ACTS OF THE PARLIAMENT OF SOUTH AUSTRALIA

—

1961

ACTS

OF

THE PARLIAMENT

OF

SOUTH AUSTRALIA

1961

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

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1962

Table of Contents

	Page.
Alphabetical lists of Acts passed in the year 1961	VII.
Alphabetical list of Acts reprinted pursuant to the Amendments Incorporation Act, 1937	VIII.
Acts passed in the year 1961	1
Acts reprinted pursuant to the Amendments Incorporation Act, 1937	305
Table of Public General Acts in force	385
Table of Public Acts of Restricted Application in force	474
Table of Private Acts in force	483
Table of Acts repealed since April, 1937	487
Table of Acts affected by Amendment or Judicial Decision	493
Table of Regulations, Rules, By-laws, Proclamations, and notices in force	585
Index to Acts passed in the year 1961	639
Index to Acts reprinted pursuant to the Amendments Incorporation Act, 1937	661

Alphabetical list of Acts passed in the Year 1961

	Page.
Adelaide Park Lands Alteration Act, 1961	12
Alcohol and Drug Addicts (Treatment) Act, 1961	178
Appraisers Act Amendment Act, 1961	11
Appropriation Act, 1961	14
Artificial Breeding Act, 1961	34
Auctioneers Act Amendment Act, 1961	57
Botanic Garden Act Amendment Act, 1961	40
Brands Act Amendment Act, 1961	58
Bulk Handling of Grain Act Amendment Act, 1961	9
Children's Institutions Subsidies Act, 1961	60
Children's Protection Act Amendment Act, 1961	19
The Church of England in Australia Constitution Act, 1961	145
City of Whyalla Commission Act Amendment Act, 1961	62
Constitution Act Amendment Act, 1961	64
Dog Fence Act Amendment Act, 1961	42
Friendly Societies Act Amendment Act, 1961	66
Gas Act Amendment Act, 1961	68
Health Act Amendment Act, 1961	70
Hospitals Act Amendment Act, 1961	72
Housing Agreement Act, 1961	44
Housing Improvement Act Amendment Act, 1961	49
Inflammable Liquids Act, 1961	201
Landlord and Tenant (Control of Rents) Act Amendment Act, 1961	74
Land Settlement Act Amendment Act, 1961	52
Land Tax Act Amendment Act, 1961	21
Local Government Act Amendment Act, 1961	76
Local Government (City of Enfield Loan) Act Amendment Act, 1961	27
Marriage Act Amendment Act, 1961	83
Mental Health Act Amendment Act, 1961	85
Motor Vehicles Act Amendment Act, 1961	86
The Parkin Congregational Mission of South Australia Act, 1961 (Private Act)	293
The Parkin Trust Incorporated Act Amendment Act, 1961 (Private Act)	298
Police Offences Act Amendment Act, 1961	165
Police Offences Act Amendment Act (No. 2), 1961	167
Prevention of Pollution of Waters by Oil Act, 1961	91
Prices Act Amendment Act, 1961	102
Public Purposes Loan Act, 1961	3
Public Service Arbitration Act, 1961	138

Alphabetical list of Acts passed in the Year 1961—*continued.*

	Page.
Pulp and Paper Mill (Hundred of Gambier) Indenture Act, 1961	103
Real Property Act Amendment Act, 1961	112
Registration of Business Names Act Amendment Act, 1961	114
Road Traffic Act, 1961	217
Sale of Furniture Act Amendment Act, 1961	29
Scaffolding Inspection Act Amendment Act, 1961	169
Stock Diseases Act Amendment Act, 1961	54
Student Hostels (Advances) Act, 1961	116
Superannuation Act Amendment Act, 1961	120
Supply Act (No. 1), 1961	1
Surveyors Act Amendment Act, 1961	55
Whyalla Town Commission Act Amendment Act, 1961	32
Wild Dogs Act Amendment Act, 1961	134
Workmen's Compensation Act Amendment Act, 1961	175

Acts reprinted pursuant to the Amendments Incorporation Act, 1937

Constitution Act, 1934-1961	305
Land Tax Act, 1936-1961	348

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 1 of 1961

An Act to apply, out of the General Revenue, the sum of Eighteen Million Pounds to the Public Service for the year ending on the thirtieth day of June, one thousand nine hundred and sixty-two.

[*Assented to 29th June,* 1961.]

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), 1961".

Issue and application of £18,000,000.

2. Out of the General Revenue of the State there shall be issued and applied, from time to time, for the public service of the State for the financial year ending the thirtieth day of June, one thousand nine hundred and sixty two, any moneys not exceeding in the whole eighteen million pounds.

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

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, one thousand nine hundred and sixty-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 Her Majesty, I hereby assent to this Bill.

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 2 of 1961

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* 14*th September,* 1961.]

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, 1961".

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 moneys 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 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, 1936-1960;

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

Power to borrow.

4. The Treasurer may arrange for the sum of twenty-seven million 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 thirty million seven hundred and forty-eight 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 proposed 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 during the financial year ending on the thirtieth day of June one thousand nine hundred and sixty-two for works and purposes mentioned in the first schedule shall not exceed thirty million seven hundred and forty-eight 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 three hundred and thirty-three thousand pounds being the amount advanced by the Treasurer pursuant to subsection (2) of section 32b of the Public Finance Act, 1936-1960.

(2) There may be issued out of the loan fund a further sum not exceeding one million three hundred and thirty-three 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.

Power to borrow and apply loan money in 1962-1963.

9. (1) The Treasurer may arrange to borrow, during the period between the thirtieth day of June, one thousand nine hundred and sixty-two, and the commencement of the Act authorizing the raising and expenditure of loan money for the financial year ending on the thirtieth day of June, one thousand nine hundred and sixty-three, on behalf of the State in accordance with the financial agreement any sums not exceeding ten million pounds.

(2) There may be issued out of the loan fund during the said period any sums not exceeding ten million pounds.

(3) Any sum so issued shall be applied to meet expenditure on all or any of the loan undertakings mentioned in the first schedule during the said period and the amount to be allocated to each such undertaking shall be determined by the Treasurer.

Power to borrow against Treasury Bills or by overdraft.

10. The Treasurer may during each of the financial years commencing on the first day of July one thousand nine hundred and sixty-one, and on the first day of July one thousand nine hundred and sixty-two, borrow in accordance with the Financial Agreement—

(*a*) any sum or sums against the issue of Commonwealth Treasury Bills, for the purpose of financing any temporary deficit in the Consolidated Revenue Account of the State, provided that any amounts

so borrowed shall be repaid on or before the thirtieth day of June next following the date of the borrowing ; and

(*b*) any sum or sums not exceeding five hundred thousand pounds for any purpose by way of overdraft from the Reserve Bank of Australia, provided that any amounts so borrowed shall be repaid on or before the last day of the calendar month during which they are borrowed.

Duration of Act.

11. The authority to borrow money and to issue and apply money from the loan fund, given by sections 4 and 5, of this Act shall cease on the thirtieth day of June, one thousand nine hundred and sixty-two.

Authority to spend Commonwealth Aid Roads Grants.

12. All money received by the State from the Commonwealth by way of grants under the Commonwealth Aid Roads Act, 1959, or any amendment thereof, or any Act substituted therefor, shall be paid to a special account in the books of the Treasurer, and the Treasurer shall on the request of the Minister of Local Government issue and pay out of the money so credited such sums as are required for purposes specified in the said Act.

Commencement of Act.

13. This Act shall be deemed to have come into operation on the first day of July, one thousand nine hundred and sixty-one.

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

EDRIC BASTYAN, Governor.

SCHEDULES.

FIRST SCHEDULE.

Amounts Proposed to be Expended from the Loan Fund During the Financial Year Ending 30th June, 1962.

Loan Undertakings.	Estimated Expenditure.
	£
STATE BANK.	
Advances for Homes	800,000
Loans to Producers	260,000
Advances to Settlers	208,000
Loans for Fencing and Water Piping	30,000
Vermin-proof Fencing	1,000
Loans for Water Conservation	1,000
HIGHWAYS AND LOCAL GOVERNMENT.	
Roads and Bridges	250,000
LANDS.	
Lands Repurchase for Closer Settlement	1,000
Crown Lands Development Act	30,000
Lands Department—Buildings, plant, etc.	25,000
IRRIGATION AND DRAINAGE.	
Irrigation and Reclamation of Swamp Lands	200,000
South-Eastern Drainage	620,000
Renmark Irrigation Trust—Loan to	25,000
WOODS AND FORESTS.	
Afforestation and Timber Milling	1,200,000
RAILWAYS.	
Railway Accommodation	2,600,000
HARBORS BOARD.	
Harbors Accommodation	1,700,000
ENGINEERING AND WATER SUPPLY.	
Waterworks and Sewers	10,350,000
River Murray Weirs, Dams, Locks, Etc.	108,000
PUBLIC BUILDINGS.	
Government Buildings and Land	8,380,000

Amounts Proposed to be Expended from the Loan Fund During the Financial Year Ending 30th June, 1962—continued.

Loan Undertakings.	Estimated. Expenditure.
	£
MISCELLANEOUS.	
Expenses and Discounts of Floating Conversion and Public Loans	100,000
Temporary and Emergency Housing Accommodation	1,000
South Australian Housing Trust—Loan to	40,000
Electricity Trust of South Australia—Loan to	2,300,000
Leigh Creek Coal Field	700,000
Mines Department—Buildings, Plant, Etc.	235,000
Uranium Production—Capital	5,000
Metropolitan and Export Abattoirs Board—Loan to	5,000
Public Parks Act—Purchase of Land	12,000
Printing and Stationery Department—Plant, Machinery, Stores, Etc.	35,000
Produce Department—Buildings, Plant, Etc.	22,000
Fishing Havens	50,000
Education Department—School Buses	100,000
South-western Suburbs Drainage	250,000
Cellulose Australia Limited Shares	104,000
Total	£30,748,000

SECOND SCHEDULE.

Advances by the Treasurer authorized by warrants issued since the Commencement of the Public Purposes Loan Act, 1960, *pursuant to Section* 32*b of the Public Finance Act,* 1936-1960.

Loan Undertakings.	
	£
Advances for Homes	500,000
Advances to State Bank	700,000
Harbors Accommodation	133,000
Total	£1,333,000

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 3 of 1961

An Act to amend the Bulk Handling of Grain Act, 1955.

[*Assented to 5th October,* 1961.]

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 "Bulk Handling of Grain Act Amendment Act, 1961".

(2) The Bulk Handling of Grain Act, 1955, as amended by this Act, may be cited as the "Bulk Handling of Grain Act, 1955-1961".

(3) The Bulk Handling of Grain Act, 1955, 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 principal Act s. 4.

3. The following section is inserted in the principal Act, after section 4 thereof :—

Further guarantee by Treasurer.

4a. (1) In addition to any guarantee executed by the Treasurer pursuant to section 4 of this Act, the Treasurer may execute a guarantee in favour of the Commonwealth Trading Bank of Australia for the repayment of any sum not exceeding five hundred thousand pounds being the

whole or any part of any loan (other than a loan made prior to the commencement of the Bulk Handling of Grain Act Amendment Act, 1961) by that Bank to the company on the security of a mortgage or charge over the assets of the company.

(2) The guarantee shall contain such terms and conditions as are agreed upon between the Treasurer and the said bank.

(3) If any sum becomes payable to the said bank by the Treasurer under a guarantee given pursuant to this section, the Treasurer may pay that sum out of the general revenue of the State.

This section, without other appropriation, shall be sufficient authority for making any such payment.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 4 of 1961

An Act to amend the Appraisers Act, 1934.

[*Assented to* 12*th October,* 1961.]

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 "Appraisers Act Amendment Act, 1961".

(2) The Appraisers Act, 1934, as amended by this Act, may be cited as the "Appraisers Act, 1934-1961".

(3) The Appraisers Act, 1934, 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.

3. Section 4 of the principal Act is amended by striking out the words "licensed according to law to act as an auctioneer" therein and inserting in lieu thereof the words "licensed as an auctioneer under the Auctioneers Act, 1934-1953".

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 5 of 1961

An Act to place under the care, control, and management of The Corporation of the City of Adelaide certain lands situated within the boundaries of the City of Adelaide.

[*Assented to 12th October,* 1961.]

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 "Adelaide Park Lands Alteration Act, 1961".

Portions of Park Lands to be under control of the council.

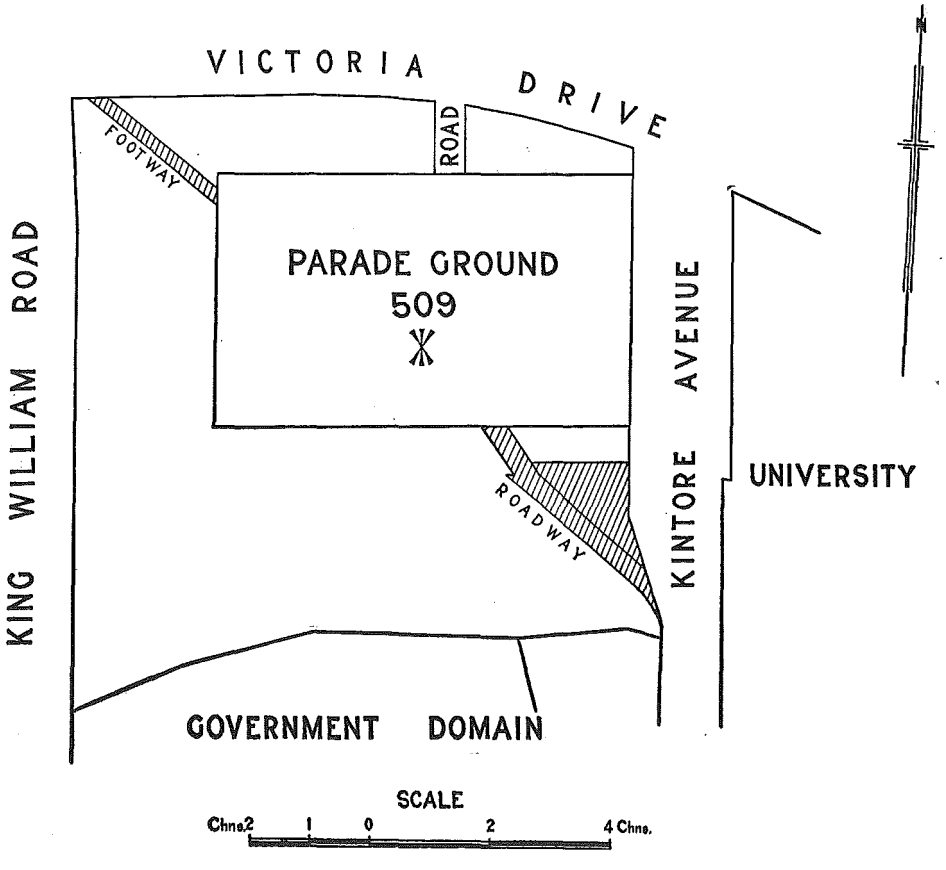
2. Notwithstanding the provisions of section 852 of the Local Government Act, 1934-1959, the two pieces of land delineated in the plan in the Schedule to this Act and therein hatched in black shall be deemed to form part of the Adelaide Park Lands and be under the care, control and management of The Corporation of the City of Adelaide.

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

EDRIC BASTYAN, Governor.

THE SCHEDULE.

CITY OF ADELAIDE
Hd ADELAIDE



ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 6 of 1961

An Act for the general appropriation of the revenue of the State for the year ending on the thirtieth day of June, One thousand nine hundred and sixty-two, and for other purposes.

[*Assented to 19th October,* 1961.]

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, 1961".

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 forty-eight million, six hundred and fifty-four thousand pounds.

Appropriation of General Revenue.

