s. 16b. Enacted by No. 22, s. 2, 1950, p. 64<br>s. 29. Amended by No. 22, s. 3, 1950, p. 64 |
| **Agent-General Act, 1901-1934** (Vol. 1, p. 206) | s. 6. Amended by No. 6, s. 3, 1941, p. 14, substituted by No. 4, s. 2, 1945, p. 6 and amended by No. 6, s. 2, 1948, p. 55, and by No. 54, s. 3, 1949, p. 206 |
| **Agricultural College Act, 1936** (Vol. 1, p. 208) | s. 4. Amended by No. 2410, s. 3, 1938, p. 112<br>s. 4a. Enacted by No. 2410, s. 4, 1938, p. 112<br>ss. 9 and 10. Repealed by No. 15, s. 2, 1940, p. 37<br>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 |
| **Alsatian Dogs Act, 1934** (Vol. 1, p. 232) | s. 3. Amended by No. 55, s. 2, 1949, p. 207 |
| **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 |
| **Arbitration Act, 1891-1934** (Vol. 1, p. 273) | s. 3. *Anderson v. G. H. Michell & Sons Ltd.* (1941) 65 C.L.R. 543; 15 A.L.J. 255, reversing *Anderson v. G. H. Michell & Sons Ltd.* (1940) S.A.S.R. 285 |
| **Associations Incorporation Act, 1929-1935** (Vol. 1, p. 283) | s. 3. *In re Proprietary Articles Trade Association of South Australia Incorporated* (1949) S.A.S.R. 88 |
| **Audit Act, 1921-1936** (Vol. 1, p. 297).. | s. 6. Amended by No. 26, s. 3, 1946, p. 126, by No. 23, s. 3, 1949, p. 77, and by No. 7, s. 3, 1951, p. 12<br>ss. 18 to 23. Repealed by No. 48, s. 2, 1949, p. 162 |
| **Bakehouses Registration Act, 1945** (1945, p. 147) | s. 3. Amended by No. 43, s. 2, 1947, p. 110<br>s. 3a. Enacted by No. 43, s. 3, 1947, p. 111<br>s. 9. Amended by No. 43, s. 4, 1947, p. 111 |
| **The Bills of Sale Act, 1886-1935** (Vol. 1, p. 329) | s. 9. *Burns v. McFarlane* (1940) 64 C.L.R. 108 14 A.L.J. 264<br>s. 11 (2). *Riedel v. Freeman Motors* (1938) S.A.S.R. 261, affirmed by *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364<br>s. 11 (6). Amended by No. 52, s. 3, 1940, p. 158<br>s. 17. Amended by No. 52, s. 4, 1940, p. 158<br>ss. 19a to 19e. Enacted by No. 52, s. 5, 1940, pp. 158-161<br>s. 28. Amended by No. 52, s. 6, 1940, p. 161<br>s. 37. *Miller v. O'Sullivan* (1947) S.A.S.R. 148<br>Sixth schedule. Amended by No. 52, s. 7 (1), 1940, p. 161<br>Seventh schedule. Amended by No. 52, s. 7 (2), 1940, p. 161 |

| Act Affected. | How Affected. |
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| **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<br>s. 11. Amended by No. 44, s. 16 (2), 1947, p. 117<br>s. 14. Amended by No. 44, s. 3, 1947, p. 112<br>s. 15. Amended by No. 44, s. 4, 1947, p. 113<br>s. 16. Amended by No. 44, s. 5, 1947, p. 113<br>s. 17. Amended by No. 44, s. 6, 1947, p. 114<br>s. 19. Amended by No. 44, s. 7, 1947, p. 114<br>s. 20. Amended by No. 44, s. 8, 1947, p. 114<br>s. 22. Amended by No. 44, s. 9, 1947, p. 114<br>s. 28. Amended by No. 44, s. 10, 1947, p. 114<br>s. 31. Amended by No. 44, s. 11, 1947, p. 115<br>s. 35. Amended by No. 11, s. 2, 1942, p. 25<br>s. 36. Substituted by No. 44, s. 12, 1947, p. 115<br>s. 36a. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 3, 1942, p. 26<br>s. 36b. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 4, 1942, p. 26<br>s. 36c. Enacted by No. 21, s. 3, 1940, p. 58 and amended by No. 11, s. 5, 1942, p. 26<br>s. 36d. Enacted by No. 21, s. 3, 1940, p. 58, and amended by No. 44,s. 13, 1947, p. 115.<br>s. 36e. Enacted by No. 21, s. 3, 1940, p. 58<br>ss. 36f to 36j. Enacted by No. 11, s. 6, 1942, pp. 27-29<br>s. 36k. Enacted by No. 11, s. 6, 1942, p. 29, and amended by No. 44, s. 14, 1947, p. 116<br>s. 36e. Enacted by No. 11, s. 6, 1942, p. 29<br>s. 52. Amended by No. 44, s. 15, 1947, p. 116<br>s. 53a. Enacted by No. 44, s. 16 (1), 1947, p. 116<br>s. 56. Amended by No. 44, s. 17, 1947, p. 117<br>Fourth schedule. Amended by No. 44, s. 18, 1947, p. 117<br>Ninth schedule. Amended by No. 44, s. 19, 1947, p. 117<br>Fourteenth schedule. Amended by No. 44, s. 20, 1947, p. 118, and by regulations *Gazette* 22nd March, 1951, p. 647.<br>Fifteenth schedule. Enacted by No. 44, s. 21, 1947, p. 118 |
| **Botanic Garden Act, 1935** (Vol. 1, p. 375) | s. 5. Amended by No. 22, s. 3, 1940, p. 59<br>s. 7. Substituted by No. 22, s. 4, 1940, p. 59<br>ss. 7a and 7b. Enacted by No. 22, s. 4, 1940, p. 60<br>s. 10a. Enacted by No. 22, s. 5, 1940, p. 60 |
| **Brands Act, 1933-1936** (Vol. 1, p. 381) | s. 4. Amended by No. 23, s. 2, 1948, p. 112<br>s. 18. Amended by No. 23, s. 3, 1948, p. 112<br>s. 27. Amended by No. 23, s. 4, 1948, p. 113<br>s. 32. Amended by No. 23, s. 5, 1948, p. 113<br>s. 62. Substituted by No. 23, s. 6, 1948, p. 113<br>s. 63. Amended by No. 23, s. 7, 1948, p. 114<br>s. 75a. Enacted by No. 23, s. 8, 1948, p. 114<br>Third schedule. Amended by No. 23, s. 9, 1948, p. 114<br>Sixth schedule. Amended by No. 23, s. 10, 1948, p. 114 |
| **Bread Act, 1936** (Vol. 1, p. 418) ..... | s. 6. *Shephard v. Cashmore* (1937) S.A.S.R. 525<br>s. 11a. Enacted by No. 59, s. 3, 1949, p. 214 |
| **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 *Gazette* 12th December, 1940, p. 1441, and with notes of judicial decisions, is reprinted in the 1940 volume, p. 353. *See also* the following paragraph. |

| Act Affected. | How Affected. |
|---|---|
| **Building Act, 1923-1940** (1940, p. 353) | s. 8. Amended by No. 10, s. 7, 1946, p. 37<br>s. 9a. Amended by No. 10, s. 2, 1946, p. 36<br>s. 19. *Griffiths v. Appelbee* (1948) S.A.S.R. 339<br>s. 28. Amended by No. 10, s. 7, 1946, p. 37<br>s. 34. Amended by No. 10, s. 7, 1946, p. 37<br>s. 36a. Enacted by No. 10, s. 7, 1946, p. 37<br>s. 55. Amended by No. 10, s. 7, 1946, p. 37<br>s. 56. Amended by No. 10, s. 3, 1946, p. 37<br>s. 72. Amended by No. 10, s. 4, 1946, p. 37<br>s. 75. Amended by No. 10, s. 5, 1946, p. 37<br>s. 83. Amended by No. 10, s. 7, 1946, p. 37<br>s. 98a. Amended by No. 10, s. 6, 1946, p. 37<br>Second schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636, *Gazette* 5th September, 1946, p. 445, *Gazette* 20th November, 1947, p. 1706, *Gazette* 27th October, 1949, p. 1061, and *Gazette* 27th September, 1951, p. 826<br>Fourth schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636.<br>Seventh schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636.<br>Eighth schedule. Amended by regulations *Gazette* 11th April, 1946, p. 636 |
| **Building Materials Act, 1949** (1949, p. 135) | s. 4. Amended by No. 15, s. 2, 1950, p. 35, and by No. 42, s. 2, 1951, p. 93<br>s. 5. Amended by No. 42, s. 3, 1951, p. 95<br>s. 8. Amended by No. 15, s. 3, 1950, p. 36, and by No. 42, s. 4, 1951, p. 95<br>s. 9. Amended by No. 42, s. 5, 1951, p. 96<br>s. 12. Amended by No. 42, s. 6, 1951, p. 96<br>s. 14. Amended by No. 42, s. 7, 1951, p. 96<br>s. 20. Amended by No. 15, s. 4, 1950, p. 37, and by No. 42, s. 8, 1951, p. 97<br>s. 26. Amended by No. 42, s. 9, 1951, p. 97<br>s. 29. Amended by No. 15, s. 5, 1950, p. 37, and by No. 42, s. 10, 1951, p. 97 |
| **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<br>s. 4. Amended by No. 19, s. 3 (1), 1945, p. 67, and by No. 23, ss. 2 (1), 3 (1), 1950, pp. 65, 66<br>s. 5. Amended by No. 19, s. 3 (2), 1945, p. 68, and by No. 23, ss. 2 (2), 3 (2), 1950, pp. 65, 66<br>s. 8. Amended by No. 19, s. 3 (3), 1945, p. 68, and by No. 23, ss. 2 (3), 3 (3), 1950, pp. 65, 66<br>s. 8a. Enacted by No. 19, s. 4, 1945, p. 68<br>s. 11. Amended by No. 19, s. 5, 1945, p. 68, and by No. 23, s. 4, 1950, p. 66<br>s. 12a. Enacted by No. 19, s. 6, 1945, p. 69<br>s. 13a. Enacted by No. 23, s. 5, 1950, p. 66<br>s. 15. Substituted by No. 23, s. 6, 1950, p. 67<br>s. 15b. Enacted by No. 19, s. 8, 1945, p. 70, and amended by No. 33, s. 2, 1946, p. 153<br>s. 17. Amended by No. 19, s. 9, 1945, p. 70, by No. 33, s. 3, 1946, p. 153, and by No. 23, s. 7, 1950, p. 67<br>s. 19. Amended by No. 23, s. 8, 1950, p. 68<br>s. 21. Amended by No. 19, s. 10, 1945, p. 71<br>s. 27. Amended by No. 19, s. 11, 1945, p. 71<br>s. 28b. Enacted by No. 23, s. 9, 1950, p. 68<br>s. 29. Amended by No. 33, s. 4, 1946, p. 154, and by No. 23, s. 10, 1950, p. 69<br>s. 29e. Enacted by No. 23, s. 11, 1950, p. 69<br>s. 30a. Enacted by No. 19, s. 12, 1945, p. 71 |

| Act Affected. | How Affected. |
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| **Business Agents Act, 1938** (1938, p. 173) | s. 13a. Enacted by No. 35, s. 2, 1949, p. 118<br>s. 16. Amended by No. 35, s. 3, 1949, p. 119<br>s. 18. Amended by No. 10, s. 2, 1951, p. 16<br>s. 39. *Veitch v. Easson, Maloney v. Easson* (1949) S.A.S.R. 9 |
| **Cattle Compensation Act, 1939** (1939, p. 65) | s. 4. Amended by No. 22, s. 2, 1948, p. 109, and by No. 16, s. 2, 1951, p. 30<br>s. 5. Amended by No. 22, s. 3, 1948, p. 109<br>s. 6. Amended by No. 22, s. 4, 1948, p. 110, and by No. 33, s. 2, 1951, p. 76<br>s. 8. Amended by No. 22, s. 5, 1948, p. 110<br>s. 13. Amended by No. 22, s. 6, 1948, p. 111 |
| **Chaff and Hay Act, 1922** (Vol. 1, p. 560) | s. 9. Amended by No. 2384, s. 2, 1938, p. 4<br>s. 22. Amended by No. 2384, s. 3, 1938, p. 4 |
| **Chaff and Hay (Acquisition) Act, 1944** (1944, p. 6) | s. 14. *The Chaff and Hay Acquisition Committee v. J. A. Hempbill & Sons Pty. Ltd.* (1947) 74 C.L.R. 375; 21 A.L.J. 158 |
| **Coal Act, 1947** (1947, p. 70)..... | s. 12. Amended by No. 10, s. 3, 1949, p. 44<br>s. 13a. Enacted by No. 10, s. 4, 1949, p. 45<br>s. 13b. Enacted by No. 10, s. 4, 1949, p. 45<br>s. 19. Amended by No. 29, s. 3, 1948, p. 140, and by No. 4, s. 3, 1950, p. 6 |
| **Collections for Charitable Purposes Act, 1939** (1939, p. 73) | s. 16. Amended by No. 18, s. 3, 1947, p. 45 |
| **Community Hotels (Incorporation) Act, 1938** (1938, p. 93) | s. 7. Enacted by No. 23, s. 3, 1944, p. 57<br>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<br>s. 9. *In re Commonwealth Homes and Investment Company Limited* (1943) S.A.S.R. 211<br>*In re Riverton Sheep Dip* (1943) S.A.S.R. 344<br>*In re Proprietary Articles Trade Association of South Australia Incorporated* (1949) S.A.S.R. 88<br>s. 27a. Enacted by No. 46, s. 4, 1939, p. 349<br>s. 35. Amended by No. 46, s. 26, 1939, p. 356<br>s. 36. *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94<br>s. 37. Amended by No. 46, s. 26, 1939, p. 356<br>s. 49. *Marshall v. Commonwealth Homes and Investment Company Limited. Elders' Trustee and Executor Company Limited v. Commonwealth Homes and Investment Company Limited* (1941) S.A.S.R. 74, reversed on other grounds by *Elders' Trustee and Executor Co. Ltd. v. Commonwealth Homes and Investment Co., Ltd.* (1941) 65 C.L.R., 603; 115 A.L.J. 252<br>s. 53. *Smith v. Commonwealth Homes Limited* (1937) S.A.S.R. 337, affirmed by *Commonwealth Homes and Investment Company Limited v. Smith* (1937) 59 C.L.R. 443; 11 A.L.J. 348<br>s. 56. Amended by No. 46, s. 5, 1939, p. 350<br>s. 57. Amended by No. 46, s. 6, 1939, p. 350<br>s. 64. Amended by No. 46, s. 26, 1939, p. 356<br>s. 76. *In re Colton, Palmer & Preston, Limited* (1936) S.A.S.R. 434<br>s. 100. *In re Lawson Constructions (Pty.) Limited* (1942) S.A.S.R. 201<br>s. 107. Amended by No. 46, s. 26, 1939, p. 356<br>s. 119. *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94<br>s. 124. *Commonwealth Homes and Investment Company Limited v. Mackellar* (1939) 63 C.L.R. 351; 13 A.L.J. 382 |

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| **The Companies Act, 1934-1935** (Vol. 1, p. 597)—*continued.* | s. 125. Amended by No. 46, s. 7, 1939, p. 350<br>*Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94<br>s. 129. Amended by No. 46, ss. 8, and 26, 1939, pp. 350, 356.<br>s. 130. Amended by No. 46, s. 26, 1939, p. 356<br>s. 133. Amended by No. 46, s. 26, 1939, p. 356<br>*South Norseman Gold Mines No Liability v. MacDonald* (1937) S.A.S.R. 53<br>s. 139. Amended by No. 46, s. 9, 1939, p. 351<br>s. 147. Amended by No. 46, s. 10, 1939, p. 351<br>s. 149. Amended by No. 46, s. 26, 1939, p. 356<br>s. 153. Amended by No. 46, s. 11, 1939, p. 351<br>s. 154. Amended by No. 46, s. 12, 1939, p. 351<br>s. 158a. Enacted by No. 46, s. 13, 1939, p. 352.<br>s. 161. Amended by No. 46, s. 14, 1939, p. 353<br>s. 163. *Rex v. McDonnell* (1940) S.A.S.R. 388<br>s. 165. Amended by No. 46, s. 15, 1939, p. 353<br>s. 166. Amended by No. 46, s. 16, 1939, p. 353<br>s. 176. Amended by No. 46, ss. 17 and 26, 1939, pp. 353, 356<br>s. 179. Amended by No. 46, s. 18, 1939, p. 354<br>s. 194. Amended by No. 46, s. 26, 1939, p. 356<br>s. 196. Amended by No. 46, s. 26, 1939, p. 356<br>s. 206. Amended by No. 46, s. 19, 1939, p. 354<br>s. 270. Amended by No. 46, s. 20, 1939, p. 354<br>s. 293. Amended by No. 46, s. 26, 1939, p. 356<br>s. 311. Amended by No. 46, s. 21, 1939, p. 354<br>s. 316. Amended by No. 46, s. 22, 1939, p. 354<br>s. 358. Amended by No. 46, s. 23, 1939, p. 354<br>s. 361a. Enacted by No. 46, s. 24, 1939, p. 354<br>s. 361b. Enacted by No. 46, s. 24, 1939, p. 355<br>s. 361c. Enacted by No. 46, s. 24, 1939, p. 355<br>s. 366. *In re E. and B. Chemicals and Wool Treatment Proprietary Limited* (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)<br>*In re E. and B. Chemicals and Wool Treatment Proprietary Limited* (1940) S.A.S.R. 267<br>s. 367. Amended by No. 46, s. 26, 1939, p. 356<br>s. 368. Amended by No. 46, s. 25, 1939, p. 356<br>s. 377. *In re Lasscock's Nurseries Limited (In Liquidation)* (1940) S.A.S.R. 251. Appeal to the High Court dismissed 64 C.L.R. 662; (1940) S.A.S.R. VIII. (note)<br>s. 391. *Rex v. McDonnell* (1940) S.A.S.R. 388<br>s. 395. *In re Lasscock's Nurseries Limited (In Liquidation)* (1940) S.A.S.R. 251. Appeal to the High Court dismissed 64 C.L.R. 662; (1940) S.A.S.R. VIII. (note)<br>Second schedule. Amended by No. 46, s. 26, 1939, p. 356<br>*Re Lasscock's Nurseries Limited (In Liquidation); McPhail v. Mitton* 14 A.L.J. 270 |
| **Compulsory Acquisition of Land Act, Act, 1925** (Vol. 1, p. 870) | s. 42. *Minister of Education v. Bosworth and others* (1950) S.A.S.R. 145 |
| **Constitution Act 1934-1936** (Vol. 2, p. 1) | This Act, as amended by No. 2381, 1937, p. 134, by No. 48, 1939, p. 365, by No. 49, 1939, p. 368, by No. 31, 1940, p. 89, by No. 8, 1942, p. 16, by No. 41, 1943, p. 124, by No. 19, 1947, p. 46, and by No. 48, 1949, p. 162, and with notes of judicial decisions, is reprinted in the 1949 volume, p. 245. *See also* the following paragraph |
| **Constitution Act, 1934-1949** (1949, p. 245) | s. 55. Amended by No. 38, s. 3, 1950, p. 112<br>s. 65. Amended by No. 4, s. 3, 1951, p. 7<br>s. 73a. Enacted by No. 52, s. 3, 1951, p. 165<br>s. 73b. Enacted by No. 52, s. 3, 1951, p. 166 |

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| **Control of Advertisements Act, 1916-1935** (Vol. 2, p 40) | s. 4. *Miller v. Penfolds Wines Limited* (1937) S.A.S.R. 11<br>s. 10 *Miller v. Penfolds Wines Limited* (1937) S.A.S.R. 11 |
| **Cornsacks Act, 1938** (1938, p. 124) .... | s. 9. Amended by No. 6, s. 3, 1939, p. 18 |
| **Coroners Act, 1935** (Vol. 2, p. 62) .... | First Schedule Amended by regulations *Gazette* 26th April, 1951, p. 928 |
| **Criminal Law Consolidation Act, 1935** (Vol. 2, p. 81) | s. 14. *Rex v. Coventry* (1938) S.A.S.R. 79. Special leave to appeal to the High Court refused; *The King v. Coventry* (1938) 59 C.L.R. 633; 12 A.L.J. 67<br>s. 38. Substituted by No. 54, s. 3, 1940, p. 179<br>s. 46. *Rex v. Muirhead and Bracegirdle: Ex parte The Attorney-General and another* (1942) S.A.S.R. 226<br>*Church v. Roberts* (1946) S.A.S.R. 65<br>*Gray v. Jones* (1948) S.A.S.R. 201<br>s. 50. Amended by No. 54, s. 4, 1940, p. 180<br>s. 51. Amended by No. 54, s. 4, 1940, p. 180<br>s. 52. Amended by No. 54, s. 4, 1940, p. 180<br>s. 52a. Enacted by No. 54, s. 5, 1940, p. 180<br>s. 56. *R. v. Mogg* (1948) S.A.S.R. 32; 22 A.L.J. 190<br>s. 63. Amended by No. 54, s. 6, 1940, p. 180<br>s. 77. Substituted by No. 54, s. 7, 1940, p. 180<br>*Rex v. Clough* (1941) S.A.S.R. 51<br>s. 77a. Enacted by No. 54, s. 7, 1940, p. 181<br>s. 82. *R. v. Lindner* (1938) S.A.S.R. 412<br>s. 116. *Charlton v. Crafter* (1943) S.A.S.R. 158<br>s. 130. *R. v. Lower* (1948) S.A.S.R. 227; 22 A.L.J. 432<br>s. 131. *Feist v. Bonython* (1944) S.A.S.R. 176<br>s. 132. *Reece v. Harris* (1943) S.A.S.R. 127<br>s. 170. Substituted by No. 54, s. 8, 1940, p. 183<br>*Rex v. Andrews* (1943) S.A.S.R. 44<br>s. 172. *R. v. De Kuyper* (1948) S.A.S.R. 108<br>s. 176. *Cowan v. O'Sullivan* (1947) S.A.S.R. 181<br>s. 184. *Dowd v. Dayman* (1939) S.A.S.R. 70<br>s. 195. *Brook v. Crafter* (1937) S.A.S.R. 366<br>*R. v. Lower* (1948) S.A.S.R. 227; 22 A.L.J. 432<br>s. 197a. Enacted by No. 54, s. 9, 1940, p. 183<br>s. 199. Amended by No. 54, s. 10, 1940, p. 184<br>s. 200. Amended by No. 54, s. 11, 1940, p. 184<br>s. 268. *Rex v. Sayers* (1943) S.A.S.R. 146<br>s. 300. *R. v. Costello and others* (1937) S.A.S.R. 150<br>s. 319. *R. v. Martin* (1937) S.A.S.R. 70<br>*Rex v. Tregaskis* (1937) S.A.S.R. 358<br>s. 325. *R. v. White* (1948) S.A.S.R. 198<br>s. 328a. Enacted by No. 54, s. 12, 1940, p. 185<br>s. 352. *R. v. Burch* (1939) S.A.S.R. 270<br>s. 353. *R. v. Semaschko* (1936) S.A.S.R. 337<br>*Rex v. Butler* (1939) S.A.S.R. 265<br>s. 354. *R. v. Lindner* (1938) S.A.S.R. 412<br>s. 357. *Rex v. Pullman* (1942) S.A.S.R. 262<br>s. 367. *Rex v. Tregaskis* (1937) S.A.S.R. 358<br>s. 369. *R. v. McPherson* (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. *See also* the following paragraph |
| **Crown Lands Act, 1929-1939** (1939, p. 414) | s. 5. Amended by No. 26, s. 3, 1944, p. 66<br>s. 9. Amended by No. 26, s. 4, 1944, p. 66<br>s. 11. Amended by No. 26, s. 5, 1944, p. 67 |

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| **Crown Lands Act, 1929-1939** (1939, p. 414)—*continued.* | s. 22a. Enacted by No. 25, s. 3, 1941, p. 90<br>s. 22b. Enacted by No. 26, s. 6, 1944, p. 67<br>Part V., Division III.A. Heading amended by No. 26, s. 7, 1944, p. 67<br>s. 41d. Amended by No. 26, s. 8, 1944, p. 67<br>s. 41f. Enacted by No. 26, s. 9, 1944, p. 68<br>s. 44. Amended by No. 23, s. 3, 1940, p. 61<br>Part VI. Heading amended by No. 23, s. 4, 1940, p. 62<br>s. 50b. Enacted by No. 26, s. 10, 1944, p. 68<br>s. 53. Amended by No. 23, s. 5, 1940, p. 62<br>s. 58. Substituted by No. 25, s. 4, 1941, p. 91<br>s. 66a. Enacted by No. 25, s. 5, 1941, p. 91<br>s. 144. Amended by No. 26, s. 11, 1944, p. 69<br>s. 145. Amended by No. 26, s. 12, 1944, p. 69<br>s. 152. Amended by No. 26, s. 13, 1944, p. 69<br>s. 153. Amended by No. 26, s. 14, 1944, p. 69<br>s. 154. Amended by No. 26, s. 15, 1944, p. 70<br>s. 155. Amended by No. 26, s. 16, 1944, p. 70<br>s. 170. Amended by No. 26, s. 17, 1944, p. 70<br>s. 170a. Amended by No. 23, s. 6, 1940, p. 62, and by No. 26, s. 18, 1944, p. 71<br>s. 170b. Amended by No. 26, s. 19, 1944, p. 71<br>s. 178. Amended by No. 23, s. 7, 1940, p. 62<br>s. 181. Amended by No. 25, s. 6, 1941, p. 92<br>s. 184. Amended by No. 26, s. 20, 1944, p. 72<br>s. 199. Amended by No. 23, s. 8, 1940, p. 62, and by No. 26, s. 21, 1944, p. 72<br>s. 200. Amended by No. 26, s. 22, 1944, p. 72<br>s. 201. Amended by No. 25, s. 7, 1941, p. 92, and by No. 26, s. 23, 1944, p. 72<br>s. 203. Amended by No. 26, s. 24, 1944, p. 72<br>s. 206. Amended by No. 26, s. 35, 1944, p. 73<br>s. 207. Amended by No. 26, s. 26, 1944, p. 73<br>s. 208. Amended by No. 26, s. 27, 1944, p. 73<br>s. 208aa. Amended by No. 26, s. 28, 1944, p. 73<br>s. 209a. Enacted by No. 26, s. 29, 1944, p. 73<br>s. 210. Amended by No. 23, s. 9, 1940, p. 62<br>s. 211. Amended by No. 25, s. 8, 1941, p. 93<br>s. 211a. Enacted by No. 23, s. 10, 1940, p. 63, and amended by No. 26, s. 30, 1944, p. 74<br>s. 212. Amended by No. 23, s. 11, 1940, p. 63<br>s. 214. Repealed by No. 23, s. 12, 1940, p. 63<br>s. 216. Repealed by No. 23, s. 13, 1940, p. 63<br>s. 221. Amended by No. 23, s. 14, 1940, p. 63, by No. 25, s. 9, 1941, p. 93, and by No. 26, s. 31, 1944, p. 74<br>s. 222. Amended by No. 23, s. 15, 1940, p. 63<br>s. 223. Amended by No. 23, s. 16, 1940, p. 64<br>s. 225. Amended by No. 25, s. 10, 1941, p. 94<br>*In re Symon : Public Trustee v. Symon and others* (1944) S.A.S.R. 102<br>s. 226. *Badenoch v. Nuske* (1940) S.A.S.R. 160<br>*In re Symon : Public Trustee v. Symon and others* (1944) S.A.S.R. 102<br>s. 227. *Badenoch v. Nuske* (1940) S.A.S.R. 160<br>*In re Symon : Public Trustee v. Symon and others* (1944) S.A.S.R. 102<br>s. 227a. Enacted by No. 23, s. 17, 1940, p. 64<br>s. 228a. Enacted by No. 23, s. 18, 1940, p. 64<br>s. 232. Amended by No. 23, s. 19, 1940, p. 65<br>s. 234a. Enacted by No. 26, s. 32, 1944, p. 74<br>s. 235. Amended by No. 26, s. 33, 1944, p. 74<br>s. 244a. Enacted by No. 26, s. 34, 1944, p. 75<br>s. 249a. Enacted by No. 25, s. 11, 1941, p. 94<br>s. 252a. Enacted by No. 25, s. 12, 1941, p. 95<br>s. 262b. Enacted by No. 23, s. 20, 1940, p. 65<br>s. 263a. Amended by No. 26, s. 35, 1944, p. 75<br>s. 263b. Enacted by No. 23, s. 21, 1940, p. 65, and amended by No. 26, s. 36, 1944, p. 75 |

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| **Crown Lands Act, 1929-1939** (1939, p. 414)—*continued.* | s. 263b. Enacted by No. 44, s. 12, 1945, p. 225<br>s. 265b. Enacted by No. 26, s. 37, 1944, p. 76<br>s. 271a. Enacted by No. 23, s. 22, 1940, p. 66<br>s. 271b. Enacted by No. 23, s. 22, 1940, p. 66<br>s. 271c. Enacted by No. 25, s. 14, 1941, p. 95<br>s. 275. Amended by No. 23, s. 23, 1940, p. 67, and by No. 25, s. 13, 1941, p. 95<br>*Chapman v. Strawbridge* (1910) S.A.L.R. 118<br>s. 293. Amended by No. 23, s. 24, 1940, p. 67<br>s. 294a. Enacted by No. 23, s. 25, 1940, p. 67 |
| **Dairy Cattle Improvement Act, 1921-1934** (Vol. 2, p. 343) | s. 7a. Enacted by No. 49, s. 2, 1940, p. 153 |
| **Dairy Industry Act, 1928-1935** (Vol. 2, p. 349) | s. 4. Amended by No. 2378, s. 3, 1937, p. 129, by No. 37, s. 2 (2), 1939, p. 217, and by No. 31, s. 3, 1942, p. 95<br>s. 7. Amended by No. 31, s. 4, 1942, p. 95<br>s. 8. Amended by No. 37, s. 2 (2), 1939, p. 217, and by No. 31, s. 5, 1942, p. 96<br>s. 11. Amended by No. 37, s. 2 (2), 1939, p. 217, and by No. 31, s. 6, 1942, p. 96<br>s. 12. Amended by No. 31, s. 7, 1942, p. 96<br>s. 19. Amended by No. 31, s. 8, 1942, p. 96<br>s. 21. Amended by No. 31, s. 9, 1942, p. 96<br>s. 24. Amended by No. 31, s. 10, 1942, p. 96<br>s. 26. Amended by No. 31, s. 11, 1942, p. 97<br>s. 27. Amended by No. 31, s. 12, 1942, p. 97<br>s. 28. Amended by No. 31, s. 13, 1942, p. 97 |
| **Dairy Produce Act, 1934-1935** (Vol. 2, p. 336) | s. 3. Amended by No. 17, s. 3, 1946, p. 102<br>s. 5. Amended by No. 12, s. 3, 1940, p. 23<br>s. 8. Amended by No. 17, s. 4, 1946, p. 103<br>s. 15a. Enacted by No. 2345, s. 3, 1937, p. 12<br>s. 15b. Enacted by No. 17, s. 5, 1946, p. 103<br>s. 26. Amended by No. 2345, s. 4, 1937, p. 13, by No. 2393, s. 3, 1938, p. 39, by No. 12, s. 4, 1940, p. 23, by No. 6, s. 3, 1942, p. 11, by No. 5, s. 3, 1944, p. 11, and repealed by No. 17, s. 6, 1946, p. 103 |
| **Dentists Act, 1931-1936** (Vol. 2, p. 396) | s. 21. *Taylor v. The Dental Board of South Australia* (1940) S.A.S.R. 306<br>s. 40. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14<br>s. 45. *In re the Dentists Act*, 1931-1936. *Ex parte Schonfeldt* (1939) S.A.S.R. 380<br>s. 48. *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 |
| **Discharged Soldiers Settlement Act, 1934-1935** (Vol. 2, p. 422) | s. 24. Amended by No. 24, s. 3, 1940, p. 68<br>ss. 24a to 24c. Enacted by No. 24, s. 4, 1940, pp. 69, 70<br>ss. 29a and 29b. Enacted by No. 24, s. 5, 1940, p. 71 |
| **Dog Fence Act, 1946** (1946, p. 155)... | s. 23a. Enacted by No. 43, s. 2, 1949, p. 152<br>s. 24. Amended by No. 43, s. 3, 1948, p. 153<br>s. 32a. Enacted by No. 43, s. 4, 1949, p. 153 |
| **Dried Fruits Act, 1934** (Vol. 2, p. 462) | s. 8. Amended by No. 2415, s. 3, 1938, p. 136<br>s. 17a. Enacted by No. 34, s. 3, 1941, p. 127<br>s. 18. Substituted by No. 2415, s. 4, 1938, p. 136<br>s. 23. Amended by No. 2415, s. 5, 1938, p. 137<br>s. 24. Amended by No. 2415, s. 6, 1938, p. 137<br>s. 24a. Enacted by No. 2415, s. 7, 1938, p. 138<br>s. 33. Amended by No. 2415, s. 8, 1938, p. 139<br>*Warnecke v. Pope* (1950) S.A.S.R., 113<br>s. 34. Amended by No. 2415, s. 9, 1938, p. 139<br>s. 35. Amended by No. 2415, s. 10, 1938, p. 139<br>s. 39. Repealed by No. 2415, s. 11, 1938, p. 139 |

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| **Early Closing Act, 1926-1935** (Vol. 2, p. 477) | s. 35. Amended by No. 18, s. 3, 1940, p. 46, and by No. 36, s. 3, 1945, p. 153<br>s. 36. Amended by No. 18, s. 4, 1940, p. 46, and by No. 36, s. 4, 1945, p. 154<br>s. 37a. Enacted by No. 36, s. 5, 1945, p. 154<br>s. 39. Amended by No. 18, s. 5, 1940, p. 46<br>s. 50. Amended by No. 18, s. 6, 1940, p. 47<br>s. 53. Amended by No. 18, s. 7, 1940, p. 47<br>s. 56. Amended by No. 18, s. 8, 1940, p. 47<br>s. 72. *Gurry v. Badenoch* (1936) S.A.S.R. 441<br>s. 75. Amended by No. 18, s. 9, 1940, p. 47<br>s. 76. Amended by No. 18, s. 10, 1940, p. 47<br>s. 78. Repealed by No. 18, s. 11, 1940, p. 47<br>Third schedule. Amended by No. 36, s. 6, 1945, p. 155 |
| **Education Act, 1915-1935** (Vol. 2, p. 525) | s. 3. Amended by No. 24, s. 3, 1942, p. 67<br>s. 4. Amended by No. 43, s. 2, 1941, p. 182, and by No. 37, s. 3, 1945, p. 156<br>s. 15. Amended by No. 43, s. 3, 1941, p. 182, and by No. 37, s. 4, 1945, p. 156<br>s. 15a. Enacted by No. 22, s. 3, 1946, p. 110<br>s. 16. Amended by No. 43, s. 4, 1941, p. 183<br>s. 18a. Enacted by No. 31, s. 3, 1949, p. 96 and amended by No. 43, s. 3, 1951, p. 98<br>s. 18b. Enacted by No. 31, s. 3, 1949, p. 98<br>s. 18c. Enacted by No. 31, s. 3, 1949, p. 99 and substituted by No. 43, s. 4, 1951, p. 98<br>s. 18d. Enacted by No. 31, s. 3, 1949, p. 99<br>s. 19. Substituted by No. 37, s. 5, 1945, p. 157<br>s. 20. Substituted by No. 37, s. 5, 1945, p. 157<br>s. 21. Substituted by No. 37, s. 5, 1945, p. 157<br>s. 22. Substituted by No. 37, s. 5, 1945, p. 157<br>s. 23. Substituted by No. 37, s. 5, 1945, p. 158<br>ss. 23a to 23d. Enacted by No. 37, s. 5, 1945, p. 158<br>s. 25. Amended by No. 43, s. 6, 1941, p. 183<br>s. 25a. Enacted by No. 29, s. 3, 1947, p. 76<br>s. 26. Amended by No. 43, s. 7, 1941, p. 184<br>s. 26a. Enacted by No. 43, s. 8, 1941, p. 184<br>s. 26b. Enacted by No. 43, s. 8, 1941, p. 184<br>s. 27. Amended by No. 43, s. 9, 1941, p. 184<br>s. 28. Amended by No. 43, s. 10, 1941, p. 185<br>ss. 28a to 28c. Enacted by No. 37, s. 6, 1945, pp. 158-160<br>s. 28ca. Enacted by No. 3, s. 3, 1948, p. 28<br>ss. 28d to 28z. Enacted by No. 37, s. 6, 1945, pp. 160-164<br>s. 31. Amended by No. 43, s. 11, 1941, p. 185<br>s. 32. Amended by No. 43, s. 12, 1941, p. 186<br>s. 32a. Enacted by No. 43, s. 13, 1941, p. 186<br>s. 38a. Enacted by No. 43, s. 14, 1941, p. 186<br>s. 39. Amended by No. 43, s. 15, 1941, p. 186<br>s. 40a. Enacted by No. 22, s. 4, 1946, p. 111<br>s. 41. Amended by No. 43, s. 16, 1941, p. 186, by No. 37, s. 7, 1945, p. 165, and by No. 22, s. 5, 1946, p. 111<br>s. 42. Amended by No. 43, s. 17, 1941, p. 186, and by No. 22, s. 6, 1946, p. 112<br>s. 43. Amended by No. 43, s. 18, 1941, p. 187<br>s. 44. Amended by No. 22, s. 7, 1946, p. 112<br>s. 45. Amended by No. 22, s. 6, 1946, p. 112<br>s. 46. Amended by No. 43, s. 19, 1941, p. 187<br>s. 48. Amended by No. 22, s. 7, 1946, p. 112<br>s. 52. Amended by No. 22, s. 7, 1946, p. 112<br>s. 57. Amended by No. 22, s. 7, 1946, p. 112<br>s. 58. Amended by No. 22, s. 7, 1946, p. 112<br>ss. 59a and 59n. Enacted by No. 24, s. 4, 1942, pp. 67-72 |