3. (1) Out of the sum of eighteen million pounds issued under the authority of the Supply Act (No. 1), 1961 and the said sum of forty-eight million, six hundred and fifty-four thousand 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 on the thirtieth day of June, one thousand nine hundred and sixty-two the sum of sixty-six million, six hundred and fifty-four thousand pounds, the said amount being appropriated as follows, viz. :—

	£	Estimates, 1961-62.
Legislative Council	12,417	
House of Assembly	18,801	
Parliamentary Library	8,270	
Joint House Committee	12,268	
Electoral	61,052	
Government Reporting	45,324	
Parliamentary Standing Committee on Public Works	4,073	
Parliamentary Committee on Land Settlement	2,495	
Legislature, Miscellaneous	49,991	
State Governor's Establishment	10,895	
Chief Secretary	20,191	
Statistical	34,492	
Audit	76,183	
Printing and Stationery	321,437	
Police	2,864,400	
Sheriff and Gaols and Prisons	524,754	
Hospitals	6,255,111	
Children's Welfare and Public Relief	910,000	
Public Health	318,700	
Public Service Commissioner	88,044	
Chief Secretary, Miscellaneous	2,725,500	
Attorney-General	33,884	
Registrar of Companies	17,407	
Crown Solicitor	54,185	
Parliamentary Draftsman	8,291	
Public Trustee	105,650	
Supreme Court	100,443	
Adelaide Local Court	59,302	
Adelaide Police Court	48,785	
Country and Suburban Courts	102,421	
Coroner	6,163	
Registrar-General of Deeds	209,164	
Attorney-General, Miscellaneous	27,532	
Treasury	36,447	
Superannuation	55,818	
Motor Vehicles	228,443	
Agent-General in England	44,543	
Land Tax	121,784	
Stamp and Succession Duties	43,246	
Publicity and Tourist Bureau and Immigration	286,263	
Prices Control	71,940	
Treasurer, Miscellaneous	6,137,641	
Lands	898,000	
Government Motor Garage	41,412	
Minister of Lands, Miscellaneous	214,879	
Public Works (Office of the Minister)	8,608	
Engineering and Water Supply	4,169,200	
Public Buildings	193,061	
Government Offices	251,163	
Cemetery	19,045	
Public Stores	122,913	
Aborigines	525,546	
Public Works	1,485,100	
Minister of Works, Miscellaneous	75,000	
Education	12,739,381	
The Libraries	246,000	

	£
The Museum	50,680
The Art Gallery	26,620
Minister of Education, Miscellaneous	3,377,175
Labour and Industry	120,747
Minister of Labour and Industry, Miscellaneous	1,790
Minister of Agriculture	6,937
Agriculture	847,014
Agricultural College	133,753
Produce	249,421
Fisheries and Game	40,009
Chemistry	69,309
Minister of Agriculture, Miscellaneous	420,126
Department of Lands—Irrigation and Drainage	483,825
Mines	684,172
Harbors Board	1,580,800
Minister of Marine, Miscellaneous	30,550
Railways	14,735,397
Transport Control Board	19,237
Office of Minister of Roads and Local Government	6,720
Highways and Local Government	566,978
Minister of Roads and Local Government, Miscellaneous	49,682
Total	£66,654,000

(2) If—

(*a*) during the financial year ending on the thirtieth day of June one thousand nine hundred and sixty-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, 1936-1960, 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, 1920-1958, 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, one thousand nine hundred and sixty-three.

(4) The Governor may, by warrant under section 32a of the Public Finance Act, 1936-1960, appropriate out of the general revenue of the State any money required to meet further expenditure beyond the amounts provided in the estimates of expenditure for the year ending on the thirtieth day of June one thousand nine hundred and sixty-two for costs of electricity supplied to the Engineering and Water Supply Department for pumping water through the Mannum-Adelaide pipeline and from bores in the Adelaide Water District, and through the Morgan-Whyalla water main.

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 sub-section.

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 to the State 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, one thousand nine hundred and sixty-two notwithstanding that the payment is—

(*a*) in respect of a period prior to the first day of July, one thousand nine hundred and sixty-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, 1936-1958, 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 Her Majesty, I hereby assent to this Bill.

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 7 of 1961

An Act to amend the Children's Protection Act, 1936.

[*Assented to 19th October,* 1961.]

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 "Children's Protection Act Amendment Act, 1961".

(2) The Children's Protection Act, 1936, as amended by this Act, may be cited as the "Children's Protection Act, 1936-1961".

(3) The Children's Protection Act, 1936, 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. 19 of principal Act—

3. Section 19 of the principal Act is amended—

Presumption of age of child.

(*a*) by striking out the word "under" in the third line of that section and inserting in lieu thereof the words "of, under or over"; and

(*b*) by striking out the words "under that age" in the fourth line of that section and inserting in lieu thereof the words "of, under or over that age, as the case may be".

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 8 of 1961

An Act to amend the Land Tax Act, 1936-1952

[*Assented to 19th October,* 1961.]

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 Tax Act Amendment Act, 1961".

(2) The Land Tax Act, 1936-1952, as amended by this Act, may be cited as the "Land Tax Act, 1936-1961".

(3) The Land Tax Act, 1936-1952, 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.

3. Section 4 of the principal Act is amended—

(*a*) by striking out the definitions of "absentee" and "absentee land tax";

(*b*) by inserting therein before the definition of "the Commissioner" the following definition:—

"business of primary production" means the business of agriculture, pasturage, horticulture, viticulture, apiculture, poultry farming, dairy farming or any other business (excluding forestry) consisting of the cultivation of soils, the gathering in of crops or the rearing of livestock.

(*c*) by inserting therein after the definition of "contributor" the following definitions :—

"declared rural land" means land in respect of which a declaration by the Commissioner under section 12c of this Act is in force.

"defined rural area" means an area declared by the Governor under section 12c of this Act.

(*d*) by inserting therein after the definition of "general notice" the following definition :—

"land used for primary production" means any parcel of land of not less than two acres in area as to which the Commissioner is satisfied that it is used mainly for the business of primary production.

(*e*) by striking out the words "including absentee land tax" in the definition of "land tax".

Amendment of principal Act, s. 11.

4. Section 11 of the principal Act is repealed and the following section is inserted in lieu thereof :—

Taxable value of land.

11. (1) The taxable value of any land shall be the unimproved value of that land less the statutory exemption provided for by this section.

(2) Where the unimproved value of all land owned by the taxpayer does not exceed £2,500 there shall be a statutory exemption equal to the unimproved value of so much of the land as is land used for primary production.

(3) Where the unimproved value of all land owned by the taxpayer exceeds £2,500, but does not exceed £6,250 and all that land is land used for primary production, there shall be a statutory exemption of £2,500 less a sum equal to two-thirds of the amount by which the unimproved value exceeds £2,500.

(4) Where the unimproved value of all land owned by the taxpayer exceeds £2,500 but does not exceed £6,250, and part thereof is land used for primary production, there shall be a statutory exemption which bears to the statutory exemption which would have been applicable under subsection (3) of this section if all the land owned by the taxpayer were land used for primary production the same proportion as the unimproved value of that part of the land which is land used for primary production bears to the unimproved value of all the land owned by the taxpayer.

Amendment of principal Act, s. 12.

5. Section 12 of the principal Act is amended—

(*a*) by striking out subsections (1), (2) and (3) thereof and inserting in lieu thereof the following subsection :—

(1) The taxes on land shall be computed in accordance with the following rates :—

Amount of Land Tax

Taxable Value	Amount of Tax
Not exceeding £5,000	¾d. for each £1.
Exceeding £5,000 but not exceeding £10,000	£15 12s. 6d. plus 1d. for each £1 over £5,000.
Exceeding £10,000 but not exceeding £20,000	£36 9s. 2d. plus 2d. for each £1 over £10,000.
Exceeding £20,000 but not exceeding £35,000	£119 15s. 10d. plus 3d. for each £1 over £20,000.
Exceeding £35,000 but not exceeding £50,000	£307 5s. 10d. plus 4d. for each £1 over £35,000.
Exceeding £50,000 but not exceeding £65,000	£557 5s. 10d. plus 5d. for each £1 over £50,000.
Exceeding £65,000 but not exceeding £80,000	£869 15s. 10d. plus 6d. for each £1 over £65,000.
Exceeding £80,000 but not exceeding £100,000	£1,244 15s. 10d. plus 7d. for each £1 over £80,000.
Exceeding £100,000	£1,828 2s. 6d. plus 7½d. for each £1 over £100,000.

(*b*) by striking out the words "and of the absentee land tax" in subsection (4) thereof ;

(*c*) by striking out the word "unimproved" in the said subsection (4) and inserting in lieu thereof the word "taxable".

Amendment of principal Act, s. 12a.

6. (1) Subsection (2) of section 12a of the principal Act is amended by striking out all the words after the words "shall be" therein and inserting in lieu thereof the words "three farthings in the pound.".

(2) Paragraph (*b*) of subsection (3) of section 12a of the principal Act is struck out.

Enactment of s. 12c of principal Act.—

Special provision for rural land.

7. The following section is inserted in the principal Act after section 12b thereof—

12c. (1) The Governor may by proclamation declare any area in the State to be a defined rural area for the purposes of this section. The Governor may at any time amend or revoke any such proclamation.

(2) Any taxpayer liable to pay tax in respect of any land within a defined rural area may apply to the Commissioner for a declaration or a renewal of a declaration that any such land is declared rural land for the purposes of this section.

(3) Where the Commissioner is satisfied with respect to any such land that that land is land used for primary production he may make or renew a declaration that that land is declared rural land. A declaration or renewal of a declaration under this subsection shall be deemed to be in force as at midnight on the 30th day of June next preceding the date thereof and shall, unless sooner revoked by the Commissioner under subsection (4) of this section, remain in force until midnight upon the 30th day of June immediately preceding the making by the Commissioner of the next following new assessment pursuant to section 20 of this Act.

(4) If the Commissioner is satisfied that any declared rural land or any part thereof has ceased to be land used for primary production he may by notice given by post to the taxpayer revoke the declaration in respect thereof.

(5) Notwithstanding anything in this Act contained a taxpayer in respect of declared rural land shall be liable to pay and shall pay only an amount of tax computed in accordance with the provisions of this Act upon the taxable value based upon the unimproved value of that land assessed as land used for primary production.

(6) If—

(*a*) the Commissioner revokes a declaration in pursuance of subsection (4) of this section; or

(*b*) the Commissioner refuses to renew a declaration in respect of any land within a defined rural area or any part thereof; or

(*c*) any declared rural land or any part thereof is transferred or conveyed by the taxpayer to any other person and the transfer or conveyance is not in pursuance of a gift or devise to the spouse, a parent, grandparent or descendant of the taxpayer; or

(*d*) a taxpayer has not before the 31st day of March next following the date of expiration of a declaration applied for a renewal of that declaration in respect of the land or any part thereof (excepting any case where the land has before the said 31st day of March ceased to be within a defined rural area),

the difference between the amount of any tax paid under subsection (5) of this section and the land tax which, but for the provisions of that subsection, would have been payable in respect of the land or part thereof (as the case may be) shall forthwith become due and payable and all of the provisions of this Act concerning and relating to the liability for recovery and collection of land tax shall apply in respect of such difference: Provided that such difference shall be calculated in respect of the period (not exceeding five years) immediately preceding the date upon which the difference becomes due and payable in accordance with the provisions of this subsection.

Amendment of principal Act, s. 13.

8. Section 13 of the principal Act is amended by striking out the words "five shillings" therein and inserting in lieu thereof the words "one pound".

Consequential Amendments.

9. Sections 14, 17 and 18 of the principal Act are repealed.

Consequential Amendment.

10. Section 19 of the principal Act is amended by striking out the words "and absentee land tax" therein.

Consequential Amendments.

11. Sections 32, 42, 43 and 44 of the principal Act are amended by striking out the words "or absentee land tax" wherever occurring in those sections.

Enactment of section 58a of principal Act.

12. The following section is enacted and inserted in the principal Act after section 58 thereof.

Postponement of payment of tax in cases of hardship.

58a. Where the Commissioner is satisfied upon application by a taxpayer that payment of the land tax in respect of any financial year by that taxpayer would cause hardship, the Commissioner may postpone payment of the said land tax or any portion thereof for such period or periods as the Commissioner thinks fit. The Commissioner may, if he is of the opinion that the circumstances of the taxpayer have changed and that payment of any land tax so postponed would not in the changed circumstances result in hardship to the taxpayer, require the

taxpayer forthwith to pay such land tax or portion thereof. Notwithstanding anything contained in this section, any land tax or portion of land tax, payment of which has been postponed by the Commissioner, shall be and remain a first charge upon the land taxed and shall be recoverable forthwith by the Commissioner upon any change of ownership of land taxed or in the event of the death of the taxpayer from his personal representatives. No penalty for late payment shall be added to any land tax payment of which has been postponed in pursuance of this section in respect of any period of postponement.

Application.

13. This Act shall apply to the land tax levied or payable in aid of the general revenue of the State for the financial year ending on the 30th day of June, 1962 and subsequent financial years.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 9 of 1961

An Act to amend the Local Government (City of Enfield Loan) Act, 1953.

[*Assented to 19th October,* 1961.]

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 (City of Enfield Loan) Act Amendment Act, 1961".

(2) The Local Government (City of Enfield Loan) Act, 1953, as amended by this Act, may be cited as the "Local Government (City of Enfield Loan) Act, 1953-1961".

(3) The Local Government (City of Enfield Loan) Act, 1953, 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 long title of principal Act.

3. The long title of the principal Act is amended by striking out the words "two hundred and fifty thousand pounds" therein and inserting in lieu thereof the words "five hundred thousand pounds".

Amendment of principal Act, s. 4.

4. Section 4 of the principal Act is amended by striking out the words "two hundred and fifty thousand pounds" therein and inserting in lieu thereof the words "five hundred thousand pounds".

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 10 of 1961

An Act to amend the Sale of Furniture Act, 1904-1935.

[*Assented to 19th October,* 1961.]

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 "Sale of Furniture Act Amendment Act, 1961".

(2) The Sale of Furniture Act, 1904-1935, as amended by this Act, may be cited as the "Sale of Furniture Act, 1904-1961".

(3) The Sale of Furniture Act, 1904-1935, 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. 3.

3. Section 3 of the principal Act is amended by inserting therein after the word "brand" the word "label,".

Amendment of principal Act, s. 5.

4. Section 5 of the principal Act is amended—

(*a*) by adding at the end thereof the words "or have permanently affixed thereto a label bearing the name of the manufacturer in an indelible permanent ink or stain";

(*b*) by inserting therein the following subsection (the previous portion of the section being designated as subsection (1) thereof):—

(2) A person shall not sell any furniture which is either not stamped in an indelible permanent ink or stain or impression with, or does not bear a label permanently affixed thereto bearing in an indelible permanent ink or stain, the name of the manufacturer and the name of the State of the Commonwealth of Australia or of the country of origin thereof (as the case may be): Provided that this subsection shall not apply in respect of any furniture sold otherwise than in the course of trade or in respect of any secondhand furniture.

In this subsection the verb "sell" includes sell, barter, exchange, agree to sell, barter or exchange, offer, expose, send, consign or deliver for or on sale, and cause or suffer or attempt to do any of such acts or things.

Amendment of principal Act, s. 6.

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

Place for stamp.

6. (1) The stamp or label shall be stamped or affixed in a prominent place on each article but not necessarily on the face of the article or in such a way as to disfigure the same.

(2) The particulars prescribed by section 5 of this Act shall be in the English language in clearly legible characters.

Amendment of principal Act, s. 7.

6. Section 7 of the principal Act is amended by striking out the words "three days" therein and inserting in lieu thereof the words "seven days".

Enactment of principal Act, s. 8a.

7. The following section is inserted in the principal Act after section 8 thereof:—

Obstructing inspector.

8a. Any person who—

(*a*) obstructs or hinders any inspector in the exercise of any of the powers conferred or the discharge of any of the duties imposed by this Act upon an inspector; or

(*b*) without lawful excuse refuses to answer or fails to answer truly any question put to him by an inspector in the exercise of his powers under this Act;

shall be guilty of an offence.