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| **Education Act, 1915-1935** (Vol. 2, p. 525) —*continued.* | s. 60. Amended by No. 43, s. 20, 1941, p. 187<br>s. 62. Substituted by No. 32, s. 4, 1940, p. 122 and amended by No. 37, s. 8, 1945, p. 165, and by No. 28, s. 3, 1947, p. 75<br>s. 67. Amended by No. 22, s. 7, 1946, p. 112<br>s. 68. Amended by No. 43, s. 21, 1941, p. 188<br>Second schedule. Amended by No. 22, s. 7, 1946, p. 112<br>Third schedule. Amended by No. 22, s. 7, 1946, p. 112 |
| **Electoral Act, 1929-1934** (Vol. 2, p. 567) | s. 13. Amended by No. 2379, s. 2, 1937, p. 130<br>s. 71. Amended by No. 2379, s. 3, 1937, p. 130<br>s. 73. Amended by No. 2379, s. 4, 1937, p. 131, and by No. 43, s. 2 (1), 1950, p. 121<br>s. 74. Amended by No. 43, s. 2 (2), 1950, p. 121<br>s. 80. Substituted by No. 43, s. 3, 1950, p. 122<br>s. 81. Amended by No. 26, s. 3, 1941, p. 98<br>s. 86. Amended by No. 26, s. 4, 1941, p. 98<br>s. 96. Amended by No. 2379, s. 5, 1937, p. 131<br>s. 101. Amended by No. 26, s. 5, 1941, p. 99<br>s. 103. Amended by No. 2379, s. 6, 1937, p. 131<br>s. 110a. Enacted by No. 35, s. 3, 1946, p. 171<br>s. 118a. Enacted by No. 37, s. 3, 1942, p. 130, and amended by No. 43, s. 4, 1950, p. 122<br>s. 125. Amended by No. 26, s. 6, 1941, p. 99<br>s. 154. Amended by No. 26, s. 7, 1941, p. 99<br>s. 198. Amended by No. 30, s. 2, 1943, p. 78 |
| **Electricity Act, 1943** (1943, p. 80) .... | s. 2. Amended by No. 3, s. 39, 1946, p. 16 |
| **Electricity Trust of South Australia Act, 1946** (1946, p. 5) | s. 15. *The Electricity Trust of South Australia v. Linterns Limited* (1950) S.A.S.R. 133<br>s. 28. Amended by No. 25, s. 3, 1946, p. 120<br>s. 30. Amended by No. 25, s. 4, 1946, p. 120<br>s. 31. Substituted by No. 25, s. 5, 1946, p. 120<br>s. 32. Substituted by No. 25, s. 5, 1946, p. 122<br>s. 33. Repealed by No. 25, s. 5, 1946, p. 120<br>ss. 43a to 43d. Enacted by No. 25, s. 6, 1946, pp. 122, 123<br>s. 43da. Enacted by No. 44, s. 3, 1949, p. 154<br>ss. 43e to 43h. Enacted by No. 25, s. 6, 1946, p. 124<br>s. 44. Amended by No. 25, s. 6, 1946, p. 125 |
| **Employees Registry Offices Act, 1915-1934** (Vol. 2, p. 632) | s. 2a. Enacted by No. 41, s. 3, 1939, p. 259 |
| **Enfield General Cemetery Act, 1944** (1944, p. 146) | s. 23. Amended by No. 17, s. 2, 1949, p. 62<br>s. 24. Amended by No. 17, s. 3, 1949, p. 62<br>Fourth schedule. Amended by No. 17, s. 4, 1949, p. 62 |
| **Evidence Act, 1929-1933** (Vol. 2, p. 649) | s. 18. *R. v. Turner* (1947) S.A.S.R. 74 Special Leave to appeal to the High Court refused 73 C.L.R. 665 (note)<br>s. 34a. Enacted by No. 29, s. 3, 1945, p. 133<br>*Hartley v. Hartley* (1948) S.A.S.R. 39<br>s. 34b. Enacted by No. 29, s. 3, 1945, p. 133<br>ss. 34c to 34h. Enacted by No. 36, s. 3, 1949, pp. 121-124<br>s. 42. Amended by No. 40, s. 3, 1940, p. 129<br>s. 43. Amended by No. 40, s. 4, 1940, p. 129<br>s. 43a. Enacted by No. 40, s. 5, 1940, p. 130<br>s. 48a. Enacted by No. 40, s. 6, 1940, p. 130 |

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| **Evidence Act, 1929-1933** (Vol. 2, p. 649) —*continued.* | s. 48b. Enacted by No. 40, s. 6, 1940, p. 130<br>s. 66. Amended by No. 5, s. 3, 1947, p. 7<br>s. 66a. Enacted by No. 27, s. 3, 1941, p. 100<br>s. 67. Amended by No. 27, s. 4, 1941, p. 102<br>s. 67a. Enacted by No. 36, s. 4, 1949, p. 124<br>s. 69. *Rex v. Butler* (1939) S.A.S.R. 265<br>Fourth schedule. Enacted by No. 40, s. 7, 1940, p. 130 |
| **Farmers Assistance Act, 1933-1936** (Vol. 2, p. 707) | ss. 5 and 6. Repealed by No. 26, s. 13, 1943, p. 68<br>s. 12. Amended by No. 2418, s. 2, 1938, p. 170, and by No. 26, s. 14, 1943, p. 68<br>s. 13. Amended by No. 26, s. 15, 1943, p. 68<br>s. 16. Amended by No. 26, s. 16, 1943, p. 68<br>s. 29. Amended by No. 2418, s. 3, 1938, p. 170<br>s. 31. *Chapman v. Wade* (1939) S.A.S.R. 298<br>s. 41. Amended by No. 33, s. 3, 1939, p. 195<br>ss. 42 to 57. Repealed by No. 26, s. 18, 1943, p. 69<br>s. 60. Amended by No. 26, s. 19, 1943, p. 69<br>s. 80. Repealed by No. 26, s. 18, 1943, p. 69 |
| **Fauna and Flora Reserve Act, 1919-1935** (Vol. 2, p. 740) | s. 16a. Enacted by No. 25, s. 3, 1940, p. 73 |
| **Fibre and Sponges Act, 1909-1935** (Vol. 3, p. 27) | s. 7a. Enacted by No. 2369, s. 3, 1937, p. 104 |
| **Financial Agreement Act, 1927** (Vol. 3, p. 33) | The Financial Agreement made on 12th December, 1927, and as varied by the provisions of other agreements made on 3rd July, 1934, and on 15th November, 1944, is reprinted, as a schedule to the Amending Financial Agreement Act, 1944, in the 1944 volume, p. 122 |
| **Financial Emergency Act, 1931-1936** (Vol. 3, p. 46) | s. 14. Repealed by No. 2342, s. 3, 1937, p. 11<br>s. 15. Repealed by No. 2342, s. 3, 1937, p. 11 |
| **Financial Emergency Act Extension Act, 1934** (Vol. 3, p. 66) | s. 3. Amended by No. 39, s. 3, 1939, p. 249 |
| **Fire Brigades Act, 1936** (Vol. 3, p. 78) | s. 5. Amended by No. 2389, s. 3 (1), 1938, p. 18<br>s. 24a. Enacted by No. 25, s. 2, 1944, p. 64<br>s. 27a. Enacted by No. 25, s. 3, 1944, p. 64<br>s. 32. Amended by No. 2389, s. 3 (2), 1938, p. 18<br>s. 53. Amended by No. 2389, s. 2, 1938, p. 17 and by No. 32, s. 3, 1942, p. 98<br>s. 54. Amended by No. 32, s. 4, 1942, p. 98<br>s. 58. Amended by No. 2389, s. 3 (3), 1938, p. 18<br>s. 60a. Enacted by No. 32, s. 5, 1942, p. 99<br>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. *See also* the following paragraph |
| **Fisheries Act, 1917-1938** (1938, p. 338) | s. 4. Amended by No. 18, s. 2, 1946, p. 104<br>s. 6. Amended by No. 18, s. 3, 1946, p. 104<br>s. 13. Amended by No. 18, s. 4, 1946, p. 104<br>s. 14. Amended by No. 18, s. 5, 1946, p. 105<br>s. 14a. Amended by No. 18, s. 6, 1946, p. 105<br>s. 53. Amended by No. 18, s. 7, 1946, p. 105 |

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| **Food and Drugs Act, 1908-1935** (Vol. 3, p. 139) | s. 5a. Enacted by No. 21, s. 2, 1943, p. 74<br>s. 15. Amended by No. 8, s. 3, 1939, p. 24, and by No. 67, s. 2, 1949, p. 242<br>s. 15a. Enacted by No. 8, s. 4, 1939, p. 24<br>s. 22a. *Gepp v. Anderson* (1949) S.A.S.R. 135<br>s. 25a. Enacted by No. 21, s. 3, 1943, p. 47<br>s. 29. Amended by No. 21, s. 4, 1943, p. 48<br>s. 51. Amended by No. 10, s. 2, 1950, p. 22<br>s. 57. Substituted by No. 21, s. 5, 1943, p. 48<br>s. 58. Amended by No. 21, s. 6, 1943, p. 49<br>s. 61. Amended by No. 21, s. 7, 1943, p. 49<br>s. 61a. Enacted by No. 21, s. 8, 1943, p. 49<br>s. 62. Substituted by No. 21, s. 9, 1943, p. 49 |
| **Footwear Regulation Act, 1920** (Vol. 3, p. 173) | s. 5. Substituted by No. 45, s. 3, 1949, p. 156<br>s. 6. Substituted by No. 45, s. 3, 1949, p. 158<br>s. 10. Amended by No. 45, s. 4, 1949, p. 158 |
| **Friendly Societies Act, 1919-1936** (Vol. 3, p. 178) | s. 7. Amended by No. 32, s. 2, 1940, p. 92, by No. 8, s. 2, 1946, p. 32, by No. 24, s. 2, 1949, p. 79, and by No. 37, s. 2, 1950, p. 109<br>s. 7a. Amended by No. 8, s. 3, 1946, p. 33, and by No. 37, s. 3, 1950, p. 110<br>s. 10. Amended by No. 2374, s. 3, 1937, p. 121, and by No. 37, s. 4, 1950, p. 110<br>s. 10a. Enacted by No. 2425, s. 3, 1938, p. 233<br>s. 18. Amended by No. 2374, s. 4, 1937, p. 122<br>s. 23. Amended by No. 8, s. 4, 1946, p. 33<br>s. 27a. Amended by No. 37, s. 5, 1950, p. 111<br>Third schedule. Amended by No. 24, s. 3, 1949, p. 80 |
| **Fruit Fly Act, 1947** (1947, p. 12)..... | s. 4. Amended by No. 11, s. 2, 1948, p. 72, by No. 27, s. 3, 1949, p. 85, and by No. 24, s. 2, 1950, p. 70<br>s. 5. Amended by No. 11, s. 3, 1948, p. 72, and by No. 27, s. 4, 1949, p. 85<br>Schedule. Amended by No. 11, s. 4, 1948, p. 73, by No. 27, s. 5, 1949, p. 86, and by No. 24, s. 3, 1950, p. 70 |
| **Gas Act, 1924** (Vol. 3, p. 236) ..... | s. 18. Amended by No. 33, s. 3, 1950, p. 97<br>s. 27. Amended by No. 33, s. 4, 1950, p. 98<br>s. 29a. Enacted by No. 33, s. 5, 1950, p. 98<br>s. 30. Amended by No. 33, s. 6, 1950, p. 99<br>s. 31. Amended by No. 33, s. 7, 1950, p. 99<br>s. 33. Amended by No. 33, s. 8, 1950, p. 99<br>s. 35. Amended by No. 33, s. 9, 1950, p. 99<br>s. 36. Amended by No. 33, s. 10, 1950, p. 99<br>s. 45a. Enacted by No. 33, s. 11, 1950, p. 99<br>First schedule. Amended by No. 33, s. 12, 1950, p. 99 |
| **Guardianship of Infants Act, 1940** (1940, p. 186) | s. 6. *In re Wilkinson* (1941) S.A.S.R. 231, reversing *in re W.* (1941) S.A.S.R. 188<br>*Wilkinson v. Wilkinson* (1944) S.A.S.R. 239<br>s. 11. *Hedges v. Hedges* (1944) S.A.S.R. 266<br>*Besanko v. Besanko* (1949) S.A.S.R. 275 |
| **Hairdressers Registration Act, 1939** (1939, p. 161) | s. 19. Amended by No. 27, s. 2, 1946, p. 128<br>s. 19a. Enacted by No. 27, s. 3, 1946, p. 129<br>s. 21. Amended by No. 44, s. 2, 1951, p. 100<br>s. 29. Amended by No. 44, 2. 3, 1951, p. 101 |
| **Harbors Act, 1936** (Vol. 3, p. 333) .... | s. 69. Amended by No. 12, s. 3, 1943, p. 26<br>s. 71a. Enacted by No. 52, s. 2, 1950, p. 172<br>s. 116. Amended by No. 17, s. 3, 1947, p. 43<br>Fourth schedule. Enacted by No. 52, s. 3, 1950, p. 172 |

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| **Hawkers Act, 1934** (Vol. 3, p. 425) ... | s. 9a. Enacted by No. 5, s. 2, 1941, p. 12.<br>s. 9b. Enacted by No. 5, s. 2, 1941, p. 13<br>s. 11. Amended by No. 5, s. 3, 1941, p. 13<br>s. 16a. Enacted by No. 5, s. 4, 1941, p. 13<br>s. 20. Amended by No. 42, s. 3, 1948, p. 187<br>*Ward v. Pearson* (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. *See also* the following paragraph |
| **Health Act, 1935-1943** (1943, p. 131).. | s. 50. Amended by No. 48, s. 2, 1947, p. 139<br>s. 101. Amended by No. 14, s. 2, 1950, p. 34<br>s. 128. Amended by No. 39, s. 2, 1950, p. 114<br>s. 129. Amended by No. 39, s. 3, 1950, p. 114<br>s. 138a. Enacted by No. 48, s. 3, 1947, p. 139<br>s. 138b. Enacted by No. 48, s. 3, 1947, p. 140<br>s. 146a. Enacted by No. 48, s. 4, 1947, p. 141<br>ss. 146b to 146n. Enacted by No. 45, s. 3, 1951, pp. 102-109<br>s. 147. Amended by No. 48, s. 5, 1947, p. 141, and by No. 45, s. 4, 1951, p. 110 |
| **Highways Act, 1926-1936** (Vol. 3, p. 483) | s. 11. Amended by No. 2388, s. 5, 1938, p. 16<br>s. 16. Amended by No. 2388, s. 5, 1938, p. 16<br>s. 20c. Enacted by No. 36, s. 2, 1944, p. 161<br>s. 26c. Enacted by No. 36, s. 3, 1944, p. 162<br>s. 26d. Enacted by No. 36, s. 4, 1944, p. 162<br>s. 27b. Enacted by No. 6, s. 2, 1949, p. 10<br>s. 27ba. Enacted by No. 6, s. 2, 1949, p. 13<br>s. 27d. Amended by No. 36, s. 5, 1944, p. 162<br>Part III. Heading amended by No. 36, s. 9, 1944, p. 164<br>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, and by No. 6, s. 3, 1949, p. 14<br>s. 31a. Amended by No. 2350, s. 4, 1937, p. 40 and repealed by No. 2388, s. 3, 1938, p. 14<br>s. 32. Amended by No. 2388, ss. 4 and 5, 1938, p. 16, by No. 36, s. 6 (1), 1944, p. 163, and by No. 38, s. 18, 1948, p. 174<br>s. 33. Amended by No. 2388, ss. 5 and 6, 1938, p. 16<br>s. 34. Amended by No. 2388, s. 5, 1938, p. 16<br>s. 35. Amended by No. 2350, s. 5, 1937, p. 40<br>s. 36. Amended by No. 2350, s. 6, 1937, p. 41<br>s. 36a. Enacted by No. 36, s. 7, 1944, p. 164<br>s. 39c. Amended by No. 36, s. 9, 1944, p. 164<br>s. 39d. Amended by No. 36, s. 8, 1944, p. 164 |
| **Holidays Act, 1910-1935** (Vol. 3, p. 519) | s. 4a. Enacted by No. 6, s. 3, 1947, p. 8<br>Second schedule. Amended by No. 6, s. 4, 1947, p. 9 |
| **Homes Act, 1941** (1941, p. 131)..... | s. 5. Amended by No. 30, s. 2 (1), 1950, p. 85<br>s. 7. Amended by No. 9, s. 3, 1947, p. 18, by No. 18, s. 2, 1949, p. 64, and by No. 17, s. 2, 1951, p. 31 |
| **Hospitals Act, 1934** (Vol. 3, p. 531)... | s. 4. Amended by No. 10, s. 2, 1941, p. 23<br>s. 47. Amended by No. 10, s. 4, 1941, p. 23<br>*Spiller v. Webb and another* (1940) S.A.S.R. 10<br>ss. 49 to 55. Substituted by No. 30, s. 3, 1951, pp. 60-65<br>ss. 56 to 58. Enacted by No. 30, s. 3, 1951, p. 65 |
| **Hospital Benefits Act, 1945** (1945, p. 77) | Schedule. Amendments authorized by No. 36, s. 3, 1948, p. 164 |

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| **Housing Improvement Act, 1940** (1940, p. 192) | s. 4. Amended by No. 15, s. 2, 1942, p. 45<br>s. 11. Substituted by No. 15, s. 3, 1942, p. 46<br>s. 11a. Enacted by No. 15, s. 3, 1942, p. 46<br>s. 11b. Enacted by No. 15, s. 3, 1942, p. 46<br>s. 11c. Enacted by No. 15, s. 3, 1942, p. 46<br>s. 16. Amended by No. 15, s. 4, 1942, p. 46, and by No. 19, s. 2, 1950, p. 53<br>s. 18. Amended by No. 28, s. 2, 1946, p. 131<br>s. 21a. Enacted by No. 22, s. 2, 1943, p. 50<br>s. 23. Amended by No. 19, s. 3, 1950, p. 54<br>s. 26. Repealed by No. 20, s. 2, 1947, p. 48<br>s. 44a. Enacted by No. 15, s. 5, 1942, p. 46<br>s. 54. Amended by No. 15, s. 6, 1942, p. 47<br>s. 55. Amended by No. 15, s. 7, 1942, p. 47<br>s. 56a. Enacted by No. 22, s. 3, 1943, p. 51<br>s. 56b. Enacted by No. 22, s. 3, 1943, p. 51<br>s. 57. Amended by No. 15, s. 8, 1942, p. 47<br>s. 58. Amended by No. 15, s. 9, 1942, p. 47<br>s. 59. Amended by No. 22, s. 4, 1943, p. 51<br>s. 74. Amended by No. 22, s. 5, 1943, p. 52<br>s. 90. Enacted by No. 22, s. 6, 1943, p. 52 |
| **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<br>s. 11. Amended by No. 10, s. 2, 1947, p. 19<br>s. 12. Amended by No. 10, s. 3, 1947, p. 20<br>s. 14. Amended by No. 2413, s. 3, 1938, p. 129, and by No. 10, s. 4, 1947, p. 20<br>s. 19. Amended by No. 2413, s. 4, 1938, p. 129<br>s. 25. Amended by No. 10, s. 5, 1947, p. 20<br>s. 26. Amended by No. 10, s. 6, 1947, p. 20<br>s. 28. Amended by No. 2413, s. 5, 1938, p. 130<br>s. 32. Amended by No. 10, s. 7, 1947, p. 20<br>s. 33. Amended by No. 10, s. 8, 1947, p. 21<br>s. 34. Amended by No. 10, s. 9, 1947, p. 21<br>s. 39. Amended by No. 10, s. 10, 1947, p. 21<br>s. 42. Amended by No. 10, s. 11, 1947, p. 21<br>s. 46. Amended by No. 2413, s. 6, 1938, p. 130, and by No. 10, s. 12, 1947, p. 21<br>*Snell v. Ryan* (1951) S.A.S.R. 59<br>s. 46a. Enacted by No. 2413, s. 7, 1938, p. 130<br>Fifth schedule. Amended by No. 2413, s. 8, 1938, p. 131<br>Seventh schedule. Amended by No. 10, s. 13, 1947, p. 22 |
| **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. *See also* the following paragraph. |
| **Income Tax Assessment Act, 1936-1941** (1941, p. 251) | s. 15. *Honeychurch v. Honeychurch* (1943) S.A.R.S. 31, reversing *Honeychurch and another v. Honeychurch and another* (1942) S.A.S.R., 206. Special leave to appeal to the High Court refused, 66 C.L.R. 672 (note)<br>s. 226. *Burrows v. Harris* (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)<br>s. 236. *Burrows v. Harris* (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)<br>s. 251. Amended by No. 36, s. 3, 1946, p. 174 |

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| **Income Tax Suspension Act, 1942** (1294, p. 73) | s. 8. Repealed by No. 36, s. 4, 1946, p. 175 |
| **Industrial Code, 1920-1936** (Vol. 3, p. 733) | s. 2. Amended by No. 32, s. 4 (1), 1943, p. 90<br>s. 5. Amended by No. 20, s. 3, 1950, p. 55, by No. 51, s. 39, 1950, p. 170, and by No. 14, s. 3, 1951, p. 25<br>*Clerks Case* (1941) 17 S.A.I.R. 13<br>*Junior Constables Case* (1943) 17 S.A.I.R. 334<br>s. 11. Amended by No. 49, s. 3, 1947, p. 143<br>s. 12. Amended by No. 49, s. 4, 1947, p. 143<br>ss. 12a to 12i. Enacted by No. 49, s. 5, 1947, pp. 143-146<br>s. 13. Amended by No. 49, s. 6, 1947, p. 146, by No. 15, s. 2, 1948, p. 92, and by No. 14, s. 4, 1951, p. 25<br>s. 17. *Broken Hill Proprietary Company Employees (Variation of Award) Case (No. 2)* 19 S.A.I.R. 160<br>*Agricultural Implement Manufacturers' Clerks Case* 19 S.A.I.R. 245<br>*Miscellaneous Mining Case* 19 S.A.I.R. 287<br>*Municipal Corporation Employees Case* 21 S.A.I.R. 5<br>*Tug and Barge Employees (Deckhands, etc.) Case (No. 1)* 21 S.A.I.R. 88<br>*Forty-Hour Week Case* 21 S.A.I.R. 239<br>*Boarding House, Cafe, etc., Employees (Right of Entry) Case* 21 S.A.I.R. 273<br>s. 17 (1) (*a*). *In re Country Bricklayers and Country Builders' Labourers Awards* (1939) 16 S.A.I.R. 1<br>*Caretakers and Cleaners (Right of Entry) Case* (1941) 16 S.A.I.R. 308<br>*Right of Entry (Adelaide Hospital) Case* (1944) 18 S.A.I.R. 81<br>s. 17 (1) (*b*). *In re The Industry of Carpenters and Joiners* (1936) S.A.S.R. 417 : 14 S.A.I.R. 18<br>*In re The Industry of Plastering* (1937) S.A.S.R. 217 : 14 S.A.I.R. 38<br>*Typewriters Mechanics Case* (1938) 15 S.A.I.R. 30<br>*Commercial Travellers Case* (1938) 15 S.A.I.R. 162<br>*Retail Pharmaceutical Chemists Case* (1939) 15 S.A.I.R. 452<br>*In re Wages and Working Conditions of Persons employed as Clerks and Clerical Workers and Office Workers* (1941) S.A.S.R. 65<br>*Clerks Case* (1939) 16 S.A.I.R. 84<br>*Window-Display Employees Case* 20 S.A.I.R. 172<br>*Country Watchmen Case* 22 S.A.I.R. 178<br>s. 17 (1) (*c*). *Whyalla Wharf Workers Case* 19 S.A.I.R. 1<br>s. 17 (2). *Boarding House, Cafe, Etc., Employees (Annual Leave, Etc.) Case* (1942) 17 S.A.I.R. 279<br>*Bicycle Manufacturing, Etc., Case* (1943) 17 S.A.I.R., 302<br>*Shop Assistants Case* 19 S.A.I.R. 378<br>*Shop Assistants (Uniforms, Etc.) Case* 22 S.A.I.R. 213<br>s. 18. *Country Hotels (Variation of Award) Case* (1941) 17 S.A.I.R., 53<br>*Country Boarding House, Cafe, Etc., Employees (Variation of Award) Case* (1942) 17 S.A.I.R., 298<br>s. 21. *Whyalla and Iron Knob Case* (1937) 14 S.A.I.R. 141<br>*Saddlery, Leatherware, Etc., Board Case* (1937) 14 S.A.I.R. 156<br>*Coopers Case* (1937) 14 S.A.I.R. 200<br>*Milk Processing and Cheese, Etc. Manufacturing Case* (1938) 15 S.A.I.R. 61<br>*Rope and Nail Making Industry (Hours) Case* (1930) 15 S.A.I.R. 113<br>*Woolscourers Case* (1938) 15 S.A.I.R. 201<br>*Rubber Workshops and Tyre Re-Treading Case* (1938) 15 S.A.I.R. 236 |

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| **Industrial Code, 1920-1936** (Vol. 3, p. 733)—*continued.* | *Country Quarries Case* (1935) 15 S.A.I.R. 253<br>*Country Stonemasons Case* (1939) 15 S.A.I.R. 342<br>*Salt and Gypsum Industries Case* (1938-1939) 15 S.A.I.R. 357<br>*Bread-carters (Annual Leave) Case* (1939) 16 S.A.I.R. 11<br>*British Tube Mills Case* (1940) 16 S.A.I.R. 138<br>*Photographers Case* (1941) 16 S.A.I.R. 210<br>*Shop and Warehouse Employees (Hours) Case* (1941) 16 S.A.I.R. 221<br>*Caretakers and Cleaners Case* (1940) 16 S.A.I.R. 247<br>*Cement Manufacturing Industry Case* (1941) 16 S.A.I.R. 347<br>*Country Hotel Barmen Case* (1941) 16 S.A.I.R. 378<br>s. 21 (1) (*e*). *Government Hospitals, Etc., Board Case* (1939) 15 S.A.I.R. 302<br>s. 21 (1) (*f*). *Rope and Nail Making Industry (Hours) Case* (1930) 15 S.A.I.R. 113<br>s. 21 (1) (*g*). *Country Hotels Case* (1936) 15 S.A.I.R. 109<br>*Jamestown Shop and Warehouse Employees (Common Rule) Case* (1938) 15 S.A.I.R. 271<br>*Brick, Tile and Earthenware Making (Common Rule) Case* 21 S.A.I.R. 179<br>s. 21 (1) (*i*). *Country Breadcarters Case* (1938) 15 S.A.I.R. 20<br>*Caretakers and Cleaners (Right of Entry) Common Rule Case* (1941) 16 S.A.I.R. 342<br>*Police Officers Case* (1942) 17 S.A.I.R. 71<br>*Abattoirs Board Employees Case* (1942) 17 S.A.I.R. 273<br>*South Australian Gas Company Clerical Workers Case* (1943) 17 S.A.I.R. 314<br>s. 21 (1) (*o*). *Cleaners Case* (1936) 14 S.A.I.R. 63<br>*Rubber Workshops and Tyre Re-treading Case* (1938) 16 S.A.I.R. 126<br>*Asbestos-Cement Manufacturing (Variation of Award) Case* (1941) 16 S.A.I.R. 359<br>*The Broken Hill Proprietary Company Employees Case* (1940) 16 S.A.I.R. 391<br>s. 21 (1) (*p*). *South Australian Gas Company Clerical Workers Case* (1943) 17 S.A.I.R. 314<br>s. 21 (1) (*t*). *Bank Employees (Holiday Pay) Case* (1942) 17 S.A.I.R. 205<br>s. 21a. Enacted by No. 15, s. 3, 1948, p. 92<br>*In re Consolidating Awards and Orders* 22 S.A.I.R. 353<br>s. 30. Amended by No. 65, s. 3, 1949, p. 230<br>s. 36 (2). *Mount Burr Forest Case* (1938) 16 S.A.I.R. 103<br>*Broken Hill Proprietary Company Employees (Variation of Award) Case (No. 1)* 19 S.A.I.R. 58<br>*In re Broken Hill Proprietary Company Employees Award* (Case No. 1) 20 S.A.I.R. 123<br>*Goods (Obnoxious Substances) Transhipping Case* 20 S.A.I.R. 155<br>s. 40. *In re TheIndustry of Plastering* (1937) S.A.S.R. 217 : 14 S.A.I.R. 38<br>s. 41 (*g*). *In re The Industry of Plastering* (1937) S.A.S.R. 217 : 14 S.A.I.R. 38<br>s. 43. Amended by No. 65, s. 4, 1949, p. 231<br>*Cleaners Case* (1936) 14 S.A.I.R. 63<br>s. 45. Amended by No. 65, s. 5, 1949, p. 231, and by No. 14, s. 5, 1951, p. 26<br>s. 46. Amended by No. 65, s. 6, 1949, p. 232<br>s. 46c. Amended by No. 65, s. 7, 1949, p. 232<br>s. 47. *Port Pirie Shop and Warehouse Employees (Variation of Award) Case* (1944) 18 S.A.I.R. 1 |

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| **Industrial Code, 1920-1936** (Vol. 3, p. 733)—*continued.* | *Motor Vehicles Drivers (Variation of Awards) Case* (1944) 18 S.A.I.R. 220<br>*Bank Clerks (Variation of Award) Case* 20 S.A.I.R. 14<br>s. 54. *Plumbers and Gasfitters Board Case* 22 S.A.I.R. 188<br>s. 55. *Shop Board No.* 2 *Case* (1940) 16 S.A.I.R. 77<br>s. 57. Amended by No. 15, s. 4, 1948, p. 93<br>*Municipal Corporations and District Councils Board Case* (1936) S.A.I.R. 6<br>*Hydraulic Engineer's Department Board Case* (1937) 14 S.A.I.R. 132<br>*Shop Board No.* 1 *Case* (1940) 16 S.A.I.R. 264<br>*Clerks Board No.* 1 *Case* 21 S.A.I.R. 74<br>s. 65. *Women Teachers' Guild Registration Case* (1939) 16 S.A.I.R. 31<br>s. 66. *Women Teachers' Guild Registration Case* (1939) 16 S.A.I.R. 31<br>*S.A. Gas Company's Salaried Officers' Association Case* (1944) 18 S.A.I.R. 57<br>*Adelaide Electric Supply Company's Salaried Officers' Association Case* (1944) 18 S.A.I.R. 200<br>s. 71. *Ironworkers' Association Case* 20 S.A.I.R. 67<br>s. 85. *The Bank Officials' Association Case* (1942) 17 S.A.I.R. 217<br>*Brick, Tile and Pottery Union (De-registration) Case* 19 S.A.I.R. 351<br>s. 121. *Modra Homann Wooltana Fertilisers Ltd. v. Hatch* (1941) 16 S.A.I.R. 253<br>*Cooper, Daley, Juckes v. Hunkin* (1942) S.A.S.R., 162<br>s. 140. Amended by No. 20, s. 4, 1950, p. 56, by No. 51, s. 39, 1950, p. 170, and by No. 14, s. 3, 1951, p. 25.<br>(Definition of "improver" *Opie and Opie v. Stephens* (1938) 15 S.A.I.R. 48<br>(Definition of "industrial matters" (*Government Masters, Mates, Etc., Board Case* (1935) 13 S.A.I.R. 318<br>s. 146. *In re Employer Representatives on Industrial Boards*, 23 S.A.I.R., 95<br>s. 148. Amended by No. 15, s. 5, 1948, p. 93<br>s. 152. *In re Appointment of Chairman of Industrial Board*, 23 S.A.I.R. 173<br>s. 156. *In re Filling of Vacancy on Industrial Board* 23 S.A.I.R. 233<br>s. 167. Amended by No. 15, s. 6, 1948, p. 93 and by No. 27, s. 2, 1951, p. 55<br>*Painters and Decorators' Etc., Board Case* (1936 14 S.A.I.R. 74<br>*Building Board Case* (1938) 15 S.A.I.R. 86<br>*Boarding House, Cafe, Etc., Employees (Annual Leave, Etc.) Case* (1942) 17 S.A.I.R. 279<br>*Brick, Tile, and Earthenware Making Case* 19 S.A.I.R. 85<br>*Shop Board No.* 2 *Case* 20 S.A.I.R. 47<br>*Shop Assistants (Sick Leave) Case* 21 S.A.I.R. 92<br>s. 167 (*a*). *Hydraulic Engineer's Department Board Case* (1937) 14 S.A.I.R. 132<br>*Retail Pharmaceutical Chemists' Board (Interpretation) Case* (1937) 14 S.A.I.R. 180<br>*Building Board Case* (1937) 14 S.A.I.R. 189<br>*Sinclair v. The Friendly Societies Medical Association Incorporated* (1938) 15 S.A.I.R. 7<br>*Municipal Corporations and District Councils Board Case* (1938) 15 S.A.I.R. 141<br>*Abattoirs Board Case* (1939) 15 S.A.I.R. 412<br>*Government General Construction Workers Board Case* (*No.* 2) (1941) 16 S.A.I.R. 333<br>*Stone, Gravel and Sand Board Case* (1941) 16 S.A.I.R. 372 |

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| **Industrial Code, 1920-1936** (Vol. 3, p. 733)—*continued.* | *Municipal Officers Board Determination Case* (1944) 18 S.A.I.R. 17<br>*Shop Assistants (Uniforms, Etc.) Case*, 22 S.A.I.R. 213<br>s. 167 (*b*). *Saddlery, Leatherware, Etc., Board Case* (1937) 14 S.A.I.R. 156<br>*Radio Manufacturing, Etc., Board Case* (1938) 15 S.A.I.R. 58<br>*Printing Board Case* (1939) 15 S.A.I.R. 407<br>*Shop Board Case* (1940) 16 S.A.I.R. 77<br>*Shop and Warehouse Employees (Hours) Case* (1941) 16 S.A.I.R. 221<br>s. 167 (*c*). *Engineering and Water Supply Department Board Case* (1939) 15 S.A.I.R. 395<br>*Storemen and Packers Board Case* (1941) 16 S.A.I.R. 236<br>s. 167 (*e*). *Municipal Corporations and District Councils Board Case* (1936) 14 S.A.I.R. 6<br>*Municipal Corporations and District Councils Board Case* (1938) 15 S.A.I.R. 141<br>s. 167 (*h*). *Breadcarters Board Case* (1941) 16 S.A.I.R. 296<br>s. 168. *Service Stations and Parking Stations Board Case* (1941) 16 S.A.I.R. 292<br>*Breadcarters Board Determination (Interpretation) Case* (1944) 18 S.A.I.R. 48<br>*Restaurant Board Case* 22 S.A.I.R. 134<br>*Glanville Pipe Works Board Case* 22 S.A.I.R. 297<br>s. 169. Amended by No. 65, s. 8, 1949, p. 233<br>s. 170. *Restaurant Board Appeal Case* 20 S.A.I.R. 197<br>s. 180 (*f*). *Bicycle Makers Board Case* (1938) 15 S.A.I.R. 15<br>*Government Masters, Mates, Etc., Board Case* (1939) 15 S.A.I.R. 268<br>*Jewellers and Opticians' Board Case* (1939) 15 S.A.I.R. 436<br>*Shop Board No. 2 Case* (1941) 16 S.A.I.R. 283<br>s. 183. *Laundries Board Case* (1941) 16 S.A.I.R. 186<br>*Government General Construction Workers Board Case (No. 1)* (1941) 16 S.A.I.R. 326<br>s. 186 (3). *Painters and Decorators' Etc., Board Case* (1936) 14 S.A.I.R. 74<br>s. 189. *Shop Board No. 2 Case* (1940) 16 S.A.I.R. 51<br>s. 194. Amended by No. 65, s. 9, 1949, p. 233, and by No. 14, s. 6, 1951, p. 26<br>s. 195. Amended by No. 65, s. 10, 1949, p. 234<br>s. 195b. Amended by No. 65, s. 11, 1949, p. 235<br>s. 207. *Gurry v. Lonsdale* (1941) 16 S.A.I.R. 206<br>s. 216. *Shop Assistants (Right of Entry) Case* 21 S.A.I.R. 8<br>s. 218. Amended by No. 2346, s. 4, 1937, p. 22<br>ss. 219 to 223a. Repealed by No. 51, s. 39, 1950, p. 170<br>s. 235. *Opie and Opie v. Stephens* (1938) 15 S.A.I.R. 48<br>*Western v. Baldock* (1944) 18 S.A.I.R. 34<br>s. 253. Amended by No. 14, s. 7, 1951, p. 26<br>s. 255. Substituted by No. 14, s. 8, 1951, p. 27<br>s. 256. Amended by No. 14, s. 9, 1951, p. 27<br>s. 257. Substituted by No. 14, s. 10, 1951, p. 27<br>s. 262. *Hairdressers Board Determination (Interpretation) Case* 19 S.A.I.R. 344<br>s. 264a. Enacted by No. 65, s. 12, 1949, p. 235<br>s. 269a. Enacted by No. 65, s. 13, 1949, p. 235, and amended by No. 20, s. 5, 1950, p. 56<br>s. 269b. Enacted by No. 20, s. 6, 1950, p. 57<br>s. 269c. Enacted by No. 47, s. 3, 1950, p. 135<br>s. 276. Amended by No. 32, s. 4 (2), 1943, p. 90<br>s. 279. Amended by No. 20, s. 7, 1950, p. 59, and by No. 14, s. 3, 1951, p. 25 |