8. Section 9 of the principal Act is amended by striking out the words "five pounds" therein and inserting in lieu thereof the words "twenty-five pounds". Amendment of principal Act, s. 9.

9. The following section is inserted in the principal Act after section 9 thereof:— Enactment of principal Act, s. 9a—

9a. No inspector shall be liable, except in respect of any wilful neglect or default, to any legal proceedings for anything done in pursuance of this Act. Protection to inspector.

10. The amendments effected by this Act shall not apply in respect of any furniture imported into the State prior to the commencement of this Act. Operation.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

No. 11 of 1961

An Act to amend the Whyalla Town Commission Act, 1944-1949.

[*Assented to 19th October*, 1961.]

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 "Whyalla Town Commission Act Amendment Act, 1961".

(2) The Whyalla Town Commission Act, 1944-1949, as amended by this Act, may be cited as "The City of Whyalla Commission Act, 1944-1961".

(3) The Whyalla Town Commission 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.

3. The principal Act is amended—

(i) by striking out the words "town of Whyalla" wherever occurring therein and inserting in lieu thereof the words "city of Whyalla";

(ii) by striking out the word "town" in sections 20 and 26 thereof and inserting in lieu thereof the word "city" in both cases;

(iii) by striking out the words "Whyalla Town Commission" wherever occurring therein and inserting in lieu thereof the words "City of Whyalla Commission".

4. Paragraph (*b*) of section 13 of the principal Act is amended by adding at the end thereof the following proviso :— Amendment of principal Act, s. 14.

Provided that the chairman may within two months of the passing of any resolution under this paragraph by notice in writing given to the Industrial Registrar of the Industrial Court appeal to the President of the Industrial Court against his removal from office and the provisions of Part IXa of the Local Government Act, 1934-1959, shall apply in respect of any such appeal and the determination of the President shall be binding.

5. Section 16 of the principal Act is amended by inserting therein after subsection (1) thereof the following subsection :— Amendment of principal Act, s. 16.

(1a) If a Commissioner appointed by the company is for any reason unable to attend any meeting, he may by notice in writing given to the chairman authorize any other Commissioner appointed by the company to vote on his behalf at that meeting on all matters arising at that meeting, or on such of those matters as are specified in the notice.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 12 of 1961

An Act to provide for the establishment and maintenance of an Artificial Breeding Board and for purposes incidental thereto.

[*Assented to 2nd November,* 1961.]

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 "Artificial Breeding Act, 1961".

Commencement.

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

Interpretation.

3. In this Act unless the context otherwise requires—

"board" means the Artificial Breeding Board established under this Act:

"chairman" means chairman of the board :

"deputy chairman" means deputy chairman of the board :

"the director" means the director holding office under section 13 of this Act :

"member" means member or acting member of the board :

"Minister" means the Minister of Agriculture :

"stock" means cattle, horses, sheep, swine, goats and all other animals which the Governor from time to time by proclamation declares to be stock for the purposes of this Act.

Establishment and incorporation of board.

4. (1) There shall be established a body to be known as "The Artificial Breeding Board".

(2) The board shall be a body corporate with perpetual succession and a common seal and may in its corporate name be a party to any legal proceedings.

(3) All courts, judges and persons acting judicially shall take judicial notice of the seal of the board affixed to any document and shall presume that it was duly affixed.

(4) The board shall have power to hold and dispose of lands, tenements, hereditaments, goods, chattels and other property of all kinds including stock for the purposes of and subject to this Act.

Constitution of the board.

5. The board shall consist of a chairman and four other members appointed by the Governor. One of such members shall be a veterinary surgeon registered in pursuance of paragraph (*a*) of subsection (1) of section 17 of the Veterinary Surgeons Act, 1935-1957 and at least two of the remaining members shall be persons whose business is the raising of stock.

Chairman, deputy acting member of board.

6. The Governor may appoint a member to be deputy chairman of the board. If the chairman is for any reason unable to perform the duties of his office or if his office has become vacant, or if he is absent from any meeting, the deputy chairman shall act in his place.

Term of office.

7. (1) Subject to this Act the chairman and members of the board shall hold office for four years but a retiring chairman or member shall be eligible for re-appointment: Provided that a chairman or member appointed to fill a casual vacancy shall hold office only for the balance of the term of the person in whose place he was appointed.

(2) If a member of the board is for any reason unable to perform the duties of his office or if his office has become vacant, the Governor may appoint a suitable person to be an acting member of the board during the period of such inability or until a permanent appointment is made to the vacant office. An acting member shall while so acting have all the powers and duties of a member.

Casual vacancies.

8. (1) The seat of any member of the board shall become vacant if he—

(*a*) dies;

(*b*) resigns by written notice given to the Minister;

(*c*) absents himself without permission of the board from more than three consecutive meetings of the board;

(*d*) becomes a mentally defective person within the meaning of the Mental Health Act, 1935-1960;

(*e*) is removed from his office by the Governor for misbehaviour, incapacity, neglect of duty, or conviction of any crime;

(*f*) ceases to hold any office or qualification which he is required to hold as a member of the board; or

(*g*) becomes bankrupt or executes an assignment of his property or a deed of arrangement for the benefit of his creditors or compounds with his creditors for less than twenty shillings in the pound.

(2) The chairman and every member of the board shall retire upon attaining the age of seventy years.

Quorum.

9. The chairman or acting chairman and any two other members of the board shall form a quorum for the transaction of the business of the board.

Validity of acts of board.

10. An act or proceeding of the board shall not be invalid on the ground only of any vacancy in the office of the chairman or any member, or of any defect in the appointment of the chairman or acting chairman, or any member or acting member.

Remuneration of board.

11. The chairman and the other members of the board shall receive such salary and such travelling and other allowances as are approved by the Governor.

Meetings of board.

12. (1) The first meeting of the board shall be convened by the chairman and thereafter meetings of the board shall be held at the times and places determined by the board.

(2) Subject to this Act, the business of the board shall be conducted in such manner as the board determines.

Director.

13. (1) There shall be a director of the board who shall be a veterinary surgeon registered in pursuance of paragraph (*a*) of subsection (1) of section 17 of the Veterinary Surgeons Act, 1935-1957 appointed by the Governor on the recommendation of the board and on such terms and conditions including remuneration as are approved by the Governor on the board's recommendation.

(2) The director shall be the principal executive officer of the board and subject to the directions of the board shall be responsible for the control and management of the operations of the board.

Staff.

14. (1) The board may appoint such officers and servants as are required to carry out the work of the board on such terms and conditions as the board fixes.

(2) The board may, with the approval of the Minister administering any department of the Public Service, make use of the services of any officers employed in that department on any terms agreed upon.

Superannuation of officers.

15. (1) Any officer of the board may, at his option, subscribe to the South Australian Superannuation Fund as if he were an employee within the meaning of the Superannuation Act, 1926-1946, and as if his service as an officer of the board were service within the meaning of that Act.

(2) The board shall within three months after the end of each financial year pay to the Treasurer of the State an amount equal to the total of all money paid by the Government into the South Australian Superannuation Fund during that financial year in respect of any pension or benefit payable under the Superannuation Act, 1926-1960, to any officer of the board or to any dependant of any such officer: Provided that where a person has contributed to the said Fund during a period of his employment in the Public Service of the State as well as during a period of his employment by the Board, the board shall pay to the Treasurer that part of the said total money paid by the Government, which is proportionate to the period of the officer's employment by the board.

Financial provision.

16. The board shall pay the salaries, remuneration and expenses of the chairman and members and all costs of administering this Act, out of the revenue received by it under this Act.

Relation of board to Crown.

17. The board shall not be a department of the Government of the State or an agent or servant of the Crown nor shall the chairman, members or employees of the board be subject to the Public Service Act, 1936-1959.

Advances by Treasurer.

18. (1) The Treasurer may on terms and conditions to be agreed between him and the board advance to the board such sums during the five financial years commencing with the financial year ending on the thirtieth day of June one thousand nine hundred and sixty-two as are reasonably required to meet the initial expenditure of the board: Provided that the total sum of any amounts advanced under this subsection shall not exceed one hundred and fifty thousand pounds.

(2) This Act shall be sufficient authority for the Treasurer to make any such advances.

Accounts.

19. The board shall keep in such manner and form as it thinks proper, accounts showing accurately and in detail, its assets, liabilities, receipts and expenditure.

Audit.

20. The Auditor-General shall audit the accounts of the board annually. For the purpose of the conduct of any such audit the Audit Act, 1921-1959, shall apply as if the board were a Department of the Public Service.

Annual report.

21. The board shall, as early as convenient after the end of each financial year, furnish the Minister with a report on the work of the board during that year, and the report shall as soon as practicable after receipt thereof be laid before both Houses of Parliament.

Power of Governor to grant use of premises to board.

22. (1) The Governor may, subject to such terms and conditions as he thinks proper, grant the board the right to use and occupy for the purposes of the board any land and buildings of the Crown.

(2) Any Minister of the Crown or other public authority may, subject to such terms and conditions as he or it thinks proper, grant the board the right to use for the purposes of the board any plant or equipment under the control of such Minister or public authority.

Non-application of Public Supply and Tender Act.

23. The Public Supply and Tender Act, 1914-1940 shall not apply to the purchase of stores, materials or other requisites required by the board.

Duties and functions of the board.

24. (1) The duties and functions of the board shall be:—

I. to establish, maintain and operate semen collection centres for the production and storage of semen for the artificial insemination of stock;

II. to supplement any supplies of semen produced at its own centres with supplies purchased from other sources;

III. to establish distribution centres in the State and to create field services to provide for the insemination of stock;

IV. to promote the use of artificial insemination in the breeding of stock in all areas where in its opinion it is economically feasible;

V. to carry out investigations in connection with artificial insemination and fertility.

(2) The board shall be entitled to laboratory assistance free of charge from the Institute of Medical and Veterinary Science.

(3) The board shall have access to the Herd Production records of the Department of Agriculture.

(4) The board may charge such fees for any work done or semen supplied as the board fixes.

Application of Stock Diseases Act.

25. (1) The board shall be responsible for the testing of animals prior to admission to the centre in accordance with the Stock Diseases Act, 1934-1959.

(2) All operations of the board in connection with the collection, storage and distribution of semen and the insemination of stock shall conform to the provisions of the Stock Diseases Act, 1934-1959, and the regulations thereunder.

Regulations.

26. The Governor may, on the recommendation of the board, make any regulations necessary or convenient to be made for the due administration of this Act including, without limiting the generality of the foregoing, regulations for all or any of the following purposes :—

(*a*) the management and facilitation of the work and operations of the board ;

(*b*) the protection of the property and premises of or occupied or used by the board and the plant and equipment therein against damage, defilement or loss ;

(*c*) for prescribing penalties recoverable summarily and not exceeding twenty pounds for breach of any regulation.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 13 of 1961

An Act to amend the Botanic Garden Act, 1935-1960.

[*Assented to 2nd November,* 1961.]

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 "Botanic Garden Act Amendment Act, 1961".

(2) The Botanic Garden Act, 1935-1960, as amended by this Act, may be cited as the "Botanic Garden Act, 1935-1961".

(3) The Botanic Garden Act, 1935-1960, 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. 3.

3. Section 3 of the principal Act is amended by inserting at the end of the definition of "garden" therein the words "and includes all other lands belonging to, lawfully in the occupation of, or under the care, control or management of, the Board".

Amendment of principal Act, s. 6.

4. Section 6 of the principal Act is amended—

(*a*) by striking out the word "have perpetual succession" therein and inserting in lieu thereof the words "be a body corporate with perpetual succession and a common seal";

(*b*) by inserting at the end thereof (the previous portion of the section being designated as subsection (1) thereof) the following subsection :—

(2) Every court and every person acting judicially shall take judicial notice of the seal of the Board and when the seal appears on any document shall assume that it was properly affixed thereto.

Amendment of principal Act, s. 9.

5. Subsection (3) of section 9 of the principal Act is amended by inserting therein after the word "garden" the words "or any part thereof".

Amendment of principal Act, s. 11.

6. Subsection (1) of section 11 of the principal Act is amended by inserting therein after the word "garden" the words "or any part thereof".

Amendment of principal Act, s. 13.

7. Subsection (1) of section 13 of the principal Act is amended by inserting therein after the word "garden" in paragraphs (*a*) and (*d*) thereof the words "or any part thereof".

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 14 of 1961

An Act to amend the Dog Fence Act, 1946-1960.

[*Assented to 2nd November,* 1961.]

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 "Dog Fence Act Amendment Act, 1961".

(2) The Dog Fence Act, 1946-1960, as amended by this Act, may be cited as the "Dog Fence Act, 1946-1961".

(3) The Dog Fence Act, 1946-1960, 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. 24 of principal Act—Payments to owners of dog fence.

3. Section 24 of the principal Act is amended by striking out the word "sixteen" in the fifth line thereof and inserting in lieu thereof the word "thirty".

Amendment of s. 26 of principal Act—Declaration of and amount of rate.

4. Section 26 of the principal Act is amended by striking out the words "three shillings" in subsection (2) of that section and inserting in lieu thereof the words "six shillings".

Repeal of s. 27 of principal Act—Additional rate.

5. Section 27 of the principal Act is repealed.

6. Subsection (1) of section 29 of the principal Act is amended by striking out the passage "sections 26 and 27" in paragraph (*b*) of that subsection and inserting in lieu thereof the passage "section 26". Amendment of s. 29 (1) of principal Act—Recovery of rates.

7. Section 31 of the principal Act is amended by striking out the words "one shilling and threepence" in the proviso to subsection (1) thereof and inserting in lieu of those words the following words:—"two shillings". Amendment of s. 31 of principal Act—Government subsidy.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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5. The Treasurer may from time to time advance to the Home Builders' Account such amount or amounts not exceeding two hundred and fifty thousand pounds at any one time out of moneys held by him in other accounts. Any such amounts shall be advanced subject to the payment of interest at the rate equal to that charged by the Commonwealth upon funds currently being advanced in accordance with the agreement referred to in the Housing Agreement Act, 1956, as amended by the 1961 Agreement.

Power to make advances to Home Builders' Account.

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

J. M. NAPIER, Governor's Deputy.

THE SCHEDULE.

Section 2

AN AGREEMENT made the day of

One thousand nine hundred and sixty-

BETWEEN THE COMMONWEALTH OF AUSTRALIA (in this agreement called "the Commonwealth"), THE STATE OF NEW SOUTH WALES, THE STATE OF VICTORIA, THE STATE OF QUEENSLAND, THE STATE OF SOUTH AUSTRALIA, THE STATE OF WESTERN AUSTRALIA and THE STATE OF TASMANIA and intended to be supplemental to the agreement referred to in this agreement as the 1945 Agreement and to the agreement referred to in this agreement as the 1956 Agreement.

WHEREAS—

(*a*) by an agreement made the nineteenth day of November, 1945, between the Commonwealth and the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania and authorized or approved by the Parliaments of the Commonwealth and of the States provision was made for the carrying out by the States with the assistance of the Commonwealth of rental housing projects ;

(*b*) that agreement, as varied in pursuance of its terms by agreements dated respectively the twenty-sixth day of November, 1948, the thirtieth day of December, 1949, the twenty-fourth day of November, 1952, and the fifth day of March, 1954, entered into between the Treasurer of the Commonwealth and the Treasurers of certain States, as amended between the Commonwealth and the States then parties thereto by an agreement made the sixteenth day of April, 1955, and authorized or approved by the Parliament of the Commonwealth and those States and as extended by the agreement referred to in this agreement as the 1956 Agreement, (which agreement as so varied, amended and extended is in this agreement called "the 1945 Agreement") applies with respect to moneys advanced and dwellings erected thereunder to or by the States other than the State of Tasmania which is no longer regarded as a party thereto ;

(*c*) by an agreement (in this agreement called "the 1956 Agreement") dated the thirteenth day of February, 1957, between the Commonwealth and the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania and authorized or approved by the Parliaments of the Commonwealth and of the States provision was made for the grant by the Commonwealth of financial assistance to the States for housing upon the terms and conditions set out in that agreement ;

(*d*) the Commonwealth has proposed to the States that the Commonwealth will grant further financial assistance to the States upon the terms and conditions set out in the 1956 Agreement amended in the manner set out in this agreement ;

(*e*) the Commonwealth and the States have agreed that the 1945 Agreement should be amended as provided in this agreement to provide for the sale of dwellings to which the 1945 Agreement applies ; and

(*f*) the Parliament of the Commonwealth has authorized the execution by or on behalf of the Commonwealth of this agreement ;

NOW IT IS HEREBY AGREED AS FOLLOWS :—

Operation of agreement.