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| **Industrial Code, 1920-1** Vol. 3, p. 733)—*continued.* | s. 321. *Kerr v. Leaney* (1937) S.A.S.R. 495<br>*Piro v. W. Foster & Company Ltd.* (1943) 68 C.L.R. 313; 17 A.L.J. 268; reversing *Piro v. W. Foster & Company Limited* (1943) S.A.S.R. 68<br>*Betts v. Whittingslowe* (1945) 71 C.L.R. 637 19 A.L.J. 322, reversing *Betts v. Whittingslowe (No. 2)* (1944) S.A.S.R. 166<br>*Davies v. Adelaide Chemical and Fertilizer Company Limited* (1946) 74 C.L.R. 541; 20 A.L.J. 460, reversing *Davies v. Adelaide Chemical and Fertilizer Company Limited* (1946) S.A.S.R. 1<br>s. 360. Substituted by No. 32, s. 2, 1943, p. 87<br>ss. 360a to 360f. Enacted by No. 32, s. 3, 1943, pp. 88-90<br>Fourth schedule. Repealed by No. 51, s. 39, 1950, p. 170 |
| **Industries Development Act, 1941** (1941, p. 106) | s. 8. Amended by No. 23, s. 3, 1943, p. 53<br>s. 10. Amended by No. 23, s. 4, 1943, p. 53<br>s. 14. Amended by No. 50, s. 3, 1947, p. 147<br>s. 15. Repealed by No. 23, s. 5, 1943, p. 53<br>s. 16a. Enacted by No. 23, s. 6, 1943, p. 54<br>s. 16aa. Enacted by No. 34, s. 3, 1951, p. 77<br>s. 16b. Enacted by No. 23, s. 6, 1943, p. 54<br>s. 17. Amended by No. 23, s. 7, 1943, p. 55<br>s. 18. Substituted by No. 23, s. 8, 1943, p. 55<br>s. 19a. Enacted by No. 50, s. 4, 1947, p. 148, and amended by No. 46, s. 3, 1949, p. 159<br>s. 20. Amended by No. 23, s. 9, 1943, p. 55<br>s. 22. Amended by No. 23, s. 10, 1943, p. 55<br>s. 23. Amended by No. 23, s. 11, 1943, p. 56 |
| **Institute of Medical and Veterinary Science Act, 1937** (1937, p. 109) | s. 5. Amended by No. 6, s. 3, 1944, p. 12 |
| **Interest on Crown Advances and Leases Act, 1944** (1944, p. 29) | s. 2. Amended by No. 35, s. 2, 1951, p. 79<br>s. 3. Amended by No. 35, s. 3, 1951, p. 80 |
| **Interstate Destitute Persons Relief Act, 1910-1934** (Vol. 4, p. 41) | s. 6. Amended by No. 14, s. 3 (1), 1943, p. 29<br>s. 7. Amended by No. 14, s. 3 (1), 1943, p. 29<br>s. 12a. Enacted by No. 14, s. 4, 1943, p. 29<br>s. 14. Amended by No. 14, ss. 3 (1) and 5, 1943, pp. 29, 30<br>s. 19. Amended by No. 14, s. 3 (1), 1943, p. 29<br>s. 21a. Enacted by No. 14, s. 6, 1943, p. 30<br>s. 22. Substituted by No. 14, s. 7, 1943, p. 31 |
| **Irrigation Act, 1930-1936** (Vol. 4, p. 56) | s. 4. Amended by No. 38, s. 16, 1941, p. 162<br>s. 6. Amended by No. 38, s. 2, 1941, p. 150<br>s. 15. Repealed by No. 21, s. 2, 1945, p. 75<br>s. 23. Amended by No. 38, s. 3, 1941, p. 150<br>s. 25. Amended by No. 38, s. 4, 1941, p. 150<br>s. 28. Amended by No. 21, s. 3, 1945, p. 75<br>s. 29. Amended by No. 21, s. 4, 1945, p. 75<br>s. 30. Amended by No. 21, s. 5, 1945, p. 76<br>s. 31. Amended by No. 21, s. 6, 1945, p. 76<br>s. 34. Substituted by No. 21, s. 7, 1945, p. 77<br>s. 35a. Enacted by No. 21, s. 8, 1945, p. 77<br>s. 47. Amended by No. 38, s. 5, 1941, p. 151, and by No. 21, s. 9, 1945, p. 78<br>s. 48a. Enacted by No. 38, s. 6, 1941, p. 151<br>s. 48b. Enacted by No. 21, s. 10, 1945, p. 78<br>ss. 60 to 64. Repealed by No. 38, s. 10, 1941, p. 152<br>s. 68. Amended by No. 38, s. 7, 1941, p. 151 |

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| **Irrigation Act, 1930-1936** (Vol. 4, p. 56) —*continued.* | s. 74. Amended by No. 38, s. 8, 1941, p. 151<br>s. 75. Amended by No. 38, s. 9, 1941, p. 151, and by No. 21, s. 18 (1), 1945, p. 82<br>s. 80a. Enacted by No. 38, s. 11, 1941, p. 152<br>s. 80b. Enacted by No. 38, s. 11, 1941, p. 152<br>s. 80c. Enacted by No. 38, s. 11, 1941, p. 153 and substituted by No. 21, s. 11 (1), 1945, p. 79<br>s. 80d. Enacted by No. 38, s. 11, 1941, p. 153, and amended by No. 21, s. 12, 1945, p. 79<br>s. 80e. Enacted by No. 38, 1941, s. 11, p. 154<br>s. 80f. Enacted by No. 38, 1941, s. 11, p. 154 and amended by No. 21, s. 13, 1945, p. 80.<br>s. 80g. Enacted by No. 38, 1941, s. 11, p. 155, and amended by No. 21, s. 14, 1945, p. 80<br>s. 80h. Enacted by No. 38, 1941, s. 11, p. 156<br>s. 80i. Enacted by No. 38, s. 11, 1941, p. 156, and amended by No. 21, s. 15, 1945, p. 81<br>s. 80j. Enacted by No. 38, s. 11, 1941, p. 158, and amended by No. 21, s. 16, 1945, p. 81<br>s. 80k. Enacted by No. 21, s. 17, 1945, p. 81<br>s. 80l. Enacted by No. 21, s. 17, 1945, p. 82<br>s. 91a. Enacted by No. 37, s. 2, 1946, p. 176<br>s. 108. Amended by No. 21, s. 18 (2), 1945, p. 82<br>s. 109. Amended by No. 21, s. 18 (3), 1945, p. 83<br>s. 110. Amended by No. 21, s. 18 (4), 1945, p. 83<br>s. 111. Amended by No. 21, s. 18 (5), 1945, p. 83<br>ss. 113a. to 113d. Enacted by No. 38, s. 12, 1941, pp. 159-161<br>s. 117. Amended by No. 38, s. 14, 1941, p. 162<br>s. 118a. Enacted by No. 38, s. 13, 1941, p. 161<br>s. 121a. Enacted by No. 38, s. 15, 1941, p. 162<br>Third schedule. Amended by No. 21, s. 19, 1945, p. 83 |
| **Irrigation on Private Property Act, 1939** (1939, p. 225) | s. 39. Amended by No. 3, s. 2, 1949, p. 5<br>s. 48. Amended by No. 3, s. 3, 1949, p. 5<br>s. 48a. Enacted by No. 3, s. 4, 1949, p. 6 |
| **Juries Act, 1927** (Vol. 4, p. 112) ..... | s. 55a. Enacted by No. 2356, s. 3, 1937, p. 54<br>s. 56. Amended by No. 2356, s. 4, 1937, p. 54<br>Third schedule. Amended by No. 2356, s. 5, 1937, p. 55 |
| **Justices Act, 1921-1936** (Vol. 4, p. 138) | s. 10. Substituted by No. 24, s. 3, 1943, p. 57<br>s. 18. Substituted by No. 24, s. 4, 1943, p. 58<br>s. 22a. *Smallacombe v. Day* (1943) S.A.S.R. 368<br>s. 40. Substituted by No. 24, s. 5, 1943, p. 59<br>s. 51. Substituted by No. 24, s. 6, 1943, p. 59<br>*Sutter and Wife v. Virgo* (1941) S.A.S.R. 113<br>*Crafter v. Bruce* (1941) S.A.S.R. 269<br>*Gurry v. Lonsdale* (1941) 16 S.A.I.R. 206<br>*Crafter v. Green* (1943) S.A.S.R. 162<br>*O'Sullivan v. De Young* (1949) S.A.S.R. 159, special leave to appeal to the High Court refused, 79 C.L.R. 652 (note) (1949) S.A.S.R. XVI. (note)<br>s. 52. *Nottage v. Tarac Manufacturers (Adelaide) Limited* (1941) S.A.S.R. 162<br>*Grow v. Gefkin and others* (1945) S.A.S.R. 78<br>s. 53. *Smith v. Dayman. Dayman v. Thomson* (1938) S.A.S.R. 477<br>s. 56. *S.A. Asbestos Syndicate N.L. v. Coola Products Limited* (1937) S.A.S.R. 1<br>s. 62a. Enacted by No. 24, s. 7, 1943, p. 60<br>s. 65. Amended by No. 24, s. 8, 1943, p. 60<br>s. 68. *Whittle v. Delderfield* (1943) S.A.S.R. 1<br>s. 69. *Maddern v. Dayman* (1939) S.A.S.R. 12<br>s. 70a. Enacted by No. 24, s. 9, 1943, p. 60<br>s. 70b. Enacted by No. 24, s. 9, 1943, p. 61 |

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| **Justices Act, 1921-1936** (Vol. 4, p. 138)—*continued.* | s. 75. Amended by No. 24, s. 10, 1943, p. 61<br>*Bond v. Cocks* (1938) S.A.S.R. 14<br>*Bond v. Gilbert* (1938) S.A.S.R. 37<br>*Verran v. Roberts* (1938) S.A.S.R. 256<br>*Dayman v. Darwin* (1939) S.A.S.R. 29<br>*Harris v. Treglown* (1944) S.A.S.R. 42<br>*All Cars Ltd. v. McCann* 19 A.L.J. 129, appeal to the High Court dismissed, 69 C.L.R. 639 (note)<br>*Saler v. Klingbiel* (1945) S.A.S.R. 171<br>s. 106. Amended by No. 24, s. 11, 1943, p. 61<br>s. 106a. Enacted by No. 24, s. 12, 1943, p. 61<br>s. 113. Amended by No. 24, s. 13, 1943, p. 62<br>s. 115. Amended by No. 24, s. 14, 1943, p. 62<br>s. 125. *Mines v. Doddrell* (1938) S.A.S.R. 90, affirming *Mines v. Doddrell* (1937) S.A.S.R. 406<br>s. 165. *Potter v. Neave* (1944) S.A.S.R. 19<br>*Jarvis v. Jarvis* (1947) S.A.S.R. 12<br>s. 171. *Potter v. Neave* (1944) S.A.S.R. 19<br>s. 172. *Williams v. Stewart* (1944) S.A.S.R. 254<br>*Dawe v. Northwood* (1951) S.A.S.R. 73<br>s. 177. *Maddison v. McCormick* (1939) S.A.S.R. 79<br>*Gray v. Jones* (1948) S.A.S.R. 201<br>*Aston v. Hincks, vice Fitzgerald* (1950) S.A.S.R. 182<br>*Watts v. Welch. Tobin v. Welch* (1950) S.A.S.R. 289<br>s. 182. *Johnson v. Miller* (1937) 59 C.L.R. 467; 11 A.L.J. 344, reversing *Miller v. Johnson* (1937) S.A.S.R. 323, which affirmed *Miller v. Johnson* (1937) S.A.S.R. 171<br>*Curyer v. Foote* (1939) S.A.S.R. 203<br>*Williams v. Wight* (1943) S.A.S.R. 301<br>*Crafter v. McKeough* (1943) S.A.S.R. 371, reversing *Crafter v. McKeough* (1943) S.A.S.R. 310<br>*Wright v. O'Sullivan* (1948) S.A.S.R. 307<br>s. 183. *Crafter v. McKeough* (1943) S.A.S.R. 371 reversing *Crafter v. McKeough* (1943) S.A.S.R. 310<br>*Brodie v. Chard* (1945) S.A.S.R. 27<br>s. 185. *Logan v. Copp* (1942) S.A.S.R. 45 |
| **Land Agents Act, 1925-1936** (Vol. 4, p. 217) | s. 2b. Enacted by No. 49, s. 4, 1950, p. 141<br>s. 6. Amended by No. 49, s. 5, 1950, p. 142<br>s. 23. Amended by No. 49, s. 6, 1950, p. 142<br>ss. 29a to 29g. Enacted by No. 49, s. 7, 1950, pp. 143-146<br>s. 30. *Juttner v. Reidel* (1937) S.A.S.R. 466. Special leave to appeal to the High Court refused, 60 C.L.R. 827 (note).<br>s. 33a. Repealed by No. 49, s. 8, 1950, p. 146<br>s. 35. Amended by No. 49, s. 9, 1950, p. 146 |
| **Landlord and Tenant Act, 1936** (Vol. 4, p. 241) | s. 10. *Briggs v. Pinchbeck* (1937) S.A.S.R. 30 |
| **Landlord and Tenant (Control of Rents) Act, 1942** (1942, p. 101) | This Act, as amended by No. 38, 1946, p. 179, No. 30, 1947, p. 78. No. 5, 1948, p. 35, No. 9, 1949, p. 21, No. 63, 1949, p. 226, No. 50, 1950, p. 147, and No. 51, 1951, p. 143, and with notes of judicial decisions, is reprinted in this volume, p. 169 |
| **Land Settlement Act, 1944** (1944, p. 166) | s. 2. Amended by No. 49, s. 3, 1948, p. 208<br>s. 5. Amended by No. 53, s. 3, 1949, p. 204<br>s. 10. Amended by No. 9, s. 3, 1951, p. 15<br>s. 27a. Enacted by No. 49, s. 4, 1948, p. 208<br>s. 29. Amended by No. 49, s. 5, 1948, p. 209<br>s. 29a. Enacted by No. 49, s. 6, 1948, p. 210<br>s. 29b. Enacted by No. 49, s. 6, 1948, p. 210<br>s. 29c. Enacted by No. 49, s. 6, 1948, p. 210<br>Schedule. Enacted by No. 49, s. 7, 1948, p. 210 |

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| **Land Tax Act, 1936** (Vol. 4, p. 274).... | s. 4. Amended by No. 16, s. 3, 1948, p. 94<br>s. 4a. Enacted by No. 16, s. 4, 1948, p. 94<br>s. 10. Amended by No. 34, s. 3, 1942, p. 118<br>s. 62. *In re a petition by the Commissioner of Taxes* (1937) S.A.S.R. 356<br>s. 65. Amended by No. 34, s. 4, 1942, p. 119 |
| **Law of Property Act, 1936** (Vol. 4, p. 305) | s. 23. *Nicholls v. Public Trustee (South Australia) and another* (1945) 72 C.L.R. 86, affirming *In re Cuming* (1943) S.A.S.R. 336<br>s. 24. Amended by No. 18, s. 3, 1945, p. 64<br>s. 26. *Reid v. Zoanetti* (1943) S.A.S.R. 92<br>s. 105. *Oates v. Oates* (1949) S.A.S.R. 37 |
| **Legal Practitioners Act, 1936** (Vol. 4, p. 354) | s. 11a. Enacted by No. 44, s. 3, 1948, p. 197<br>s. 24. *In re . . . a practitioner of the Supreme Court* (1937) S.A.S.R. 316<br>*In re . . . a practitioner of the Supreme Court* (1940) S.A.S.R. 154<br>*In re . . . a practitioner of the Supreme Court* (1941) S.A.S.R. 48<br>*In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 124<br>*In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 181<br>*In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 188<br>s. 60a. Enacted by No. 2404, s. 3, 1938, p. 83 and amended by No. 15, s. 3, 1943, p. 33 |
| **Libraries and Institutes Act, 1939** (1939, p. 280) | s. 4. Amended by No. 39, s. 4 (7), 1946, p. 184<br>s. 5. Amended by No. 18, s. 2, 1950, p. 46<br>s. 65. Amended by No. 18, s. 3, 1950, p. 46<br>s. 67. Substituted by No. 18, 4 (1), 1950, p. 46<br>s. 68. Amended by No. 18, s. 4 (2), 1950, p. 46<br>s. 70. *Williams v. Coulthard and others* (1948) S.A.S.R. 183; 22 A.L.J. 431<br>s. 82. Amended by No. 18, s. 8, 1950, p. 47<br>s. 85a. Enacted by No. 18, s. 6 (1), 1950, p. 47<br>s. 89a. Enacted by No. 18, s. 7, 1950, p. 47<br>s. 97. Amended by No. 18, s. 8, 1950, p. 48<br>s. 106. Amended by No. 30, s. 2, 1948, p. 141, and by No. 18, s. 9, 1950, p. 48<br>s. 107. Amended by No. 18, s. 10, 1950, p. 49<br>Heading to Division VI. of Part V. Amended by No. 39, s. 4 (6), 1946, p. 184<br>s. 109. Amended by No. 39, s. 2, 1946, p. 182, and by No. 18, s. 11 (2), 1050, p. 50<br>s. 109a. Enacted by No. 39, s. 3, 1946, p. 182<br>s. 109b. Enacted by No. 39, s. 3, 1946, p. 183<br>s. 110. Repealed by No. 18, s. 6 (2), 1950, p. 47<br>s. 111. Substituted by No. 18, s. 11 (1), 1950, p. 50<br>s. 112. Amended by No. 39, s. 4 (2), 1946, p. 184 |
| **Licensing Act, 1932-1936** (Vol. 4, p. 375) | s. 113. Substituted by No. 18, s. 11 (3), 1950, p. 50<br>s. 116. Amended by No. 39, s. 4 (3), 1946, p. 184<br>s. 117. Amended by No. 39, s. 4 (4), 1946, p. 184, and by No. 18, s. 12, 1950, p. 50<br>s. 118. Amended by No. 39, s. 4 (5), 1946, p. 184<br>s. 118a. Enacted by No. 18, s. 13, 1950, p. 51<br>s. 10. *Landers v. Miller. McNally v. Miller* (1945) S.A.S.R. 4<br>s. 40. *Leahy v. Karavas and another. Leahy v. Sanderson* (1947) S.A.S.R. 272<br>s. 51. *Tully v. Eldridge* (1947) S.A.S.R. 53 |

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| **Licensing Act, 1932-1936** (Vol. 4, p. 375) —*continued.* | s. 57. *Goldfinch v. McNally* (1945) S.A.S.R. 217<br>s. 66. *Lorenzo v. McNally* (1942) S.A.S.R. 27<br>*De Young v. Eldridge* (1951) S.A.S.R. 112<br>s. 69. *Leahy v. Karavas and another. Leahy v. Sanderson* (1947) S.A.S.R. 272<br>s. 77 (2). *International Hotel Limited v. McNally* (1940) 64 C.L.R. 24; 14 A.L.J. 267, reversing *International Hotel Limited and another v. McNally* (1940) S.A.S.R. 21<br>s. 77 (7). *Hann v. Arthur* (1936) S.A.S.R. 344<br>*Edington v. Smith* (1938) S.A.S.R. 390. Special leave to appeal to the High Court refused, 62 C.L.R. 751 (note).<br>*Hamilton v. Virgo* (1940) S.A.S.R. 69<br>s. 85. *International Hotel Limited v. McNally* (1940) 64 C.L.R. 24; 14 A.L.J. 267, reversing *International Hotel Limited and another v. McNally* (1940) S.A.S.R. 21<br>s. 92. *Parkyn v. Crafter* (1941) S.A S.R. 132<br>s. 114. *Attorney-General v. Royal South Australian Yacht Squadron* (1939) S.A.S.R. 329, affirming *Royal South Australian Yacht Squadron v. The Attorney-General* (1938) S.A.S.R. 430<br>s. 140a. *McMahon v. Crafter* (1940) S.A.S.R. 11<br>*Mertin v. Carr-Fish* (1940) S.A.S.R. 449<br>ss. 150a to 150d. Enacted by No. 24, s. 3, 1945, pp. 110-113<br>s. 161. *Manuels v. Crafter* (1940) S.A.S.R. 7<br>s. 170. *Belling v. O'Sullivan* (1950) S.A.S.R. 43<br>s. 172. *Williams v. Wight* (1943) S.A.S.R. 301<br>s. 177. *Davis v. Harris* (1946) S.A.S.R. 144<br>s. 189. *Smith v. Kite* (1939) S.A.S.R. 79<br>*Lenthall v. King* (1940) S.A.S.R. 82<br>*Crafter v. McKeough* (1943) S.A.S.R. 371, reversing *Crafter v. McKeough* (1943) S.A.S.R. 310<br>*Heffernan v. Richardson* (1946) S.A.S.R. 201<br>*O'Sullivan v. Bastian* (No. 2) (1948) S.A.S.R. 17<br>*O'Sullivan v. De Young* (1949) S.A.S.R. 159. Special leave to appeal to the High Court refused, 79 C.L.R. 652 (note) (1949) S.A.S.R. XVI. (note)<br>s. 194. *Davis v. Stewart* (1946) S.A.S.R. 68<br>s. 198. *McNally v. Miller. Landers v. Miller* (1945) S.A.S.R. 181, reversing *Landers v. Miller. McNally v. Miller* (1945) S.A.S.R. 4<br>s. 199. Amended by No. 24, s. 4, 1945, p. 113<br>s. 200. Substituted by No. 64, s. 3, 1949, p. 228<br>*Gemmell v. Goldsworthy* (1942) S.A.S.R. 55<br>s. 209. *Johnson v. Miller* (1937) 59 C.L.R. 467; 11 A.L.J. 344, reversing *Miller v. Johnson* (1937) S.A.S.R. 323, which affirmed *Miller v. Johnson* (1937) S.A.S.R. 171<br>s. 260. *Mertin v. Carr-Fish* (1940) S.A.S.R. 449<br>*Norman v. Crafter* (1942) S.A.S.R. 53<br>s. 267. *Crafter v. Green* (1943) S.A.S.R. 162<br>*Davies v. O'Sullivan* (1948) S.A.S.R. 9<br>s. 268. *O'Sullivan v. Bastian (No. 1); Harvey v. O'Sullivan* (1947) S.A.S.R. 396; 22 A.L.J. 94<br>s. 270. *Ex parte Bickford* (1937) S.A.S.R. 128 |
| **Life Assurance Companies Act, 1936** (Vol. 4, p. 548) | s. 7. *Kemp v. Plew and another* (1887) 21 S.A.L.R. 115<br>*In re Noonan* (1904) S.A.L.R. 151<br>*In re Kerr* (1943) S.A.S.R. 8<br>s. 24. *In re Chapman; Executor Trustee and Agency Company of South Australia Limited v. Chapman* (1944) S.A.S.R. 131<br>s. 53. Substituted by No. 40, s. 3, 1941, p. 167<br>s. 72a. Enacted by No. 42, s. 3, 1939, p. 261 |

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| **Limitation of Actions Act, 1936** (Vol. 4, p. 582) | s. 4. Amended by No. 45, s. 3, 1948, p. 199<br>s. 12. Amended by No. 45, s. 4, 1948, p. 199<br>s. 27. Amended by No. 45, s. 5, 1948, p. 199<br>s. 33. Amended by No. 45, s. 6, 1948, p. 200<br>s. 34. Amended by No. 45, s. 7, 1948, p. 200<br>s. 35. *Hillier v. Leitch* (1936) S.A.S.R. 490<br>*Smith v. Commonwealth Homes Limited* (1937) S.A.S.R. 337, affirmed by *Commonwealth Homes and Investment Co., Limited v. Smith* (1937) 59 C.L.R. 443 ; 11 A.L.J. 348<br>*Wallis v. Crowe and others* (1942) S.A.S.R. 23<br>*Streicher and another v. E. S. & A. Bank Limited* (1945) S.A.S.R. 207<br>s. 36. *Hillier v. Leitch* (1936) S.A.S.R. 490<br>s. 45. Amended by No. 45, s. 8, 1948, p. 200<br>*Pointon v. Walkley* (1951) S.A.S.R. 121 |
| **Loans for Fencing and Water Piping Act, 1938** (1938, p. 98) | s. 3. Amended by No. 42, s. 4 (1), 1940, p. 136<br>s. 9a. Enacted by No. 8, s. 2, 1945, p. 27<br>s. 12. Amended by No. 42, s. 2, 1940, p. 135<br>s. 22. Substituted by No. 42, s. 3, 1940, p. 136<br>First schedule. Amended by No. 42, s. 4 (2), 1940, p. 136<br>Second schedule. Enacted by No. 42, s. 5, 1940, p. 136 |
| **Loans to Producers Act, 1927** (Vol. 4, p. 616) | s. 4. Substituted by No. 18, s. 3, 1951, p. 32<br>s. 5. Amended by No. 18, s. 4, 1951, p. 33<br>s. 5a. Amended by No. 18, s. 5, 1951, p. 33<br>s. 5b. Enacted by No. 15, s. 3, 1946, p. 53, and amended by No. 18, s. 6, 1951, p. 33<br>s. 7. Amended by No. 15, s. 4, 1946, p. 54<br>s. 8a. Enacted by No. 15, s. 5, 1946, p. 54<br>s. 10. Amended by No. 15, s. 6, 1946, p. 54<br>s. 11. Amended by No. 15, s. 7, 1946, p. 54<br>s. 13. Amended by No. 18, s. 7, 1951, p. 33 |
| **Local Courts Act, 1926-1936** (Vol. 4, p. 623) | s. 31. *Homburg v. Fromm* (1951) S.A.S.R. 97<br>s. 42. *Elder's Trustee and Executor Company, Limited v. Jones* (1937) S.A.S.R. 184<br>s. 49. *R. v. Local Court of Port Adelaide. Ex parte Wood* (1943) S.A.S.R. 285<br>s. 58. *Thoneman v. Holmes* (1945) S.A.S.R. 227<br>s. 63. *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364<br>s. 84. *R. v. Ray : Ex parte Smith* (1948) S.A.S.R. 216 ; 22 A.L.J. 378<br>s. 107. Amended by No. 45, s. 3, 1947, p. 119<br>s. 120. *Clothier v. Piercy* (1945) S.A.S.R. 45<br>s. 122. *Fridd v. Smith* (1948) S.A.S.R. 161 ; 22 A.L.J. 377<br>s. 126. Amended by No. 45, s. 4, 1947, p. 119<br>s. 153. Amended by No. 45, s. 5, 1947, p. 119<br>s. 178. *Ex parte Day* (1944) S.A.S.R. 93<br>s. 183a. Enacted by No. 45, s. 6, 1947, p. 120<br>s. 223. Amended by No. 45, s. 7, 1947, p. 120<br>s. 225. *Boyle and another v. Jukes* (1944) S.A.S.R. 184<br>s. 271. Amended by No. 45, s. 8, 1947, p. 120<br>*Copeland v. Buck* (1938) S.A.S.R. 214, reversing *Copeland v. Buck* (1937) S.A.S.R. 518<br>s. 272. Substituted by No. 45, s. 9, 1947, p. 120<br>s. 273. Amended by No. 45, s. 10, 1947, p. 121<br>s. 274. Amended by No. 45, s. 11, 1947, p. 121<br>s. 275. Substituted by No. 45, s. 12, 1947, p. 121 |

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| **Local Government Act, 1934-1936** (Vol. 5, p. 1) | s. 3. Amended by No. 2424, s. 26 (2), 1938, p. 209, by No. 17, s. 4, 1941, p. 61, by No. 34, s. 3, 1943, p. 96, and by No. 16, ss. 8 (11), 15 (9), 17 and 49 (6), 1946, pp. 59, 63, 72, 90<br>s. 5. Amended by No. 2424, ss. 2 and 109, 1938, pp. 201, 231, by No. 16, ss. 2 (1), 3, and 65, 1946, pp. 55, 56, 98, and by No. 51, ss. 2 and 21, 1948, pp. 217, 223<br>*The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288<br>s. 6. Amended by No. 16, s. 65, 1946, p. 98<br>s. 7. Amended by No. 16, s. 4 (1), 1946, p. 56<br>s. 9. Amended by No. 2424, s. 3, 1938, p. 202<br>s. 21. Amended by No. 43, s. 28, 1939, p. 279<br>s. 24. Amended by No. 16, s. 4 (2), 1946, p. 57<br>s. 27. Amended by No. 46, s. 2, 1951, p. 111<br>s. 27a. Enacted by No. 46, s. 3, 1951, p. 111<br>s. 29. Amended by No. 16, s. 65, 1946, p. 98<br>s. 34. Amended by No. 43, s. 28, 1939, p. 279<br>s. 46. Amended by No. 16, s. 65, 1946, p. 98, and by No. 51, s. 21, 1948, p. 223<br>s. 49. Amended by No. 46, s. 4, 1951, p. 112<br>s. 51. Amended by No. 2424, s. 4, 1938, p. 202<br>s. 52. Amended by No. 2424, ss. 5 and 6, 1938, p. 202, by No. 16, ss. 5 (1) and 65, 1946, pp. 57, 98, and by No. 51, s. 3, 1948, p. 218<br>s. 54. Amended by No. 2424, s. 7, 1938, p. 202, and by No. 16, s. 2 (2), 1946, p. 55<br>s. 57. Amended by No. 16, s. 65, 1946, p. 98<br>s. 57a. Enacted by No. 46, s. 5, 1951, p. 112<br>s. 65. Amended by No. 2424, s. 8, 1938, p. 202, and by No. 16, s. 65, 1946, p. 98<br>s. 73. Amended by No. 16, s. 6, 1946, p. 57<br>s. 79. Amended by No. 2424, s. 9, 1938, p. 203<br>s. 82. Amended by No. 43, s. 28, 1939, p. 279<br>s. 84. Amended by No. 16, s. 7, 1946, p. 57<br>s. 86. Amended by No. 16, s. 65, 1946, p. 98<br>s. 86a. Enacted by No. 2424, s. 10, 1938, p. 203<br>Heading to Division I. of Part VI. Amended by No. 16, s. 8 (1), 1946, p. 57<br>s. 87. Repealed by No. 16, s. 8 (2), 1946, p. 57<br>s. 88. Amended by No. 16, s. 9 (1), 1946, p. 60<br>s. 89. Substituted by No. 16, s. 8 (3), 1946, p. 58<br>s. 90. Substituted by No. 16, s. 8 (3), 1946, p. 58<br>*Wache v. Parham* (1937) S.A.S.R. 116<br>s. 91. Substituted by No. 16, s. 8 (3), 1946, p. 58<br>s. 92. Substituted by No. 16, s. 8 (3), 1946, p. 59<br>s. 93. Substituted by No. 16, s. 8 (3), 1946, p. 59<br>ss. 94 to 98. Repealed by No. 16, s. 8 (3), 1946, p. 58<br>s. 99. Repealed by No. 16, s. 8 (4), 1946, p. 59<br>s. 100. Amended by No. 2424, s. 12, 1938, p. 203<br>s. 101. Amended by No. 16, s. 2 (3), 1946, p. 55<br>s. 101a. Enacted by No. 16, s. 12 (3), 1946, p. 61<br>s. 104. Amended by No. 16, s. 8 (5), 1946, p. 59<br>s. 105. Amended by No. 2424, ss. 13 and 14 (1), 1938, pp. 203, 204, by No. 43, ss. 2 and 4 (2), 1939, pp. 263, 264, and by No. 16, ss. 2 (4), and 65, 1946, pp. 55, 98 |

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| Local Government Act 1934-1936 (Vol. 5, p. 1)—*continued.* | s. 106. Amended by No. 51, s. 21, 1948, p. 223<br>s. 108. Amended by No. 2424, s. 15, 1938, p. 204<br>s. 111. Amended by No. 16, s. 11, 1946, p. 60<br>s. 115. Amended by No. 2424, s. 16, 1938, p. 204, and by No. 16, s. 12 (1), 1946, p. 60<br>s. 116. Amended by No. 16, s. 2 (5), 1946, p. 56<br>s. 117. Amended by No. 2424, s. 17, 1938, p. 205, and by No. 16, s. 8 (6), 1946, p. 59<br>*Wache v. Parham* (1937) S.A.S.R. 116<br>s. 118. Amended by No. 2424, s. 18, 1938, p. 206, and by No. 16, s. 8 (7), 1946, p. 59<br>s. 120. Amended by No. 16, s. 13 (1), 1946, p. 62<br>s. 122. Amended by No. 16, s. 9 (2), 1946, p. 60<br>s. 126. Amended by No. 2424, s. 19, 1938, p. 206, and by No. 16, s. 65, 1946, p. 98<br>s. 127. Amended by No. 2424, s. 20, 1938, p. 206<br>s. 128. Amended by No. 2424, s. 21, 1938, p. 206<br>s. 130. Amended by No. 16, s. 64 (8), 1946, p. 97<br>s. 137. Amended by No. 2424, s. 22, 1938, p. 206, by No. 43, s. 28, 1939, p. 279, by No. 16, s. 65, 1946, p. 98, and by No. 51, s. 4, 1948, p. 218<br>s. 142a. Enacted by No. 2424, s. 23, 1938, p. 206<br>s. 144. Amended by No. 2424, s. 24, 1938, p. 207<br>s. 147. Amended by No. 2424, s. 25, 1938, p. 207<br>s. 157. Amended by No. 16, s. 14, 1946, p. 62<br>*Rex v. The Clerks Appeal Board. Ex parte District Council of West Torrens* (1941) S.A.S.R. 54<br>s. 163. Amended by No. 43, s. 28, 1939, p. 279<br>Heading to Part IXA. Amended by No. 16, s. 15 (8), 1946, p. 63<br>s. 163a. Enacted by No. 2424, s. 26 (1), 1938, p. 207 and substituted by No. 16, s. 15 (1), 1946, p. 62<br>ss. 163b to 163e. Enacted by No. 2424, s. 26 (1), 1938, p. 207 and repealed by No. 16, s. 15 (2), 1946, p. 62<br>s. 163f. Enacted by No. 2424, s. 26 (1), 1938, p. 208, and amended by No. 16, s. 15 (3), 1946, p. 63<br>s. 163g. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and amended by No. 16, s. 15 (4), 1946, p. 63<br>*Rex v. The Clerks Appeal Board. Ex parte District Council of West Torrens* (1941) S.A.S.R. 54<br>s. 163h. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and amended by No. 16, s. 15 (5), 1946, p. 63<br>s. 163i. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and repealed by No. 16, s. 15 (6), 1946, p. 63<br>s. 163j. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and substituted by No. 16, s. 15 (7), 1946, p. 63<br>s. 163k. Enacted by No. 16, s. 16, 1946, p. 64<br>s. 163l. Enacted by No. 16, s. 16, 1946, p. 64, and amended by No. 51, s. 21, 1948, p. 223<br>ss. 163m to 163r. Enacted by No. 16, s. 16, 1946, pp. 65, 66<br>s. 163s. Enacted by No. 16, s. 16, 1946, p. 65, and amended by No. 51, s. 21, 1948, p. 223<br>ss. 163t and 163u. Enacted by No. 16, s. 16, 1946, p. 67<br>s.163v. Enacted by No. 16, s. 16, 1949, p. 67, and amended by regulations *Gazette* 9th August, 1951, p. 292<br>ss. 163av to 163cc. Enacted by No. 16, s. 16, 1946, pp. 67-69<br>s. 163dd. Enacted by No. 16, s. 16, 1946, p. 69, and amended by No. 46, s 1951, p. 113<br>ss. 163ee to 163nn. Er by No. 16, s. 16, 1949, pp. 69-72<br>ss. 164a and 164b. E d by No. 2424, s. 27, 1938, pp. 209, 210<br>s. 165. Amended by 16, s. 65, 1946, p. 98<br>s. 169. Amended b 2424, s. 28, 1938, p. 210, and by No. 46, s. 7, p. 113 |

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| **Local Government Act, 1934-1936** (Vol. 5, p. 1)—*continued.* | s. 170. Amended by No. 51, s. 21, 1948, p. 223<br>s. 171. Amended by No. 51, s. 21, 1948, p. 223<br>s. 172. Amended by No. 16, s. 10, 1946, p. 60<br>s. 172a. Enacted by No. 2424, s. 29, 1938, p. 210<br>s. 173. Amended by No. 2424, ss. 30 and 31, 1938, pp. 210, 211, by No. 43, s. 3, 1939, p. 264, and by No. 16, s. 18, 1946, p. 72<br>s. 173a. Enacted by No. 46, s. 8, 1951, p. 113<br>s. 178. Amended by No. 16, s. 19 (1), 1946, p. 72<br>s. 180. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 181. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 184. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, ss. 19 (2) and 65, 1946, pp. 72, 98<br>s. 187. Amended by No. 16, s. 65, 1946, p. 98<br>s. 188. Amended by No. 2424, ss. 32 and 109, 1938, pp. 211, 231<br>s. 193. Amended by No. 16, s. 65, 1946, p. 98<br>s. 196a. Enacted by No. 2424, s. 33, 1938, p. 211<br>s. 197. Amended by No. 2424, s. 34, 1938, p. 211<br>s. 198. Amended by No. 16, s. 65, 1946, p. 98<br>s. 203. Amended by No. 2424, s. 35, 1938, p. 211<br>s. 204. Amended by No. 2424, s. 36 (1), 1938, p. 211, and by No. 46, s. 9, 1951, p. 114<br>s. 205. Amended by No. 2424, s. 36 (2), 1938, p. 212, and by No. 46, s. 10, 1951, p. 114<br>s. 206. Amended by No. 16, s. 65, 1946, p. 98<br>s. 207a. Enacted by No. 46, s. 11, 1951, p. 115<br>s. 227. Amended by No. 2424, s. 37, 1938, p. 212<br>s. 228. Amended by No. 2424, s. 38 (2), 1938, p. 213<br>s. 233a. Enacted by No. 2424, s. 38 (1), 1938, p. 212, and amended by No. 46, s. 12, 1951, p. 115<br>s. 234. Amended by No. 56, s. 2, 1949, p. 208<br>s. 235. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 237. Amended by No. 46, s. 13 (1), 1951, p. 115<br>s. 239. Amended by No. 46, s. 13 (2), 1951, p. 115<br>s. 243. Amended by No. 56, s. 3, 1949, p. 208, and by No. 46, s. 13 (3), 1951, p. 115<br>s. 244. Amended by No. 56, s. 4, 1949, p. 208<br>s. 245. Amended by No. 56, s. 5, 1949, p. 208<br>s. 246. Amended by No. 56, s. 6, 1949, p. 209, and by No. 46, s. 13 (4), 1951, p. 115<br>s. 247. Amended by No. 56, s. 7, 1949, p. 209<br>s. 248. Amended by No. 56, s. 8, 1949, p. 209<br>s. 251. Amended by No. 2424, s. 39, 1938, p. 213, and by No. 43, s. 4 (1), 1939, p. 264<br>s. 252. Amended by No. 43, s. 4 (3), 1939, p. 264<br>s. 254. Amended by No. 16, s. 65, 1946, p. 98<br>s. 255. Amended by No. 2424, s. 40, 1938, p. 213<br>s. 262. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 264. Amended by No. 43, s. 4 (4), 1939, p. 264<br>s. 268. Amended by No. 16, s. 20, 1946, p. 72<br>s. 269. Amended by No. 16, s. 21, 1946, p. 73<br>s. 274. Amended by No. 43, s. 5, 1939, p. 265<br>s. 276. Amended by No. 43, s. 6, 1939, p. 265, and by No. 16, s. 22, 1946, p. 73<br>s. 281a. Enacted by No. 43, s. 7 (1), 1939, p. 265, and amended by No. 16, ss. 23 (1) and 65, 1946, pp. 73, 98<br>s. 281b. Enacted by No. 43, s. 7 (1), 1939, p. 267, and amended by No. 16, ss. 24 and 65, 1946, pp. 75, 98<br>s. 282. Amended by No. 43, s. 7 (2), 1939, p. 268<br>s. 284. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 286. Amended by No. 2424, s. 41, 1938, p. 213<br>s. 287. Amended by No. 2424, ss. 42, 43 and 44, 1938, pp. 213, 214, by No. 16, ss. 25 (1), 26 (1) and 27 (1), 1946, pp. 75, 76, by No. 51, s. 5, 1948, p. 218, and by No. 46, s. 14, 1951, p. 115<br>s. 288. Amended by No. 2424, ss. 44 (2) and 109 1938, pp. 214, 231, by No. 16, ss. 25 (2) and 27 (2), 1946, pp. 75, 77, and by No. 51, s. 6, 1948, p. 219 |

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| **Local Government Act, 1934-1936** (Vol. 5, p. 1)—*continued.* | s. 289. Amended by No. 46, s. 15, 1951, p. 116<br>s. 289a. Enacted by No. 16, s. 28, 1946, p. 77<br>s. 290a. Enacted by No. 16, s. 29, 1946, p. 77<br>s. 290b. Enacted by No. 16, s. 30, 1946, p. 77<br>s. 291. Repealed by No. 2424, s. 45, 1938, p. 214<br>s. 296. Amended by No. 2424, s. 46, 1938, p. 214, and by No. 16, s. 26 (2), 1946, p. 76<br>s. 298a. Enacted by No. 16, s. 31, 1946, p. 78<br>s. 299. Amended by No. 2388, s. 7, 1938, p. 16, and by No. 43, s. 8, 1939, p. 268<br>s. 300. Amended by No. 51, s. 7 (2), 1948, p. 219<br>s. 300a. Enacted by No. 51, s. 7 (1), 1948, p. 219<br>s. 301. Amended by No. 16, s. 65, 1946, p. 98<br>s. 306. Amended by No. 2424, s. 47, 1938, p. 214<br>s. 308. Substituted by No. 16, s. 32, 1946, p. 78<br>s. 309. Substituted by No. 16, s. 32, 1946, p. 80<br>s. 310. Substituted by No. 16, s. 32, 1946, p. 81<br>s. 310a. Enacted by No. 16, s. 32, 1946, p. 82<br>s. 310b. Enacted by No. 16, s. 32, 1946, p. 82<br>s. 313a. Enacted by No. 2424, s. 48, 1938, p. 214<br>s. 314. *Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451<br>s. 315. Amended by No. 16, s. 65, 1946, p. 98<br>s. 317. Amended by No. 51, s. 8, 1948, p. 219<br>s. 319. Amended by No. 2424, s. 49, 1938, p. 214, by No. 51, s. 9, 1948, p. 220, and by No. 46, s. 16, 1951, p. 116<br>s. 322. Amended by No. 46, s. 17 (1), 1951, p. 117<br>s. 324. Amended by No. 46, s. 17 (2), 1951, p. 117<br>s. 328. Amended by No. 2424, ss. 50 and 51, 1938, p. 214, by No. 16, s. 33, 1946, p. 82, by No. 51, s. 10, 1948, p. 220, and by No. 46, s. 18, 1951, p. 117<br>*Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451<br>s. 330. Amended by No. 2424, s. 52, 1938, p. 215<br>s. 337a. Enacted by No. 2424, s. 53, 1938, p. 215<br>s. 338. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 339. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 342. Amended by No. 2424, ss. 54 and 55, 1938, p. 215, and by No. 16, s. 34, 1946, p. 83<br>s. 343. Amended by No. 2424, s. 56, 1938, p. 215<br>s. 344. Amended by No. 43, s. 28, 1939, p. 279<br>s. 344a. Enacted by No. 2424, s. 57, 1938, p. 215<br>s. 348. Amended by No. 2424, s. 58, 1938, p. 217<br>*Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451<br>s. 352. Amended by No. 2424, s. 59, 1938, p. 217<br>s. 355. Amended by No. 16, s. 35, 1946, p. 83<br>s. 355a. Enacted by No. 51, s. 11, 1948, p. 220<br>s. 357. Amended by No. 16, s. 36 (1), 1946, p. 83<br>s. 358. Amended by No. 2424, s. 60, 1938, p. 217<br>s. 360. Amended by No. 16, s. 37, 1946, p. 83<br>s. 361. Amended by No. 2424, s. 61, 1938, p. 217<br>s. 362a. Enacted by No. 51, s. 12, 1948, p. 220<br>s. 364. Amended by No. 2424, s. 62, 1938, p. 217<br>s. 365. Amended by No. 2424, s. 63, 1938, p. 217, and by No. 16, s. 38, 1946, p. 83<br>s. 365a. Enacted by No. 43, s. 10, 1939, p. 269<br>s. 365b. Enacted by No. 16, s. 39, 1946, p. 83<br>s. 366. Amended by No. 2424, s. 64, 1938, p. 218<br>s. 366a. Enacted by No. 2424, s. 65, 1938, p. 218<br>s. 368. Amended by No. 16, s. 65, 1946, p. 98<br>s. 369. Amended by No. 16, s. 40, 1946, p. 84<br>s. 370. Amended by No. 2424, s. 66, 1938, p. 218<br>s. 371. Amended by No. 2424, s. 67, 1938, p. 218<br>s. 372. Repealed by No. 16, s. 36 (2), 1946, p. 83<br>s. 373. Amended by No. 43, s. 11, 1939, p. 269<br>*Hughes v. Matters* (1950) S.A.S.R. 240<br>s. 374. Amended by No. 16, s. 41 (1) and (2), 1946, p. 84, and by No. 51, s. 21, 1948, p. 223 |

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| **Local ( ment Act, 1934-1936** (Vol. 5, p. —*continued.* | s. 375. Amended by No. 16, s. 42, 1946, p. 85, and by No. 46, s. 19, 1951, p. 117<br>s. 380. Amended by No. 16, s. 43, 1946, p. 86<br>s. 382. Amended by No. 2424, s. 68, 1938, p. 218<br>s. 382a. Enacted by No. 16, s. 44, 1946, p. 86<br>s. 382b. Enacted by No. 16, s. 45, 1946, p. 86<br>s. 383. Amended by No. 2424, s. 69, 1938, p. 218, and by No. 16, s. 46, 1946, p. 88<br>s. 384. *R. v. McIntosh and another* (1938) S.A.S.R. 375<br>s. 416. Amended by No. 46, s. 20, 1951, p. 117<br>s. 427a. Enacted by No. 2424, s. 70, 1938, p. 219<br>s. 435. Amended by No. 16, s. 65, 1946, p. 98, and by No. 46, s. 21, 1951, p. 118<br>s. 439. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 449. Amended by No. 43, s. 12, 1939, p. 270, and by No. 51, s. 13, 1948, p. 221<br>s. 449a. Enacted by No. 43, s. 13, 1939, p. 271, and amended by No. 16, s. 47, 1946, p. 89<br>s. 449aa. Enacted by No. 51, s. 14, 1948, p. 221<br>s. 449b. Enacted by No. 51, s. 15, 1948, p. 221<br>s. 459. Amended by No. 16, s. 65, 1946, p. 98<br>s. 461. Repealed by No. 16, s. 48 (1), 1946, p. 89<br>s. 462. Amended by No. 16, s. 48 (3), 1946, p. 89<br>s. 463. Amended by No. 16, ss. 48 (4) and 65, 1946, pp. 89, 98<br>s. 464. Amended by No. 2424, s. 71 (1), 1938, p. 219, and by No. 16, s. 49 (2), 1946, p. 89<br>s. 465. Amended by No. 2424, s. 71 (2), 1938, p. 219, and by No. 16, s. 65, 1946, p. 98<br>s. 466. Amended by No. 2424, s. 71 (3), 1938, p. 219, and by No. 16, s. 49 (3), 1946, p. 89<br>s. 468. Amended by No. 2424, s. 71 (4), 1938, p. 219, and by No. 16, s. 65, 1946, p. 98<br>s. 469a. Enacted by No. 2424, s. 71 (5), 1938, p. 220<br>s. 470. Amended by No. 2424, s. 71 (6), 1938, p. 220<br>s. 472. Amended by No. 2424, s. 71 (7), 1938, p. 220, and by No. 16, s. 65, 1946, p. 98<br>s. 473. Amended by No. 2424, s. 71 (8), 1938, p. 221<br>s. 474. Amended by No. 2424, s. 71 (9), 1938, p. 221<br>s. 474a. Enacted by No. 2424, s. 71 (10), 1938, p. 221<br>s. 474b. Enacted by No. 16, s. 49 (4), 1946, p. 89<br>s. 490. Amended by No. 51, s. 21, 1948, p. 223<br>s. 491. Amended by No. 51, s. 21, 1948, p. 223<br>s. 493. Amended by No. 51, s. 21, 1948, p. 223<br>s. 497. Amended by No. 16, s. 65, 1946, p. 98<br>s. 504a. Enacted by No. 43, s. 14, 1939, p. 271<br>s. 507a. Enacted by No. 16, s. 50, 1946, p. 90<br>s. 528. Amended by No. 2424, s. 72 (1), 1938, p. 221<br>s. 529. Amended by No. 2424, s. 72 (2), 1938, p. 222<br>s. 536a. Enacted by No. 2424, s. 73 (1), 1938, p. 222<br>s. 540a. Enacted by No. 16, s. 51 (1), 1946, p. 91<br>s. 545. Repealed by No. 2424, s. 73 (2), 1938, p. 222<br>s. 547. Repealed by No. 16, s. 65, 1946, p. 98<br>s. 548. Amended by No. 2424, s. 74, 1938, p. 222, and by No. 43, s. 15, 1939, p. 272<br>s. 549. Repealed by No. 16, s. 51 (2), 1946, p. 92<br>s. 550a. Enacted by No. 2424, s. 75, 1938, p. 222<br>s. 552. Amended by No. 16, s. 52 (2), 1946, p. 92<br>s. 555. Amended by No. 2424, s. 76, 1938, p. 224<br>s. 555a. Enacted by No. 16, s. 52 (1), 1946, p. 92<br>Headings to Part XXVIII. Amended by No. 34, s. 3, 1943, p. 96<br>ss. 556 to 568. Repealed by No. 34, s. 3, 1943, p. 96<br>s. 569. Amended by No. 34, s. 3, 1943, p. 96<br>s. 570. Amended by No. 34, s. 3, 1943, p. 96<br>s. 571. Amended by No. 16, s. 53 (1), 1946, p. 93<br>s. 572. Amended by No. 16, s. 53 (2), 1946, p. 93<br>s. 591. Amended by No. 2424, s. 77, 1938, p. 224<br>s. 591a. Enacted by No. 2424, s. 78, 1938, p. 224 |

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| **Local Government Act, 1934-1936** (Vol. 5, p. 1)—*continued.* | s. 620. Amended by No. 16, s. 54, 1946, p. 93<br>s. 623. Repealed by No. 46, s. 22 (1), 1951, p. 118<br>Heading to s. 640. Enacted by No. 51, s. 16 (2), 1948, p. 222<br>s. 640. Amended by No. 51, s. 16 (1), 1948, p. 222<br>Heading to s. 641. Repealed by No. 51, s. 16 (2), 1948, p. 222<br>s. 664a. Enacted by No. 16, s. 55, 1946, p. 93<br>s. 666. Amended by No. 46, s. 23, 1951, p. 118<br>s. 666a. Enacted by No. 43, s. 16, 1939, p. 272<br>s. 667. Amended by No. 2424, ss. 79, 80, 81, and 82, 1938, p. 224, by No. 9, s. 17, 1939, p. 33, by No. 43, s. 17, 1939, p. 273, by No. 16, ss. 56, 57 and 58, 1946, pp. 93, 94, by No. 51, ss. 17 and 18 (1), 1948, p. 222, and by No. 46, ss. 24 and 25 (1), 1951, p. 118<br>s. 669. Amended by No. 43, ss. 18 and 19 (1), 1939, p. 273, by No. 34, s. 3, 1943, p. 96, by No. 51, s. 18 (2) 1948, p. 222, and by No. 46, ss. 22 (2), 25 (2), and 26, 1951, pp. 118, 119<br>*Loftes v. Barrington* (1943) S.A.S.R. 333;<br>s. 670. Amended by No. 2424, s. 83, 1938, p. 225, by No. 43, s. 19 (2), 1939, p. 274, by No. 16, s. 41 (3), 1946, p. 84, by No. 51, s. 18 (3), 1948, p. 223, and by No. 46, s. 27, 1951, p. 119<br>s. 677. Amended by No. 16, s. 65, 1946, p. 98<br>s. 686. Amended by No. 16, s. 65, 1946, p. 98<br>s. 689. Amended by No. 46, s. 28, 1951, p. 119<br>s. 691. Amended by No. 43, s. 20, 1939, p. 274, by No. 16, s. 65, 1946, p. 98, and by No. 51, s. 21, 1948, p. 223<br>s. 693. Amended by No. 16, s. 59, 1946, p. 94<br>s. 695. Amended by No. 2424, s. 84, 1938, p. 225<br>s. 696. Amended by No. 2424, s. 85, 1938, p. 225<br>s. 705. Amended by No. 16, s. 2 (6), 1946, p. 56<br>s. 709. *Wache v. Parham* (1937) S.A.S.R. 116<br>s. 710. Amended by No. 2424, s. 86, 1938, p. 225, and by No. 16, s. 65, 1946, p. 98<br>*Wache v. Parham* (1937) S.A.S.R. 116<br>s. 716. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 730. *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288<br>s. 731. Amended by No. 2424, s. 109, 1938, p. 231<br>s. 739. Amended by No. 2424, s. 87, 1938, p. 225<br>s. 742. Amended by No. 2424, s. 88, 1938, p. 225<br>s. 755a. Enacted by No. 46, s. 29 (1), 1951, p. 120<br>s. 766. Amended by No. 46, s. 29 (2), 1951, p. 120<br>s. 769a. Enacted by No. 2424, s. 89, 1938, p. 226<br>s. 778a. Enacted by No. 16, s. 60, 1946, p. 94<br>s. 779a. Enacted by No. 43, s. 21, 1939, p. 274<br>s. 779b. Enacted by No. 16, s. 62, 1946, p. 95<br>s. 780. Amended by No. 16, s. 41 (4), 1946, p. 84<br>s. 780a. Enacted by No. 2424, s. 90, 1938, p. 226<br>s. 781a. Enacted by No. 43, s. 22, 1939, p. 275, and amended by No. 51, s. 19, 1948, p. 223<br>s. 782. Amended by No. 51, s. 21, 1948, p. 223<br>s. 782a. Enacted by No. 43, s. 23, 1939, p. 275<br>s. 783. Amended by No. 16, s. 61, 1946, p. 95, and by No. 51, s. 20, 1948, p. 223<br>s. 788. Amended by No. 16, s. 63, 1946, p. 96<br>s. 789a. Enacted by No. 43, s. 24, 1939, p. 276<br>s. 796. Amended by No. 2424, s. 91, 1938, p. 226<br>s. 797. Amended by No. 2424, s. 92, 1938, p. 226, and by No. 51, s. 21, 1948, p. 223<br>s. 803. Amended by No. 16, s. 65, 1946, p. 98<br>s. 804. Amended by No. 16, s. 13, (2) 1946, p. 62<br>s. 808. Amended by No. 16, s. 8 (8), 1946, p. 59<br>s. 809. Amended by No. 2424, s. 93, 1938, p. 227, and by No. 16, s. 8 (9), 1946, p. 59 |

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| **Local Government Act, 1934-1936** (Vol. 5, p. 1)—*continued.* | s. 810. Amended by No. 2424, s. 94, 1938, p. 227, and by No. 51, s. 21, 1948, p. 223<br>s. 817. Amended by No. 2424, s. 95, 1938, p. 227<br>s. 819. Amended by No. 16, s. 12 (2), 1946, p. 61<br>s. 820. Amended by No. 16, s. 9 (3) and (4), 1946, p. 60<br>s. 824. Amended by No. 2424, s. 96, 1938, p. 229<br>s. 825. Amended by No. 2424, s. 97, 1938, p. 229<br>s. 827. Amended by No. 2424, s. 98, 1938, p. 229<br>s. 829. Amended by No. 16, s. 65, 1946, p. 98<br>s. 831. Amended by No. 2424, s. 99, 1938, p. 229<br>s. 833. Amended by No. 2424, s. 100, 1938, p. 229, by No. 43, s. 28, 1939, p. 279, by No. 16, s. 64 (1), 1946, p. 96, and by No. 51, s. 21, 1948, p. 223<br>s. 834. Amended by No. 2424, s. 101, 1938, p. 229, and by No. 16, s. 64 (2), 1946, p. 96<br>s. 835. Amended by No. 16, s. 64 (3) and (9), 1946, pp. 96, 97<br>s. 840. Amended by No. 2424, s. 102, 1938, p. 230, and by No. 16, s. 64 (4), 1946, p. 96<br>s. 841. Amended by No. 16, s. 64 (5), 1946, p. 96<br>s. 846. Amended by No. 16, s. 64 (6), 1946, p. 97<br>s. 858. Amended by No. 2424, s. 103, 1938, p. 230<br>ss. 871a to 871f. Enacted by No. 17, s. 3, 1941, p. 52<br>s. 871g. Enacted by No. 17, s. 3, 1941, p. 57 and amended by No. 16, s. 65, 1946, p. 98<br>ss. 871h to 871s. Enacted by No. 17, s. 3, 1941, pp. 58-61<br>s. 874. Amended by No. 2424, s. 104, 1938, p. 230<br>s. 880a. Enacted by No. 43, s. 25, 1939, p. 276, and amended by No. 16, s. 41 (5), 1946, p. 85, and by No. 51, s. 21, 1948, p. 223<br>s. 885. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, s. 65, 1946, p. 98<br>s. 886. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, s. 65, 1946, p. 98<br>s. 890. Repealed by No. 2424, s. 105, 1938, p. 230<br>s. 892. Repealed by No. 2424, s. 105, 1938, p. 230<br>ss. 900 to 906. Repealed by No. 2424, s. 105, 1938, p. 230<br>Third schedule. Repealed by No. 16, s. 8 (10), 1946, p. 59<br>Fourth schedule. Repealed by No. 16., 8 (10), 1946, p. 59<br>Fifth schedule. Amended by No. 2424, ss. 14 (2), and 106 (1), 1938, pp. 204, 230, by No. 43, s. 26, 1939, p. 277, and by No. 16, s. 5 (2) and (3), 1946, p. 57<br>Eleventh schedule. Amended by No. 43, s. 27, 1939, p. 278, and by No. 16, ss. 23 (2) and 65, 1946, pp. 75, 98<br>Fourteenth schedule. Amended by No. 2424, s. 71 (11) and (12), 1938, p. 221, by No. 16, ss. 49 (5), and 65, 1946, pp. 90, 98, and by No. 51, s. 21, 1948, p. 223<br>Eighteenth schedule. Amended by No. 2424, s. 106, pp. 90, 98 (2), 1938, p. 230<br>Nineteenth schedule. Amended by No. 2424, s. 107, 1938, p. 230, by No. 16, ss. 9 (5), 64 (7), and 65, 1946, pp. 60, 97 and 98, and by No. 51, s. 21, 1948, p. 223<br>Twenty-second schedule. Enacted by No. 2424, s. 108, 1938, p. 231 |
| **Lottery and Gaming Act, 1936** (Vol. 5, p. 401) | This Act, as amended by No. 2394, 1938, p. 40, No. 2417, 1938, p. 159, No. 11, 1939, p. 39, No. 13, 1939, p. 45, No. 11, 1943, p. 23, No. 42, 1945, p. 202, No. 37, 1947, p. 98, No. 46, 1948, p. 201, No. 19, 1949, p. 65, No. 36, 1950, p. 104, No. 57, 1950, p. 198, and No. 58, 1950, p. 201, and with notes of judicial decisions, is reprinted in the 1950 volume, p. 205. See also the following paragraph |

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| **Lottery and Gaming Act, 1936-1950** (1950, p. 206) | s. 4. *O'Sullivan v. Arriola and others* (1951) S.A.S.R. 108<br>s. 60. *O'Sullivan v. Peters* (1951) S.A.S.R. 54<br>s. 105. *Dixon v. O'Sullivan* (1951) S.A.S.R. 104<br>Second schedule. Amended by regulations *Gazette* 26th July, 1951, p. 212 |
| **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. 2380, 1937, p. 132, and with notes of judicial decisions, is reprinted in the 1937 volume, p. 173. *See also* the following paragraph. |
| **Maintenance Act, 1926-1937** (1937, p. 137) | s. 5. Amended by No. 44, s. 3, 1941, p. 189, and by No. 47, ss. 2 and 3, 1948, p. 203<br>s. 9. Amended by No. 47, s. 10, 1948, p. 205<br>s. 12. Amended by No. 47, s. 10, 1948, p. 205<br>s. 12a. Enacted by No. 47, s. 5, 1948, p. 204<br>s. 14. Substituted by No. 47, s. 6, 1948, p. 204<br>s. 23. Repealed by No. 44, s. 4, 1941, p. 189<br>s. 24. Amended by No. 44, s. 5, 1941, p. 190<br>s. 28. Amended by No. 47, s. 10, 1948, p. 205<br>*Hampel v. Hampel* (1946) S.A.S.R. 317, reversing *Hampel v. Hampel* (1945) S.A.S.R. 123; 20 A.L.J. 67<br>s. 46. *Cocks v. Juncken* (1947) 74 C.L.R. 277; 21 A.L.J. 127, reversing *Juncken v. Cocks* (1946) S.A.S.R. 84<br>s. 48. Amended by No. 31, s. 3, 1950, p. 87<br>s. 48a. Enacted by No. 44, s. 6, 1941, p. 190<br>s. 54. Amended by No. 31, s. 4, 1950, p. 87<br>s. 59. *Williams v. Short* (1939) S.A.S.R. 369<br>s. 59a. *Williams v. Short* (1939) S.A.S.R. 369<br>*Lugg v. Wright* (1941) S.A.S.R. 106<br>s. 60 (1). *Hayter v. Howie* (1937) S.A.S.R. 59. Special leave to appeal to the High Court refused, 59 C.L.R. 807 (note).<br>*Kalms v. Wright* (1940) S.A.S.R. 170<br>*Mahoney v. Wright* (1943) S.A.S.R. 61<br>s. 62. Amended by No. 31, s. 5, 1950, p. 88<br>s. 66. *Axon v. Axon* (1937) 59 C.L.R. 395; 11 A.L.J. 342, affirming *Axon v. Axon* (1937) S.A.S.R. 439<br>*Garden v. Garden* 2 A.L.J. 66<br>*Manuel v. Manuel* (1940) S.A.S.R. 362<br>*Kolosche v. Kolosche* (1943) S.A.S.R. 191<br>*Fisher v. Fisher* (1945) S.A.S.R. 145<br>s. 67. Substituted by No. 44, s. 7, 1941, p. 190<br>s. 68. *Garden v. Garden* 2 A.L.J. 66<br>s. 72. *Fisher v. Fisher* (1945) S.A.S.R. 145<br>s. 73. *Freer v. Freer* (1948) S.A.S.R. 76<br>s. 91. Amended by No. 44, s. 8, 1941, p. 191<br>*King v. King* (1940) S.A.S.R. 214<br>s. 100. Amended by No. 44, s. 9, 1941, p. 191<br>s. 102. *Neale v. Colquhoun* (1944) S.A.S.R. 119<br>s. 102a. Enacted by No. 31, s. 6, 1950, p. 88<br>s. 103. Amended by No. 44, s. 10, 1941, p. 191, and by No. 31, s. 7, 1950, p. 88<br>s. 104. Repealed by No. 31, s. 8, 1950, p. 88<br>s. 105. Amended by No. 44, s. 11, 1941, p. 192, and by No. 47, s. 7, 1948, p. 204<br>s. 108. Amended by No. 44, s. 12, 1941, p. 192<br>*Neale v. Colquhoun* (1944) S. A. S. R. 119<br>s. 109. Amended by No. 47, s. 8, 1948, p. 205<br>s. 110. Amended by No. 44, s. 13, 1941, p. 192<br>s. 111. Amended by No. 44, s. 14, 1941, p. 192 |

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| **Maintenance Act, 1926-1937** (1937, p. 137)—*continued.* | s. 112. Amended by No. 44, s. 15, 1941, p. 192, and by No. 31, s. 9, 1950, p. 89<br>s. 113. Amended by No. 44, s. 16, 1941, p. 192<br>s. 117. Repealed by No. 44, s. 17, 1941, p. 192<br>s. 122a. Enacted by No. 44, s. 18, 1941, p. 192<br>s. 123. Amended by No. 31, s. 10, 1950, p. 89<br>s. 126. Amended by No. 40, s. 3, 1946, p. 185<br>s. 127. Amended by No. 31, s. 11, 1950, p. 89<br>s. 150. Amended by No. 47, s. 9, 1948, p. 205, and by No. 31, s. 12, 1950, p. 89<br>s. 157. Amended by No. 31, s. 13, 1950, p. 89<br>s. 158. Amended by No. 31, s. 14, 1950, p. 89<br>s. 163. Amended by No. 44, s. 19, 1941, p. 192<br>s. 165. Amended by No. 44, s. 20, 1941, p. 193<br>s. 166. Amended by No. 44, s. 21, 1941, p. 193<br>s. 182. Amended by No. 31, s. 15, 1950, p. 89<br>s. 186. Amended by No. 31, s. 16, 1950, p. 89<br>s. 188. Amended by No. 31, s. 17, 1950, p. 89<br>s. 189. Amended by No. 31, s. 18, 1950, p. 90<br>s. 195. Repealed by No. 31, s. 19, 1950, p. 90<br>Second schedule. Amended by No. 44, s. 22, 1941, p. 193 |
| **Maintenance Orders (Facilities for Enforcement) Act, 1922-1925** (Vol. 5, p. 543) | s. 6. *Jarvis v. Jarvis* (1947) S.A.S.R. 12 |
| **Margarine Act, 1939** (1939, p. 217)... | s. 3. Amended by No. 35, s. 3, 1940, p. 98<br>s. 3a. Enacted by No. 35, s. 4, 1940, p. 99<br>Heading before s. 20. Amended by No. 45, s. 3, 1941, p. 194<br>s. 20. Amended by No. 45, s. 4, 1941, p. 194, and by No. 19, s. 3, 1948, p. 100<br>s. 20a. Enacted by No. 35, s. 5, 1940, p. 99<br>s. 25. Amended by No. 45, s. 5, 1941, p. 195<br>s. 25a. Enacted by No. 45, s. 6, 1941, p. 195 |
| **Marine Act, 1936** (Vol. 5, p. 556)..... | s. 145. Amended by No. 17, s. 4, 1947, p. 44 |
| **The Marine Stores Act, 1898-1935** (Vol. 5, p. 624) | s. 13. Amended by No. 14, s. 2, 1947, p. 34<br>s. 30. Amended by No. 14, s. 3, 1947, p. 34<br>Fifth schedule. Amended by No. 14, s. 4, 1947, p. 35 |
| **Marketing of Eggs Act, 1941** (1941, p. 168) | s. 16. Amended by No. 5, s. 3, 1949, p. 9<br>s. 18a. Enacted by No. 3, s. 3, 1942, p. 5<br>s. 27. Amended by No. 3, s. 4, 1942, p. 6<br>s. 35. Amended by No. 30, s. 3, 1945, p. 135, and by No. 5, s. 4, 1949, p. 9 |
| **The Markets Clauses Act, 1870-1935** (Vol. 5, p. 639) | s. 13. *Tucker v. Bishop* (1936) S.A.S.R. 345<br>s. 26a. Enacted by No. 2370, s. 2, 1937, p. 105<br>s. 31. *Tucker v. Bishop* (1936) S.A.S.R. 345<br>s. 36. *Tucker v. Bishop* (1936) S.A.S.R. 345<br>s. 38. *Tucker v. Bishop* (1936) S.A.S.R. 345<br>s. 40. Repealed by No. 2370, s. 3, 1937, p. 106 |
| **Marriage Act, 1936** (Vol. 5, p. 653).... | This Act, as amended by No. 18, 1941, p. 62, No. 51, 1941, p. 245, and No. 7, 1944, p. 13, and with notes of judicial decisions, is reprinted in the 1944 volume, p. 214. *See also* the following paragraph |

| Act Affected. | How Affected. |
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| **Marriage Act, 1936-1944** (1944, p. 214) | s. 14. Substituted by No. 21, s. 2, 1950, p. 61<br>Sixth schedule. Amended by regulations *Gazette* 22nd March, 1951, p. 647 |
| **Matrimonial Causes Act, 1929-1935** (Vol. 5, p. 693) | s. 5. *K (otherwise W.) v. W.* (1939) S.A.S.R. 68<br>s. 6. *Daws v. Daws* (1941) S.A.S.R. 186<br>*Carey v. Carey* (1942) S.A.S.R. 62<br>*Evans v. Evans and Berry* (1942) S.A.S.R. 223; 17, A.L.J. 61<br>*Bradford v. Bradford* (1943) S.A.S.R. 123, affirming *Bradford v. Bradford* (1943) S.A.S.R. 5<br>*Field v. Field* (1944) S.A.S.R. 71<br>*Maitland v. Maitland* (1944) S.A.S.R. 80<br>*McCoy v. McCoy and Court* (1944) S.A.S.R. 274, reversing *McCoy v. McCoy* (1944) S.A.S.R. 231<br>*Savenis v. Savenis and Szmeck* (1950) S.A.S.R. 309; 25 A.L.J. 72<br>*Schawrowas v. Schawrowas* (1951) S.A.S.R. 75<br>*Cross v. Cross* (1951) S.A.S.R. 172<br>s. 6 (*a*). *Craske v. Craske* (1936) S.A.S.R. 439<br>*Carter v. Carter* (1937) S.A.S.R. 16<br>*Greenfield v. Greenfield and Barber* (1938) S.A.S.R. 435<br>*Williams v. Williams* (1939) S.A.S.R. 20<br>*Pate v. Pate and Morris* (1939) S.A.S.R. 440<br>*W. v. W.* (1941) S.A.S.R. 144<br>*Scott v. Scott and Chamberlain* (1942) S.A.S.R. 19<br>*Ramsey v. Ramsey* (1942) S.A.S.R. 74<br>*McKinnon v. McKinnon* (1942) S.A.S.R. 107<br>*Eustice v. Eustice and Creasy* (1942) S.A.S.R. 256<br>*Hewton v. Hewton* (1944) S.A.S.R. 54<br>*Wilson v. Wilson and Roberts* (1946) S.A.S.R. 226; 21 A.L.J. 316<br>*Wright v. Wright* 22 (1948) 77 C.L.R. 191; 22 A.L.J. 534<br>*Tetley v. Tetley* (1949) S.A.S.R. 66<br>s. 6 (*b*). *Dunkley v. Dunkley* (1938) S.A.S.R. 325<br>*Wilkinson v. Wilkinson* (1943) S.A.S.R. 207<br>*Templer v. Templer* (1944) S.A.S.R. 32<br>*Dahlitz v. Dahlitz* (1945) S.A.S.R. 47; 19 A.L.J. 271<br>*McCann v. McCann* (1947) S.A.S.R. 108<br>*Semmens v. Semmens* (1947) S.A.S.R. 352; 22 A.L.J. 91<br>*Cox v. Cox* (1949) S.A.S.R. 117<br>*Harper v. Harper* (1951) S.A.S.R. 66<br>s. 6 (*c*). Amended by No. 2428, s. 3 (1), 1938, p. 278<br>*Lawlor v. Lawlor and Freeman* (1937) S.A.S.R. 44<br>*The Crown Solicitor for the State of South Australia v. Gilbert* (1937) 59 C.L.R. 322; 11 A.L.J. 347, reversing *Gilbert v. Gilbert* (1937) S.A.S.R. 79<br>*Hamilton v. Hamilton* (1937) S.A.S.R. 162<br>*Dedrick v. Dedrick* (1938) S.A.S.R. 302<br>*Sinclair v. Sinclair* (1938) S.A.S.R. 360<br>*Sawford v. Sawford* (1939) S.A.S.R. 55<br>*Phillis v. Phillis* (1939) S.A.S.R. 125<br>*Sheehan v. Sheehan* (1940) S.A.S.R. 315<br>*Shurven v. Shurven* (1943) S.A.S.R. 52<br>*Struthers v. Struthers* (1943) S.A.S.R. 89<br>*Maddigan v. Maddigan* (1943) S.A.S.R. 142<br>*Goldner v. Goldner* (1944) S.A.S.R. 63<br>*Bellamy v. Bellamy* (1944) S.A.S.R. 271<br>*Gillies v. Gillies* (1945) S.A.S.R. 1<br>*Morgan v. Morgan* (1945) S.A.S.R. 175<br>*Gordon v. Gordon* (1946) S.A.S.R. 168; 21 A.L.J. 157<br>*Saxby v. Saxby* 20 A.L.J. 436<br>*Harval v. Harval* (1946) S.A.S.R. 259<br>*Robinson v. Robinson* (1946) S.A.S.R. 264 |