1.—(1) This agreement shall come into force in respect of a State upon its execution by or on behalf of the Commonwealth and—

(*a*) if the execution by or on behalf of the State is authorized by the Parliament of the State—its execution by and on behalf of the State ; or

(*b*) if it is executed by or on behalf of the State without the authority of the Parliament of the State—its approval by the Parliament of the State.

(2) Notwithstanding that all of the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania are named as parties to this agreement this agreement shall operate as an agreement between the Commonwealth and a State or the States in respect of which it has come into force as fully and effectually as if the State or States were the only State or States named as parties to the agreement.

(3) Where in the 1945 Agreement or in the 1956 Agreement the word "State" or the expression "the States" means a State or the States in respect of which the 1945 Agreement or the 1956 Agreement, as the case may be, is in force, that word and that expression shall, for the purpose of the operation of the 1945 Agreement or the 1956 Agreement, as the case may be, as amended by this agreement, mean respectively a State or the States in respect of which this agreement has come into force.

THE SCHEDULE—*continued.*

Amendments of 1956 Agreement.

2.—(1) Clause 5 of the 1956 Agreement is amended by inserting in sub-clause (1), after the word "respectively,", the words and figures "and during the financial years commencing on the first day of July in the years 1961, 1962, 1963, 1964 and 1965, respectively,".

(2) Clause 6 of the 1956 Agreement is amended by adding at the end thereof the following sub-clause :—

(4) During each of the financial years commencing on the first day of July in the years 1961, 1962, 1963, 1964 and 1965, respectively, each State shall allocate for the provision of finance for home builders not less than thirty per centum of the total advances made to the State under clause 5 of this agreement in that financial year.

(3) In respect of the financial years commencing on the first day of July in the years 1961, 1962, 1963, 1964 and 1965 the following clause shall be substituted for and shall apply in lieu of clause 7 of the 1956 Agreement :—

7.—(1) Of the advances made to a State in a financial year which pursuant to clause 6 of this agreement are to be used for the erection of dwellings by the State, the State shall set aside for the purposes of clause 13 of this agreement such portion not exceeding five per centum as may be specified by the Minister from time to time or such portion greater than five per centum as may be agreed from time to time between the Minister and the appropriate Minister of the State.

(2) During each of the financial years referred to in clause 5 of this agreement, the Commonwealth shall, in addition to the advances made under clause 5 of this agreement, advance to the State for the purposes of clause 13 of this agreement an amount equal to the amount set aside in that financial year by the State under the last preceeding sub-clause and such additional amounts as may be agreed from time to time between the Minister and the appropriate Minister of the State.

(4) Clause 9 of the 1956 Agreement is amended—

(*a*) by omitting from sub-clause (1) the words "sub-clauses (2), (3) and (4) of";

(*b*) by inserting after sub-clause (3) the following sub-clause :—

(3A) In respect of advances made during the financial years commencing on the first day of July in the years 1961, 1962, 1963, 1964 and 1965, respectively, the rate per annum shall be the long term bond rate less one per centum per annum ; and

(*c*) by inserting after sub-clause (4) the following sub-clause :—

(4A) For the purposes of sub-clause (3A) of this clause the long term bond rate shall be the interest rate per annum payable in respect of the Commonwealth securities having a currency of not less than five years being offered in Australia for public subscription at the date the advance is made or, if none is being offered at that date, the interest rate per annum payable in respect of Commonwealth securities having such a currency and last so offered prior to that date, and where the securities are or were being offered simultaneously for various currencies, each of not less than five years, the long term bond rate shall be the interest rate per annum payable in respect of those securities having the longest currency.

(5) Clause 11 of the 1956 Agreement is amended—

(*a*) by inserting in sub-clause (2), after the words "Minister of the State", the words "or except in such areas as the Minister and the appropriate Minister of the State agree constitute inner metropolitan areas" ; and

(*b*) by inserting in sub-paragraph (*i*) of paragraph (*b*) of sub-clause (3), after the word "kerbing", the word "developing".

(6) On and from such date after the thirtieth day of June, 1961, as is determined by the Minister of State for the Commonwealth who is the Minister for the purposes of the 1956 Agreement, the following sub-clauses shall, with respect to moneys available on and after that date in the Home Builders' Account established under clause 16 of the 1956 Agreement by a State in respect of which this Agreement comes into force, be, and be deemed to have been, substituted for sub-clauses (3) and (4) of that clause :—

(3) All moneys at any time available in the Home Builders' Account (after allowing for amounts with which the Account is to be debited under the last preceding sub-clause) shall, except as provided in the next succeeding sub-clause, be used by the State for the provision of finance for home builders in that State by means of loans by the State to building societies subject to and in accordance with terms and conditions to be agreed from time to time between the Minister and the appropriate Minister of the State.

THE SCHEDULE—*continued.*

(3A) If in any financial year the Minister, at the request of the appropriate Minister of the State, approves the allocation of a portion of the moneys available in the Home Builders' Account to an institution approved by the Minister not being a building society, the State may in that financial year use that portion for the provision of finance for home builders in that State by loans to the approved institution subject to and in accordance with terms and conditions to be agreed between the Minister and the appropriate Minister of the State.

(3B) When deciding whether to give his approval under the last preceding sub-clause, the Minister shall pay due regard to—

(*a*) the promotion of the maximum development of building societies in the State;

(*b*) the extent to which building societies in the State are able to use the moneys available in the Home Builders' Account for the purposes of this agreement;

(*c*) the amounts which building societies in the State have raised and are able to raise from private sources; and

(*d*) any other matters considered relevant by the Minister.

(4) A State shall not use moneys from the Home Builders Account except subject to and in accordance with such applicable terms and conditions as are agreed under this clause.

Advances made before coming into force of agreement.

3. Where before this agreement has come into force in respect of a State, the Commonwealth has, in pursuance of section 5 of the *Housing Agreement Act* 1961, made an advance to the State, the advance shall be deemed to have been made under the 1956 Agreement as amended by this agreement, and the 1956 Agreement as so amended shall apply, and shall be deemed at all times to have applied, to and with respect to the advance.

Sale of dwellings under 1945 Agreement.

4.—(1) As between the Commonwealth and a State in respect of which this agreement comes into force, other than the State of Tasmania, clause 14 of the 1945 Agreement, being the clause inserted therein by clause 4 of the said agreement dated the sixteenth day of April, 1955, shall, except as provided in the next succeeding sub-clause, cease to apply to the sale by the State of dwellings to which the 1945 Agreement applies and the following clause shall be substituted for and shall apply in lieu of that clause:—

14.—(1) Each State may, if it so desires and at such price and on such terms as it thinks fit, sell any dwellings, but sales pursuant to this sub-clause shall not affect the obligation of the State under clause 6 of this agreement to repay and to pay interest on advances made under this agreement.

(2) Where a person to whom a dwelling could be sold is an eligible person who desires to purchase the dwelling from the Director in pursuance of the *War Service Homes Act* 1918-1956 as amended from time to time, or to obtain an advance under that Act to enable him to purchase the dwelling, the State may, if requested so to do by the Director, sell the dwelling to the Director or that eligible person, in which event no amount of money shall be payable to the State by the Director or the eligible person, as the case may be, but the State shall transfer to the Director or to the eligible person, as the case may be, an estate in fee simple in the land on which the dwelling is erected, if the dwelling is erected on freehold land, or issue a Crown lease in perpetuity to the Director or to the eligible person, as the case may be, if the dwelling is erected on Crown land, subject in either case to the reservations, exceptions and conditions (if any) contained in the Crown Grant or Crown lease, as the case may be, and to such encumbrances, reservations, exceptions, covenants or conditions subject to which the sale is expressly made, and the amount of the State's indebtedness to the Commonwealth under sub-clause (2) of clause 6 of this agreement shall as from the date of sale be reduced by the amount of the purchase price of the dwelling less the amount, if any, credited to the purchaser.

(2) The provisions of this clause shall not affect the operation of clause 14 of the 1945 Agreement in relation to sales of dwellings to which that agreement applies made by the State before the coming into force of this agreement in respect of the State.

IN WITNESS whereof the Prime Minister of the Commonwealth of Australia and the Premiers of each of the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania have signed this agreement for and on behalf of the Commonwealth of Australia and of the said States respectively.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 16 of 1961

An Act to amend the Housing Improvement Act, 1940-1958.

[*Assented to 2nd November*, 1961.]

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 "Housing Improvement Act Amendment Act, 1961".

(2) The Housing Improvement Act, 1940-1958, as amended by this Act, may be cited as the "Housing Improvement Act, 1940-1961".

(3) The Housing Improvement Act, 1940-1958, 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 s. 16 of principal Act—Powers of housing authority.

3. Section 16 of the principal Act is amended by striking out subsection (4) thereof and inserting in lieu thereof the following subsections:—

(4) The housing authority may erect houses on any land of the housing authority for disposal as provided by subsection (6). The housing authority may erect houses on land other than land of the housing authority for any person or approved body and may erect houses or buildings of any kind on land other than land of the housing authority for any department or instrumentality of the Commonwealth or of the State.

(5) With the consent of the Governor the housing authority may :—

(*a*) erect on any land of the housing authority any shop, workshop, or building of any kind which, in the opinion of the Governor, it is desirable to erect for the service and convenience of persons occupying houses erected by the housing authority ;

(*b*) erect on any land of the housing authority any factory ; provided that no factory shall be erected under this paragraph unless the erection thereof is recommended by the Industries Development Committee within the meaning of the Industries Development Act, 1941-1958.

(6) The housing authority may, for such term and upon such conditions as it thinks fit let any house erected pursuant to subsection (4) of this section on land of the housing authority, or any shop, building, workshop, or factory erected pursuant to subsection (5) of this section on land of the housing authority, together with any land occupied therewith respectively, or may sell the same upon such conditions as the housing authority thinks fit.

(7) The housing authority shall, before undertaking the erection of any house, on land other than land of the housing authority, make such arrangements as it thinks fit for payment to the housing authority for undertaking such erection.

(8) The housing authority shall in all cases provided for by this section take proper and adequate measures to secure the payment to the housing authority of any moneys due to the housing authority and remaining unpaid together with interest thereon.

(9) In this section "approved body" means a municipal or district council, or any company, firm, charitable organization or society approved either generally or specifically from time to time by the Governor on the recommendation of the housing authority.

(10) The housing authority may use, for the purposes of subsections (4) and (5) of this section, any moneys in the Housing Improvement Fund

(11) Notwithstanding anything contained in this Act, the housing authority shall be deemed to have and to have had at all times power to erect any shops, workshops, factories, halls or buildings of any kind on land other than land of the housing authority the erection of which had been commenced or completed prior to the commencement of the Housing Improvement Act Amendment Act, 1961.

Enactment of principal Act, 16a—

4. The following section is inserted in the principal Act after section 16 thereof :—

Additional powers of housing authority.

16a. The housing authority may, with the consent of the Governor, carry out or cause to be carried out any work or undertaking (not otherwise authorized by this Act) which, in the opinion of the Governor, is necessary or desirable to render suitable for housing purposes any land acquired or agreed to be acquired by the housing authority or which, in the opinion of the Governor, is associated with the development of any such land. The housing authority may use any moneys in the Housing Improvement Fund for the purpose of any such work or undertaking.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 17 of 1961

An Act to amend the Land Settlement Act, 1944-1959.

[*Assented to 2nd November,* 1961.]

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, 1961".

(2) The Land Settlement Act, 1944-1959, as amended by this Act, may be cited as the "Land Settlement Act, 1944-1961".

(3) The Land Settlement Act, 1944-1959, 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 principal Act s. 5— Term of office.

3. Subsection (1) of section 5 of the principal Act is repealed and the following subsection inserted in lieu thereof:—

(1) Subject to section 6 of this Act, every member of the Committee holding office at the time of the passing of the Land Settlement Act Amendment Act, 1961, and any person appointed to a casual vacancy occurring on the Committee before the thirty-first day of December, 1963, shall hold office until the thirty-first day of December, 1963.

4. Subsection (4) of section 27a of the principal Act is amended by striking out the word "thirteen" in the fourth line and by inserting in lieu thereof the word "fifteen".

Amendment of principal Act, s. 27a—Power to acquire land in South-East.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 18 of 1961

An Act to amend the Stock Diseases Act, 1934-1959.

[*Assented to 2nd November,* 1961.]

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 "Stock Diseases Act Amendment Act, 1961".

(2) The Stock Diseases Act, 1934-1959, as amended by this Act, may be cited as the "Stock Diseases Act, 1934-1961".

(3) The Stock Diseases Act, 1934-1959, 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. 8 of principal Act—Power of Governor to make regulations.

3. Section 8 of the principal Act is amended by striking out the words "the permit" in paragraph XI of that section and inserting in lieu thereof the words "the certificates of health and the permit or any of them".

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 19 of 1961

An Act to amend the Surveyors Act, 1935-1956.

[*Assented to 2nd November,* 1961.]

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 "Surveyors Act Amendment Act, 1961".

(2) The Surveyors Act, 1935-1956, as amended by this Act, may be cited as the "Surveyors Act, 1935-1961".

(3) The Surveyors Act, 1935-1956, 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. 30—

Interpretation.

3. Section 30 of the principal Act is amended by inserting after the definition of "owner" therein the following definition :—

"survey mark" means beacon, concrete block, metal pin, metal plaque, peg, or stone cairn placed on any land for the purpose of making a survey of any kind or for the purpose of indicating a boundary on any land.

Repeal and enactment of s. 34 of principal Act—

Damage to survey marks.

4. Section 34 of the principal Act is repealed and the following section enacted and inserted in its place :—

34. (1) Any person who, without lawful authority, wilfully or recklessly damages, destroys, removes or interferes with any survey mark, shall be guilty of an offence.

Penalty : Fifty pounds.

(2) In proceedings for an offence against subsection (1) of this section, the allegation in the complaint that any beacon, concrete block, metal pin, metal plaque, peg, or stone cairn was a survey mark shall be *prima facie* evidence of the matter so alleged.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 20 of 1961

An Act to amend the Auctioneers Act, 1934-1953.

[*Assented to 9th November,* 1961.]

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 "Auctioneers Act Amendment Act, 1961".

(2) The Auctioneers Act, 1934-1953, as amended by this Act, may be cited as the "Auctioneers Act, 1934-1961".

(3) The Auctioneers Act, 1934-1953, 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 principal Act, s. 10a—

3. The following section is inserted in the principal Act after section 10 thereof :—

Prohibition of auction sales of land on Sundays.

10a. A person (whether a natural person or a company) shall not offer, deal in, sell or put up to sale, or cause or permit to be offered, dealt in, sold or put up to sale, any land or any estate in land, by way of auction on any Sunday.

Penalty : One hundred pounds or imprisonment for any term not exceeding three months.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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(ii) any substance whatsoever, other than raddle, grease crayon or a substance registered as a stock medicine under the Stock Medicines Act, 1939, or prescribed as a scourable substance or as one with which a paint brand may be made ; or

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 22 of 1961

An Act to provide for the granting of financial aid to certain persons, institutions and authorities for the purpose of assisting them to provide, acquire or construct buildings and equipment for the accommodation, care and training of children in need.