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| **Matrimonial Causes Act, 1929-1935** (Vol. 5, p. 693)—*continued.* | *Beck v. Beck* (1946) S.A.S.R. 309<br>*Morgan v. Morgan* (1947) S.A.S.R. 51<br>*White v. White* (1950) S.A.S.R. 186<br>*Blaikie v. Blaikie* (1950) S.A.S.R. 247<br>*Preston v. Preston* (1950) S.A.S.R. 305<br>*Hayes v. Hayes* (1951 S.A.S.R. 118<br>s. 6 (*d*). *McGuire v. McGuire* (1943) S.A.S.R. 167<br>*Ware v. Ware* (1950) S.A.S.R. 203<br>s. 6 (*h*). *C. v. C.* (1939) S.A.S.R. 377<br>*Bowering v. Bowering* (1944) S.A.S.R. 145<br>s. 6 (*i*). Amended by No. 51, s. 3 (1), 1941, p. 245<br>*Davis v. Davis* (1943) S.A.S.R. 203<br>*Read v. Read* (1944) S.A.S.R. 26<br>s. 6 (*j*). Amended by No. 2428, s. 3 (1), 1938, p. 278<br>*Williams v. Williams* (1951) S.A.S.R. 18<br>s. 6 (*k*). Enacted by No. 2428, s. 3 (1), 1938, p. 278<br>*West v. West* (1940) S.A.S.R. 303<br>s. 6a. Enacted by No. 51, s. 4, 1941, p. 246<br>*Robinson v. Robinson* (1946) S.A.S.R. 264<br>*Beck v. Beck* (1946) S.A.S.R. 309<br>*Daulby v. Daulby* (1947) S.A.S.R. 175<br>*Roberts v. Roberts* (1948) S.A.S.R. 337<br>s. 7 (*a*). *Barber v. Barber and Greenfield* (1938) S.A.S.R. 103, affirming *Barber v. Barber and Greenfield* (1937) S.A.S.R. 383<br>s. 7 (*c*). *Richardson v. Richardson* (1938) S.A.S.R. 137<br>s. 8. Amended by No. 51, s. 5, 1941, p. 246<br>s. 9. *Besanko v. Besanko* (1949) S.A.S.R. 275<br>s. 10. *Martin v. Martin and Long* (1944) S.A.S.R. 59<br>*Bell v. Bell* (1944) S.A.S.R. 247<br>*Wright v. Wright* (1948) 77 C.L.R. 191 ; 22 A.L.J. 534<br>s. 11 (*a*). *Haeveker v. Haeveker* (1937) 57 C.L.R. 639; 10 A.L.J. 469<br>*Downing v. Downing* (1942) S.A.S.R. 17<br>*Bland v. Bland and Pascoe* (1942) S.A.S.R. 59<br>*Martin v. Martin and Long* (1944) S.A.S.R. 59<br>*Adams v. Adams* (1944) S.A.S.R. 68<br>*Snelling v. Snelling* (1944) S.A.S.R. 148<br>*Robertson v. Robertson* (1945) S.A.S.R. 65<br>*Fairey v. Fairey* (1947) S.A.S.R. 69 ; 21 A.L.J. 274<br>*Eriksen v. Eriksen* (1947) S.A.S.R. 82 ; 21 A.L.J. 274<br>*Whiting v. Whiting and Chellow* (1947) S.A.S.R. 363 ; 22 A.L.J. 94<br>*Francis v. Francis* (1947) S.A.S.R. 427<br>s. 11 (*b*). *Amber v. Amber* (1937) S.A.S.R. 27<br>*Barlow v. Barlow and Klemich and Angus* (1937) S.A.S.R. 246<br>*White v. White* (1938) S.A.S.R. 133<br>*Todd v. Todd and Close* (1938) S.A.S.R. 304<br>*Percival v. Percival* (1944) S.A.S.R. 40<br>s. 12. *The Crown Solicitor for the State of South Australia v. Gilbert* (1937) 59 C.L.R. 322 ; 11 A.L.J. 347, reversing *Gilbert v. Gilbert* (1937) S.A.S.R. 79<br>*Haeveker v. Haeveker* (1937) 57 C.L.R. 639 ; 10 A.L.J. 469<br>*Preece v. Preece* (1938) S.A.S.R. 195<br>*Stuckey v. Stuckey and Camphuyunder* (1938) S.A.S.R. 286<br>*Greenfield v. Greenfield and Barber* (1938) S.A.S.R 435<br>*Deane v. Deane* (1942) S.A.S.R. 199<br>*Allen v. Allen* (1942) S.A.S.R. 257<br>*Bradford v. Bradford* (1943) S.A.S.R. 5<br>*Wilkinson v. Wilkinson* (1943) S.A.S.R. 207<br>*Jones v. Jones* (1943) S.A.S.R. 299<br>*Hamlyn v. Hamlyn* (1943) S.A.S.R. 323<br>*Chase v. Chase* (1944) S.A.S.R. 35 |

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| **Matrimonial Causes Act, 1929-1935** (Vol. 5, p. 693)—*continued.* | *Gardner v. Gardner* (1944) S.A.S.R. 56<br>*Chapman v. Chapman and Holmes* (1946) S.A.S.R. 217; 21 A.L.J. 275<br>*Tetley v. Tetley* (1949) S.A.S.R. 66<br>*Zarnke v. Zarnke* (1950) 81 C.L.R. 572; 24 A.L.J. 382, reversing *Zarnke v. Zarnke* (1949) S.A.S.R. 235<br>s. 13. *Edwards v. Edwards and Elsegood* (1947) S.A.S.R. 258<br>*Brooksby v. Brooksby* (1947) S.A.S.R. 432<br>*Biddle v. Biddle* (1949) S.A.S.R 317<br>s. 14. *Barber v. Barber and Greenfield* (1938) S.A.S.R 103<br>*Hocking v. Hocking* (1944) S.A.S.R. 1<br>s. 15. Amended by No. 51, s. 6, 1941, p. 247<br>*Harris v. Harris and Dayman* (1937) S.A.S.R. 512<br>*Stuart v. Stuart and Hargreaves* (1941) S.A.S.R. 116<br>*Davis v. Davis and Sach* (1944) S.A.S.R. 250<br>*Freer v. Freer and Critchley* (1945) S.A.S.R. 13<br>s. 16. Amended by No. 51, s. 7, 1941, p. 247<br>*Stuart v. Stuart and Hargreaves* (1941) S.A.S.R. 116<br>*Millard v. Millard* (1941) S.A.S.R. 283<br>*Martin v. Martin and Topham* (1942) S.A.S.R. 235<br>*Read v. Read* (1948) S.A.S.R. 252; 22 A.L.J. 276<br>*Driver v. Driver* (1950) S.A.S.R. 8; 24 A.L.J. 170<br>s. 16a. Enacted by No. 51, s. 8, 1941, p. 247<br>s. 17. Substituted by No. 51, s. 9, 1941, p. 247<br>*Owens v. Owens* (1944) S.A.S.R. 154; 19 A.L.J. 17<br>s. 21. *Allen v. Allen* (1942) S.A.S.R. 257<br>s. 22. *Ayres v. Ayres and Lehmann* (1942) S.A.S.R. 190<br>s. 30. *Wilkinson v. Wilkinson* (1944) S.A.S.R. 239<br>*Wedd v. Wedd* (1948) S.A.S.R. 104<br>s. 32. *Viles v. Viles* (1938) S.A.S.R. 148<br>*Kallin v. Kallin* (1944) S.A.S.R. 73<br>s. 33. *Gray v. Gray* (1937) S.A.S.R. 181<br>s. 34. *King v. King* (1940) S.A.S.R. 214<br>s. 39a. Enacted by No. 2428, s. 3 (2), 1938, p. 279<br>s. 39b. Enacted by No. 51, s. 10, 1941, p. 248<br>*Repaski v. Repaski* (1946) S.A.S.R. 74<br>*Beck v. Beck* (1946) S.A.S.R. 309<br>s. 43. *Milde v. Milde* (1938) S.A.S.R. 168<br>*Moscovitch v. Moscovitch* (1939) S.A.S.R. 359<br>*Daws v. Daws* (1941) S.A.S.R. 186<br>*Groves v. Groves* (1944) S.A.S.R. 187<br>*Beck v. Beck* (1946) S.A.S.R. 309<br>*Gibbins v. Gibbins* (1948) S.A.S.R. 267; 22 A.L.J. 478<br>s. 43a. Enacted by No. 51, s. 11, 1941, p. 248<br>*Sorbello v. Sorbello* (1943) S.A.S.R. 201<br>*Dunn v. Dunn* (1951) S.A.S.R. 14<br>s. 43b. Enacted by No. 51, s. 11, 1941, p. 248<br>Second schedule, rule 16. *Allen v. Allen* (1942) S.A.S.R. 257<br>Second schedule, rule 19. *Gripton v. Gripton* (1945) S.A.S.R. 149<br>Second schedule, rule 24. *Henderson v. Henderson and Benger* (1937) S.A.S.R. 68<br>Second schedule, rule 25. *Edwards v. Edwards and Elsegood* (1947) S.A.S.R. 258<br>Second schedule, rules 38-44. *Teakle v. Teakle and Bonnett* (1940) S.A.S.R. 113<br>*Dyer v. Dyer and Collins* (1947) S.A.S.R. 117 affirming *Dyer v. Dyer and Collins* (1946) S.A.S.R. 28.<br>*Moody v. Moody* (1950) S.A.S.R. 157<br>Second schedule, rule 47. *Ford v. Ford and Moodie* (1936) S.A.S.R. 463<br>Second schedule, rule 73. *Spehr v. Spehr* (1941) S.A.S.R. 261 |

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| **Medical Practitioners Act, 1919-1935** (Vol. 5, p. 729) | s. 19. Amended by No. 41, s. 3, 1946, p. 186, and by No. 42, s. 3, 1950, p. 119<br>s. 24a. Enacted by No. 42, s. 4, 1950, p. 120<br>s. 26. Amended by No. 41, s. 4. 1946, p. 187<br>s. 35. *Becker v. Miller* (1936) S.A.S.R. 125. Leave to appeal to the High Court refused, 57 C.L.R. 780 (note)<br>*Lewis v. Crafter. Cavendish Laboratories (Australia) Limited v. Crafter* (1942) S.A.S.R. 30<br>*Mayo v. Harris* (1945) S.A.S.R. 151, reversing *Mayo v. Harris* (1945) S.A.S.R. 71 |
| **Mental Defectives Act, 1935-1936** (Vol. 5, p. 746) | s. 3. Amended by No. 31, s. 14 (3), 1939, p. 188 and by No. 42, s. 2 (2), 1941, p. 179<br>s. 4. Amended by No. 31, s. 3 (1), 1939, p. 182<br>*Read v. Read* (1944) S.A.S.R. 26<br>s. 5. Substituted by No. 31, s. 2, 1939, p. 181<br>s. 8. Amended by No. 31, s. 4, 1939, p. 182<br>s. 11a. Enacted by No. 31, s. 5, 1939, p. 182<br>s. 31. Amended by No. 14, s. 2, 1945, p. 49<br>s. 32. Amended by No. 31, s. 6, 1939, p. 182 and by No. 14, s. 3, 1945, p. 50<br>s. 33. Amended by No. 31, s. 7, 1939, p. 183<br>s. 35. Amended by No. 14, s. 4, 1945, p. 50<br>s. 37. Amended by No. 4, s. 2, 1939, p. 12 and by No. 31, s. 8, 1939, p. 183<br>s. 38. Amended by No. 14, s. 5, 1945, p. 51<br>s. 49. Amended by No. 4, s. 3, 1939, p. 12<br>s. 54a. Enacted by No. 14, s. 6, 1945, p. 51<br>s. 76. Amended by No. 31, s. 9, 1939, p. 183<br>s. 89. Amended by No. 4, s. 4, 1939, p. 13<br>s. 90. Amended by No. 4, s. 5, 1939, p. 13<br>s. 92a. Enacted by No. 4, s. 6, 1939, p. 13<br>s. 94. Amended by No. 4, s. 7, 1939, p. 14<br>s. 98. Amended by No. 4, s. 8, 1939, p. 14<br>*In re Wilhelm. Public Trustee v. Riedel and another* (1941) S.A.S.R. 287<br>s. 107. Substituted by No. 31, s. 10, 1939, p. 183<br>s. 111. Amended by No. 31, s. 11, 1939, p. 184<br>s. 112. *In re Whiting* (1938) S.A.S.R. 188<br>s. 114. Amended by No. 31, s. 12, 1939, p. 184<br>s. 125a. Enacted by No. 40, s. 2, 1950, p. 116<br>s. 125b. Enacted by No. 40, s. 2, 1950, p. 116<br>s. 127. Amended by No. 31, s. 13, 1939, p. 184<br>Heading to Part VII. Amended by No. 42, s. 2 (1), 1941, p. 179<br>s. 146. Amended by No. 42, s. 3, 1941, p. 179<br>s. 147. Amended by No. 42, s. 4, 1941, p. 180<br>s. 150a. Enacted by No. 42, s. 5, 1941, p. 180<br>s. 151. Amended by No. 42, s. 6, 1941, p. 180<br>ss. 153a to 153d. Enacted by No. 31, s. 14 (1), 1939, pp. 185-187<br>s. 154. Amended by No. 14, s. 7, 1945, p. 51<br>s. 155. Repealed by No. 31, s. 14 (2), 1939, p. 187<br>s. 166. Amended by No. 31, s. 15, 1939, p. 188<br>ss. 169a and 169b. Enacted by No. 31, s 16, 1939, pp. 188, 189<br>Third schedule. Amended by No. 31, s. 17, 1939, p. 189<br>Seventh schedule. Amended by No. 31, s. 18, 1939, p. 189<br>Eighth schedule. Amended by No. 31, s. 19, 1939, p. 189<br>Eleventh schedule. Amended by No. 31, s. 20, 1939, p. 189, and by No. 14, s. 8, 1945, p. 52<br>Fifteenth schedule. Amended by No. 31, s. 21, 1939, p. 189<br>Twentieth schedule. Substituted by No. 31, s. 22, 1939, pp. 189, 190 |

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| **Mental Defectives Act, 1935-1936** (Vol. 5, p. 746)—*continued.* | Twenty-fourth schedule. Amended by No. 42, s. 7, 1941, p. 180<br>Twenty-sixth schedule. Amended by No. 42, s. 8, 1941, p. 180<br>Twenty-seventh schedule. Amended by No. 42, s. 9, 1941, p. 180 |
| **Metropolitan and Export Abattoirs Act, 1936** (Vol. 6, p. 23) | s. 7. Amended by No. 43, s. 3, 1945, p. 207<br>s. 10. Substituted by No. 43, s. 4, 1945, p. 207 and amended by No. 17, s. 2, 1948, p. 96<br>s. 11. Substituted by No. 43, s. 4, 1945, p. 209, and amended by No. 17, s. 4, 1948, p. 97<br>s. 13. Repealed by No. 43, s. 5, 1945, p. 209<br>s. 17. Repealed by No. 43, s. 5, 1945, p. 209<br>s. 18. Repealed by No. 43, s. 5, 1945, p. 209<br>s. 41. Amended by No. 2373, s. 3, 1937, p. 116<br>s. 43. Amended by No. 43, s. 6, 1945, p. 209<br>s. 45. Amended by No. 43, s. 7, 1945, p. 209<br>s. 50. Amended by No. 17, s. 5 (1), 1948, p. 98<br>s. 50a. Enacted by No. 17, s. 4, 1948, p. 97<br>s. 52a. Enacted by No. 2373, s. 4, 1937, p. 116<br>s. 59a. Enacted by No. 2373, s. 5, 1937 p. 117<br>s. 65a. Enacted by No. 2373, s. 6, 1937, p. 118<br>s. 71. Repealed by No. 43, s. 8, 1945, p. 209<br>s. 72. Amended by No. 43, s. 8, 1945, p. 209<br>s. 76. Amended by No. 17, s. 6, 1948, p. 98<br>s. 77. Substituted by No. 2373, s. 7, 1937, p. 118<br>s. 77a. Enacted by No. 2373, s. 7, 1937, p. 119<br>s. 78a. Enacted by No. 43, s. 10, 1945, p. 210<br>s. 79. Amended by No. 17, s. 5 (2), 1948, p. 98<br>s. 86. Amended by No. 2373, s. 8, 1937, p. 120<br>s. 87. Amended by No. 2373, s. 9, 1937, p. 120<br>s. 96a. Enacted by No. 43, s. 11, 1945, p. 211<br>s. 96b. Enacted by No. 43, s. 11, 1945, p. 211<br>Heading to Part VII. Amended by No. 43, s. 12 1945, p. 211<br>s. 109. Amended by No. 17, s. 5 (3), 1948, p. 98<br>s. 109a. Enacted by No. 43, s. 13, 1945, p. 211<br>s. 112. Amended by No. 43, s. 14, 1945, p. 212<br>s. 114. *In re Metropolitan and Export Abattoirs; ex parte Lowe and others* (1944) S.A.S.R. 138 |
| **Metropolitan Milk Supply Act, 1946** (1946, p. 188) | s. 24. Amended by No. 25, s. 3, 1948, p. 122<br>s. 39. Substituted by No. 25, s. 4, 1948, p. 122<br>s. 42. Amended by No. 25, s. 5, 1948, p. 122<br>s. 43. Substituted by No. 27, s. 3, 1950, p. 76<br>s. 43a. Enacted by No. 27, s. 3, 1950, p. 77 |
| **Mining Act, 1930-1931** (Vol. 6, p. 116).. | s. 3. Amended by s. 4 of No. 2004, 1931 (Vol. 6, p. 161) as revived by No. 15, s. 2, 1941, p. 49, and also amended by No. 58, s. 2, 1940, p. 234<br>s. 4. Amended by s. 5 of No. 2004, 1931 (Vol. 6, p. 161) as revived by No. 15, s. 2, 1941, p. 49, and also amended by No. 58, s. 2, 1940, p. 234<br>s. 5. Amended by s. 6 of No. 2004, 1931 (Vol. 6, p. 162) as revived by No. 15, s. 2, 1941, p. 49<br>s. 19. Amended by No. 58, s. 2, 1940, p. 234<br>s. 20. Amended by No. 58, s. 2, 1940, p. 234<br>s. 20a. Enacted by No. 25, s. 3, 1950, p. 72<br>s. 21. *S.A. Asbestos Syndicate N.L. v. Coola Limited* (1937) S.A.S.R. 1<br>s. 23. Amended by No. 58, s. 2, 1940, p. 234<br>s. 23a. Enacted by No. 11, s. 3, 1946, p. 39<br>s. 27. Amended by s. 7 of No. 2004, 1931 (Vol. 6, p. 162), as revived by No. 15, s. 2, 1941, p. 49, and also amended by No. 58, s. 2, 1940, p. 234 |

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| **Mining Act, 1930-1931** (Vol. 6, p. 116) —*continued.* | s. 29. Amended by No. 58, s. 2, 1940, p. 234<br>s. 31. Amended by No. 58, s. 2, 1940, p. 234<br>s. 47. Amended by No. 11, s. 4, 1946, p. 40<br>s. 52. Amended by No. 11, s. 5, 1946, p. 40<br>Heading to Division VI of Part III. Amended by No. 58, s. 2, 1940, p. 234<br>s. 55. Amended by No. 58, s. 2, 1940, p. 234, and by No. 11, s. 6, 1946, p. 40<br>s. 56. Amended by No. 58, s. 2, 1940, p. 234<br>s. 57. Amended by No. 58, s. 2, 1940, p. 234<br>s. 58. Amended by No. 58, s. 2, 1940, p. 234<br>s. 59. Amended by No. 11, s. 7, 1946, p. 40<br>s. 62a. Enacted by No. 15, s. 3, 1945, p. 53<br>ss. 69a to 69k. Enacted by s. 9 of No. 2004, 1931 (Vol. 6 pp. 162—167) as revived by No. 15, s. 2. 1941, p. 49<br>s. 77. Amended by No. 58, s. 2, 1940, p. 234<br>s. 81. Amended by No. 58, s. 2, 1940, p. 234<br>s. 82. Amended by No. 58, s. 2, 1940, p. 234<br>s. 83. Amended by No. 58, s. 2, 1940, p. 234<br>ss. 85 to 95. Repealed by No. 58, s. 2, 1940, p. 234<br>s. 109. Amended by No. 58, s. 2, 1940, p. 234<br>ss. 111a to 111f. Enacted by No. 15, s. 4, 1945, pp. 54-56<br>s. 112. Amended by No. 58, s. 2, 1940, p. 234<br>s. 113. Amended by No. 58, s. 2, 1940, p. 234<br>s. 120. Amended by No. 58, s. 2, 1940, p. 234<br>s. 125. Substituted by No. 36, s. 3, 1951, p. 81<br>s. 141. Amended by s. 11 of No. 2004, 1931 (Vol. 6, p. 168) as revived by No. 15, s. 2, 1941, p. 49, and also amended by No. 58, s. 2, 1940, p. 234 |
| **Mining Act Amendment Act, 1931** (Vol. 6. p. 161) | s. 12. Repealed by No. 15, s. 2, 1941, p. 49 |
| **Mortgagors Relief Act, 1931-1936** (Vol. 6, p. 215) | s. 3. Amended by No. 20, s. 2, 1940, p. 54, and by No. 25, s. 2, 1943, p. 63<br>s. 5. Amended by No. 20, s. 3, 1940, p. 55, by No. 14, s. 3, 1941, p. 47, and by No. 25, s. 4, 1943, p. 63<br>s. 5a. Amended by No. 20, s. 4, 1940, p. 55, by No. 14, s. 4, 1941, p. 48, and by No. 25, s. 4, 1943, p. 64<br>s. 6. *Peeks Limited v. Adelaide Oil Exploration Company Limited* (1937) S.A.S.R. 154<br>s. 8. Amended by No. 20, s. 5, 1940, p. 55, by No. 14, s. 5, 1941, p. 48, and by No. 25, s. 5, 1943, p. 64<br>s. 9. Amended by No. 20, s. 6, 1940, p. 55, by No. 14, s. 6, 1941, p. 48, and by No. 25, s. 6, 1943, p. 64<br>s. 12. Amended by No. 20, s. 7, 1940, p. 55, by No. 14, s. 7, 1941, p. 48, and by No. 25, s. 7, 1943, p. 64 |
| **The Municipal Tramways Trust Act, 1935** (Vol. 6, p. 227) | s. 11. Amended by No. 60, s. 3, 1940, p. 301<br>s. 17. Amended by No. 60, s. 4, 1940, p. 302<br>s. 26. Amended by No. 60, s. 5, 1940, p. 302<br>s. 35. Substituted by No. 47, s. 2, 1949, p. 160<br>s. 36. Substituted by No. 47, s. 2, 1949, p. 161<br>s. 37. Substituted by No. 47, s. 2, 1949, p. 161<br>ss. 38 to 41. Repealed by No. 47, s. 2, 1949, p. 160<br>s. 68. *Henwood and another v. The Municipal Tramways Trust* (1938) 60 C.L.R. 438; 12 A.L.J. 101, reversing *Henwood and another v. The Municipal Tramways Trust* (1937) S.A.S.R. 390<br>s. 86a. Enacted by No. 2366, s. 2, 1937, p. 98<br>s. 86b. Enacted by No. 2366, s. 2, 1937, p. 99 |

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| **Noxious Weeds Act, 1931-1935** (Vol. 6, p. 319) | s. 5. Amended by No. 19, s. 2 (1), 1939, p. 103<br>s. 6. Amended by No. 2395, s. 2, 1938, p. 41<br>s. 7. Amended by No. 19, s. 2 (2), 1939, p. 103<br>s. 8. Amended by No. 2395, s. 3, 1938, p. 41<br>s. 8a. Amended by No. 2395, s. 4, 1938, p. 41<br>s. 10. Amended by No. 19, s. 3, 1939, p. 103<br>s. 12. Amended by No. 19, s. 4, 1939, p. 104<br>s. 15a. Enacted by No. 2395, s. 5, 1938, p. 42<br>s. 17a. Enacted by No. 19, s. 5, 1939, p. 104<br>s. 24. Amended by No. 2395, s. 6, 1938, p. 42<br>s. 29a. Enacted by No. 2395, s. 7, 1938, p. 42<br>s. 41. Amended by No. 2395, s. 8, 1938, p. 43 |
| **Nurses Registration Act, 1920-1934** (Vol. 6, p. 340) | s. 21. Amended by No. 57, s. 3, 1949, p. 210<br>s. 21a. Enacted by No. 2405, s. 2, 1938, p. 85<br>s. 39a. Enacted by No. 2405, s. 3, 1938, p. 86<br>s. 44. Amended by No. 2405, s. 4, 1938, p. 86 |
| **Offenders Probation Act, 1913-1934** (Vol. 6, p. 372) | s. 5. Amended by No. 25, s. 3, 1945, p. 114<br>s. 7a. Enacted by No. 29, s. 3, 1951, p. 58 |
| **Opticians Act, 1920-1935** (Vol. 6, p. 379) | s. 19. Amended by No. 39, s. 2, 1949, p. 130<br>s. 23. Amended by No. 39, s. 3, 1949, p. 130<br>s. 39. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393<br>s. 46. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393 |
| **Parliamentary Superannuation Act, 1948** (1948, p. 61) | s. 11. Amended by No. 33, s. 3, 1949, p. 114<br>s. 14. Amended by No. 33, s. 4, 1949, p. 114<br>s. 21. Amended by No. 33, s. 5, 1949, p. 115 |
| **Pastoral Act, 1936** (Vol. 6, p. 414) | s. 6. Amended by No. 34, s. 4, 1950, p. 101<br>s. 7. Amended by No. 34, s. 2, 1950, p. 100<br>s. 34. Amended by No. 29, s. 3, 1944, p. 83<br>s. 39. Amended by No. 29, s. 4, 1944, p. 83<br>s. 41. Amended by No. 22, s. 3, 1939, p. 116<br>s. 42a. Enacted by No. 22, s. 4, 1939, p. 116, and amended by No. 29, s. 5, 1944, p. 83, and by No. 34, s. 3, 1950, p. 101<br>s. 42b. Enacted by No. 29, s. 6, 1944, p. 84<br>s. 42c. Enacted by No. 29, s. 6, 1944, p. 84<br>s. 44a. Enacted by No. 25, s. 14, 1939, p. 130<br>s. 48a. Enacted by No. 29, s. 7, 1944, p. 85<br>s. 49. Amended by No. 22, ss. 5 and 6, 1939, p. 117<br>s. 51. Substituted by No. 29, s. 8, 1944, p. 85<br>s. 57. Substituted by No. 29, s. 9, 1944, p. 86<br>s. 61a. Enacted by No. 22, s. 7, 1939, p. 117<br>s. 62. Amended by No. 29, s. 10, 1944, p. 86<br>s. 64. Amended by No. 29, s. 11, 1944, p. 86<br>s. 66. Amended by No. 29, s. 12, 1944, p. 87<br>s. 70. Amended by No. 29, s. 13, 1944, p. 87<br>s. 81. Amended by No. 22, s. 8, 1939 p. 118, and by No. 29, s. 14, 1944, p. 87<br>s. 86. Repealed by No. 29, s. 15, 1944, p. 87<br>s. 88. Amended by No. 22, ss. 9 and 10, 1939, p. 118<br>s. 90. Amended by No. 22, s. 11, 1939, p. 118<br>s. 94. Amended by No. 22, s. 12, 1939, p. 119<br>s. 95. Amended by No. 22, s. 13, 1939, p. 119, and by No. 29, s. 16, 1944, p. 87<br>s. 96. Amended by No. 29, s. 17, 1944, p. 88<br>ss. 115 and 116. Repealed by No. 22, s. 14, 1939, p. 119<br>s. 128a. Enacted by No. 22, s. 15, 1939, p. 119 |

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| **Pastoral Act, 1936** (Vol. 6, p. 414)—*continued.* | s. 134. Amended by No. 34, s. 4, 1950, p. 101<br>s. 136. Amended by No. 22, s. 16, 1939, p. 120<br>s. 137. Amended by No. 29, s. 18, 1944, p. 88<br>s. 139. Repealed by No. 29, s. 19, 1944, p. 89<br>s. 140a. Enacted by No. 31, s. 2, 1948, p. 143<br>s. 141. Amended by No. 29, s. 20 (1), 1944, p. 89, and by No. 31, s. 2, 1948, p. 144<br>s. 142. Amended by No. 29, s. 20 (2), 1944, p. 89<br>s. 146. Amended by No. 29, s. 20 (3), 1944, p. 89<br>First schedule. Amended by No. 22, s. 17, 1939, p. 120 |
| **Pawnbrokers Act, 1888-1934** (Vol. 6, p. 464) | s. 45a. Enacted by No. 26, s. 2, 1950, p. 74<br>s. 54. Amended by No. 26, s. 3, 1950, p. 74<br>First schedule. Amended by No. 26, s. 4, 1950, p. 75 |
| **Payment of Members of Parliament Act, 1948** (1948, p. 68) | s. 4. Amended by No. 5, s. 3, 1951, p. 8<br>s. 5. Amended by No. 5, s. 4, 1951, p. 9 |
| **Pharmacy Act, 1935-1936** (Vol. 6, p. 501) | s. 22a. Enacted by No. 27, s. 3, 1942, p. 77<br>s. 26a. Enacted by No. 27, s. 4, 1942, p. 79<br>s. 26b. Enacted by No. 27, s. 4, 1942, p. 80<br>s. 26c. Enacted by No. 27, s. 4, 1942, p. 81<br>s. 26d. Enacted by No. 38, s. 3, 1947, p. 99<br>s. 26e. Enacted by No. 38, s. 3, 1947, p. 100<br>s. 26f. Enacted by No. 38, s. 3, 1947, p. 101<br>s. 30. Amended by No. 21, s. 3, 1951, p. 39<br>s. 31. Amended by No. 27, s. 5, 1942, p. 81<br>s. 31a. Enacted by No. 27, s. 6, 1942, p. 82<br>s. 33a. Enacted by No. 2354, s. 2, 1937, p. 51 |
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| **Roads (Opening and Closing) Act, 1932-1936** (Vol. 7, p. 342)—*continued.* | s. 11. Amended by No. 47, ss. 3 and 12, 1946, pp. 213, 220<br>s. 11a. Enacted by No. 47, s. 4, 1946, p. 215<br>s. 14. Amended by No. 47, ss. 5 and 12, 1946, pp. 216, 220<br>s. 16. Amended by No. 47, s. 6, 1946, p. 216<br>s. 17. Amended by No. 47, ss. 7 and 12, 1946, pp. 217, 220<br>s. 18. Amended by No. 47, s. 12, 1946, p. 220<br>s. 20. Amended by No. 47, s. 8, 1946, p. 217<br>ss. 20a to 20d. Enacted by No. 47, s. 9, 1946, p. 217<br>s. 22. Amended by No. 47, s. 10, 1946, p. 219<br>s. 23. Amended by No. 47, ss. 11 (1) and 12, 1946, p. 220<br>s. 27. Amended by No. 47, s. 12, 1946, p. 220<br>Second schedule. Amended by No. 47, s. 12, 1946, p. 220<br>Third schedule. Amended by No. 47, s. 12, 1946, p. 220<br>Fourth schedule. Amended by No. 47, s. 12, 1946, p. 220<br>Fifth schedule. Enacted by No. 47, s. 11 (2), 1946, p. 220 |
| **Road Traffic Act, 1934-1936** (Vol. 7, p. 359) | This Act, as amended by No. 2416, 1938, p. 140, No. 23, 1939, p. 121, No. 34, 1939, p. 196, No. 45, 1939, p. 338, No. 61, 1940, p. 304, No. 2, 1941, p. 3, No. 46, 1941, p. 197, No. 4, 1942, p. 7, No. 17, 1942, p. 50, No. 35, 1943, p. 104, No. 2, 1944, p. 3, No. 20, 1944, p. 47, No. 2, 1945, p. 3, No. 40, 1945, p. 191, No. 4, 1946, p. 21, No. 3, 1947, p. 4, No. 40, 1947, p. 105, No. 55, 1948, p. 236, and No. 29, 1950, p. 80, and with notes of judicial decisions, is reprinted in the 1950 volume, p. 279. *See also* the following paragraph |
| **Road Traffic Act, 1934-1950** (1950, p. 279) | s. 9. Amended by No. 48, s. 4, 1951, p. 125<br>s. 9d. Enacted by No. 48, s. 5, 1951, p. 126<br>s. 10b. Amended by No. 48, s. 6, 1951, p. 126<br>s. 20. Amended by No. 48, s. 7, 1951, p. 127<br>s. 26. Amended by No. 48, s. 8, 1951, p. 127<br>s. 27. Amended by No. 48, s. 9, 1951, p. 127<br>s. 31. Amended by No. 48, s. 10, 1951, p. 127<br>s. 36. Substituted by No. 48, s. 11, 1951, p. 127<br>s. 40c. Enacted by No. 48, s. 12, 1951, p. 127<br>s. 42. Amended by No. 48, s. 13, 1951, p. 128<br>s. 45. Amended by No. 48, s. 14, 1951, p. 128<br>s. 48. Amended by No. 48, s. 15, 1951, p. 129<br>*Hunter v. Fitzgerald* (1951) S.A.S.R. 126<br>*Thomas v. O'Sullivan* (1951) S.A.S.R. 149<br>s. 61. Amended by No. 48, s. 16, 1951, p. 129<br>s. 67a. Amended by No. 48, s. 17, 1951, p. 130<br>s. 70c. Amended by No. 48, s. 18, 1951, p. 130<br>s. 70d. Amended by No. 48, s. 19, 1951, p. 130<br>s. 70g. Amended by No. 48, s. 20, 1951, p. 130<br>s. 70h. Substituted by No. 30, s. 4, 1951, p. 65<br>s. 119. Amended by No. 48, s. 21, 1951, p. 130<br>s. 127a. Amended by No. 48, s. 22, 1951, p. 131<br>s. 130a. *Hine v. O'Connor and Chambers and The Fire Brigades Board* (1951) S.A.S.R. 1<br>s. 130c. Substituted by No. 48, s. 23, 1951, p. 131<br>s. 131. Amended by No. 48, s. 24, 1951, p. 132<br>s. 131a. Enacted by No. 48, s. 25, 1951, p. 132<br>s. 139. Amended by No. 48, s. 26, 1951, p. 132<br>s. 152a. Enacted by No. 48, s. 27, 1951, p. 133<br>s. 156a. *Hine v. O'Connor and Chambers and The Fire Brigades Board* (1951) S.A.S.R. 1 |