[*Assented to 9th November,* 1961.]

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 "Children's Institutions Subsidies Act, 1961".

Grants may be made to approved institutions, etc.

2. (1) The Minister may, from time to time, grant to any person, institution or authority approved by him financial assistance for the purpose of assisting such person, institution or authority to provide, acquire or construct buildings, and equipment therefor, intended for the accommodation, care or training of children who, in his opinion, are destitute or otherwise in need.

(2) A grant shall not be made under this section to any applicant—

(*a*) unless the Children's Welfare and Public Relief Board established under the Maintenance Act, 1926-1958, has furnished the Minister with a report on such matters relating to the applicant as the Minister may require and such other matters as in the Board's opinion are deserving of notice; and

(*b*) unless the Minister is satisfied that the accommodation, care or training of children, for which the buildings and equipment are intended, will not be conducted for profit.

Grants to be paid out of moneys appropriated.

3. All grants to be made under this Act shall be paid—

(*a*) out of the sum of fifty thousand pounds which is hereby appropriated for the purpose from the general revenue of the State; and

(*b*) out of such further moneys as may from time to time be appropriated by Parliament for the purpose.

Grant to be subject to conditions and not to exceed half cost of building and equipment.

4. Any grant under this Act shall be subject to such terms and conditions as the Minister may, as he thinks fit, impose, and shall not exceed one-half of such amount as the Minister considers to be the fair and reasonable cost of the buildings and equipment to be provided, acquired or constructed with the assistance of the grant.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 23 of 1961

An Act to amend the City of Whyalla Commission Act, 1944-1961.

[*Assented to 9th November,* 1961.]

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 "City of Whyalla Commission Act Amendment Act, 1961".

(2) The City of Whyalla Commission Act, 1944-1961, as amended by this Act, may be cited as the "City of Whyalla Commission Act, 1944-1961".

(3) The City of Whyalla Commission Act, 1944-1961, 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. 27.

3. Section 27 of the principal Act is amended by inserting therein after subsection (3) thereof the following subsection—

(4) In addition to any other powers to borrow money the Commission may, with the consent of the ratepayers, borrow money on such terms and conditions and upon such security as the Commission shall determine, for the purpose of making grants of financial assistance from time to time to any hospital situated within the area of the city

of Whyalla if the hospital is incorporated under the Associations Incorporation Act, 1929-1957, and if the Commission is satisfied that the hospital provides directly or indirectly for the needs of the local inhabitants.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 24 of 1961

An Act to amend the Constitution Act, 1934-1959.

{ *Reserved 9th November,* 1961. }
{ *Royal Assent proclaimed 22nd February,* 1962. }

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, 1961".

(2) The Constitution Act, 1934-1959, as amended by this Act, may be cited as the "Constitution Act, 1934-1961".

(3) The Constitution Act, 1934-1959, 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. 73a.

3. (1) Subsection (1) of section 73a of the principal Act is amended by striking out paragraphs (*a*) and (*b*) thereof and inserting in lieu thereof the following paragraphs :—

(*a*) In respect of the whole of the financial year commencing on the first day of July one thousand nine hundred and sixty-one an expenses allowance at the rate of seven thousand pounds a year ;

(*b*) in respect of each subsequent financial year an expenses allowance at an annual rate arrived at by dividing the sum of seven thousand pounds by 123⅔ and

multiplying the quotient by the consumer price index (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) Subsection (5) of section 73a of the principal Act is struck out and the following subsection is inserted in the said section in lieu thereof:—

(5) In this section the expression "consumer price index" means the quarterly consumer price index number for Adelaide prepared and published by the Commonwealth Statistician from time to time.

Reserved for the signification of Her Majesty the Queens' pleasure thereon.

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 25 of 1961

An Act to amend the Friendly Societies Act, 1919-1956.

[*Assented to 9th November,* 1961.]

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 "Friendly Societies Act Amendment Act, 1961".

(2) The Friendly Societies Act, 1919-1956, as amended by this Act, may be cited as the "Friendly Societies Act, 1919-1961".

(3) The Friendly Societies Act, 1919-1956, 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. 7.

3. (1) Subsection (2) of section 7 of the principal Act is amended by striking out all the words after the words "assured under this Act," therein and inserting in lieu thereof the words "of any sum exceeding two thousand pounds, nor any annuity at a rate exceeding ten pounds ten shillings a week nor any sum in sickness exceeding the sum of ten pounds ten shillings a week".

(2) Subsection (3) of section 7 of the principal Act is struck out.

4. Section 9 of the principal Act is amended by striking out the words "five pounds five shillings" therein and inserting in lieu thereof the words "ten pounds ten shillings". Amendment of principal Act, s. 9.

5. Subsection (4) of section 9a is amended by striking out the words "one hundred pounds" therein and inserting in lieu thereof the words "two hundred pounds". Amendment of principal Act, s. 9a.

6. Subsection (1) of section 12 of the principal Act is amended by inserting therein after paragraph (*f*) thereof the following paragraph :— Amendment of principal Act, s. 12.

(*g*) Upon any other security, whether of a similar class to those hereinbefore mentioned or not, subject to the approval of the committee of management of the Society or branch (as the case may be) and with the consent of the Chief Secretary after recommendation of the Public Actuary and subject to such conditions as the Chief Secretary may impose. Provided that this paragraph shall not authorize :—

(i) any investment in the share capital of a company or in debentures of or notes issued by a company unless such investment together with any existing investment or investments in that company will confer on a friendly society or on friendly societies a controlling interest in that company and the operation of that company will assist that society or those societies in carrying out its or their objects; or

(ii) any investment whatsoever in any company referred to in paragraph (*a*) of the proviso to subsection (1) of section 26a of the Pharmacy Act, 1935-1952.

7. Subsection (3) of section 23 of the principal Act is amended by striking out the words "two hundred pounds" therein and inserting in lieu thereof the words "five hundred pounds". Amendment of principal Act, s. 23.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 26 of 1961

An Act to amend the Gas Act, 1924-1955.

[*Assented to 9th November,* 1961.]

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 "Gas Act Amendment Act, 1961".

(2) The Gas Act, 1924-1955, as amended by this Act may be cited as the "Gas Act, 1924-1961".

(3) The Gas Act, 1924-1955, 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. 27.

3. (1) Subsection (1) of section 27 of the principal Act is amended by striking out the words "five per cent per annum or such higher rate not exceeding six per cent per annum" and inserting in lieu thereof the words "six per cent per annum or such higher rate not exceeding seven per cent per annum".

(2) The amendment made by this section shall apply to profits divided among members of the company after the commencement of the Gas Act Amendment Act, 1961, whether the shares of such members were issued before or after such commencement.

Amendment of principal Act, s. 43.

4. Section 43 of the principal Act is amended—

(*a*) by inserting after the words "accident fund" in subsection (2) thereof the words "or to any provident fund";

(*b*) by inserting in the said subsection (2) thereof before the word "officers" the word "directors";

(*c*) by inserting in subsection (3) thereof after the word "Act" the words "but subject to subsection (4) of this section";

(*d*) by inserting in the said subsection (3) thereof before the word "officers" the word "directors";

(*e*) by inserting in the said subsection (3) thereof before the word "office" the word "directorship"; and

(*f*) by inserting therein after subsection (3) thereof the following subsection:—

(4) No sum shall be paid to a director or to the widow or any of the surviving children or relatives of a director pursuant to subsection (3) of this section unless the same shall first have been approved by the Company in general meeting.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 27 of 1961

An Act to amend the Health Act, 1935-1960.

[*Assented to 9th November,* 1961.]

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 "Health Act Amendment Act, 1961".

(2) The Health Act, 1935-1960, as amended by this Act, may be cited as the "Health Act, 1935-1961".

(3) The Health Act, 1935-1960, 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. 146a of principal Act—Licensing of rest homes.

3. Section 146a of the principal Act is amended—

(*a*) by striking out the words "who undertakes for fee or reward to exercise" in subsection (1) of that section and inserting in lieu thereof the words "exercises or provides for fee or reward";

(*b*) by striking out the words "for the purpose" in the fourth line of subsection (2) of that section and inserting in lieu thereof the words "as a rest home"; and

(*c*) by inserting after subsection (3) of that section the following subsection :—

(3a) For the purposes of this section a building or part of a building shall be deemed to be a rest home or used for the purposes of a rest home at any time or during any period if at that time or during that period a person exercised over another person (not being a relation of the first mentioned person) boarding or lodging in that building or that part of that building any oversight, care or control by way of nursing treatment or treatment applicable to aged, infirm or helpless or partially helpless persons, unless it is proved that no fee or reward was paid or given or agreed to be paid or given for such oversight, care or control and that no fee or reward for such oversight, care or control had been included in any payment made or agreed to be made for the board or lodging of that other person in that building or part at that time or during that period.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 28 of 1961

An Act to amend the Hospitals Act, 1934-1959.

[*Assented to 9th November,* 1961.]

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, 1961".

(2) The Hospitals Act, 1934-1959, as amended by this Act, may be cited as the "Hospitals Act, 1934-1961".

(3) The Hospitals Act, 1934-1959, 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. 48.

3. Subsection (2) of section 48 of the principal Act is amended by inserting at the end thereof the words "and as if the words 'board or committee of management of the hospital may from time to time fix in respect of the hospital' were substituted for the words 'the Governor may from time to time on the recommendation of the board or committee of management of the hospital by regulations which he is hereby empowered to make fix in respect of any public hospital'. Provided that any rate of payment or special rate fixed in respect of the hospital shall be reasonable."

4. The amendment effected by section 3 of this Act shall be deemed to have taken effect as from the passing of the Hospitals Act Amendment Act, 1959. Operation.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 29 of 1961

An Act to amend the Landlord and Tenant (Control of Rents) Act, 1942-1960.

[*Assented to 9th November,* 1961.]

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, 1961".

(2) The Landlord and Tenant (Control of Rents) Act, 1942-1960, as amended by this Act, may be cited as the "Landlord and Tenant (Control of Rents) Act, 1942-1961".

Reference to principal Act

2. The Landlord and Tenant (Control of Rents) Act, 1942-1955, as reprinted pursuant to the Amendments Incorporation Act, 1937, and section 46 of the Landlord and Tenant (Control of Rents) Act Amendment Act, 1951, and as amended by the Landlord and Tenant (Control of Rents) Act Amendment Act, 1956, the Landlord and Tenant (Control of Rents) Act Amendment Act, 1957, the Landlord and Tenant (Control of Rents) Act Amendment Act (No. 2), 1957, the Landlord and Tenant (Control of Rents) Act Amendment Act, 1958, the Landlord and Tenant (Control of Rents) Act Amendment Act, 1959, and the Landlord and Tenant (Control of Rents) Act Amendment Act, 1960, is hereinafter referred to as "the principal Act", and any reference in this Act to any provision of the principal Act shall be construed as a reference to that Act as so reprinted and amended.

Amendment of principal Act, s. 6.

3. Paragraph (*b*) of subsection (2) of section 6 of the principal Act is amended by striking out the words "which or any part of which was not let" and inserting in lieu thereof the words "which premises (or part as the case may be) were not let wholly or in part" and by inserting at the end thereof the following passage "or (so far as concerns the recovery of possession of premises) with respect to a lease of any dwelling-house attached to any premises owned by the lessor and used as a shop where that dwellinghouse is reasonably needed by the lessor for the purposes of extending the shop".

Amendment of principal Act, s. 21.

4. Subsection (2) of section 21 of the principal Act is amended by striking out the words "forty per centum thereof" therein and by inserting in lieu thereof the words "such percentage (not exceeding sixty per centum) thereof as the trust or, as the case may be, local court shall deem just".

Enactment of s. 48a of principal Act—

5. The following section is inserted in the principal Act after section 48 thereof:—

Restriction on giving notice to quit where unlawful rent received.

48a. (1) If—

(*a*) in respect of any premises to which this Act applies, any rent is received which by virtue of this Act is irrecoverable; and

(*b*) within twelve months a notice to quit is given in respect of the premises by or on behalf of the lessor by whom or on behalf of whom the rent was received to the lessee by whom the rent was paid,

the notice to quit shall, unless it was given with the consent in writing of the trust, be null and void.

(2) Any person who, whether as principal or agent, gives any such notice to quit without the consent in writing of the trust shall be guilty of an offence and liable to a penalty not exceeding fifty pounds.

Amendment of principal Act, s. 123—Duration of Act.

6. Section 123 of the principal Act is amended by striking out the word "sixty-one" in the second line thereof and by inserting in lieu thereof the word "sixty-two".

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 30 of 1961

An Act to amend the Local Government Act, 1934-1959.

[*Assented to 9th November,* 1961.]

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, 1961".

(2) The Local Government Act, 1934-1959, as amended by this Act, may be cited as the "Local Government Act, 1934-1961".

(3) The Local Government Act, 1934-1959, 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. 9a of principal Act—

3. The following section is inserted in the principal Act after section 9 thereof :—

Special provision for Salisbury District Council.

9a. (1) Notwithstanding any provision of this Act to the contrary, a petition of the District Council of Salisbury praying for the constitution of the District Council District of Salisbury as a municipality and for the division into wards of the municipality to be so constituted may also pray for either or both of the following, namely, that the municipality to be so constituted shall be declared to be a city, and that the provisions of Part IV shall apply to the municipality to be so constituted.

(2) The Governor may, in respect of such petition, exercise either in the same proclamation or otherwise, the powers conferred by subsection (1) of section 7, by section 48 and subsection (2) of section 74 and by section 76. In the exercise of those powers no regard shall be had to the provisions of subsection (3) of section 7.

Amendment of principal Act s. 12.

4. Paragraph (*f*) of section 12 of the principal Act is amended by striking out the words "the number of inhabitants of which is certified, by the Government Statist to exceed twenty thousand" therein.

Amendment of principal Act, s. 100.

5. Subsection (2) of section 100 of the principal Act is amended—

(*a*) by striking out the words "seventy-five pounds" wherever occurring therein and inserting in lieu thereof the words "one hundred and fifty pounds" in each case ;

(*b*) by striking out the words "five hundred pounds" therein and inserting in lieu thereof the words "one thousand pounds".

Amendment of principal Act, s. 115.

6. Subsection (3) of section 115 of the principal Act is amended—

(*a*) by striking out the words "seventy-five pounds" wherever occurring therein and inserting in lieu thereof the words "one hundred and fifty pounds" in each case ;

(*b*) by striking out the words "five hundred pounds" therein and inserting in lieu thereof the words "one thousand pounds".

Amendment of principal Act, s. 157.

7. Subsection (1) of section 157 of the principal Act is amended by adding at the end of paragraph (*b*) thereof the following proviso :—

Provided that if the annual revenue of a council from general rates amounts to one hundred thousand pounds or more the council shall appoint an engineer as a full time or part time officer or in a consultative capacity ; the person so appointed shall hold the qualifications prescribed for engineers by the regulations under paragraph (*f*) of section 691 and shall be of the age of twenty-three years or more. The Minister may, if it appears to him expedient so to do, exempt any council from any of the requirements of the immediately preceding proviso to this paragraph.

Amendment of principal Act, s. 172.

8. Subsection (2) of section 172 of the principal Act is amended by adding at the end thereof the passage "Such notice shall specify in addition to particulars of the alteration whether the assessment is based upon annual value or upon land value".

Enactment of s. 178a of principal Act.

9. The following section is inserted in Division II of Part of the principal Act after section 178 thereof:—

Requirements of notice.

178a. Any note or notice required to be left, sent or given under paragraph (*a*) of section 174 or under subsection (2) of section 178 shall specify that the assessment is based upon annual value.

Amendment of principal Act, s. 184a.