| Act Affected. | How Affected. |
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| **Sale of Fruit Act, 1915-1935** (Vol. 7, p. 465) | Schedule. Substituted by regulations *Gazette* 3rd December, 1936, p. 1195, and amended by regulations *Gazette* 25th December, 1947, p. 2265 |
| **The Sale of Goods Act, 1895-1936** (Vol. 7, p. 474) | s. 4. *Clements v. Hoppo* (1937) S.A.S.R. 231. Leave to appeal to the High Court refused, 59 C.L.R. 807 (note)<br>s. 13. *Clarke v. McMahon* (1939) S.A.S.R. 64<br>s. 25. *Langmead v. Thyer Rubber Co. Limited* (1947) S.A.S.R. 29<br>s. 32. Amended by No. 36, s. 3, 1943, p. 112<br>s. 57a. Amended by No. 2357, s. 4, 1937, p. 56 |
| **Sandalwood Act, 1930-1936** (Vol. 7, p. 498) | s. 11. Amended by No. 9, s. 3, 1940, p. 19, by No. 7, s. 3, 1943, p. 15, and by No. 12, s. 3, 1946, p. 42, and repealed by No. 12, s. 3, 1949, p. 51 |
| **The Savings Bank of South Australia Act, 1929-1935** (Vol. 7, p. 526) | s. 2. Amended by No. 33, s. 2, 1948, p. 155<br>s. 4. Amended by No. 25, s. 2, 1949, p. 81<br>s. 4a. Enacted by No. 27, s. 3, 1945, p. 120<br>s. 5. Amended by No. 13, s. 3, 1942, p. 33, and by No. 31, s. 7 (2), 1947, p. 86<br>s. 8. Amended by No. 13, s. 5, 1942, p. 34<br>s. 16. Amended by No. 13, s. 6, 1942, p. 34<br>s. 17. Amended by No. 13, s. 7, 1942, p. 34, and by No. 33, s. 3, 1948, p. 155<br>s. 19. Amended by No. 25, s. 3, 1949, p. 81<br>s. 20. Amended by No. 25, s. 4, 1949, p. 82<br>s. 26a. Enacted by No. 27, s. 4, 1945, p. 121<br>s. 27. Amended by No. 13, s. 8, 1942, p. 34<br>s. 28. Substituted by No. 13, s. 9, 1942, p. 34<br>s. 29. Substituted by No. 13, s. 10, 1942, p. 35<br>s. 30. Substituted by No. 13, s. 11, 1942, p. 35<br>s. 30a. Enacted by No. 27, s. 5, 1945, p. 121<br>s. 31. Amended by No. 13, s. 12, 1942, p. 35<br>s. 32a. Enacted by No. 31, s. 2, 1947, p. 84<br>s. 33. Amended by No. 13, s. 13, 1942, p. 36<br>s. 34. Substituted by No. 27, s. 6, 1945, p. 121<br>s. 38. Amended by No. 13, s. 14, 1942, p. 36, and by No. 31, s. 3, 1947, p. 85<br>s. 39. Amended by No. 13, s. 15, 1942, p. 37<br>s. 40. Amended by No. 13, s. 16, 1942, p. 37<br>s. 41. Amended by No. 13, s. 17, 1942, p. 37<br>s. 42. Amended by No. 13, s. 18, 1942, p. 37, and by No. 25, s. 5, 1949, p. 82<br>s. 42a. Enacted by No. 13, s. 19, 1942, p. 37<br>s. 42b. Enacted by No. 13, s. 19, 1942, p. 38<br>s. 43. Substituted by No. 31, s. 4, 1947, p. 85<br>s. 44. Amended by No. 13, s. 21, 1942, p. 38<br>s. 45. Amended by No. 13, s. 22, 1942, p. 38<br>s. 46. Amended by No. 31, s. 5, 1947, p. 85<br>s. 47. Amended by No. 31, s. 6, 1947, p. 85<br>s. 48. Substituted by No. 13, s. 23, 1942, p. 38<br>s. 50. Amended by No. 31, s. 7 (1), 1947, p. 86, and by No. 25, s. 6, 1949, p. 82<br>s. 51. Amended by No. 13, s. 24, 1942, p. 39. and by No. 25, s. 7, 1949, p. 82<br>s. 52. Substituted by No. 13, s. 25, 1942, p. 39, and amended by No. 25, s. 8, 1949, p. 82<br>s. 53. Substituted by No. 25, s. 9, 1949, p. 83<br>s. 54. Repealed by No. 13, s. 27, 1942, p. 39<br>s. 57. Amended by No. 13, s. 28, 1942, p. 40<br>s. 59. Amended by No. 13, s. 29, 1942, p. 40, by No. 31, s. 8, 1947, p. 86, by No. 33, s. 4, 1948, p. 155, and by No. 25, s. 10, 1949, p. 83 |

| Act Affected. | How Affected. |
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| **The Savings Bank of South Australia Act, 1929-1935** (Vol. 7, p. 526)—*contd.* | s. 60. Amended by No. 31, s. 9, 1947, p. 86<br>s. 60a. Enacted by No. 33, s. 5, 1948, p. 156<br>s. 61. Amended by No. 13, s. 30, 1942, p. 40<br>s. 62. Amended by No. 13, s. 31, 1942, p. 40<br>s. 63. Amended by No. 13, s. 32, 1942, p. 40<br>s. 64. Substituted by No. 13, s. 33, 1942, p. 40<br>s. 65. Substituted by No. 25, s. 11, 1949, p. 83<br>s. 66. Substituted by No. 13, s. 35, 1942, p. 41<br>s. 67. Substituted by No. 13, s. 36, 1942, p. 41<br>s. 69. Substituted by No. 13, s. 37, 1942, p. 42 |
| **Scaffolding Inspection Act, 1934** (Vol. 7, p. 557) | s. 3. Amended by No. 5, s. 2, 1940, p. 7<br>Second schedule. Amended by regulations *Gazette*, 14th September, 1944, p. 324 |
| **Second-hand Dealers Act, 1919-1934** (Vol. 7, p. 570) | s. 9a. Amended by No. 41, s. 2, 1950, p. 118<br>s. 9b. Enacted by No. 41, s. 2, 1949, p. 133<br>s. 10. Amended by No. 41, s. 3, 1949, p. 134 |
| **Settled Estates Act, 1880**( Vol. 7, p. 590) | s. 34. Amended by No. 17, s. 3 (1), 1943, p. 36. |
| **Sewerage Act, 1929-1936** (Vol. 7, p. 605) | s. 4. Amended by No. 48, s. 3, 1946, p. 222<br>s. 10. Repealed by No. 48, s. 4, 1946, p. 223<br>s. 11. Repealed by No. 48, s. 4, 1946, p. 223<br>s. 31a. Enacted by No. 48, s. 5, 1946, p. 223<br>s. 32. Amended by No. 48, s. 6, 1946, p. 223<br>s. 64. Amended by No. 48, s. 7, 1946, p. 223<br>s. 75a. Enacted by No. 48, s. 8, 1946, p. 223<br>s. 85. Amended by No. 48, s. 9, 1946, p. 224 |
| **Shearers Accommodation Act, 1922-1935** (Vol. 7, p. 647) | This Act, as amended by No. 35, 1942, p. 122, and with notes of judicial decisions, is reprinted in the 1942 volume, p. 137. *See also* the following paragraph. |
| **Shearers Accommodation Act, 1922-1942** (1942, p. 137) | s. 6. Amended by No. 24, s. 2 (1), 1947, p. 62 |
| **Soil Conservation Act, 1939** (1939, p. 124) | s. 2. Amended by No. 44, s. 3, 1945, p. 213<br>s. 2a. Enacted by No. 44, s. 4, 1945, p. 214<br>s. 4. Amended by No. 44, s. 5, 1945, p. 214<br>s. 6. Substituted by No. 37, s. 2, 1943, p. 114<br>ss. 6a to 6i. Enacted by No. 44, s. 6, 1945, pp. 214-218<br>s. 10a. Enacted by No. 37, s. 3, 1943, p. 114, and repealed by No. 44, s. 7, 1945, p. 218<br>s. 12. Amended by No. 37, s. 4, 1943, p. 115<br>s. 12a. Enacted by No. 44, s. 8, 1945, p. 218, and amended by No. 32, s. 3, 1947, p. 87<br>s. 13a. Enacted by No. 37, s. 5, 1943, p. 116, and repealed by No. 32, s. 4, 1947, p. 88<br>ss. 13b. to 13m. Enacted by No. 44, s. 10, 1945, pp. 219-225<br>s. 13n. Enacted by No. 44, s. 10, 1945, p. 226, and amended by No. 32, s. 5, 1947, p. 88<br>s. 13o. Enacted by No. 44, s. 10, 1945, p. 226, and amended by No. 32, s. 6, 1947, p. 88<br>s. 18. Amended by No. 37, s. 6, 1943, p. 117, and by No. 44, s. 11, 1945, p. 226<br>s. 19. Enacted by No. 37, s. 7, 1943, p. 117 |

| Act Affected. | How Affected. |
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| **South Australian Housing Trust Act, 1936** (Vol. 7, p. 653) | s. 2. Amended by No. 21, s. 2, 1942, p. 58<br>s. 8. Amended by No. 21, s. 3, 1942, p. 58<br>s. 13. Amended by No. 49, s. 2, 1946, p. 225<br>s. 13a. Enacted by No. 49, s. 3, 1946, p. 226<br>s. 14. Substituted by No. 21, s. 4, 1942, p. 59, and amended by No. 7, s. 2, 1947, p. 10<br>s. 14a. Enacted by No. 21, s. 4, 1942, p. 59<br>s. 14b. Enacted by No. 21, s. 4, 1942, p. 59<br>s. 14c. Enacted by No. 21, s. 4, 1942, p. 59<br>s. 20. Amended by No. 21, s. 5, 1942, p. 59<br>s. 24a. Enacted by No. 10, s. 2, 1948, p. 70<br>s. 25. Substituted by No. 21, s. 6, 1942, p. 59<br>s. 27. Amended by No. 2371, s. 4, 1937, p. 108 and by No. 21, ss. 7 and 8, 1942, p. 60<br>s. 28a. Enacted by No. 46, s. 3, 1940, p. 146 and amended by No. 21, s. 9, 1942, p. 60<br>s. 28b. Enacted by No. 21, s. 10, 1942, p. 61<br>s. 29a. Enacted by No. 2371, s. 5, 1937, p. 108<br>Schedule. Enacted by No. 49, s. 4, 1946, p. 227 |
| **South Australian Railways Commissioner's Act, 1936** (Vol. 7, p. 661) | s. 38. Amended by No. 47, s. 3, 1941, p. 202<br>s. 42. Substituted by No. 47, s. 4, 1941, p. 202<br>ss. 42a to 42f. Enacted by No. 47, s. 4, 1941, pp. 202, 203<br>s. 43. Repealed by No. 47, s. 4, 1941, p. 202<br>s. 44. Amended by No. 47, s. 5, 1941, p. 204<br>s. 44a. Enacted by No. 47, s. 6, 1941, p. 204<br>s. 47a. Enacted by No. 47, s. 7, 1941, p. 205<br>s. 49. Amended by No. 47, s. 8, 1941, p. 205<br>ss. 53a to 53x. Enacted by No. 2400, s. 3, 1938, pp. 67-73<br>ss. 56a and 56b. Enacted by No. 55, s. 3, 1950, pp. 182, 183<br>s. 113. Repealed by No. 55, s. 4, 1950, p. 183<br>s. 114. Repealed by No. 55, s. 4, 1950, p. 183 |
| **South-Eastern Drainage Act, 1931-1935** (Vol. 7, p. 721) | s. 6. Amended by No. 25, s. 3, 1947, p. 65<br>s. 42. *The South-Eastern Drainage Board (South Australia) v. The Savings Bank of South Australia* (1939) 62 C.L.R. 603; 13 A.L.J. 421, varying *Savings Bank of South Australia v. South-Eastern Drainage Board and another* (1939) S.A.S.R. 339<br>s. 66. *The South-Eastern Drainage Board (South Australia) v. The Savings Bank of South Australia* (1939) 62 C.L.R. 603; 13 A.L.J. 421, varying *Savings Bank of South Australia v. South-Eastern Drainage Board and another* (1939) S.A.S.R. 339<br>s. 81. Amended by No. 25, s. 4, 1947, p. 66<br>s. 81a. Enacted by No. 25, s. 5, 1947, p. 66<br>s. 88. Amended by No. 25, s. 6, 1947, p. 67<br>s. 90. *In re Cameron and Ryder* (1937) S.A.S.R. 143<br>s. 98. *In re Cameron and Ryder* (1937) S.A.S.R. 143<br>s. 101. *In re Cameron and Ryder* (1937) S.A.S.R. 143<br>ss. 103a to 103j. Enacted by No. 34, s. 3, 1948, pp. 159-162 |
| **Stamp Duties Act, 1923-1936** (Vol. 7, p. 762) | This Act as amended by No. 2359, 1937, p. 59, and with notes of judicial decisions, is reprinted in the 1937 volume, p. 221. *See also* the following paragraph. |
| **Stamp Duties Act, 1923-1937** (1937, p. 221) | s. 15. Amended by No. 48, s. 2, 1941, p. 206<br>s. 15a. Enacted by No. 48, s. 3, 1941, p. 206<br>s. 27. Amended by No. 48, s. 4, 1941, p. 207<br>s. 31. Amended by No. 48, s. 5, 1941, p. 207 |

| Act Affected. | How Affected. |
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| **Stamp Duties Act, 1923-1937** (1937, p. 221)—*continued.* | s. 31a. Enacted by No. 2387, s. 3, 1938, p. 12<br>s. 45a. Enacted by No. 22, s. 2, 1942, p. 62<br>s. 48a. Enacted by No. 16, s. 3, 1950, p. 38<br>s. 56a. Enacted by No. 48, s. 6, 1941, p. 207<br>s. 66a. Enacted by No. 48, s. 7, 1941, p. 208<br>s. 71a. Enacted by No. 48, s. 8, 1941, p. 208<br>s. 71b. Enacted by No. 48, s. 8, 1941, p. 208<br>s. 79. Amended by No. 48, s. 9, 1941, p. 209<br>s. 83a. Enacted by No. 48, s. 10, 1941, p. 209<br>s. 109a. Enacted by No. 22, s. 3, 1942, p. 63<br>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 |
| **Stamp Duties Act Amendment Act, 1945** (1945, p. 139) | s. 4. Amended by No. 41, s. 3, 1947, p. 107 |
| **State Bank Act, 1925-1936** (Vol. 7, p. 812) | s. 8. Amended by No. 23, s. 3, 1941, p. 85<br>s. 37a. Enacted by No. 23, s. 4, 1941, p. 85<br>s. 76a. Amended by No. 23, s. 5, 1941, p. 86 |
| **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. 5. Amended by No. 29, ss. 3 and 4 (1), 1946 pp. 132, 133<br>s. 6. Amended by No. 29, s. 4 (2), 1946, p. 133<br>s. 10a. Enacted by No. 31, s. 2, 1941, p. 115<br>s. 10b. Enacted by No. 31, s. 2, 1941, p. 116<br>s. 18. Amended by No. 29, s. 5, 1946, p. 133<br>s. 19. Amended by No. 29, s. 6 (1), 1946, p. 133<br>s. 20. Amended by No. 29, s. 7, 1946, p. 134<br>s. 29. Substituted by No. 29, s. 8, 1946, p. 134<br>s. 30. Substituted by No. 29, s. 9, 1946, p. 134<br>s. 31. Substituted by No. 29, s. 10, 1946, p. 135<br>s. 37. Repealed by No. 29, s. 11, 1946, p. 136<br>s. 38. Substituted by No. 29, s. 12, 1946, p. 136<br>s. 39. Amended by No. 29, s. 13, 1946, p. 136<br>s. 41. Repealed by No. 29, s. 11, 1946, p. 136<br>s. 42. Amended by No. 29, s. 14, 1946, p. 136<br>s. 43a. Enacted by No. 31, s. 3, 1941, p. 116<br>s. 48. Amended by No. 29, s. 4 (3), 1946, p. 133<br>Second schedule. Repealed by No. 29, s. 4 (4), 1946, p. 133<br>Third schedule. Amended by No. 29, s. 6 (2), 1946, p. 134<br>Fourth schedule. Repealed by No. 29, s. 4 (4), 1946, p. 133 |
| **Stock Foods Act, 1941** (1941, p. 118) | s. 8. Amended by No. 18, s. 2, 1948, p. 99<br>s. 15. Amended by No. 10, s. 2, 1944, p. 22<br>s. 16. Amended by No. 10, s. 3, 1944, p. 22 |
| **Subdivided Land Debts Act, 1932-1934** (Vol. 8, p. 83) | s. 15. *Lake Beach Estate Limited v. Mitchell* (1939) S.A.S.R. 209, reversing *Lake Beach Estate Limited v. Mitchell* (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. *See also* the following paragraph |

| Act Affected. | How Affected. |
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| **Succession Duties Act, 1929-1942** (1942, p. 144) | s. 4. *Ashby and another v. The Commissioner of Succession Duties (South Australia)* (1942) 67 C.L.R. 284; 16 A.L.J. 259, reversing *Ashby and another v. The Commissioner of Succession Duties* (1942) S.A.S.R. 102<br>*Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R. 34<br>s. 8. *In re Murphy, deceased* (1951) S.A.S.R. 28<br>s. 10a. Enacted by No. 28, s. 2, 1943, p. 73<br>s. 13a. Enacted by No. 49, s. 3, 1951, p. 135<br>s. 20. *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R 34.<br>s. 35 (3). *Freeman v. The Commissioner of Succession Duties* (1945) S.A.S.R. 139<br>s. 46 (1). *In re Gebhardt* (1943) S.A.S.R. 380<br>s. 55aa. Enacted by No. 49, s. 4, 1951, p. 136<br>s. 55b. Amended by No. 28, s. 3, 1943, p. 74<br>s. 56a. Enacted by No. 50, s. 3, 1949, p. 173<br>s. 59. *Commissioner of Succession Duties (S.A.) v. Executor Trustee and Agency Company of South Australia Limited and others* (1947) 74 C.L.R. 358; 21 A.L.J. 210, reversing *In re Clifford; Executor Trustee and Agency Company of South Australia Limited and others v. The Commissioner of Succession Duties* (1946) S.A.S.R. 31<br>s. 61a. Enacted by No. 35, s. 3, 1950, p. 102 |
| **Superannuation Act, 1926-1935** (Vol. 8, p. 129) | s. 8. Amended by No. 50, s. 2, 1946, p. 231<br>s. 21. Amended by No. 50, s. 3, 1946, p. 231<br>s. 22a. Enacted by No. 32, s. 4, 1951, p. 68<br>s. 23. Amended by No. 50, s. 4, 1946, p. 232, by No. 12, s. 4, 1948, p. 74, and by No. 62, s. 3, 1949, p. 223<br>s. 24. Substituted by No. 12, s. 5, 1948, p. 75<br>s. 24a. Enacted by No. 29, s. 3, 1942, p. 87, and substituted by No. 12, s. 5, 1948, p. 76<br>s. 24b. Enacted by No. 29, s. 3, 1942, p. 88, and substituted by No. 12, s. 5, 1948, p. 77<br>s. 24ba. Enacted by No. 12, s. 5, 1948, p. 78<br>s. 24bb. Enacted by No. 12, s. 5, 1948, p. 79<br>s. 24bc. Enacted by No. 12, s. 5, 1948, p. 79<br>s. 24bd. Enacted by No. 12, s. 5, 1948, p. 79, and amended by No. 32, s. 5, 1951, p. 69<br>s. 24be. Enacted by No. 12, s. 5, 1948, p. 79<br>s. 24c. Enacted by No. 29, s. 3, 1942, p. 89<br>s. 24d. Enacted by No. 50, s. 6, 1946, p. 232, and repealed by No. 12, s. 6, 1948, p. 80<br>s. 26. Substituted by No. 12, s. 7, 1948, p. 80<br>ss. 26a and 26b. Repealed by No. 12, s. 8, 1948, p. 80<br>ss. 26c and 26d. Enacted by No. 2422, s. 3, 1938, pp. 196-197, and repealed by No. 12, s. 8, 1948, p. 80<br>s. 26e. Enacted by No. 14, s. 3, 1940, p. 35<br>s. 26f. Enacted by No. 50, s. 7, 1946, p. 233<br>s. 28. Amended by No. 50, s. 8, 1946, p. 234<br>s. 28a. Enacted by No. 32, s. 6, 1951, p. 69<br>ss. 28a and 28b. Enacted by No. 12, s. 9, 1948, p. 81<br>s. 28ba. Enacted by No. 32, s. 7, 1951, p. 70<br>ss. 28c to 28e. Enacted by No. 12, s. 9, 1948, pp. 81-83<br>s. 29. Substituted by No. 32, s. 8, 1951, p. 70<br>s. 30. Repealed by No. 32, s. 8, 1951, p. 70<br>s. 34a. Enacted by No. 32, s. 9, 1951, p. 71<br>s. 39. Amended by No. 12, s. 12, 1948, p. 83, and by No. 32, s. 10, 1951, p. 71<br>s. 40. Amended by No. 50, s. 9, 1946, p. 234 |

| Act Affected. | How Affected. |
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| **Superannuation Act, 1926-1935** (Vol. 8, p. 129)—*continued.* | *In re Jennings Gould and the South Australian Superannuation Fund Board* (1945) S.A.S.R. 50<br>s. 42. Amended by No. 50, s. 10, 1946, p. 234, by No. 12, s. 13, 1948, p. 83, and by No. 32, s. 11, 1951, p. 71<br>s. 43. Amended by No. 50, s. 11, 1946, p. 234, by No. 12, s. 14, 1948, p. 83, and by No. 32, s. 12, 1951, p. 71<br>s. 43a. Enacted by No. 32, s. 13, 1951, p. 72<br>s. 44. Amended by No. 29, s. 4, 1942, p. 89, by No. 12, s. 15, 1948, p. 83, and by No. 32, s. 14, 1951, p. 72<br>s. 48. Amended by No. 12, s. 16, 1948, p. 83, and by No. 32, s. 15, 1951, p. 72<br>s. 49. Amended by No. 29, s. 5, 1942, p. 89, by No. 12, s. 17, 1948, p. 84, and by No. 32, s. 16, 1951, p. 72,<br>s. 51. Amended by No. 12, s. 18, 1948, p. 84<br>s. 58. Substituted by No. 12, s. 19, 1948, p. 84<br>s. 58a. Enacted by No. 12, s. 20, 1948, p. 85<br>s. 66a. Enacted by No. 62, s. 4, 1949, p. 224<br>s. 66b. Enacted by No. 62, s. 4, 1949, p. 225<br>s. 72. Amended by No. 50, s. 13, 1946, p. 236<br>s. 83. Amended by No. 50, s. 14, 1946, p. 236<br>Schedule I. Amended by No. 12, s. 21, 1948, p. 85<br>Schedule II. Amended by No. 12, s. 21, 1948, p. 85<br>Schedule III. Enacted by No. 50, s. 15, 1946, p. 237, and amended by No. 12, s. 21, 1948, p. 85<br>Schedule IV. Enacted by No. 50, s. 15, 1946, p. 238, and amended by No. 12, s. 21, 1948, p. 84<br>Schedule V. Enacted by No. 32, s. 17, 1951, p. 72<br>Schedule VI. Enacted by No. 32, s. 17, 1951, p. 74 |
| **Supreme Court Act, 1935-1936** (Vol. 8, p. 168) | s. 9. Amended by No. 38, s. 3, 1944, p. 178<br>s. 12. Amended by No. 33, s. 3, 1947, p. 89, and by No. 6, s. 3, 1951, p. 10<br>ss. 13a to 13g. Enacted by No. 38, s. 4, 1944, pp. 178-181<br>s. 13h. Enacted by No. 38, s. 4, 1944, p. 181, and substituted by No. 33, s. 4, 1947, p. 89<br>s. 40. *Tilley v. Tilley* (1945) S.A.S.R. 81<br>s. 50. *Chapman v. Chapman and Holmes* (1946) S.A.S.R. 217<br>*Campbell v. O'Sullivan* (1947) S.A.S.R. 195<br>s. 59. *R. v. Ford* (1945) S.A.S.R. 118 |
| **Surplus Revenue Act, 1938** (1938, p. 79) | s. 3a. Enacted by No. 37, s. 3, 1951, p. 83<br>s. 3b. Enacted by No. 37, s. 3, 1951, p. 84 |
| **Surveyors Act, 1935** (Vol. 8, p. 216).... | s. 14. Substituted by No. 20, s. 2, 1948, p. 101<br>s. 16. Amended by No. 20, s. 3, 1948, p. 101<br>s. 17. Amended by No. 20, s. 4, 1948, p. 102<br>s. 47. Amended by No. 29, s. 2, 1949, p. 90<br>Third schedule. Amended by No. 29, s. 3, 1949, p. 90 |
| **Swine Compensation Act, 1936** (Vol. 8, p. 234) | s. 4. Amended by No. 29, s. 2, 1940, p. 82, by No. 20, s. 2, 1946, p. 107, and by No. 11, s. 2, 1951, p. 17<br>s. 5. Amended by No. 20, s. 3, 1946, p. 107<br>s. 6. Amended by No. 29, s. 3, 1940, p. 82, by No. 20, s. 4, 1946, p. 108, and by No. 38, s. 2, 1951, p. 85<br>s. 7. Amended by No. 20, s. 5, 1946, p. 108<br>s. 8. Amended by No. 29, s. 4, 1940, p. 82, and by No. 20, s. 6, 1946, p. 108<br>s. 9. Amended by No. 29, s. 5, 1940, p. 83<br>s. 12. Amended by No. 29, s. 6, 1940, p. 83<br>s. 13. Amended by No. 29, s. 7, 1940, p. 83<br>s. 14. Amended by No. 29, s. 8, 1940, p. 84, and by No. 38, s. 3, 1951, p. 85<br>s. 16. Amended by No. 20, s. 7, 1946, p. 108 |

| Act Affected. | How Affected. |
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| **Technical Education of Apprentices Act, 1917-1934** (Vol. 8, p. 243) | s. 2. Amended by No. 47, s. 3, 1940, p. 148<br>s. 11. Amended by No. 47, s. 4, 1940, p. 148<br>s. 17. Amended by No. 47, s. 5, 1940, p. 149<br>s. 18. Substituted by No. 47, s. 6, 1940, p. 150<br>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<br>s. 3. *In re Harris* (1936) S.A.S.R. 497<br>*In re Whiting* (1938) S.A.S.R. 188<br>*In re Schwerdt* (1939) S.A.S.R. 333<br>*In re Gerloff* (1941) S.A.S.R. 156<br>*In re Naffin deceased, Naffin and others v. Naffin and others* (1941) S.A.S.R. 294<br>*In re Small, Harris v. Public Trustee and another* (1942) S.A.S.R. 183<br>*In re Wade* (1946) S.A.S.R. 131<br>*In re Preece* (1947) S.A.S.R. 134<br>*In re Traeger* (1949) S.A.S.R. 180<br>*In re Wheare* (1950) S.A.S.R. 61<br>s. 4. Amended by No. 29, s. 4, 1943, p. 76<br>*In re Traeger, deceased* (1948) S.A.S.R. 248<br>s. 5. Amended by No. 29, s. 5, 1943, p. 77<br>*In re Traeger* (1949) S.A.S.R. 180<br>s. 13. *In re Whiting* (1938) S.A.S.R. 188 |
| **Town Planning Act, 1929** (Vol. 8, p. 261) | s. 22. *Adelaide Development Company Proprietary Limited v. Pohlner* (1933) 49 C.L.R. 25, affirming *Pohlner v. The Adelaide Development Company Limited* (1932) S.A.S.R. 346<br>*Lake Beach Estate Limited v. Mitchell* (1939) S.A.S.R. 209, reversing *Lake Beach Estate Limited v. Mitchell* (1938) S.A.S.R. 280 |
| **Trading Stamp Act, 1924-1935,** (Vol. 8, p. 280) | s. 5a (2). *Rex v. Morgan. Ex parte Home Benefits (Proprietary) Limited* (1938) S.A.S.R. 266<br>*Home Benefits Proprietary Limited v. Crafter Household Benefits Proprietary Limited v. Crafter* (1938-1939) 61 C.L.R. 701 ; 13 A.L.J. 93 |
| **The Travelling Stock Waybills Act, 1911-1936** (Vol. 8, p. 286) | s. 5. Amended by No. 15, s. 2, 1947, p. 36<br>s. 6. Amended by No. 15, s. 3, 1947, p. 36 |
| **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. *See also* the following paragraph |
| **Trustee Act, 1936-1942** (1942, p. 185).. | s. 5. Amended by No. 5, s. 3, 1950, p. 7<br>s. 7. Amended by No. 24, s. 3, 1946, p. 119<br>s. 37. Amended by No. 5, s. 4, 1950, p. 7<br>s. 41. Amended by No. 5, s. 5, 1950, p. 8<br>s. 49. *In re James deceased : Bagots Executor and Trustee Company Limited and another v. McGregor and others* (1949) S.A.S.R. 143<br>s. 59. Amended by No. 5, s. 6, 1950, p. 8 |
| **University of Adelaide Act, 1935-1936** (Vol. 8, p. 352) | s. 3. Amended by No. 9, s. 2, 1950, p. 17<br>s. 12. Amended by No. 10, s. 3, 1942, p. 23<br>ss. 18a to 18i. Enacted by No. 9, s. 3, 1950, pp. 18-20<br>s. 24. Amended by No. 10, s. 4, 1942, p. 24<br>s. 25. Amended by No. 2340, s. 2, 1937, p. 3, and by No. 9, s. 3, 1943, p. 17<br>s. 26. Amended by No. 2340, s. 3, 1937, p. 3<br>s. 26a. Enacted by No. 9, s. 3, 1946, p. 34<br>s. 27. Repealed by No. 2340, s. 4, 1937, p. 4<br>Third schedule. Repealed by No. 2340, s. 5, 1937, p. 4 |

| Act Affected. | How Affected. |
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| **Uranium Mining Act, 1949** (1949, p. 54) | s. 5a. Enacted by No. 22, s. 3, 1951, p. 41 |
| **Vermin Act, 1931-1936** (Vol. 8, p. 396) | s. 4. Amended by No. 13, s. 6 (1), 1945, p. 48<br>s. 9a. Enacted by No. 36, s. 2, 1942, p. 126<br>s. 22. Amended by No. 13, s. 2 (2), 1945, p. 44<br>s. 22a. Enacted by No. 13, s. 2 (1), 1945, p. 44<br>s. 23. Amended by No. 13, s. 2 (3), 1945, p. 45<br>s. 25. Amended by No. 13, s. 2 (4), 1945, p. 45<br>s. 37a. Enacted by No. 36, s. 3, 1942, p. 127<br>s. 46. Amended by No. 36, s. 4, 1942, p. 128<br>s. 53. Amended by No. 2409, s. 3 (2), 1938, p. 98<br>s. 56. Substituted by No. 31, s. 2, 1944, p. 92<br>s. 76. Amended by No. 36, s. 5, 1942, p. 128, and by No. 8, s. 2, 1943, p. 16<br>s. 120. Amended by No. 13, s. 3, 1945, p. 47<br>s. 136a. Enacted by No. 13, s. 4, 1945, p. 47<br>s. 158. Amended by No. 2409, s. 3 (2), 1938, p. 98<br>ss. 159 to 201. Repealed by No. 2409, s. 3 (2), 1938, p. 98<br>s. 215. Amended by No. 2409, s. 3 (2), 1938, p. 98<br>ss. 222 to 224b. Repealed by No. 2409, s. 3 (2), 1938, p. 98<br>s. 225b. Enacted by No. 24, s. 2, 1939, p. 122<br>s. 234. Amended by No. 13, s. 5, 1945, p. 48<br>ss. 245 and 246. Repealed by No. 2409, s. 3 (2), 1938, p. 98<br>s. 256. Repealed by No. 2409, s. 3 (2), 1938, p. 98<br>Fifth schedule. Amended by No. 13, s. 2 (5), 1945, p. 45<br>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<br>s. 5. Amended by No. 2414, s. 2, 1938, p. 132<br>s. 6. Repealed by No. 2414, s. 3, 1938, p. 133<br>s. 9. Repealed by No. 2414, s. 3, 1938, p. 133<br>ss. 28a to 28f. Enacted by No. 2414, s. 4, 1938, pp. 133, 134<br>s. 30a. Enacted by No. 2414, s. 5 (2), 1938, p. 134<br>s. 31a. Enacted by No. 2414, s. 6, 1938, p. 135<br>s. 34. Amended by No. 2414, s. 5 (3), 1938, p. 135 |
| **Vine, Fruit, and Vegetable Protection Act, 1885-1936** (Vol. 8, p. 525) | s. 6. *Vidovic v. Strickland* (1950) S.A.S.R. 19 |
| **Weights and Measures Act, 1934** (Vol. 8, p. 626) | s. 3. Amended by No. 27, s. 4 (2), 1940, p. 79<br>s. 6. Substituted by No. 9, s. 2, 1939, p. 27<br>s. 7. Substituted by No. 9, s. 2, 1939, p. 28<br>s. 8. Substituted by No. 9, s. 2, 1939, p. 28<br>s. 8a. Enacted by No. 9, s. 2, 1939, p. 28<br>s. 8b. Enacted by No. 9, s. 2, 1939, p. 28<br>s. 10. Repealed by No. 9, s. 3, 1939, p. 28<br>s. 13. Repealed by No. 9, s. 3, 1939, p. 28<br>s. 18. Amended by No. 9, s. 4 (1), 1939, p. 28<br>s. 21. Amended by No. 9, s. 4 (2), 1939, p. 28<br>s. 26. Amended by No. 9, s. 5, 1939, p. 29<br>s. 30. Amended by No. 2383, s. 2, 1938, p. 3 and by No. 16, s. 2, 1941, p. 50<br>s. 32. Amended by No. 9, s. 6, 1939, p. 29, and by No. 16, s. 3, 1941, p. 50<br>s. 35. Amended by No. 9, s. 7, 1939, p. 29<br>s. 37. Repealed by No. 9, s. 3, 1939, p. 28<br>s. 38. Amended by No. 9, s. 4 (3), 1939, p. 28<br>s. 40. Amended by No. 27, s. 2, 1940, p. 77<br>s. 41. Amended by No. 27, s. 3, 1940, p. 77 |

| Act Affected. | How Affected. |
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| **Weights and Measures Act, 1934** (Vol. 8, p. 626)—*continued.* | s. 45. Amended by No. 9, s. 8, 1939, p. 29<br>s. 48. Amended by No. 9, s. 9, 1939, p. 30<br>s. 49. Amended by No. 9, s. 4 (4), 1939, p. 29<br>s. 55. Substituted by No. 9, s. 10, 1939, p. 30<br>s. 56. Amended by No. 9, s. 11, 1939, p. 30, and by No. 39, s. 2, 1944, p. 182<br>s. 56a. Enacted by No. 39, s. 3, 1944, p. 183<br>s. 57. Amended by No. 9, s. 12, 1939, p. 31, and by No. 39, s. 4, 1944, p. 184<br>s. 57a. Enacted by No. 9, s. 13, 1939, p. 31<br>s. 57b. Enacted by No. 27, s. 4 (1), 1940, p. 78<br>s. 59. Amended by No. 9, s. 4 (5), 1939, p. 29<br>s. 61. Amended by No. 9, s. 4 (6), 1939, p. 29<br>s. 65. Amended by No. 16, s. 4, 1941, p. 51<br>s. 68. Amended by No. 9, s. 14, 1939, p. 31<br>Second schedule. Repealed by No. 9, s. 15, 1939, p. 31<br>Third schedule. Amended by No. 9, s. 16, 1939, p. 32 |
| **Wheat Industry Stabilization Act, 1948** (1948, p. 129) | s. 14. Amended by No. 40, s. 4, 1951, p. 89 |
| **Whyalla Town Commission Act, 1944** (1944, p. 96) | s. 2. Amended by No. 15, s. 3, 1949, p. 57<br>s. 27a. Enacted by No. 15, s. 4, 1949, p. 58<br>s. 27b. Enacted by No. 15, s. 4, 1949, p. 58<br>s. 27c. Enacted by No. 15, s. 4, 1949, p. 59<br>s. 27d. Enacted by No. 15, s. 4, 1949, p. 59<br>s. 27e. Enacted by No. 15, s. 4, 1949, p. 59 |
| **Wild Dogs Act, 1931** (Vol. 8, p. 657) | s. 3. Amended by No. 2392, s. 3, 1938, p. 37<br>s. 6a. Enacted by No. 41, s. 2, 1951, p. 91<br>s. 7. Amended by No. 41, s. 3, 1951, p. 92<br>s. 8. Amended by No. 41, s. 2 (1), 1948, p. 185<br>s. 8a. Enacted by No. 41, s. 3, 1948, p. 185<br>s. 10. Amended by No. 2392, s. 4, 1938, p. 37<br>s. 11. Amended by No. 2392, s. 5, 1938, p. 38<br>s. 12. Amended by No. 2392, s. 6, 1938, p. 38, and by No. 41, s. 4, 1948, p. 186<br>s. 13. Amended by No. 2392, s. 7, 1938, p. 38<br>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<br>s. 8. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22<br>*In re Haselgrove* (1950) S.A.S.R. 99<br>*In re Eaglestone, deceased* (1950) S.A.S.R. 257; 25 A.L.J. 189<br>s. 11. *In re Pearce, deceased* (1946) S.A.S.R. 267 21 A.L.J. 317<br>s. 17. *In re Rich deceased* (1947) S.A.S.R. 98<br>s. 24. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22<br>s. 25. *In re Marrie* (1938) S.A.S.R. 289; 12 A.L.J. 238<br>s. 30. *In re Ferguson deceased* (1947) S.A.S.R. 25; 21 A.L.J. 315<br>s. 36. *In the estate of E.F., deceased* (1948) S.A.S.R. 97 |
| **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, No. 50, 1941, p. 342, No. 39, 1943, p. 120, No. 33, 1944, p. 108, and by No. 52, 1947, p. 156, and with notes of judicial decisions, is reprinted in the 1947 volume, p. 176. *See also* the following paragraph |

| Act Affected. | How Affected. |
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| **Workmen's Compensation Act, 1932-1947** (1947, p. 176) | s. 4. *Lokan v. Metropolitan and Export Abattoirs Board* (1950) S.A.S.R. 273<br>s. 7. Amended by No. 24, s. 3, 1951, p. 45<br>s. 16. Amended by No. 24, s. 4, 1951, p. 45<br>s. 17. Amended by No. 24, s. 5, 1951, p. 45<br>s. 18. Amended by No. 28, s. 3, 1950, p. 78, and by No. 24, s. 6, 1951, p. 46<br>s. 18a. Amended by No. 28, s. 4, 1950, p. 79, and by No. 24, s. 7, 1951, p. 46<br>s. 26. Amended by No. 24, s. 8, 1951, p. 47<br>Second schedule. Amended by regulations *Gazette* 12th January, 1950, p. 41 |
| **Workmen's Liens Act, 1893-1936** (Vol. 18, p. 733) | s. 6. *Metropolitan Brick Company v. Hayward and another* (1938) S.A.S.R. 462<br>s. 10. *In re Hawker* (1939) S.A.S.R. 426 |
| **Wrongs Act, 1936** (Vol. 8 .p. 750) .... | This Act, as amended by No. 18, 1939, p. 97, No. 48, 1940, p. 151, No. 14, 1944, p. 33, and No. 50, 1951, p. 138, and with notes of judicial decisions, is reprinted in this volume, p. 244. |

# 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 9th May, 1952. 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.

**The regulations, rules, by-laws, proclamations and notices referred to in this table are those in force as at 9th May, 1952.**

**Abattoirs Act, 1911-1950.**

Administration: Committed to the Minister of Agriculture *Gazette* 12th January, 1939, p. 74.
s. 12. Proclamations: *Gazette* 14th April, 1949, p. 939; 16th November, 1950, p. 1205.
Regulations: *Gazette* 27th March, 1952, p. 657.

**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; 24th October, 1946, p. 1046; 6th October, 1949, p. 846.
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 : 8th January, 1948, p. 3.

**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 ; 22nd June, 1950, p. 1278.

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 ; 20th April, 1950, p. 813.

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 ; 12th January, 1950, p. 89.

Rules of Court were made on 23rd December, 1926, but have not been published in the *Gazette*.

**Advances for Homes Act, 1928-1951.**

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* 7th April, 1926, p. 979 ; 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, 1934-1949.**

Administration : Committed to the Minister of Local Government *Gazette* 20th December, 1934, p. 1218.

Regulations : *Gazette* 9th January, 1936, p. 27 ; 26th January, 1950, p. 178.

**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) ($a^1$) ; *Gazette*, 31st July, 1947, p. 201.

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 ; 17th July, 1947, p. 94 ; 6th May, 1948, p. 923 ; 3rd March, 1949, p. 536.

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.

**Animals and Birds Protection Act, 1919-1938**—*continued.*

(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, 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; 2nd September, 1948, p. 906; 2nd September, 1948, p. 906; 28th October, 1948, p. 1345; 6th April, 1950, p. 726; 24th August, 1950, p. 461; 4th October, 1951, p. 829; 3rd April, 1952, p. 717.

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.

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.
Regulations: *Gazette* 21st January, 1932, p. 68; 6th April, 1933, p. 551; 20th February, 1936, p. 457.

**Apprentices Act, 1950.**

Commencement: 25th January, 1951; *Gazette* 25th January, 1951, p. 115.
Administration: Committed to the Minister of Education; *Gazette* 25th January, 1951, p. 115.
Part III.: Proclamation: *Gazette* 24th May, 1951, p. 1122.
s. 18. Notice: *Gazette* 24th May, 1951, p. 1124.
s. 20. Notice: *Gazette* 24th May, 1951, p. 1124.
s. 21. Notice: *Gazette* 24th May, 1951, p. 1125.

**Arbitration Act, 1891-1934.**

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; 19th September, 1946, p. 491.

**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, 1921-1951.**

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; 31st July, 1947, p. 252; 15th July, 1948, p. 294.
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.
Rules of Court: *Gazette* 9th May, 1946, p. 887.

**Bakehouses Registration Act, 1945-1947.**

Commencement: 7th March, 1946; *Gazette* 7th March, 1946, p. 385.
Regulations: *Gazette* 7th March, 1946, p. 424; 27th June, 1946, p. 1150; 3rd June, 1948, p. 1190

**Barley Marketing Act, 1947.**

Commencement: 16th September, 1948; *Gazette* 16th September, 1948, p. 1068.
Regulations as to the election of the Australian Barley Board; *Gazette* 20th September, 1948, p. 1119.
General regulations: *Gazette* 11th November, 1948, p. 1498.

**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, 1936-1947.**

Commencement: 1st May, 1937; *Gazette* 28th January, 1937, p. 188.
Commencement of Births and Deaths Registration Act Amendment Act, 1947: 1st July, 1948; *Gazette* 25th December, 1947, p. 2227.
Administration: Committed to the Chief Secretary; *Gazette* 18th February, 1937, p. 334.
Regulations: *Gazette* 10th June, 1948, p. 1198; 22nd March, 1951, p. 647.

**Botanic Garden Act, 1935-1940.**

By-laws: *Gazette* 26th May, 1949, p. 1442.

**Brands Act, 1933-1948.**

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, 1936-1949.**

Commencement: 1st April, 1937; *Gazette* 11th February, 1937, p. 286.
s. 11. Proclamation: *Gazette* 1st July, 1937, p. 1.
Model by-law as to the wrapping of bread: *Gazette* 4th October, 1951, p. 830.

**Broadening of Gauge (South-Eastern Railways) Act, 1944.**

Commencement: 15th February, 1945; *Gazette* 15th February, 1945, p. 271.

**Building Act, 1923-1946.**

Administration: Committed to the Minister of Local Government *Gazette* 7th February, 1924, p. 324.
s. 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.
s. 3 (1) (*c*). Proclamations:
(i.) Municipalities: *Gazette* 6th March, 1924, p. 595; 17th April, 1924, p. 925; 21st May, 1925, p. 945; 18th March, 1926, p. 793; 30th June, 1927, p. 1406; 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; 9th May, 1946, p. 841; 10th July, 1947, p. 37; 4th August, 1949, p. 293; 24th August, 1950, p. 461.
(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

Building Act, 1923-1946—*continued.*

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, 1946, p. 119; 25th July, 1946, p. 139; 24th October, 1946, p. 1045; 24th October, 1946, p. 1045, 1046; 27th March, 1947, p. 901; 27th November, 1947, p. 1711; 8th January, 1948, p. 1; 8th April, 1948, p. 731; 12th May, 1949, p. 1147; 7th July, 1949, p. 3; 29th June, 1950, p. 1328; 24th August, 1950, p. 461; 7th September, 1950, p. 601; 1st February, 1951, p. 175; 15th November, 1951, p. 1186; 6th December, 1951, p. 1393.

s. 3 (3). Proclamation: *Gazette* 13th January, 1944, p. 17.

s. 119. Proclamations: *Gazette* 24th August, 1950, p. 461; 11th October, 1951, p. 901.

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; 5th September, 1946, p. 445; 20th November, 1947, p. 1706; 27th October, 1949, p. 1061; 27th September, 1951, p. 826.

Regulations as to qualifications of building surveyors: *Gazette* 24th October, 1946, p. 1106; 20th July, 1950, p. 157.

Regulations prescribing forms: *Gazette* 26th June, 1924, p. 1411; 27th February, 1930, p. 443.

**Building Materials Act, 1949-1951.**

Administration: Committed to the Treasurer, *Gazette* 8th December, 1949, p. 1412.

s. 7. Notice: *Gazette* 15th December, 1949, p. 1561.

**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, 1933-1950.**

Administration: Committed to the Minister of Agriculture *Gazette* 24th December, 1936, p. 1321.

s. 15b. Proclamation: *Gazette* 10th October, 1946, p. 771.

s. 23. Proclamation: *Gazette* 27th February, 1936, p. 486.

Regulations: *Gazette* 11th July, 1940, p. 73; 8th March, 1945, p. 400; 23rd October, 1947, p. 1302; 25th December, 1947, p. 2266; 16th December, 1948, p. 1857.

**Business Agents Act, 1938-1951.**

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, 1939-1951.**

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.

**Chiropodists Act, 1950.**

Commencement : 2nd July, 1951 ; *Gazette* 10th May, 1951, p. 1033.
Regulations : *Gazette* 20th September, 1951, p. 735.

**Citrus Marketing Act, 1931.**

Commencement : At 9th May, 1952, 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, 1939-1947.**

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.
s. 16. Proclamations : *Gazette* 4th December, 1947, p. 1751 ; 4th December, 1947, p. 1751-1752 ; 4th December, 1947, p. 1752.

**Companies Act, 1934-1939.**

Commencement : 1st March, 1935 ; *Gazette* 13th December, 1934, p. 1185.
Regulations : *Gazette* 8th May, 1941, p. 694 ; 3rd September, 1942, p. 362 ; 14th July, 1949, p. 81.
Rules of Court : *Gazette* 8th February, 1940, p. 233 (Rule 147 and the fourth schedule disallowed, *Gazette* 19th September, 1940, p. 570) ; 14th October, 1948, p. 1271.

**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 ; 20th April, 1950, p. 813.

**Constitution Act, 1934-1951.**

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 ; 26th April, 1951, p. 928.

**Country Factories Act, 1945.**

s. 2. Proclamation : *Gazette* 30th May, 1946, p. 977.
Regulations : *Gazette* 30th May, 1946, p. 1012.

**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* 13th December, 1951, p. 1458.
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 ; 6th May, 1948, p. 930.

**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.
General regulations : *Gazette* 24th July, 1947, p. 145.

**Dairy Produce Act, 1934-1946.**

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 ; 9th May, 1946, p. 841 ; 22nd April, 1948, p. 825 ; 23rd November, 1950, p. 1253.
Regulations : *Gazette* 23rd September, 1937, p. 797 ; 9th December, 1937, p. 1588 ; 29th January, 1942, p. 145 ; 12th June, 1947, p. 1671 ; 23rd October, 1947, p. 1301 ; 17th August, 1950, p. 331.

**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.

**Dog Fence Act, 1946-1949.**

Commencement : 17th June, 1947 : *Gazette* 12th June, 1947, p. 1637.
Administration : Committed to the Minister of Lands *Gazette* 27th February, 1947, p. 745.
ss. 19 and 21. Proclamations : *Gazette* 3rd July, 1947, p. 1 ; 2nd October, 1947, p. 970 ; 18th May, 1950, p. 1036.

**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, 1938, 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 ; 18th October, 1951, p. 952.

**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.
Regulations : *Gazette* 23rd May, 1946, p. 938.

**Early Closing Act, 1926-1945.**

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 ; 8th May, 1952, p. 1005.
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. 25*e*. 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 ; 9th August, 1951, p. 352.
Regulations : *Gazette* 2nd June, 1927, p. 1217 ; 1st December, 1932, p. 1038 ; 23rd December, 1937, p. 1810 ; 11th October, 1945, p. 550 ; 8th January, 1948, p. 3.

**Easter Act, 1929.**

Commencement : At 9th May, 1952, this Act had not been brought into operation.

**Economic Stability Act, 1946.**

s. 11. Proclamations : *Gazette* 24th December, 1946, p. 1499 ; 7th August, 1947, p. 265 ; 30th October, 1947, p. 1303.

**Education Act, 1915-1951.**

Commencement: 13th January, 1916; *Gazette* 13th January, 1916, p. 43.

General regulations: *Gazette* 18th March, 1949, p. 689; 4th August, 1949, p. 343; 25th, August, 1949, p. 589; 29th September, 1949, p. 837; 27th October, 1949, p. 1064; 3rd November, 1949, p. 1087; 17th November, 1949, p. 1284; 12th January, 1950, p. 92; 19th January, 1950, p. 109; 9th February, 1950, p. 288; 13th April, 1950, p. 783; 3rd August, 1950, p. 225; 31st August, 1950, p. 525; 12th October, 1950, p. 866; 12th October, 1950, p. 867; 9th November, 1950, p. 1144; 11th January, 1951, p. 31; 11th January, 1951, p. 32; 15th February, 1951, p. 336; 15th March, 1951, p. 586; 29th March, 1951, p. 691; 3rd May, 1951, p. 987; 16th August, 1951, p. 379; 20th September, 1951, p. 742; 8th November, 1951, p. 1132; 8th November, 1951, p. 1134; 29th November, 1951, p. 1336; 29th November, 1951, p. 1338; 10th January, 1952, p. 82; 24th January, 1952, p. 140; 7th February, 1952, p. 278.

**Electoral Act, 1929-1950.**

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* 23rd June, 1949, p. 1816.

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.

s. 80. Proclamation: *Gazette* 9th February, 1950, p. 283.

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; 20th February, 1947, p. 737; 10th June, 1948, p. 1209; 17th November, 1949, p. 1283; 3rd May, 1951, p. 977.

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.

**Electricity Trust of South Australia Act, 1946-1949.**

Commencement: 30th August, 1946; *Gazette* 30th August, 1946, p. 387.

Commencement of Part IVa: 6th February, 1948: *Gazette* 5th February, 1948, p. 311.

Administration: Committed to the Minister of Works: *Gazette* 10th October, 1946, p. 771.

s. 27: Proclamation of 1st September, 1946, as the "appointed day": *Gazette* 30th August, 1946, p. 387.

Regulations as to sale of liquor at Leigh Creek: *Gazette* 11th January, 1951, p. 32.

**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; 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; 5th January, 1950, p. 5.

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.

**Emergency Powers Act, 1941**—*continued.*

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.
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.
Fruit cases, 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.
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 ; 5th January, 1950, p. 5.
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, 1944-1949.**

Administration : Committed to the Minister of Local Government *Gazette* 11th January, 1945, p. 27.
s. 38. Notice : *Gazette* 10th March, 1949, p. 634.
Regulations : *Gazette* 20th February, 1947, p. 733.

**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.
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* 30th March, 1950, p. 678.
Regulations : *Gazette* 1st September, 1938, p. 556 ; 30th March, 1950, p. 693 ; 15th February, 1951, p. 335 ; 17th January, 1952, p. 103.

**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 ; 21st November, 1946, p. 1279 ; 30th October, 1947, p. 1303 ; 28th October, 1948, p. 1345 ; 3rd November, 1949, p. 1085.
Regulations : *Gazette* 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 ; 19th October, 1950, p. 945.
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 ; 19th October, 1950, p. 948.

**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 ; 18th December, 1947, p. 2221.

**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.

**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; 15th August, 1946, p. 251; 26th September, 1946, p. 673; 4th September, 1947, p. 642; 1st April, 1948, p. 691; 13th April, 1950, p. 781; 21st September, 1950, p. 694; 8th March, 1951, p. 528.
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; 17th June, 1948, p. 1248; 24th June, 1948, p. 1307.
s. 31 (1) x. Proclamation: *Gazette* 10th December, 1925, p. 1528.
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, 1917-1946.**

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; 5th October, 1944, p. 415; 5th October, 1944, p. 416; 9th August, 1945, p. 177; 22nd November, 1945, p. 733; 28th February, 1946, p. 341; 13th June, 1946, p. 1062; 29th August, 1946, p. 347; 13th February, 1947, p. 635; 11th September, 1947, p. 689; 11th March, 1948, p. 519; 15th December, 1949, p. 1507; 1st June, 1950, p. 1151; 21st September, 1950, p. 695; 6th March, 1952, p. 510.
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; 11th September, 1947, p. 691.

**Food and Drugs Act, 1908-1950.**

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; 31st July, 1947, p. 201; 9th September, 1948, p. 955; 11th October, 1951, p. 901.
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; 3rd April, 1947, p. 941; 31st July, 1947, p. 253; 9th September, 1948, p. 965; 15th September, 1949, p. 711; 5th January, 1950, p. 6; 24th August, 1950, p. 465; 14th December, 1950, p. 1630; 11th October, 1951, p. 904.
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, 1919-1950.**

s. 5. Proclamations : *Gazette* 5th May, 1921, p. 981 ; 7th June, 1928, p. 1209 ; 15th January, 1931, p. 65 ; 14th May, 1936, p. 1002.
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.
Regulations : *Gazette* 22nd July, 1937, p. 182 ; 14th July, 1938, p. 53 ; 15th September, 1938, p. 699 ; 29th May, 1941, p. 809 ; 13th February, 1947, p. 680 ; 30th March, 1950, p. 695 ; 8th November, 1951, p. 1179.

**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.

**Fruit Cases Act, 1949.**

Regulations : *Gazette* 3rd August, 1950, p. 225.

**Fruit Fly Act, 1947-1950.**

Regulations : *Gazette* 19th January, 1950, p. 106.

**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, 1924-1950.**

Administration : Committed to the Minister of Industry and Employment, *Gazette* 23rd June, 1949, p. 1815.
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, 1939-1951.**

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 ; 29th July, 1948, p. 545 ; 14th October, 1948, p. 1269 ; 6th September, 1951, p. 500.

**Harbors Act, 1936-1950.**

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.

**Harbors Act, 1936-1950**—*continued.*

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 ; 17th October, 1946, p. 999 ; 14th September, 1950, p. 655 ; 7th December, 1950, p. 1366.

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 ; 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 ; 22nd January, 1948, p. 169 ; 9th December, 1948, p. 1747 ; 20th July, 1950, p. 159.

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 ; 11th June, 1925, p. 1135 ; 20th October, 1949, p. 950.

River Murray navigation regulations : *Gazette* 20th January, 1916, p. 94 ; 11th June, 1925, p. 1135 ; 15th January, 1942, p. 64 ; 20th June, 1946, p. 1099.

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.

**Harbors Act, 1936-1950**—*continued.*

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 ; 21st July, 1949, p. 207 ; 20th October, 1949, p. 950.

Storage regulations : *Gazette* 7th March, 1918, p. 442 ; 23rd September, 1915, p. 925 ; 4th April, 1929, p. 751 ; 14th February, 1952, p. 389.

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 ; 13th September, 1951, p. 562.

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.

Regulation for the medical examination of pilots : *Gazette* 25th August, 1949, p. 559.

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 ; 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 ; 17th April, 1947, p. 999 ; 11th December, 1947, p. 1997 ; 22nd March, 1951, p. 648 ; 8th May, 1952, p. 1008.

Rules of Court : *Gazette* 19th April, 1917, p. 639.

**Hawkers Act, 1934-1948.**

Regulations : *Gazette* 14th February, 1935, p. 523.

**Health Act, 1935-1951.**

Administration : Committed to the Minister of Health *Gazette* 28th February, 1952, p. 465.

s. 5 (1). Proclamations : *Gazette* 18th January, 1940, p. 69 ; 8th February, 1945, p. 243 ; 26th April, 1951, p. 925.

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.

Model regulations for the guidance of local boards : *Gazette* 29th June, 1899, p. 1442.

General regulations : *Gazette* 25th November, 1948, p. 1593.

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 and Leather Industries Act, 1948.**

Commencement : 1st January, 1949 ; *Gazette* 23rd December, 1948, p. 1866.

**Hide, Skin, and Wool Dealers Act, 1915-1935.**

Regulations : *Gazette* 26th November, 1936, p. 1150.

**Highways Act, 1926-1949.**

Commencement : 3rd February, 1927 ; *Gazette* 3rd February, 1927, p. 258.

Administration : Committed to the Minister of Local Government *Gazette* 10th February, 1927, p. 297.

**Highways Act, 1926-1949**—*continued.*

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, 1941-1951.**

s. 10. Proclamation : 5th July, 1945, p. 1.

Regulations : *Gazette* 15th January, 1942, p. 67 ; 13th June, 1946, p. 1095.

**Homestead Act, 1895-1935.**

Regulations : *Gazette* 6th February, 1896, p. 289.

**Honey Marketing Act, 1949.**

Commencement : 12th January, 1950 ; *Gazette* 12th January, 1950, p. 41.

Regulations : *Gazette* 24th August, 1950, p. 467.

**Hospitals Act, 1934-1951.**

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. 15. Proclamation : *Gazette* 21st November, 1912, p. 1093.

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 ; 28th November, 1946, p. 1328 ; 28th August, 1947, p. 587 ; 18th January, 1951, p. 74 ; 26th July, 1951, p. 173 ; 8th May, 1952, p. 1007.

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 ; 5th June, 1947, p. 1606.

s. 48. Proclamations : *Gazette* 8th January, 1931, p. 26 ; 30th November, 1939, p. 1436 ; 20th June, 1946, p. 1097.

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 ; 7th October, 1948, p. 1217.

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.

Wallaroo Hospital : *Gazette* 21st January, 1937, p. 162.

**Hospitals Act, 1934-1951**—*continued.*

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.

**Hospital Benefits (Amending Agreement) Act, 1948.**

Commencement : 17th February, 1949 ; *Gazette* 17th February, 1949, p. 403.

**Housing Improvement Act, 1940-1950.**

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. 6. Proclamation : *Gazette* 19th May, 1949, p. 1212.

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, 1920-1947.**

Administration : Committed to the Minister of Local Government *Gazette* 22nd April, 1937, p. 849.

**Imprint Act, 1951.**

Administration : Committed to the Chief Secretary *Gazette* 31st January, 1952, p. 171.

**Income Tax Assessment Act, 1936-1946.**

s. 132. Proclamations *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, 1920-1951.**

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 ; 13th January, 1944, p. 43 ; 25th November, 1948, p. 1579 ; 6th March, 1952, p. 512.

Regulations as to jurisdiction of Industrial Boards : *Gazette* 21st February, 1946, p. 331 ; 30th May, 1946, p. 1018.

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 Transfer Act, 1947.**

s. 3. Notice fixing 1st April, 1948, as the "appointed day": *Gazette*, 25th March, 1948, p. 644.
s. 8. Commencement: 16th September, 1948; *Gazette* 16th September, 1948, p. 1068.

**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* 31st January, 1952, p. 204.

**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; 22nd December, 1949, p. 1581.

**Insurance Companies (Deposits) Act, 1924-1931.**

Regulations: *Gazette* 4th April, 1929, p. 752.

**Interest on Crown Advances and Leases Act, 1944-1951.**

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.
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**Irrigation Act, 1930-1946.**

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, 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; 22nd January, 1948, p. 167; 12th August, 1948, p. 647; 30th September, 1948, p. 1168; 8th September, 1949, p. 647; 23rd November, 1950, p. 1255.
Regulations: *Gazette* 20th June, 1928, p. 1642; 3rd July, 1930, p. 2.

**Irrigation on Private Property Act, 1939-1949.**

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.
ss. 9 and 10. Proclamation: *Gazette* 28th September, 1950, p. 738.
s. 77. Proclamation: *Gazette* 13th December, 1951, p. 1453.

**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 as to payment to witnesses and others for attendance at courts of summary jurisdiction; *Gazette* 13th December, 1951, p. 1459.
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, 1925-1950.**

Commencement: 7th January 1926; *Gazette* 7th January, 1926, p. 1.
Commencement of Land Agents Act Amendment Act, 1950: 18th January, 1951; *Gazette* 18th January, 1951, p. 73.
Administration: Committed to the Attorney-General *Gazette* 28th January, 1926, p. 152.
Regulations: *Gazette* 4th October, 1951, p. 865.

**Landlord and Tenant Act, 1936.**

Commencement: 1st May, 1937; *Gazette* 25th March. 1937, p. 645.

**Landlord and Tenant (Control of Rents) Act, 1942-1951.**

Commencement: 1st January, 1943; *Gazette* 3rd December, 1942, p. 1089.
Commencement of Part IIIB.: 16th August, 1948; *Gazette* 13th August, 1948, p. 703.
Administration: Committed to the Attorney-General; *Gazette* 10th December, 1942, p. 1123.
s. 26b. Notice: *Gazette* 20th July, 1950, p. 144.
s. 26e. Notice: *Gazette* 20th July, 1950, p. 144.
Regulations: *Gazette* 26th January, 1950, p. 178.
Regulations prescribing forms of notice to quit: *Gazette* 25th January, 1951, p. 119; 22nd February, 1951, p. 474; 14th February, 1952, p. 387.
Rules of Local Court: *Gazette* 1st May, 1947, p. 1121; 15th December, 1949, p. 1516; 22nd March, 1951, p. 655.

**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, 1944-1951.**

Regulations: *Gazette* 20th December, 1951, p. 1568.

**Land Tax Act, 1936-1948.**

Commencement: 7th January, 1937; *Gazette* 7th January, 1937, p. 1.
s. 45. Proclamation: *Gazette* 15th December, 1949, p. 1508.
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
Regulations: *Gazette* 13th February, 1947, p. 681.

**Legal Practitioners Act, 1936-1948.**

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.

**Levi Park Act, 1948.**

s. 7. Notice: *Gazette* 27th January, 1949, p. 191.

**Libraries and Institutes Act, 1939-1950.**

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; 6th June, 1946, p. 1021; 12th February, 1948, p. 360; 2nd June, 1949, p. 1500; 27th October, 1949, p. 1010; 22nd December, 1949, p. 1579; 16th March, 1950, p. 585; 25th October, 1951, p. 1001; 8th May, 1951, p. 1005.

**Libraries and Institutes Act, 1939-1950**—*continued.*

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; 20th July, 1950, p. 164.

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, 1932-1949.**

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.

s. 223. Proclamation: *Gazette* 28th July, 1938, p. 166.

s. 230. For table of resolutions carried at local option polls prior to 26th April, 1937, see the footnote in Volume 4, p. 502 of the South Australian Statutes, 1837-1936. Notices of subsequent resolution: *Gazette* 8th June, 1944, p. 702 (Hindmarsh, Norwood and Semaphore districts); 20th March, 1947, p. 889 (Adelaide and Murray districts); 23rd March, 1950, p. 662 (Semaphore and Port Pirie Districts); 30th March, 1950, p. 684 (Stuart and Glenelg Districts).

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 under section 235 amending the regulations as to local option polls and contained in schedule W: *Gazette* 26th January, 1950, p. 169.

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 9th May, 1952, this Act had not been brought into operation.

**Liquid Fuel Act, 1949.**

Regulations: *Gazette* 10th November, 1949, p. 1197.

Liquid Fuel (Rationing Orders); No. 1, *Gazette* 15th November, 1949, p. 1221; No. 2, *Gazette* 15th November, 1949, p. 1222.

**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, 1927-1951.**

Regulations: *Gazette* 21st July, 1927, p. 126; 6th March, 1930, p. 484; 8th April, 1948, p. 768.

**Local Courts Act, 1926-1947.**

Commencement: 7th March, 1927; *Gazette* 10th February, 1927, p. 297.

s. 8. Proclamations: *Gazette* 12th February, 1948, p. 359; 14th September, 1950, p. 654.

s. 294. Proclamations: *Gazette* 5th November, 1936, p. 1005; 8th May, 1947, p. 1425; 20th January, 1949, p. 113; 15th December, 1949, p. 1507; 20th December, 1951, p. 1553.

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; 9th January, 1947, p. 23; 17th April, 1947, p. 1062; 31st July, 1947, p. 261; 26th August, 1948, p. 902; 1st September, 1949, p. 607; 27th March, 1952, p. 658.

Rules of Court as to bailiffs' fees: *Gazette* 20th October, 1932, p. 802.

**Local Courts Act, 1926-1947**—*continued.*

Rules of Court as to transferring judgments : *Gazette* 26th December, 1935, p. 1635.

Rules of Court as to appeals under the Bailiffs and Inquiry Agents Licensing Act, 1945 : *Gazette* 9th May, 1946, p. 887.

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 and other matters under the Landlord and Tenant (Control of Rents) Act, 1942 : *Gazette* 1st May, 1947, p. 1121 ; 15th December, 1949, p. 1516 ; 22nd March, 1951, p. 655.

Rules of Court as to procedure under the Landlord and Tenant (Rent Reduction) Act, 1932-1936 : *Gazette* 22nd December, 1932, p. 1209.

Rules of Court in respect of section 309 of the Local Government Act, 1934 ; *Gazette* 4th November, 1948, p. 1425.

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 ; 15th August, 1946, p. 302.

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 as to appeals under section 53 or section 96 of the South-Eastern Drainage Act 1931-1947 : *Gazette* 5th May, 1932, p. 779.

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.

Regulations 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, 1934-1951.**

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 ; 21st November, 1946, p. 1279 ; 20th April, 1950, p. 813.

s. 75. Proclamations : *Gazette* 18th May, 1939, p. 1206 ; 20th February, 1947, p. 685.

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 ; 22nd August, 1946, p. 308 ; 24th August, 1950, p. 462 ; 24th May, 1951, p. 1121 ; 28th June, 1951, p. 1373 ; 28th June, 1951, p. 1373.

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 ; 12th September, 1946, p. 449.

s. 625. Proclamations : *Gazette* 7th December, 1944, 1944, p. 779 ; 10th June, 1948, p. 1195 , 30th September, 1948, p. 1168 ; 8th December, 1949, p. 1411 ; 22nd December, 1949, p. 1579.

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 ; 16th May, 1946, p. 895 ; 24th October, 1946, p. 1113.

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 ; 15th February, 1951, p. 335.

**Local Government Act, 1934-1951**—*continued.*

Regulations relating to the West Terrace Cemetery: *Gazette* 2nd October, 1930, p. 662; 31st October, 1940, p. 960; 5th February, 1942, p. 237.

Rules as to appeals by clerks: *Gazette* 27th March, 1947, p. 925.

Rules of the Local Court in respect of section 309: *Gazette* 4th November, 1948, p. 1425.

Model by-laws: *Gazette* 17th September, 1936, p. 562. Amendments of model by-laws: 5th October, 1950, p. 797 (re-enactment 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.); 28th September, 1950, p. 739 (amendment of model by-law No. XXIV.); 23rd November, 1950, p. 1254 (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.); 28th September, 1950, p. 739 (amendment of model by-law No. XXVII.); 23rd November, 1950, p. 1254 (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.); 12th October, 1950, p. 862 (model by-law as to height of fences, etc., at intersections); 4th October, 1951, p. 830 (model by-law as to wrapping of bread).

**Local Government (Forestry Reserves) Act, 1944.**

Administration: Committed to the Minister of Forests *Gazette* 25th January, 1945, p. 86.

**Lottery and Gaming Act, 1936-1950.**

Commencement of the Lottery and Gaming Act Amendment Act (No. 2), 1938; 19th December, 1938: *Gazette* 15th December, 1938, p. 1497.

Commencement of the Lottery and Gaming Act Amendment Act (No. 1), 1950: 1st December, 1950: *Gazette* 30th November, 1950, p. 1301.

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; 9th September, 1948, p. 955; 28th October, 1948, p. 1345; 9th December, 1948, p. 1744; 7th July, 1949, p. 1; 5th January, 1950, p. 2.

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; 7th December, 1939, p. 1556. (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 and, with the amendments made in 1939, in the 1950 volume, pp. 273-277); 26th July, 1951, p. 212.

Regulations as to betting tickets: *Gazette* 20th December, 1933, p. 1231; 6th March, 1941, p. 337.

Rules as to bookmakers: *Gazette* 13th February, 1947, p. 651; 23rd September, 1948, p. 1147; 2nd December, 1948, p. 1686; 21st July, 1949, p. 208; 28th July, 1949, p. 280; 1st December, 1949, p. 1361; 30th November, 1950, p. 1311.

**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, 1926-1950.**

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; 9th October, 1947, p. 1034.

s. 153. Proclamations: *Gazette* 3rd August, 1922, p. 217; 17th December, 1942, p. 1150; 9th October, 1947, p. 1033.

Regulations: *Gazette* 24th February, 1927, p. 400; 7th April, 1927, p. 793; 15th April, 1943, p. 495; 1st November, 1945, p. 673; 2nd May, 1946, p. 837; 10th February, 1949, p. 336; 3rd March, 1949, p. 537; 3rd August, 1950, p. 226; 25th October, 1951, p. 1003.

**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; 9th December, 1948, p. 1743; 5th October, 1950, p. 797.

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, 1939-1948.**

Regulations: *Gazette* 29th February, 1940, p. 490; 8th January, 1942, p. 55.

**Marine Act, 1936-1947.**

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, and the Marine Act, 1936:—
River Murray navigation: *Gazette* 30th October, 1884, p. 1641; 26th January, 1893, p. 157; 4th October, 1906, p. 714; 15th January, 1942, p. 64; 20th June, 1946, p. 1099.
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; 17th March, 1949, p. 654.
Court of Survey (Rules): *Gazette* 19th November, 1885, p. 1328.
Court of Marine Inquiry (Rules): *Gazette* 27th February, 1936, p. 506.
Dangerous goods: *Gazette* 20th July, 1950, p. 159.
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.

**The Marine Stores Act, 1898-1947.**

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.

**Marketing of Eggs Act, 1941-1949.**

Regulations: *Gazette* 4th June, 1942, p. 818; 18th December, 1947, p. 2219.

**The Markets Clauses Act, 1870-1937.**

s. 49. Proclamation: *Gazette* 24th October, 1889, p. 1584.

**Marriage Act, 1936-1950.**

Commencement: 1st May, 1937; *Gazette* 28th January, 1937, p. 187.
Administration: Committed to the Chief Secretary *Gazette* 18th February, 1937, p. 334.
Regulations: *Gazette* 22nd March, 1951, p. 647.

**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, 1919-1950.**

Regulations: *Gazette* 29th April, 1920, p. 1137; 26th May, 1921, p. 1111.

**Mental Defectives Act, 1935-1950.**

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.

**Mental Defectives Act, 1935-1950**—*continued.*

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.
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. 58; 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, 1936-1948.**

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; 21st August, 1947, p. 582; 28th August, 1947, p. 627; 22nd April, 1948, p. 863; 12th August, 1948, p. 650; 23rd December, 1948, p. 1916; 6th October, 1949, p. 847; 23rd November, 1950, p. 1268; 22nd March, 1951, p. 648; 12th July, 1951, p. 62; 9th August, 1951, p. 292; 8th May, 1952, p. 1009.
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; 24th August, 1950, p. 463.
ss. 10, 11, and 15. Notices: *Gazette* 16th June, 1938, p. 1458; 28th March, 1940, p. 649.
Regulations: *Gazette* 7th July, 1938, p. 2.

**Metropolitan Milk Supply Act, 1946-1950.**

Commencement of Part III.: 2nd October, 1947; *Gazette* 2nd October, 1947, p. 970.
s. 18. Notice: *Gazette* 20th December, 1951, p. 1622.
s. 28. Notice: *Gazette* 2nd October, 1947, p. 1002.
s. 31. Notice: *Gazette* 2nd October, 1947, p. 1002.
Regulations fixing the price of milk: *Gazette* 10th April, 1952, p. 777.
Regulations fixing the price of cream: *Gazette* 10th April, 1952, p. 776.
General regulations: *Gazette* 13th November, 1947, p. 1649; 17th February, 1949, p. 437; 9th August, 1951, p. 293.

**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.
Regulations: *Gazette* 6th October, 1949, p. 861.

**Mining Act, 1930-1951.**

Regulations: 16th October, 1947, p. 1139; 9th September, 1948, p. 970.

**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, 1935-1949.**

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; 26th June, 1947, p. 1714; 22nd January, 1948, p. 208; 26th February, 1948, p. 469; 20th April, 1950, p. 815; 6th July, 1950, p. 22; 5th April, 1951, p. 799; 10th January, 1952, p. 47; 8th May, 1952, p. 1039.

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.**

By-laws: *Gazette* 17th July, 1947, p. 97; 30th September, 1948, p. 1168; 13th December, 1951, p. 1502.

**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.

**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.
Regulations: *Gazette* 1st August, 1946, p. 183.

**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.
Regulations: *Gazette* 10th January, 1935, p. 264.

**Noxious Trades Act, 1943.**

Commencement : 1st January, 1949 : *Gazette* 9th December, 1948, p. 1744.

Administration : Committed to the Minister of Health: *Gazette* 17th February, 1944, p. 88.

Regulations : *Gazette* 9th December, 1948, p. 1787 ; 9th December, 1948, p. 1789 ; 3rd August, 1950, p. 226 ; 3rd August, 1950, p. 227.

**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. ss. 14 and 28. Notice : *Gazette* 18th November, 1948, p. 1574.

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 ; 25th July, 1946, p, 141 ; 29th August, 1946, p. 348 ; 4th September, 1947, p. 688 ; 11th September, 1947, p. 690 ; 11th September, 1947, p. 691 ; 30th October, 1947, p. 1367 ; 30th October, 1947, p. 1367 ; 13th November, 1947, p. 1658 ; 29th June, 1950, p. 1331 ; 16th November, 1950, p. 1211 ; 20th September, 1951, p. 742 ; 27th March, 1952, p. 656 ; 24th April, 1952, p. 916.

**Nurses Registration Act, 1920-1949.**

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 ; 20th September, 1951, p. 740.

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 ; 20th September, 1951, p. 740.

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 ; 20th September, 1951, p. 740.

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, 1913-1951.**

Administration : Committed to the Chief Secretary *Gazette* 5th February, 1914, p. 319.

Regulations : *Gazette* 26th February, 1914, p. 516 ; 7th February, 1946, p. 235 ; 24th January, 1952, p. 140.

**Opticians Act, 1920-1949.**

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 ; 13th March, 1947, p. 850.

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, 1936-1950.**

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 ; 19th September, 1946, p. 489 ; 24th December, 1946, p. 1499 ; 15th November, 1951, p. 1186.

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, 1935-1951.**

Regulations: *Gazette* 10th January, 1952, p. 50.

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, 1936-1948.**

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.