10. Section 184a of the principal Act is amended by striking out the word "In" being the first word of the said section and inserting in lieu thereof the words "Subject to the provisions of subsection (3) of section 244a, in".

Amendment of principal Act, s. 184b.

11. Section 184b of the principal Act is amended by striking out the word "The" being the first word of the said section and inserting in lieu thereof the words "Subject to the provisions of subsection (3) of section 244a, the".

Enactment of s. 188a of principal Act.

12. The following section is inserted in Division III of Part X of the principal Act after section 188 thereof:—

Requirements of notice.

188a. Any note or notice required to be left, sent or given under subsection (4) or subsection (6) of section 184 or under subsection (2) of section 187 shall specify that the assessment is based upon land value.

Amendment of principal Act, s. 212.

13. Subsection (1) of section 212 of the principal Act is amended by striking out the word "Where" being the first word of the said section and inserting in lieu thereof the words "Subject to the provisions of subsection (3) of section 244a, where".

Amendment of principal Act, s. 212a.

14. Subsection (1) of section 212a of the principal Act is amended by striking out the word "If" being the first word of the said section and inserting in lieu thereof the words "Subject to the provisions of subsection (3) of section 244a, if".

Amendment of principal Act, s. 214.

15. Subsection (1) of section 214 of the principal Act is amended by inserting therein after the word "ratepayers" the words "before, at the time of, or after, the giving of notice of the making of the assessment".

16. Subsection (1) of section 215 of the principal Act is amended by inserting therein after the word "ratepayers" the words "before, at the time of, or after, the giving of notice of the making of the assessment". Amendment of principal Act, s. 215.

17. Section 244a of the principal Act is amended— Amendment of principal Act, s. 244a.

(*a*) by striking out the word "The" at the beginning of subsection (1) thereof and inserting in lieu thereof the words "Subject to subsection (3) of this section, the";

(*b*) by striking out the word "The" at the beginning of subsection (2) thereof and inserting in lieu thereof the words "Subject to subsection (3) of this section, the";

(*c*) by inserting therein after subsection (2) thereof the following subsection:—

(3) The Governor may, upon being satisfied that it is desirable so to do, by proclamation exempt any municipality from the provisions of subsections (1) and (2) of this section. Upon the making of any such proclamation the provisions of sections 184a and 184b, subsection (2a) of section 212, section 212a and subsections (1) and (2) of this section shall cease to apply in respect of that municipality.

18. Subsection (1) of section 257 of the principal Act is amended by inserting therein after paragraph (*b*) thereof the following paragraph:— Amendment of principal Act s. 257.

(*b*1) An indication of the basis upon which the assessment is made.

19. Paragraph (*e*) of subsection (1) of section 287 of the principal Act is amended— Amendment of principal Act, s. 287.

(*a*) by inserting after the word "employees" first occurring therein the words "or the widows, children, or other dependants of such officers or employees who die while in its service or employ or while in receipt of pensions after retirement";

(*b*) by inserting after the word "employees" second occurring therein the words "or the widows, children, or other dependants of such officers or employees who die while in its service or employ".

Amendment of principal Act, s. 290c.

20. Section 290c of the principal Act is amended—

(*a*) by inserting at the end of paragraph (*a*) thereof the words "or the payment to the widows, children, or other dependants of any such officers or employees who die while in its service or employ of amounts in lieu thereof";

(*b*) by inserting therein after the word "replacement" the passage "(or both)".

Enactment of s. 298b of principal Act—

21. The following section is inserted in the principal Act after section 298a thereof:—

Validation of certain expenditure.

298b. Any amounts expended by a council prior to the commencement of the Local Government Act Amendment Act, 1961, for any purpose within the terms of section 287 or section 290c as amended by that Act shall be deemed to have been validly expended.

Amendment of principal Act, s. 370.

22. (1) The heading "(*b*) Provisions Applicable to Municipalities only" to section 370 of the principal Act is struck out.

(2) Section 370 of the principal Act is amended—

(*a*) by striking out the words "of the municipality" in paragraph (*a*) of subsection (1) thereof;

(*b*) by striking out the word "mayor" in subsection (2) thereof and inserting in lieu thereof the word "clerk".

(3) The heading "(*b*) Provisions Applicable to Municipalities only" is inserted in the principal Act before section 371 thereof.

Amendment of principal Act, s. 373.

23. (1) The heading "(*bb*) Provisions Applicable to Municipalities and Metropolitan Districts only" to section 373 of the principal Act is amended by striking out the words "to Municipalities and Metropolitan Districts only" therein and inserting in lieu thereof the word "generally".

(2) Subsection (1) of section 373 of the principal Act is amended by striking out the words "A municipal council or metropolitan district council" therein and inserting in lieu thereof the words "The council".

Amendment of principal Act, s. 399.

24. Subsection (2) of section 399 of the principal Act is amended by striking out the words "ten pounds" therein and inserting in lieu thereof the words "twenty pounds".

Amendment of principal Act, s. 457.

25. Subsection (3) of section 457 of the principal Act is amended by inserting therein after the word "persons" the words "or to an incorporated body".

26. Subsection (1) of section 550 of the principal Act is amended— Amendment of principal Act, s. 550.

(*a*) by inserting therein after the figure "146" the passage "or section 146a";

(*b*) by inserting therein after the passage "(not being a "hospital" within the meaning of section 541 of this Act)" the words "or a rest home";

(*c*) by striking out the word "maternity" in paragraph (*a*) thereof.

27. Subsection (2) of section 552 of the principal Act is amended by striking out the words "ten pounds" therein and inserting in lieu thereof the words "fifty pounds". Amendment of principal Act, s. 552.

28. (1) Subsection (7) of section 666b of the principal Act is amended by inserting after the word "may" (second occurring) therein the words "disposes of the chattel or structure or materials thereof so removed in any manner that the council thinks fit and may". Amendment of principal Act, s. 666b.

(2) Subsection (8) of the said section 666b is amended—

(*a*) by inserting after the words "which is unfit for use" in paragraph (*a*) thereof the words "as a vehicle or machinery";

(*b*) by inserting after the words "which is unfit for use" in paragraph (*b*) thereof the words "as an article of furniture".

29. Paragraph 18 of section 667 of the principal Act is amended by inserting therein after subparagraph I thereof the following subparagraph:— Amendment of principal Act, s. 667.

Ia. Subject as aforesaid for regulating the speed of motor vehicles along or on any such foreshore or any part thereof.

30. Subparagraph II of paragraph (34) of section 667 of the principal Act is amended by inserting after the word "horses" therein the word "sheep". Amendment of principal Act, s. 667 (34).

31. Section 670 of the principal Act is amended by inserting therein after paragraph (12a) thereof the following paragraph:— Amendment of principal Act, s. 670.

(12b) For regulating the hours during which the cleaning of footways in front of buildings within any township within the district may be carried out.

32. Section 791 of the principal Act is amended by striking out the words "ten pounds" therein and inserting in lieu thereof the words "twenty pounds". Amendment of principal Act, s. 791.

Amendment of principal Act, s. 865.

33. Section 865 of the principal Act is amended—

(*a*) by striking out all the words after the word "buildings" in subsection (2) thereof, and inserting in lieu thereof the words "as the council thinks fit";

(*b*) by inserting therein after subsection (2) thereof the following subsection:—

(3) The said council may from time to time lease to any person or persons for any term of years not exceeding fifty years to take effect in possession or within six months from the making of the lease any part or parts of any such banks or shores whereon any such sheds, boat houses, stands, landing stages or other buildings have been built, erected or placed by the council (or if not so built, erected or placed, for the purposes of the construction thereon by such person or persons of any sheds, boat houses, stands, landing stages or other buildings) for the use of such person or persons subject to such rents as may be fixed by the said council and on such covenants, conditions, clauses, provisions and agreements as may be determined by the said council and contained by and in any such lease. Every lease proposed to be granted pursuant to this subsection shall before being executed be laid before both Houses of Parliament and shall not be executed if either House of Parliament by resolution within fourteen sitting days of such House after such lease has been laid before it disapproves of any term or condition thereof.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 31 of 1961

An Act to amend the Marriage Act, 1936-1957.

[*Assented to 9th November,* 1961.]

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 "Marriage Act Amendment Act, 1961".

(2) The Marriage Act, 1936-1957, as amended by this Act, may be cited as the "Marriage Act, 1936-1961".

(3) The Marriage Act, 1936-1957, 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.

3. Section 4 of the principal Act is amended by inserting before the definition of "district registrar" therein the following definition :—

"authorized celebrant" means an authorized celebrant within the meaning of the Commonwealth Marriage Act, 1961, or any amendment thereof.

Amendment of principal Act, s. 33.

4. Subsection (3) of section 33 of the principal Act is amended by inserting at the end thereof the following passage :—

On and after the day when the Commonwealth Marriage Act, 1961, comes into operation, the principal registrar shall cause a copy to be made of each official certificate which he receives from an authorized celebrant and he shall as soon as practicable forward the copy to the district registrar of the district in which the marriage was celebrated.

Amendment of principal Act, s. 49.

5. Section 49 of the principal Act is amended by inserting after the word "Act" therein the words "or of the Commonwealth Marriage Act, 1961 or any amendment thereof".

Amendment of Schedules to principal Act.

6. The sixth schedule of the principal Act is amended by striking out the word "ten" in the fourth and sixth lines thereof and inserting in lieu thereof the word "seven" in each case.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 32 of 1961

An Act to amend the Mental Health Act, 1935-1960.

[*Assented to 9th November,* 1961.]

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 "Mental Health Act Amendment Act, 1961".

(2) The Mental Health Act, 1935-1960, as amended by this Act, may be cited as the "Mental Health Act, 1935-1961".

(3) The Mental Health Act, 1935-1960, 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. 37a of principal Act—Reception and detention of State children.

3. Section 37a of the principal Act is amended by striking out from subsection (1) thereof the passage ", and whilst detained therein shall not be a State child".

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 33 of 1961

An Act to amend the Motor Vehicles Act, 1959-1960.

[*Assented to 9th November,* 1961.]

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 "Motor Vehicles Act Amendment Act, 1961".

(2) The Motor Vehicles Act, 1959-1960, as amended by this Act, may be cited as the "Motor Vehicles Act, 1959-1961".

(3) The Motor Vehicles Act, 1959-1960, 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.

3. (1) Sections 1, 2, 3, 5 and 7 of this Act shall come into force on the day on which this Act is assented to by the Governor.

(2) The other provisions of this Act shall come into force on the day, or on the several days, fixed by the Governor by proclamation.

(3) The Governor may so fix different days for the coming into force of different parts or provisions of this Act.

Amendment of principal Act, s. 4.

4. Section 4 of the principal Act is amended by inserting therein after the line "Part III.—Drivers Licences. Sections

72-98." the line "Part IIIA.—Motor Driving Instructors' Licences. Section 98a.".

5. Subsection (1) of section 5 of the principal Act is amended by adding at the end of the definition of "trailer" therein the words "unless such rear portion is used in conjunction with a forward part which has been separately registered under the provisions of section 33a of this Act". Amendment of principal Act, s. 5.

6. Section 26 of the principal Act is amended— Amendment of principal Act, s. 26.

(*a*) by striking out the words "first day of the month in which it was effected" therein and inserting in lieu thereof the words "date on which it was effected or on the day after the expiration of the previous registration if the same was in the name of the applicant and the application for registration is made not more than 10 days (or with the applicant's consent a longer period) after the expiration of the previous registration.";

(*b*) by inserting at the end thereof the following subsection (the previous portion of the section being designated as subsection (1) thereof):—

(2) The Registrar may reduce the duration of registration by not more than ten days (or with the consent of the applicant for a longer period for registration) without adjusting the registration fee where the date of expiration thereof would otherwise be a date subsequent to fourteen days after the date of expiration stated on a Certificate of Insurance lodged with the application for registration pursuant to section 21 of this Act.

7. The following section is inserted in the principal Act after section 33 thereof— Enactment of principal Act, s. 33—

33a. If the owner of an articulated motor vehicle with which two or more rear portions are intended to be used— Separate registrations for parts of articulated motor vehicles.

(*a*) applies for separate registrations of a forward part and rear portions, and

(*b*) states in his application the combined weight in hundredweights of the forward part and the heaviest rear portion to be used in conjunction therewith, and

(*c*) pays the fee prescribed by subsection (3) of section 29 of this Act, according to a power-weight calculated for the purpose of this section by adding the combined weight in hundredweights of that forward part and the heaviest rear portion to be used in conjunction therewith to its horsepower,

the Registrar shall, in consideration of the fee so paid—

(1) register that forward part, and

(2) register such rear portions which are to be used in conjunction with a forward part, without fee.

Amendment of principal Act, s. 54.

8. Section 54 of the principal Act is amended by striking out subsection (3) thereof.

Amendment of principal Act, s. 55.

9. Section 55 of the principal Act is amended by striking out subsection (1) thereof and inserting in lieu thereof the following subsection :—

55. (1) (*a*) The prescribed refund shall be in respect of the period of registration unexpired at the time when the registration label is destroyed in accordance with the Regulations or is delivered to the Registrar, provided that if the application for cancellation is delivered to the Registrar more than one month after the destruction or delivery of the label, the period unexpired may be calculated at the discretion of the Registrar or from the time when the application for cancellation is delivered to the Registrar.

(*b*) The amount of refund shall be calculated by multiplying one-twelfth of the full annual registration fee by the number of complete months unexpired and by adding to the product the product of one three hundred and sixty-fifth of the annual registration fee and the number of days in excess of complete months unexpired.

Amendment of principal Act, s. 83.

10. Subsection (1) of section 83 of the principal Act is amended by inserting after the words "or learner's permit" therein the words "or instructor's licence" and by inserting after the word "refused" the words "or whose instructor's licence has been cancelled or suspended pursuant to any of the provisions of section 98a".

Enactment of Part IIIA of principal Act.

11. The following heading and section are inserted in the principal Act after section 98 thereof—

PART IIIA.—MOTOR DRIVING INSTRUCTORS' LICENCES.

Instructor's licence.

98a. (1) A person shall not for fee, reward, salary, wages or other remuneration or for any consideration whatever by whomsoever paid or payable teach any other person to drive a motor car unless he is the holder of a current motor driving instructor's licence.

Penalty: Fifty pounds.

(2) Upon the application of any person over the age of twenty-one years who is the holder of a driver's licence and who has held a driver's licence whether in South Australia or elsewhere for a continuous period of not less than three years then last past the Registrar upon being satisfied of the applicant's good character and of his proficiency as a motor driving instructor shall issue to the applicant an instructor's licence in the prescribed form.

(3) Every instructor's licence shall subject to this Act remain in force for a period of three years from the date of issue thereof, but nothing in this subsection shall preclude the issue, subject to this Act, of a further instructor's licence to the holder to take effect upon the expiration of an earlier instructor's licence.

(4) A fee of ten pounds shall be payable for the issue of every instructor's licence.

(5) In order to test the proficiency of any applicant for an instructor's licence (whether or not he is or has been the holder of such a licence) the Registrar may require the applicant to undergo such tests as the Registrar may think necessary, whether written oral or practical; and such tests shall, without limiting the generality of the foregoing provision, include examination in the following matters, namely: traffic laws, driving practices, vehicle manipulation and teaching technique.

(6) Where the driver's licence of any holder of an instructor's licence is cancelled or suspended or any such holder otherwise ceases to hold a driver's licence, the instructor's licence shall thereupon automatically cease to have any effect, and where the driver's licence of any such holder is suspended the instructor's licence, unless cancelled pursuant to the provisions of this part, shall thereupon automatically be suspended for the same period.

(7) The Registrar may cancel any instructor's licence or suspend any instructor's licence for such term as he thinks fit if he is satisfied that the holder has been guilty of conduct making him unfit to hold such a licence.

(8) Where an instructor's licence is suspended it shall during the term of the suspension be of no effect.