**Physiotherapists Act, 1945-1949.**

Commencement: 6th June, 1946; *Gazette* 6th June, 1946, p. 1021.

Administration: Committed to the Chief Secretary, *Gazette* 17th January, 1946, p. 71; 3rd October, 1946, p. 747.

Regulations: *Gazette* 13th February, 1947, p. 677; 31st July, 1947, p. 260; 25th September, 1947, p. 933; 22nd January, 1948, p. 210; 15th July, 1948, p. 292; 2nd June, 1949, p. 1719; 7th June, 1951, p. 1267; 5th July, 1951, p. 44.

**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; 7th November, 1946, p. 1173; 23rd January, 1947, p. 475; 1st May, 1947, p. 1117; 16th September, 1948, p. 1068; 6th January, 1949, p. 1; 20th January, 1949, p. 114; 20th January, 1949, p. 114; 11th August, 1949, p. 357.

Regulations: *Gazette* 20th December, 1951, p. 1569.

**Police Act, 1936-1951.**

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*.

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, 1929-1951.**

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; 20th November, 1947, p. 1705; 21st October, 1948, p. 1296; 22nd September, 1949, p. 768; 21st September, 1950, p. 697; 20th September, 1951, p. 742.

**Potato Marketing Act, 1948.**

Commencement: 24th February, 1949; *Gazette* 24th February, 1948, p. 484.
s. 2. Notice of affirmative result of poll: *Gazette* 17th February, 1949, p. 467.
s. 12. Notices: *Gazette* 3rd November, 1949, p. 1156; 19th January, 1950, p. 105; 6th April, 1950, p. 758.
s. 20. Orders: *Gazette* 3rd November, 1949, p. 1156; 6th July, 1950, p. 20; 4th January, 1951, p. 2; 8th March, 1951, p. 530; 24th April, 1952, p. 887.
Regulations: *Gazette* 17th March, 1949, p. 649; 22nd September, 1949, p. 765; 26th January, 1950, p. 176.

**Prevention of Cruelty to Animals Act, 1936-1949.**

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

**Prices Act, 1948-1951.**

Commencement: 20th September, 1948; *Gazette* 16th September, 1948, p. 1067.
Administration: Committed to the Treasurer *Gazette* 16th September, 1948, p. 1067.
s. 5 (4). Notices: *Gazette* 20th September, 1948, p. 1119; 20th September, 1948, p. 1119; 7th October, 1948, p. 1218; 7th October, 1948, p. 1218; 16th November, 1948, p. 1503; 14th April, 1949, p. 941; 5th May, 1949, p. 1093; 12th May, 1949, p. 1149; 7th July, 1949, p. 5; 22nd September, 1949, p. 764; 17th August, 1950, p. 329; 12th October, 1950, p. 863; 18th January, 1951, p. 76; 31st May, 1951, p. 1187; 25th October, 1951, p. 1004.
s. 12 (2). Notices: *Gazette* 20th January, 1949, p. 117; 20th January, 1949, p. 120; 4th August, 1949, p. 302; 4th August, 1949, p. 305; 22nd March, 1951, p. 650; 5th April, 1951, p. 745; 9th August, 1951, p. 239; 6th September, 1951, p. 515; 6th September, 1951, p. 519; 6th September, 1951, p. 524; 6th December, 1951, p. 1401.
s. 19. Proclamations of declared goods and services: *Gazette* 20th September, 1948, p. 1115; 4th November, 1948, p. 1422; 2nd December, 1948, p. 1681; 23rd December, 1948, p. 1865; 13th January, 1949, p. 51; 24th February, 1949, p. 483; 31st March, 1949, p. 839; 14th April, 1949, p. 940; 14th April, 1949, p. 940; 14th April, 1949, p. 940; 16th June, 1949, p. 1787; 23rd June, 1949, p. 1815; 30th June, 1949, p. 1867; 30th June, 1949, p. 1867; 28th July, 1949, p. 229; 4th August, 1949, p. 294; 13th October, 1949, p. 913; 3rd November, 1949, p. 1085; 24th November, 1949, p. 1287; 12th January, 1950, p. 42; 19th January, 1950, p. 102; 9th February, 1950, p. 283; 16th February, 1950, p. 358; 30th March, 1950, p. 679; 27th April, 1950, p. 901; 25th May, 1950, p. 1099; 6th July, 1950, p. 4; 14th September, 1950, p. 654; 5th October, 1950, p. 799; 2nd November, 1950, p. 1065; 30th November, 1950, p. 1301; 18th January, 1951, p. 74; 19th January, 1951, p. 113; 22nd February, 1951, p. 403; 22nd March, 1951, p. 646; 26th April, 1951, p. 925; 21st June, 1951, p. 1333; 6th September, 1951, p. 498; 4th October, 1951, p. 829; 15th November, 1951, p. 1187; 22nd November, 1951, p. 1229; 7th February, 1952, p. 277; 21st February, 1952, p. 401; 6th March, 1952, p. 509.
ss. 21 and 24. Orders fixing maximum prices of declared goods and declared services:—
Aerated waters, etc.: *Gazette* Prices Orders No. 148, 22nd March, 1951, p. 654; No. 196, 9th August, 1951, p. 290.
Baling wire, galvanized fencing wire, galvanized barbed wire and galvanized wire netting (manufactured in the Commonwealth of Australia): *Gazette* Prices Orders No. 296, 3rd April, 1952, p. 721; No. 305, 8th May, 1952, p. 1020.
Barley: *Gazette* Prices Order No. 24, 7th April, 1949, p. 891.
Basic iron and steel products (imported): *Gazette* Prices Order No. 252, 22nd November, 1951, p. 1285.
Blankets and travelling rugs. *See* Woven woollen blankets and travelling rugs.
Boot and shoe repairs: *Gazette* Prices Order No. 285, 7th February, 1952, p. 281.
Bran and pollard: *Gazette* Prices Order No. 300, 10th April, 1952, p. 787.
Bread—Adelaide metropolitan area: *Gazette* Prices Order No. 261, 6th December, 1951, p. 1399.
Bread—Beyond Adelaide metropolitan area: *Gazette* Prices Order No. 262, 6th December, 1951, p. 1402.
Bricks—Adelaide metropolitan area: *Gazette* Prices Order No. 290, 28th February, 1952, p. 469.
Bricks, building, cartage and delivery of: *Gazette* Prices order No. 273, 13th December, 1951, p. 1457; No. 274, 20th December, 1951, p. 1555.
Bricks—Country areas: *Gazette* Prices Order No. 291, 28th February, 1952, p. 469.
Brown onions: *Gazette* Prices Order No. 78, 23rd February, 1950, p. 430.
Builder's hardware: *Gazette* Prices Order No. 60, 17th October, 1949, p. 1011.
Butter: *Gazette* Prices Order No. 206, 6th September, 1951, p. 520.
Canned fruits: *Gazette* Prices Order No. 149, 29th March, 1951, p. 694.
Canned meats: *Gazette* Prices Order No. 137, 22nd February, 1951, p. 405.
Cement: *See* Imported cement: Portland cement.
Cheese, loaf. *See* loaf cheese.
Chocolates and confectionery: *Gazette* Prices Order No. 297, 3rd April, 1952, p. 721.
Clothing and certain furnishings and household drapery sales by retail: *Gazette* Prices Orders No. 195, 9th August, 1951, p. 286; No. 216, 27th September, 1951, p. 783.

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Clothing and certain furnishing and household drapery sales by wholesale: *Gazette* Prices Order No. 209, 6th September, 1951, p. 516.
Cooking and kitchen utensils: *Gazette* Prices Order No. 168, 28th June, 1951, p. 1376.
Copper bars, blocks, ingots and pigs: *Gazette* Prices Order No. 213, 13th September, 1951, p. 563.
Cornsacks, new. *See* New cornsacks.
Crockery, chinaware, earthenware, or glassware (imported): *Gazette* Prices Orders No. 221, 11th October, 1951, p. 903; No. 225, 18th October, 1951, p. 967.
Eggs in shell—Sales by retail: *Gazette* Prices Order No. 288, 14th February, 1952, p. 336.
Fencing wire, barbed wire, and wire netting (imported): *Gazette* Prices Order No. 234, 25th October, 1951, p. 1005.
Fencing wire, galvanized. *See* Galvanized fencing wire.
Fibrous plaster: *Gazette* Prices Orders No. 147, 22nd March, 1951, p. 648; No. 162, 7th June, 1951, p. 1269; No. 255, 22nd November, 1951, p. 1490.
Firewood and mallee roots: *Gazette* Prices Order No. 256, 22nd November, 1951, p. 1288.
Firewood, industrial. *See* Industrial Firewood.
Floor coverings: *Gazette* Prices Order No. 218, 11th October, 1951, p. 907.
Flour: *Gazette* Prices Order No. 299, 10th April, 1952, p. 788.
Footwear: *Gazette* Prices Orders No. 34, 9th June, 1949, p. 1728; No. 42, 30th June, 1949, p. 1871.
Fruits, canned. *See* Canned fruits.
Furniture—retail: *Gazette* Prices Order No. 139, 22nd February, 1951, p. 406.
Galvanized fencing wire, barbed wire, and wire netting (manufactured in the Commonwealth of Australia). *See* Baling wire.
Galvanized iron, imported. *See* Imported galvanized iron.
Garden hose. *See* Plastic garden hose: Rubber garden hose.
Glass jars ("Agee" preserving)—Sales by wholesale and retail: *Gazette* Prices Order No. 282, 7th February, 1952, p. 279.
Goods (various): *Gazette* Prices Orders No. 114, 30th November, 1950, p. 1305; No. 203, 6th September, 1951, p. 521; No. 220, 11th October, 1951, p. 907.
Goods and services (general): *Gazette* Prices Orders No. 192, 9th August, 1951, p. 235; No. 219, 11th October, 1951, p. 907.
Haircutting—men and boys: *Gazette* Prices Order No. 276, 17th January, 1952, p. 105.
Handkerchiefs: *Gazette* Prices Order No. 152, 26th April, 1951, p. 926.
Hand tools: *Gazette* Prices Order No. 43, 15th July, 1949, p. 161.
Hessian and Liverpool twill cloth: *Gazette* Prices Order No. 14, 20th January, 1949, p. 122.
Hides and skins (cattle, yearling and calf): *Gazette* Prices Order No. 150, 5th April, 1951, p. 737.
Honey: *Gazette* Prices Order No. 304, 1st May, 1952, p. 970.
Ice—Adelaide metropolitan area: *Gazette* Prices Order No. 237, 1st November, 1951, p. 1053.
Ice cream—Sales by retail: *Gazette* Prices Order No. 278, 17th January, 1952, p. 106.
Imported galvanized iron: *Gazette* Prices Order No. 178, 12th July, 1951, p. 60.
Imported Portland cement (grey): *Gazette* Prices Order No. 173, 5th July, 1951, p. 9.
Industrial firewood: *Gazette* Prices Order No. 298, 3rd April, 1952, p. 720.
Iron and steel products (imported). *See* basic iron and steel products.
Jams and jellies: *Gazette* Prices Order No. 260, 29th November, 1951, p. 1334.
Kerosene—lighting and heating: *Gazette* Prices Order No. 245, 15th November, 1951, p. 1192.
Leather: *Gazette* Prices Orders No. 145, 15th March, 1951, p. 583; No. 160, 7th June, 1951, p. 1263.
Liquors—Sales by retail: *Gazette* Prices Order No. 286, 14th February, 1952, p. 338.
Loaf cheese: *Gazette* Prices Order No. 210, 4th October, 1951, p. 833.
Lubricating oils. *See* Mineral lubricating oils.
Margarine—Table and cooking; *Gazette* Prices Order No. 204, 6th September, 1951, p. 519.
Matches. *See* Safety matches: Wax matches.
Mattresses and pillows: *Gazette* Prices Order No. 50, 4th August, 1949, p. 296.
Meat: *Gazette* Prices Order No. 301, 10th April, 1952, p. 785.
Meats, canned. *See* Canned meats.
Mild steel rods (reinforcing quality) manufactured in the Commonwealth: *Gazette* Prices Orders No. 251, 22nd November, 1951, p. 1285; No. 269, 6th December, 1951, p. 1404.
Milk products. *See* Processed milk products.

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Mineral lubricating oils—first grade : *Gazette* Prices Order No. 307, 8th May, 1952, p. 1014.
New cornsacks : *Gazette* Prices Order No. 249, 15th November, 1951, p. 1193.
Non-intoxicating drinks—Sales by retail—Adelaide metropolitan area : *Gazette* Prices Order No. 196, 9th August, 1951, p. 290.
Onions, brown. *See* Brown onions.
Perambulators and baby carriages—Sales by retail : *Gazette* Prices Order No. 275, 10th January, 1952, p. 46.
Petroleum and shale products—Motor spirit : *Gazette* Prices Order No. 303, 1st May, 1952, p. 967.
Pig lead : *Gazette* Prices Order No. 98, 21st September, 1950, p. 697.
Plastic garden hose : *Gazette* Prices Orders No. 280, 7th February, 1952, p. 279 ; No. 292, 13th March, 1952, p. 559.
Plumbing charges : *Gazette* Prices Orders No. 193, 9th August, 1951, p. 289 ; No. 281, 7th February, 1952, p. 280.
Portland cement (grey) manufactured in South Australia : *Gazette* Prices Orders No. 211, 13th September, 1951, p. 563 ; No. 271, 13th December, 1951, p. 1457 ; No. 283, 7th February, 1952, p. 279 ; No. 306, 8th May, 1952, p. 1020.
Potatoes : *Gazette* Prices Order No. 277, 17th January, 1952, p. 105.
Processed milk products : *Gazette* Prices Order No. 244, 15th November, 1951, p. 1193.
Radiata pine sawn timber : *Gazette* Prices Order No. 214, 20th September, 1951, p. 689.
Radio receivers, radio gramophones and radiograms : *Gazette* Prices Order No. 138, 22nd February, 1951, p. 406.
Ready-made garments : *Gazette* Prices Orders No. 207, 6th September, 1951, p. 513 ; No. 240, 1st November, 1951, p. 1054.
Retreading and recapping : *Gazette* Prices Order No. 289, 21st February, 1952, p. 439.
Rice : *Gazette* Prices Order No. 265, 6th December, 1951, p. 1405.
Rubber articles : *Gazette* Prices Order No. 107, 2nd November, 1950, p. 1070.
Rubber garden hose : *Gazette* Prices Order No. 227, 18th October, 1951, p. 977.
Safety matches : *Gazette* Prices Order No. 302, 17th April, 1952, p. 832.
Salt, loose, fine : *Gazette* Prices Order No. 169, 28th June, 1951, p. 1378.
Scrap copper : *Gazette* Prices Order No. 212, 13th September, 1951, p. 563.
Scrap lead : *Gazette* Prices Order No. 141, 1st March, 1951, p. 485.
Secondhand bags and sacks : *Gazette* Prices Order No. 184, 19th July, 1951, p. 110.
Secondhand wool sacks : *Gazette* Prices Order No. 180, 12th July, 1951, p. 61.
Services (general). *See* Goods and services.
Services (various) : *Gazette* Prices order No. 202, 6th September, 1951, p. 522.
Sheets, tea towels, etc. : *Gazette* Prices Orders No. 124, 21st December, 1950, p. 1859 ; No. 177, 12th July, 1951, p. 60 ; No. 248, 15th November, 1951, p. 1188.
Shirts, collars, flannels, underpants and pyjamas : *Gazette* Prices Orders No. 208, 6th September, 1951, p. 523 ; No. 239, 1st November, 1951, p. 1054.
Smallgoods : *Gazette* Prices Order No. 294, 27th March, 1952, p. 659.
Soap : *Gazette* Prices Order No. 258, 22nd November, 1951, p. 1290.
Steel rods. *See* Mild steel rods.
Steel sheets (galvanized and zinc anneal) : *Gazette* Prices Orders No. 250, 22nd November, 1951, p. 1279 ; No. 270, 6th December, 1951, p. 1396.
Steel products (imported). *See* Basic iron and steel products.
Sugar, golden syrup and treacle : *Gazette* Prices Order No. 295, 27th March, 1952, p. 660.
Tea : *Gazette* Prices Order No. 246, 15th November, 1951, p. 1194.
Timber. *See* Radiata pine.
Tobaccos and cigarettes—Sales by retail : *Gazette* Prices Order No. 293, 13th March, 1952, p. 556.
Travelware, handbags, purses and wallets—Sales by manufacturers : *Gazette* Prices Order No. 267, 6th December, 1951, p. 1401.
Travelware, handbags, purses and wallets—Sales by wholesale and retail : *Gazette* Prices Order No. 268, 6th December, 1951, p. 1400.
Tyres and tubes, new, sale by retail : *Gazette* Prices Orders No. 146, 15th March, 1951, p. 581 ; No. 185, 19th July, 1951, p. 112 ; No. 226, 18th October, 1951, p. 965.
Wattle bark : *Gazette* Prices Order No. 57, 13th October, 1949, p. 914.
Wax matches : *Gazette* Prices Order No. 33, 16th June, 1949, p. 1788.
Wool furnishing materials : *Gazette* Prices Order No. 41, 30th June, 1949, p. 1871.
Woven woollen blankets and travelling rugs manufactured by the Onkaparinga Woollen Company Limited : *Gazette* Prices Orders No. 190, 26th July, 1951, p. 177 ; No. 272, 13th December, 1951, p. 1457.
Zinc bars, blocks and ingots : *Gazette* Prices Order No. 97, 21st September, 1950, p. 697.

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s. 27 (5). Notices of exemption: *Gazette* 16th November, 1948, p. 1505; 16th November, 1948, p. 1508; 24th March, 1949, p. 793; 7th April, 1949, p. 890; 3rd November, 1949, p. 1086; 10th November, 1949, p. 1168; 12th January, 1950, p. 46; 3rd August, 1950, p. 228; 24th August, 1950, p. 464; 2nd November, 1950, p. 1071; 23rd November, 1950, p. 1256; 30th November, 1950, p. 1303; 4th January, 1951, p. 3; 8th February, 1951, p. 237; 17th May, 1951, p. 1071; 14th June, 1951, p. 1305; 25th October, 1951, p. 1004; 1st November, 1951, p. 1053; 17th January, 1952, p. 105.

s. 35 (2). Orders of exemption: *Gazette* 20th January, 1949, p. 115; 22nd September, 1949, p. 764.

Regulations: *Gazette* 3rd March, 1949, p. 537; 19th May, 1949, p. 1420; 15th June, 1950, p. 1273; 5th April, 1951, p. 735; 20th September, 1951, p. 740.

Notice pursuant to regulation 6: *Gazette* 22nd June, 1950, p. 1277 (lead and scrap lead)

**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; 21st July, 1949, p. 207.

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, 1936-1951.**

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

Commencement of sections 4 to 10 of the Public Service Act Amendment Act, 1948: 14th June, 1949; *Gazette* 2nd June, 1949, p. 1500.

Commencement of section 11 of the Public Service Act Amendment Act, 1948: 16th December, 1948: *Gazette* 16th December, 1948, p. 1801.

s. 6 (2). Proclamations: *Gazette* 22nd June, 1944, p. 735; 17th July, 1947, p. 93; 23rd June, 1949, p. 1829; 21st July, 1949, p. 167; 23rd February, 1950, p. 427; 19th October, 1950, p. 945; 7th December, 1950, p. 1365.

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; 12th February, 1948, p. 360; 19th February, 1948, p. 399; 11th November, 1948, p. 1459; 22nd June, 1950, p. 1275; 28th June, 1951, p. 1373.

s. 45. Notices: *Gazette* 9th September, 1937, p. 667; 16th September, 1937, p. 699.

Regulations: *Gazette* 16th February, 1922, p. 569; 13th July, 1922, p. 54; 20th March, 1924, p. 711; 19th June, 1924, p. 1360; 18th October, 1926. p. 965 (Nos. 2-10, inclusive, not now in force); 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 December, 1941, p. 1503; 20th July, 1944, p. 110; 19th April, 1945, p. 595; 20th September, 1945, p. 485; 14th March, 1946, p. 432; 6th May, 1948, p. 928; 10th June, 1948, p. 1204; 17th March, 1949, p. 653; 14th July, 1949, p. 67; 20th October, 1949, p. 999; 10th November, 1949, p. 1196; 19th January, 1950, p. 108; 20th July, 1950, p. 158; 5th April, 1951, p. 735; 17th May, 1951, p. 1072; 21st June, 1951, p. 1371; 28th June, 1951, p. 1376; 12th July, 1951, p. 58; 19th July, 1951, p. 154.

**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, 1927-1951.**

Commencement of the Public Works Standing Committee Act Amendment Act, 1951 : 14th February, 1952 ; *Gazette* 14th February, 1952, p. 329.
Regulations : *Gazette* 5th September, 1940, p. 513 ; 13th December, 1951, p. 1460 ; 14th February, 1952, p. 388.

**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.

**Real Property (Registration of Titles) Act, 1945.**

Regulations : *Gazette* 12th September, 1946, p. 486.

**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 ; 29th January, 1948, p. 229.

**Redhill to Port Augusta Railway Agreement Act, 1935.**

Commencement : 20th December, 1935 ; *Gazette* 19th December, 1935, p. 1445.

**Registration of Business Names Act, 1928-1950.**

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, 1924-1948.**

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 ; 27th March, 1947, p. 901.
Regulations : *Gazette* 22nd January, 1925, p. 100 ; 9th February, 1928, p. 261.

**Renmark Irrigation Trust Act, 1936-1950.**

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, 1935-1948.**

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.
Commencement of River Murray Waters Act Amendment Act, 1948 : 7th July, 1949 ; *Gazette* 7th July, 1949, p. 1.
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.

**River Torrens Protection Act, 1949.**

Commencement : 1st October, 1950 ; *Gazette* 31st August, 1950, p. 521.
Administration : Committed to the Minister of Works *Gazette* 31st August, 1950, p. 521.
s. 4. Proclamation : *Gazette* 31st August, 1950, p. 521.
Regulations : *Gazette* 12th October, 1950, p. 865.

**Road and Railway Transport Act, 1930-1939.**

Administration : Committed to the Minister of Railways *Gazette* 12th March, 1931, p. 471.
s. 10. Order : *Gazette* 16th July, 1942, p. 46.
s. 27e. Commencement : 14th March 1940 : *Gazette* 14th March, 1940, p. 538.
Regulations : *Gazette* 25th March, 1943, p. 379 ; 29th September, 1949, p. 837.

**Roads (Opening and Closing) Act, 1932-1946.**

Regulations : *Gazette* 9th December, 1948, p. 1746.
Regulations under the Fees Regulation Act, 1927, relating to fees payable on issue of title, *Gazette* 31st May, 1928, p. 1147.

**Road Traffic Act, 1934-1951.**

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.
Commencement of the Road Traffic Act Amendment Act, 1948 (except sections 4 and 14) ; 6th January, 1949 ; *Gazette* 6th January, 1949, p. 1.
Commencement of section 4 of the Road Traffic Act Amendment Act, 1948 : 1st June, 1949 : *Gazette* 31st March, 1949, p. 839.
Commencement of sections 4 to 27 of the Road Traffic Act Amendment Act, 1951 : 20th December, 1951 ; *Gazette* 20th December, 1951, p. 1554.
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 ; 24th July, 1947, p. 129 ; 14th October, 1948, p. 1267 ; 23rd December, 1948, p. 1866 ; 10th February, 1949, p. 335 ; 4th August, 1949, p. 293, 9th March, 1950, p. 533 ; 13th July, 1950, p. 49 ; 3rd August, 1950, p. 223 ; 4th January, 1951, p. 1 ; 1st February, 1951, p. 175 ; 1st November, 1951, p. 1049.
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 ; 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 ; 9th May, 1946, p. 865 ; 15th August, 1946, p. 291 ; 12th September, 1946, p. 452 ; 27th February, 1947, p. 763 ; 8th May, 1947, p. 1429 ; 15th May, 1947, p. 1467 ; 10th July, 1947, p. 69 ; 16th October, 1947, p. 1127 ; 11th December, 1947, p. 1968 ; 22nd April, 1948, p. 862 ; 27th May, 1948, p. 1128 ; 5th August, 1948, p. 592 ; 23rd September, 1948, p. 1146 ; 4th November, 1948, p. 1448 ; 3rd February, 1949, p. 274 ; 17th March, 1949, p. 679 ; 11th August, 1949, p. 370 ; 17th November, 1949, p. 1269 ; 23rd February, 1950, p. 457 ; 23rd March, 1950, p. 653 ; 6th April, 1950, p. 773 ; 20th April, 1950, p. 874 ; 1st June, 1950, p. 1166 ; 15th June, 1950,

**Road Traffic Act, 1934-1951**—*continued.*

p. 1244; 6th July, 1950, p. 20; 17th August, 1950, p. 426; 7th September, 1950, p. 644; 28th September, 1950, p. 740; 19th October, 1950, p. 988; 9th November, 1950, p. 1167; 30th November, 1950, p. 1340; 8th February, 1951, p. 274; 1st March, 1951, p. 486; 8th March, 1951, p. 531; 15th March, 1951, p. 590; 29th March, 1951, p. 690; 5th April, 1951, p. 745; 10th May, 1951, p. 1037; 24th May, 1951, p. 1132; 7th June, 1951, p. 1278; 21st June, 1951, p. 1334; 28th June, 1951, p. 1487; 5th July, 1951, p. 44; 6th September, 1951, p. 538; 13th September, 1951, p. 564; 27th September, 1951, p. 816; 8th November, 1951, p. 1178; 6th December, 1951, p. 1408; 13th December, 1951, p. 1456; 20th December, 1951, p. 1631; 17th January, 1952, p. 117; 24th January, 1952, p. 154; 21st February, 1952, p. 424; 28th February, 1952, p. 493; 20th March, 1952, p. 596; 8th May, 1952, p. 1050.

s. 130b. Notices: *Gazette* 15th August, 1940, p. 278; 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; 13th June, 1946, p. 1087; 17th October, 1946, p. 1002; 2nd October, 1947, p. 973; 30th October, 1947, p. 1353; 2nd September, 1948, p. 909; 7th October, 1948, p. 1240; 28th October, 1948, p. 1348; 7th April, 1949, p. 928; 14th April, 1949, p. 972; 2nd June, 1949, p. 1512,; 16th June, 1949, p. 1790; 21st July, 1949, p. 180; 22nd September, 1949, p. 801; 9th February, 1950, p. 344; 8th June, 1950, p. 1185; 21st September, 1950, p. 710; 28th September, 1950, p. 740; 26th October, 1950, p. 1049; 9th November, 1950, p. 1167; 4th January, 1951, p. 6; 22nd March, 1951, p. 677; 12th April, 1951, p. 813; 26th April, 1951, p. 961; 9th August, 1951, p. 279; 27th September, 1951, p. 816; 1st November, 1951, p. 1088; 13th March, 1952, p. 576; 20th March, 1952, p. 596; 17th April, 1952, p. 836.

s. 143. Proclamation: *Gazette* 18th March, 1937, p. 586.

s. 151. Proclamation: *Gazette* 19th October, 1939, p. 1094.

Regulations: *Gazette* 17th September, 1951, p. 613; 24th April, 1952, p. 901.

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; 25th December, 1947, p. 2265.

**Sale of Goods Act, 1895-1943.**

s. 57a. Commencement: 1st July, 1938; *Gazette* 9th June, 1938, p. 1270.

**Sandalwood Act, 1930-1949.**

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.

Regulations: *Gazette* 19th January, 1928, p. 91; 1st November, 1945, p. 672.

**The Savings Bank of South Australia Act, 1929-1949.**

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; 10th July, 1947, p. 89; 5th May, 1949, p. 1093; 27th October, 1949, p. 1010.

**Second-hand Dealers Act, 1919-1950.**

Commencement : 12th August, 1920 ; *Gazette* 12th August, 1920, p. 315.
Administration : Committed to the Chief Secretary *Gazette* 19th August, 1920, p. 379.
Regulations : *Gazette* 27th July, 1950, p. 170.

**Settled Estates Act, 1880-1943.**

Rules of Court : *Gazette* 5th April, 1883, p. 1174.

**Sewerage Act, 1929-1946.**

s. 79. Proclamation : *Gazette* 27th May, 1926, p. 1365.
Regulations : *Gazette* 15th August, 1935, p. 359 ; 10th September, 1942, p. 403 ; 26th September, 1946, p. 733.
Regulation under the Fees Regulation Act, 1927, fixing fees for services relating to sewers: *Gazette* 20th September, 1934, p. 596.

**Sharebrokers Act, 1945.**

Commencement : 1st July, 1946 ; *Gazette* 27th June, 1946, p. 1121.
Regulations : *Gazette* 27th June, 1946, p. 1172.

**Shearers Accommodation Act, 1922-1947.**

Administration : Committed to the Minister of Industry *Gazette* 18th January, 1923, p. 93.

**Soil Conservation Act, 1939-1947.**

Administration : Committed to the Minister of Agriculture *Gazette* 4th January, 1940, p. 3.
s. 6a. Proclamations : *Gazette* 29th May, 1947, p. 1559 ; 12th June, 1947, p. 1637 ; 26th June, 1947, p. 1709 ; 17th July, 1947, p. 94 ; 23rd October, 1947, p. 1255 ; 22nd April, 1948, p. 825 ; 9th September, 1948, p. 955 ; 30th September, 1948, p. 1167 ; 22nd November, 1951, p. 1229.
s. 6c. Proclamation : *Gazette* 26th July, 1951, p. 173.
s. 9. Proclamations : *Gazette* 29th April, 1943, p. 549 ; 24th July, 1947, p. 131.
Regulations : *Gazette* 15th February, 1945, p. 273 ; 2nd October, 1947, p. 1027

**South Australian Housing Trust Act, 1936-1948.**

Administration : Committed to the Treasurer *Gazette* 14th January, 1937, p. 33.

**South Australian Railways Commissioner's Act, 1936-1950.**

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 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 : by-law No. 244 (carriage of freight, livestock, etc.) ; *Gazette* 17th February, 1949, p. 419 ; by-law No. 246 (carriage of freight, livestock, etc.) : *Gazette* 31st August, 1950, p. 537.
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 ; by-law No. 243 : *Gazette* 17th February, 1949, p. 433 ; by-law No. 247 : *Gazette* 31st August, 1950, p. 564.
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.

**South Australian Railways Commissioner's Act, 1936-1950**—*continued.*

Regulations—*continued.*

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. 136 : *Gazette* 29th April, 1948, p. 921.
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. 131 : *Gazette* 9th May, 1946 p. 899 ; regulation No. 134 : *Gazette* 21st November, 1946, p. 1322.
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, 1931-1948.**

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, 1923-1950.**

Regulations : *Gazette* 24th July, 1924, p. 169 ; 8th March, 1951, p. 532.

**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.

**Statutory Salaries and Fees Act, 1947.**

Regulations relating to the Board of Management of the Adelaide Hospital, the Board of Trustees of the Savings Bank of South Australia, the Municipal Tramways Trust, and the Commissioners of Charitable Funds : *Gazette* 30th September, 1948, p. 1170 ; 2nd December, 1948, p. 1728.
Regulation relating to the Fire Brigades Board : *Gazette* 27th January, 1949, p. 193.
Regulation relating to the South Australian Housing Trust : *Gazette* 19th May, 1949, p. 1420.
Regulation relating to the Local Government Officers' Classification Board : *Gazette* 9th August, 1951, p. 292.

**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, 1934-1946.**

Commencement of Stock and Poultry Diseases Act Amendment Act, 1946 : 27th February, 1947 ; *Gazette* 27th February, 1947, p. 743.
Administration : Committed to the Minister of Agriculture *Gazette* 20th December, 1934, p. 1218.
s. 5 (1). Proclamations of " disease " : *Gazette* 19th January, 1950, p. 101 ; 18th May, 1950, p. 1036 ; 26th April, 1951, p. 925 ; 21st June, 1951, p. 1333.
s. 5 (1). Notices under definition of " stock ": *Gazette* 27th May, 1937, p. 1211 ; 5th April, 1945, p. 503.
s. 6. Proclamations : *Gazette* 15th December, 1932, p. 1143 ; 10th December, 1942, p. 1124 ; 26th August, 1943, p. 230 ; 27th February, 1947, p. 744 ; 21st July, 1949, p. 165 ; 21st July, 1949, p. 166 ; 25th January, 1951, p. 115.
ss. 29 and 30. Notice : *Gazette* 30th October, 1947, p. 1356.
s. 48. Proclamation : *Gazette* 5th April, 1945. p. 499.
Regulations : *Gazette* 27th June, 1946, p. 1151 ; 27th February, 1947, p. 778; 4th September, 1947, p. 687 ; 25th December, 1947, p. 2266 ; 10th June, 1948, p. 1210 ; 19th August, 1948, p. 712 ; 27th January, 1949, p. 192 ; 2nd February, 1950, p. 251.

**Stock Foods Act, 1941-1948.**

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 ; 15th July, 1948, p. 294.

**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.
s. 4. Proclamation : *Gazette* 24th June, 1948, p. 1304.
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, 1929-1951.**

s. 6. Proclamations : *Gazette* 2nd July, 1925, p. 1 ; 16th June, 1932, p. 1067 ; 23rd January, 1936, p. 208 ; 12th November, 1942, p. 985 ; 20th February, 1947, p. 684.
Regulations : *Gazette* 20th January, 1949, p. 129.
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, 1926-1951.**

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.
s. 66a. Notice of arrangement : *Gazette* 6th July, 1950, p. 47.
s. 66b. Proclamation : *Gazette* 30th November, 1950, p. 1301.
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 ; 20th November, 1947, p. 1705 ; 31st January, 1952, p. 229.
Regulations as to superannuation rights of officers transferred from other Governments : *Gazette* 29th May, 1947, p. 1601 ; 9th November, 1950, p. 1146.
Rules of Court : *Gazette* 12th May, 1932, p. 869.

**Supreme Court Act, 1935-1951.**

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.

Rules of Court—

Actions and other proceedings in the Court: Supreme Court Rules: *Gazette* 7th May, 1947, p. 1153; 28th October, 1948, p. 1350; 11th January, 1951, p. 31; 17th January, 1952, p. 104.

The following Rules of Court have operation to the extent set out in the fourth schedule to the Supreme Court Rules: Rules of Court, 1913, dated 10th December, 1913 (not published in the *Gazette*); Rules of Court, 1937: *Gazette* 4th November, 1937, p. 1205.

Administration and probate: *Gazette* 24th November, 1927, p. 1255; 11th March, 1937, p. 537; 14th October, 1937, p. 1021; 2nd June, 1938, p. 1265; 22nd June, 1950, p. 1278.

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. (Rule 147 and the fourth schedule disallowed, *Gazette* 19th September, 1940, p. 570); 14th October, 1948, p. 1271.

Compulsory Acquisition of Land Act, 1925—Procedure: *Gazette* 10th May, 1928, p. 968.

Criminal appeals: Dated 1st September, 1925. Not published in the *Gazette*.

Criminal sittings: *Gazette* 4th August, 1932, p. 191; 1st December, 1949, p. 1408.

Criminal trials: *Gazette* 15th June, 1944, p. 730.

Dentists Act, 1931—Appeals: *Gazette* 4th August, 1932, p. 183.

Detention of ships: Rules of Court, 1913, Order 53, Rule 17. Not published in the *Gazette*.

Evidence on Commission Act, 1857 (Imp.): *Gazette* 20th February, 1908, p. 313.

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* 27th August, 1936, p. 357.

Legal practitioners—Trust accounts and other matters: *Gazette* 31st August, 1939, p. 573.

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.

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.

Service and Execution of Process Act, 1901-1934 (Commonwealth): *Gazette* 19th April, 1917, p. 646; 4th November, 1937, p. 1247.

Settled Estates Act, 1880—Procedure: *Gazette* 5th April, 1883, p. 1174.

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; 16th December, 1948, p. 1804.

Workmen's Compensation Act, 1932—Appeals *Gazette* 4th November, 1937, p. 1229.

**Surplus Revenue Act, 1938-1951.**

s. 3b. (1). Commencement: 1st May, 1952; *Gazette* 1st May, 1952, p. 961.

**Surveyors Act, 1935-1949.**

Commencement : 26th March, 1936 ; *Gazette* 26th March, 1936, p. 689.
Regulations as to examinations and licensing of surveyors : *Gazette* 1st July, 1948, p. 112.
Regulations as to surveys, fees, etc. : *Gazette* 16th November, 1939, p. 1367 ; 14th December, 1950, p. 1633.
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, 1936-1951.**

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 ; 5th June, 1947, p. 1632 ; 26th August, 1948, p. 864 ; 21st February, 1952, p. 403 ; 20th March, 1952, p. 595.

**Tatiara Drainage Trust Act, 1949.**

Commencement : 3rd April, 1952, ; *Gazette* 3rd April, 1952, p. 717.
ss. 7 and 8. Proclamation : *Gazette* 3rd April, 1952, p. 717.

**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 9th May, 1952, 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.
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