(9) The provisions of sections 86, 92, 94, 95, 96, and of paragraph (*a*) of section 141 shall apply to and in respect of holders of instructor's licences and instructor's licences and shall in such application be read as if the words "instructor's licence" were substituted for the word "licence" wherever the same occurs in those sections and that paragraph.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 34 of 1961

An Act to provide for certain matters arising out of the International Convention for the Prevention of Pollution of the Sea by Oil, 1954, and for other purposes.

[*Assented to 9th November,* 1961.]

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 "Prevention of Pollution of Waters by Oil Act, 1961". Short title.

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

3. (1) In this Act unless the context or subject matter otherwise requires :— Interpretation.

"Board" means The South Australian Harbors Board.

"Contracting State" means a State declared by the regulations to be a State which is a party to and bound by the Convention :

"the Convention" means the International Convention of Pollution of the Sea by Oil, 1954, prepared and opened for signature and acceptance at the International conference held in London during the year one thousand nine hundred and fifty four :

"discharge" means any discharge or escape, howsoever caused or occasioned :

"intrastate ship" means any ship within the jurisdiction except a ship which trades or proceeds to or from a port or ports outside the jurisdiction:

"master" means the person having the command or charge of any ship:

"mile" means a nautical mile of six thousand and eighty feet:

"mixture containing oil" means a mixture of oil, as herein defined, with water or any other substance:

"oil" means oil of any description and includes spirit produced from oil of any description and also includes coal tar:

"oil residues" means those parts of a mixture containing oil which remain after undergoing a separation process:

"ship" means every description of vessel or craft:

"tanker" means a ship constructed or adapted for carrying a cargo of oil in bulk:

"the jurisdiction" means the sea lying within the territorial limits and the ports and tidal rivers, and the inland navigable waters of the State.

(2) Any discharge of oil, or of any mixture containing oil, onto or into any lands or waters, or any structure or thing, whereby the whole or any part of such oil or mixture containing oil eventually enters any waters within the jurisdiction, shall for all purposes under this Act be deemed to be a discharge into such waters within the jurisdiction of the said oil or mixture containing oil, or of so much of the same as enters the said waters within the jurisdiction.

(3) Effluent emitted from a separation process into navigable waters as defined in this Act, shall meet standards of quality established, when installed, by the appropriate authority.

Saving.

4. The provisions of this Act shall be read and construed as being in addition to and not in derogation of or in substitution for any provisions contained in any other Act or in any by-laws, ordinances or regulations made thereunder.

Discharge of oil into waters.

5. If any discharge of oil, or of any mixture containing oil, into any waters within the jurisdiction occurs from any ship, or from any apparatus used for transferring oil from or to

any ship (whether to or from a place on land or to or from another ship) then subject to the provisions of this Act—

(*a*) if the discharge is from a ship, both the owner and the master of the ship ; or

(*b*) if the discharge is from apparatus used for transferring oil from or to a ship, the person in charge of the apparatus,

shall be guilty of an offence against this section.

Penalty : One thousand pounds.

Special defences.

6. (1) Where a person is charged with an offence against section 5 as owner or master of a ship, it shall be a defence to prove—

(*a*) that a discharge of oil or mixture containing oil was necessary for the purpose of securing the safety of the ship, or of preventing damage to the ship or cargo or of saving life, and was a reasonable step to take in the circumstances ; or

(*b*) that the oil or mixture containing oil escaped in consequence of damage to the ship, or of leakage which could not have been avoided, foreseen or anticipated, and that all reasonable steps were taken after the occurrence of the damage, or for prompt discovery of the leakage and thereafter, for stopping or reducing the escape of the oil or mixture.

(2) Where a person is charged with an offence under section 5 as the person in charge of any apparatus, it shall be a defence to prove that the escape of the oil or mixture containing oil was due to accident which could not have been avoided, foreseen or anticipated, and that all reasonable steps were taken for prompt discovery of the escape of the oil or mixture and thereafter for stopping or reducing such escape.

Removal of oil pollution.

7. (1) Where any discharge of the nature referred to in section 5 of this Act has occurred, the Board may take such action as it deems appropriate to remove from the waters affected by such discharge the oil so discharged, or the oil contained in any mixture so discharged, or any substance other than water contained in any such mixture, and may recover all costs and expenses incurred in and about such removal from either the owner or master of the vessel concerned, or from the person in charge of the apparatus concerned, as the case may require.

(2) Such costs and expenses may be awarded in the course of proceedings for the recovery of any penalty in respect of the discharge, or may be recovered by separate action in any Court of competent jurisdiction.

(3) Nothing in this Act shall affect any rights of the Board or of any other person to recover damages at common law in respect of the consequences of any discharge of oil or of a mixture containing oil.

Equipment in ships to prevent oil pollution.

8. (1) For the purpose of preventing the discharge of oil and mixtures containing oil into any waters within the jurisdiction, every intrastate ship shall be fitted with such equipment and shall comply with such requirements as may be prescribed by regulation.

(2) Without prejudice to the generality of the preceding subsection, where any regulations made thereunder require ships to be fitted with equipment of a prescribed description the regulations may provide—

(*a*) for inspection of ships to which the regulations apply by persons appointed by the Board for that purpose ;

(*b*) that equipment of the prescribed description shall not be installed in a ship to which the regulations apply unless it is of a type tested and approved by a person appointed by the Board for that purpose ;

(*c*) that equipment so tested and approved, while installed in such a ship shall not be treated as satisfying the requirements of the regulations unless, at such times as may be prescribed, it is tested and approved by a person appointed by the Board for that purpose ; and

(*d*) for payment of such fees for the inspection provided for in paragraph (*a*) of this subsection and the carrying out of tests as respectively provided for in paragraphs (*b*) and (*c*) of this subsection as may be prescribed.

(3) The Board may appoint persons to carry out the inspections and tests respectively provided for in the preceding subsection.

(4) If, in the case of any ship, the provisions of any regulations under this section which apply to that ship are contravened, both the owner and the master of the ship shall be guilty of an offence against this section.

(5) The penalty for an offence against this section is a fine not exceeding Five hundred pounds.

Keeping of oil records.

9. (1) The Governor may make regulations requiring the master of an intrastate ship to keep such records as may be prescribed for the purposes of this Act and in particular, but without restricting the generality hereof, any record or records of the nature hereinafter described.

(2) The regulations may require the keeping of records by the master of an intrastate ship—

(*a*) of any occasion when oil or a mixture containing oil is discharged from the ship for the purpose of securing its safety or of preventing damage to the ship or cargo or of saving life :

(*b*) of any occasion when oil or a mixture containing oil is found to be escaping, or to have escaped, from the ship in consequence of damage to the ship or by reason of leakage ;

(*c*) of the carrying out, on board or in connection with the ship, of such operations as may be prescribed, including operations relating to—

(i) the ballasting of oil tanks (whether cargo or bunker fuel tanks) and the discharge of ballast from, and cleaning of, such tanks ;

(ii) the separation of oil from water, or from other substances, in any mixture containing oil ;

(iii) the disposal of any oil or water, or any other substance, arising from operations relating to any of the matters specified in the preceding subparagraphs ; and

(iv) the disposal of any other oil residues.

(3) The regulations may require the keeping of records by the master of an intrastate ship relating to the transfer of oil to or from the ship.

(4) The regulations may :—

(*a*) prescribe the form in which records shall be kept and the nature of the entries to be made in them ;

(*b*) require the person keeping the records to retain them for a prescribed period ;

(*c*) require that person, at the end of the prescribed period, to transmit the records to a place or person determined by or under the regulations ;

(*d*) provide for the custody or disposal of the records after their transmission to such a place or person.

(6) (*a*) If any records required by regulations made under this section to be kept in relation to any ship are not so kept in and according to any form prescribed, then both the owner and the master of such ship shall be guilty of an offence against this section.

(*b*) Any person who fails to comply with any requirement imposed by or under this section, or any regulations made thereunder, or makes an entry in any records kept under this section which is to his knowledge false or misleading in any material particular, shall be guilty of an offence against this section.

(7) The penalty for an offence against this section is a fine not exceeding Five hundred pounds.

Reporting and investigation of discharges of oil, etc.

10. (1) If any discharge of oil, or of any mixture containing oil, occurs from any ship into any waters within the jurisdiction, the owner or master of such ship, shall forthwith inform the Board of all details of the occurrence, and, if he fails to do so, shall be guilty of an offence against this section.

(2) For the purpose of investigating any discharge or suspected discharge of oil or of a mixture containing oil into any waters within the jurisdiction, the harbour master of any port, or any officer or employee of the Board having charge of any district, or any other person appointed for that purpose by the Board—

(*a*) may go on board and inspect any ship being within the jurisdiction ;

(*b*) may inspect any records required to be kept in respect of the ship by this Act or any regulations made thereunder, or by any laws of any Contracting State for the carrying out of the purposes of the Convention ;

(*c*) if such records are kept in a language other than English, may be accompanied and assisted by an interpreter ; and

(*d*) may cause any entry in any such records to be copied and require the person by whom the records are to be kept to certify the copy as a true copy of the entry.

Provided that a person exercising any powers conferred by this section shall not unnecessarily detain or delay the ship from proceeding on any voyage.

(3) Any person appointed for that purpose by the Board may enter and inspect any place for the purpose of investigating any discharge or suspected discharge of oil or of a mixture containing oil, and for that purpose may inspect any records required to be kept under this Act in respect of such place, may cause any entry in any such records to be copied and may require the person by whom the records are to be kept to certify the copy as a true copy of the original.

(4) The right of inspection provided in the two preceding subsections includes the right to take samples of any substances or mixtures of substances being in, on, or in the vicinity of the ship inspected, and to require the master of such ship or any person representing such master, to certify the taking of such samples, and to require the testing of any equipment or apparatus in such ship, the condition or efficiency of which is considered relevant to the discharge or suspected discharge.

(5) Any person who assaults, resists, hinders or obstructs any person acting in the exercise of any power conferred by virtue of this section, or who fails to comply with any requirement duly made under this section, shall be guilty of an offence against this section.

(6) The penalty for an offence against this section is a fine not exceeding Two hundred pounds.

Oil reception facilities.

11. (1) The Board may provide in such places as it deems necessary facilities for enabling ships to dispose of oil residues, or may join with any other person or with the Crown in providing such facilities, or may arrange for the provision of such facilities by any other person or by the Crown.

(2) The Governor on the recommendation of the Board may make regulations fixing charges and imposing conditions in respect of the use of any such facilities.

(3) Subject to the following provisions of this section, any facilities provided by, or by arrangement with, the Board shall be open to all ships on payment of any charges and subject to compliance with any conditions imposed in accordance with the last preceding subsection.

(4) Notwithstanding the provisions of subsection (3) of this section, the Board, or a person providing facilities by arrangement with the Board, shall not be obliged to make those facilities available for use by tankers, or for the reception of oil residues disposed of for the purpose of enabling a ship to undergo repairs.

(5) Nothing in this section shall be construed as requiring the Board to allow untreated ballast water (that is to say, ballast water which contains oil and has not been subjected to an effective process for separating the oil from the water) to be disposed of into any facilities provided by, or by arrangement with, the Board.

(6) The Governor on the recommendation of the Board may make regulations requiring—

(*a*) the owners or occupiers of oil terminals, oil depots, oil installations or other similar establishments used for the loading or unloading of oil in bulk ; and

(*b*) the owners or occupiers of establishments at which ships are repaired or any other work is performed in relation to ships which may involve the disposal of oil residues therefrom ;

to provide facilities of a standard satisfactory to the Board, to maintain such facilities in good order and condition, and to keep such records as may be prescribed.

Restrictions on transfer of oil at night.

12. (1) No oil shall be transferred between sunset and sunrise to or from a ship in any waters within the jurisdiction unless notice has been given to, and permission in writing obtained from, the harbour master or other person having charge of those waters, or the Board.

(2) In the case of a transfer to be performed at a place where transfers are frequently and regularly carried out, the notice may be a general notice that transfers will be carried out within a period specified in the notice, and the permission may be general and subject to such conditions as the harbour master or other person having charge of those waters or the Board thinks fit.

(3) If any oil is transferred to or from any ship in contravention of this section, or if any condition attached to any permission given is not observed, the master of the ship, and, if the oil is transferred from or to a place on land, the occupier of that place, shall each be liable to a fine not exceeding Two hundred pounds.

Regulations.

13. (1) The Governor on the recommendation of the Board may make such regulations, in addition to those regulations in respect of which power is specifically conferred by this Act, as he deems necessary to carry out the provisions of this Act, and in such regulations may prescribe for the payment of such fees and the imposition of such penalties for breach as it deems appropriate.

(2) Any regulation made under any power conferred by this Act may make provisions applying generally to all waters within the jurisdiction at all times and under all circumstances, or make varying provisions for different areas, or different times or different circumstances, or apply, in general or with variations, to a particular area or particular areas, particular times or particular circumstances and not to other areas, times or circumstances, and may make provisions applying to all ships, property, persons or other subject matter or make varying provisions for different classes of ships, property, persons or other subject matter, or apply, in general or with variations, to certain classes of ships, property, persons or subject matter and not to other classes of ships, property, persons or subject matter.

Inspection and report.

14. (1) Any person appointed by the Board to report to it regarding the proper observance of, and the adequacy of, the prohibitions restrictions and obligations imposed by virtue of this Act may go on board any intrastate ship, or may enter any place on land, and may inspect any records required to be kept under this Act and may cause any entry in such records to be copied and require the person by whom the records are to be kept to certify the copy as a true copy of such entry, and may inspect and test any equipment required to be installed under this Act and may require such persons as he thinks fit to answer such questions as he thinks fit, and may require the production of all books, papers or ducuments which he considers important for the purpose of his report.

(2) Any person who assaults, resists, hinders or obstructs any person acting in the exercise of any power conferred by virtue of this section, or who fails to comply with any requirement duly made under this section, or who in giving any answer required under this section makes a statement which is false or misleading in any particular, shall be guilty of an offence.

(3) The penalty for an offence against this section is a fine not exceeding Two hundred pounds.

Dispensations and exemptions.

15. (1) Where, in respect of any requirement prescribed by regulations made under this Act, the Board is satisfied—

(*a*) that the requirement has been substantially complied with ; or

(*b*) that compliance with the requirement is, in the circumstances of the case, impracticable or unnecessary ; or

(*c*) that the action taken or provision made as regards the subject matter of the requirement is as effective as, or more effective than, actual compliance with the requirement,

it may direct that compliance with that requirement be dispensed with.

(2) The Board may exempt any ship or class of ship from any of the provisions of this Act or of any regulations made thereunder, provided that no exemption whatsoever shall be granted in any case from the provisions of section 5 of this Act.

(3) Whenever any dispensation has been directed or any exemption has been granted under this section, the Board may, at the same time or any time thereafter, impose in consideration of such dispensation or exemption any conditions which it deems appropriate, and may vary or revoke the same, and a breach of any such condition shall incur the same penalties and consequences as a breach of the statutory provision or regulation from which the exemption or dispensation was granted or directed.

(4) Any exemption or dispensation granted or directed under this section may be revoked by the Board at any time.

Evidence.

16. In any proceedings under this Act—

(*a*) any records required to be kept by this Act or any regulations made thereunder or by any laws of any Contracting State for the carrying out of the purposes of the Convention shall be *prima facie* evidence of the facts stated in those records;

(*b*) any copy of an entry in such records, which is certified by the person by whom the records are required to be kept to be a true copy of the entry, shall be *prima facie* evidence of the facts stated in the entry;

(*c*) any document purporting to be records kept in pursuance of any of the requirements referred to in this Section or purporting to be such a certified copy as is mentioned in the last preceding paragraph, shall, unless the contrary is proved, be deemed to be such records or such a certified copy as the case may be.

Proceedings for offences.

17. (1) No proceedings shall be taken for the recovery of a penalty for an offence under this Act without the approval of the Board.

(2) The approval of the Board for any such proceedings shall be sufficiently proved by a statement in writing purporting to be signed by the Secretary or Acting Secretary to the Board, or by production of any file purporting to record the approval of the Board of the taking of such proceedings.

(3) The taking of any proceedings by any officer or employee of the Board in respect of an offence under this Act shall be deemed to have been approved by the Board in the absence of proof to the contrary.

(4) All penalties, costs and expenses recovered for any offence under this Act shall be paid into the funds of the Board.

18. A statement in writing purporting to be signed by an officer or person authorized by the Board— Evidence of administrative acts.

(*a*) to the effect that any person has been generally or specially appointed by the appropriate authority—

(i) to carry out all or any of the inspections and tests referred to in section nine of this Act; or

(ii) to investigate any discharge or suspected discharge of oil or of a mixture containing oil under section eleven of this Act; or

(iii) to report to it regarding the proper observance of and the adequacy of the prohibitions, restrictions and obligations imposed under section fifteen of this Act; or

(*b*) to the effect that any dispensation has been directed, any exemption has been granted, or any conditions have been imposed or that any variation or revocation of any such condition exemption or dispensation has been made under section sixteen of this Act—

shall be *prima facie* evidence of the matters stated therein.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 35 of 1961

An Act to amend the Prices Act, 1948-1960.

[*Assented to 9th November,* 1961.]

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, 1961".

(2) The Prices Act, 1948-1960, as amended by this Act, may be cited as the "Prices Act, 1948-1961".

(3) The Prices Act, 1948-1960, 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. 53—Duration of Act.

3. Section 53 of the principal Act is amended by striking out the word "sixty-two" at the end thereof and inserting in lieu thereof the words "sixty-three: Provided that sections 34 to 42 inclusive of this Act shall not apply to transactions taking place after the first day of January, nineteen hundred and sixty two".

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 36 of 1961

An Act to approve and ratify an Indenture made between the State of South Australia and Harmac (Australia) Limited relating to the establishment of a pulp and paper mill in the State of South Australia and to provide for carrying that Indenture into effect and for other purposes.

[*Assented to 9th November,* 1961.]

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 "Pulp and Paper Mill (Hundred of Gambier) Indenture Act, 1961".

Interpretation.

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

"the company" means the company incorporated in the State under the name of Harmac (Australia) Limited having its registered office at the time of the passing of this Act at 134 Waymouth Street, Adelaide, in the State and includes its successors and assigns ;

"the Indenture" means the indenture set out in the schedule to this Act;

"the mill" means the pulp and paper mill established pursuant to the Indenture including adjacent structures equipment and facilities for the production and distribution of electricity, for the carriage treatment and storage of water and effluent, and for the trans-

portation and storage of raw materials fuel and manufactured products, and offices;

"the mill site" means the land upon which the mill is erected and all land owned by the company adjacent to the mill;

"the State" means the State of South Australia.

Ratification of indenture.

3. The Indenture is hereby approved and ratified and shall, notwithstanding any other Act or law or any regulation, proclamation or order, be carried out and take effect as though the provisions thereof had been expressly enacted in this Act.

Local government rates.

4. (1) The rates payable to the council of the district council district or municipality in which the mill is situated in respect of the mill site and the mill shall be—

(*a*) for each of the years ending on 30th June, 1963 and 30th June, 1964—the sum of £2,500;

(*b*) for each of the years ending on 30th June, 1965, 30th June, 1966 and 30th June, 1967—the sum of £3,500; and

(*c*) for the year ending on 30th June, 1968 and each subsequent year—the sum of five thousand pounds or such other sum as the Council fixes in accordance with subsection (2) of this section.

(2) In any year after the year ending on 30th June, 1968, the Council may by resolution fix the rates payable by the Company for that year on the mill site and the mill at a sum in excess of five thousand pounds: Provided that the sum so fixed shall not exceed—

(*a*) a sum bearing to five thousand pounds the ratio which the basic wage in force at the time of the resolution bears to the sum of £14 3s. (being the basic wage at the date of the commencement of this Act); or

(*b*) if no basic wage is in force when the Council passes the resolution, a sum bearing to five thousand pounds a ratio determined by reference to a cost of living or wage index which is agreed upon between the Company and the Council, or in default of such agreement, is determined by arbitration.

In this subsection "basic wage" means weekly basic wage for South Australia for male adults as determined by the Commonwealth Conciliation and Arbitration Commission.

(3) Payment of the amounts prescribed in this section shall be a discharge of all liability of the company for general, particular, special, separate or other rates in respect of the mill site and the mill.

(4) The provisions of this section shall have effect notwithstanding any other enactment, or any rate at any time declared or levied by any district or municipal council.

Exemption from rates.

5. (1) The rights granted under the Indenture to the company authorizing the company to maintain repair remove and replace pipelines and electrical transmission lines on over or under any Crown land, road, foreshore or sea-bed, and any pipelines or electrical transmission lines or other structures erected or laid down by the company in exercise of those rights shall not be ratable property within the meaning of the Local Government Act, 1934-1959.

(2) The mill and the mill site and the pumping station or pumping stations shall not be assessable for or chargeable with water rates or sewerage rates under the laws of the State. But if, on the application of the company, water is supplied to the mill or mill site or a pumping station from waterworks of the Government of the State or if the mill or mill site or pumping station is connected with a sewerage system of the Government of the State, the company shall pay a reasonable price for the water or the sewerage facilities so provided. If the company and the Minister of Works do not agree on the price to be paid it shall be determined by arbitration.

Effluent.

6. The company shall not be liable for discharging effluent from the mill into the sea, or for discharging smoke, dust or gas from the mill into the atmosphere or for creating noise or odours or for any alleged consequences of such discharge or creation, if such discharge or creation is reasonably necessary for the efficient operation of the works of the company and is not due to negligence on the part of the company, its servants or agents.

Legal proceedings.

7. (1) Notwithstanding anything to the contrary in any other Act or law, the State may, under the name of "The State of South Australia"—

(*a*) sue and be sued and be a party to legal proceedings in connection with any matter arising out of or relating to this Act or the Indenture;

(*b*) agree with the company to submit any dispute or difference between the State and the company arising

out of or relating to the Indenture to arbitration under the laws relating to arbitration for the time being in force in the State;

(*c*) be a party to any such arbitration.

(2) In any legal proceedings or arbitration to which the State is a party under subsection (1) of this section the practice and procedure and the rights of the parties shall, as nearly as possible, be the same and judgment may be given and costs awarded on either side as in legal proceedings or an arbitration between subject and subject.

(3) The Treasurer shall out of money provided by Parliament for the purpose satisfy any award order or judgment for the payment of money made or given against the State in any such proceedings or arbitration.

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

J. M. NAPIER, Governor's Deputy.

SCHEDULE.

THE INDENTURE.

THIS INDENTURE made the 12th day of October one thousand nine hundred and sixty-one BETWEEN THE STATE OF SOUTH AUSTRALIA (hereinafter referred to as "the State") of the one part AND HARMAC (AUSTRALIA) LIMITED a company incorporated in the State of South Australia and having its registered office in that State at 134 Waymouth Street, Adelaide (hereinafter referred to as "the company" which expression shall include the successors and assigns of Harmac (Australia) Limited) of the other part :

WHEREAS the company proposes, with the approval of the State, to establish a pulp and paper mill near Mount Gambier and for that purpose has made certain preliminary arrangements :

AND WHEREAS the establishment and operation of the said mill would promote the further development of the South-Eastern portion of the State and be beneficial to the State as a whole and would provide an assured market for products of forests established within the State and would provide a use for material which might otherwise be wasted :

AND WHEREAS for the proper conduct of its operations it is necessary that the company should be provided with certain facilities and be granted certain interests in land, and certain rights and powers :

AND WHEREAS the Government of the State desiring to assist the company to establish and operate the said mill has agreed, subject to the ratification of this Indenture by Parliament, to provide such facilities and to grant such interests in land and such rights and powers :

NOW THIS INDENTURE WITNESSETH that the parties hereto covenant and agree with each other as follows :—

1. (1) In this Indenture, unless the context otherwise requires— Interpretation.

"Crown land" means land owned by the Crown ;

"the mill" means the pulp and paper mill to be established pursuant to this Indenture including adjacent structures equipment and facilities for the production and distribution of electricity, for the carriage treatment and storage of water and effluent, and for the transportation and storage of raw materials fuel and manufactured products, and offices;

"the mill site" means the land upon which the mill is erected and all land owned by the company adjacent to the mill.

(2) This Indenture shall be interpreted according to the laws for the time being in force in the State.

Operation of indenture.

2. (1) The clauses of this Indenture other than this clause shall not come into operation unless the Parliament of the State passes a Bill to approve and ratify this Indenture.

(2) If such a Bill is so passed the said clauses shall, subject to subclause (3) of this clause, come into operation and become binding on the parties hereto upon the day when such Bill becomes operative as an Act.

(3) If the company should find it is impracticable or inexpedient to construct a mill as provided in clause 3 of this Indenture and on or before the thirtieth day of June, one thousand nine hundred and sixty-three gives notice of this fact in writing to the Treasurer of the State, the company and the State shall be discharged from their respective obligations under this Indenture and neither of the parties hereto will have any claim against the other with respect to anything arising under this Indenture.

Construction of mill.

3. (1) The company will construct and operate a pulp and paper mill within the Hundred of Gambier.

(2) In the design construction equipment and operation of the mill the company will comply with accepted modern standards and practices applicable to pulp and paper mills.

Land, roads and railways.

4. The State will if so requested by the company—

(*a*) sell to the company at a price to be determined by the Land Board one or more pieces of Crown land situated in the vicinity of Ewens Ponds or Deep Creek and not exceeding five acres in all and comprising a suitable site or sites for a pumping station or stations;

(*b*) construct and maintain at the expense of the State a suitable heavy duty road to connect the mill site with a main road;

(*c*) construct and maintain at the expense of the State a railway connecting the mill with the South Australian railway system.

Housing.

5. (1) The company will from time to time inform the Treasurer of the State of the number of houses which the company desires to be provided for the staff and employees at the mill and of the dates upon which the provision of such houses is desired.

(2) The State will build or cause to be built in reasonable proximity to the mill the number of houses so indicated by the company provided that the State shall not be obliged to build or cause to be built more than five hundred houses in all under this clause.

(3) The State will arrange that the houses built under this clause shall be offered to employees of the company as tenants or purchasers upon reasonable terms and conditions.

Pipelines and electrical transmission lines.

6. (1) Subject to subclauses (2), (3), (4) and (7) of this clause the company may without payment of any rent, royalty or any other charge, and at its own expense, construct, erect or lay down—

(*a*) on over or under any Crown land, road, foreshore, or part of the sea-bed, pipelines to the mill from any pumping station or stations erected by the company and from the mill into the sea;

(*b*) on over or under any Crown land or road electrical transmission lines together with poles and other ancillary structures and equipment between the mill and any pumping station or stations erected by the company.

(2) A pipeline or electrical transmission line shall not be laid on over or under any road except in accordance with plans and specifications approved in writing by the Minister of Roads after consultation with the municipal or district council in whose area the road is situated.

(3) A pipeline or electrical transmission line shall not be laid on over or under any Crown land except in accordance with plans and specifications approved in writing by the Minister of Lands.

(4) A pipeline shall not be laid on over or under the foreshore or sea-bed except in accordance with plans and specifications approved in writing by the Minister of Marine after such consultations as he considers necessary with the South Australian Harbors Board and any municipal or district council which has the control and management of the part of the foreshore concerned.

(5) The company may maintain, repair, remove and from time to time replace any pipelines, electrical transmission lines, posts, structures or equipment constructed, erected or laid down under this clause.

(6) For the purpose of laying down, maintaining, repairing, removing, or replacing any such pipelines, electrical transmission lines, posts, structures or equipment, the company may enter and remain on any road or Crown land with workmen vehicles equipment and materials and may do anything reasonably necessary for the exercise of any power conferred on the company by this clause.

(7) In the exercise of any power conferred on the company by this clause the company shall inflict as little damage as may be and in all cases shall with all convenient speed reinstate, replace and make good the road or surface of any Crown land or foreshore concerned as the case may be.

Water.

7. (1) The company may without payment draw from Ewens Ponds and Deep Creek in the Hundred of MacDonnell such quantities of water as it requires for the purposes of the construction and operation of the mill and may use such water for those purposes.

(2) The State will not, without the consent of the company grant to any other person any right to draw water from the said Ewens Ponds or Deep Creek.

Discharge of effluent.

8. The company may discharge effluent from the mill into the sea at any point below low water line from a pipe laid down in accordance with clause 6 of this Indenture.

Approvals.

9. (1) A minister shall not unreasonably refuse to give any approval applied for under this Indenture.

(2) Any approval to be given under this Indenture shall be deemed to be duly given if given by notice in writing to the company signed by the Treasurer or Acting Treasurer of the State.

IN WITNESS WHEREOF the parties hereto have executed this Indenture.

His Excellency the Governor of South Australia signed this Indenture and caused the public seal of the State to be hereto affixed this 12th day of October 1961 in the presence of

L. KING.

EDRIC BASTYAN,
Governor.

THE COMMON SEAL of Harmac (Australia) Limited was hereto affixed by authority of a resolution of the Board this 5th day of October 1961 in the presence of

E. ALSTERGREN, Director.

P. E. FITZGERALD, Secretary.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 37 of 1961

An Act to amend the Real Property Act, 1886-1960.

[*Assented to 9th November,* 1961.]

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 "Real Property Act Amendment Act, 1961".

(2) The Real Property Act, 1886-1960, as amended by this Act, may be cited as the "Real Property Act, 1886-1961".

(3) The Real Property Act, 1886-1960, 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. 20 of principal Act.

3. Section 20 of the principal Act is repealed.

Enactment of s. 90a of the principal Act.

4. The following section is inserted in the principal Act after section 90 thereof :—

Variation or extinguishment of certain easements.

90a. The easement to which any land is subject under or by virtue of section 14a of the Town Planning Act, 1929-1957, may, on application in writing to the Registrar-General of Deeds by the Minister of Works or the council of the area in which the land is situated, as the case may be, and with the consent in writing of all persons having a registered interest in the land, be

varied or extinguished and upon any such variation or extinguishment, as the case may be, the Registrar-General of Deeds may, if the land affected is land under this Act, without fee make all such entries as may be necessary or proper to evidence such variation or extinguishment or if the land is not land under the said Act, without fee register in the General Registry Office a memorial to the effect that the easement has been so varied or extinguished.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 38 of 1961

An Act to amend the Registration of Business Names Act, 1928-1955.

[*Assented to 9th November,* 1961.]

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 "Registration of Business Names Act Amendment Act, 1961".

(2) The Registration of Business Names Act, 1928-1955, as amended by this Act, may be cited as the "Registration of Business Names Act, 1928-1961".

(3) The Registration of Business Names Act, 1928-1955, 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. 4a of principal Act—

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

Use of business name in invitations to the public to make deposits or loans prohibited.

4a. (1) Notwithstanding any other provision of this Act, where a firm, individual or corporation carrying on business in South Australia under a business-name is registered or required to be registered under this Act in relation to that business-name, no person shall use or make reference to that business-name in any invitation to the public, or in any advertisement inviting the public, to deposit money with or lend money to that firm, individual or corporation.

Penalty: Five hundred pounds.

(2) This section does not affect any provision of the Companies Act, 1934-1960.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 39 of 1961

An Act to provide for the making of advances by the Government of the State for the provision of and assistance to student hostels and for other purposes.

[*Assented to 9th November,* 1961.]

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 "Student Hostels (Advances) Act, 1961".

Interpretation.

2. In this Act unless the context otherwise requires—

"advance" means an advance made under this Act :

"borrower" means a person who has obtained an advance :

"the bank" means the State Bank of South Australia within the meaning of the State Bank Act, 1925-1958 :

"the account" means The Student Hostel Loan Account :

"student" means any graduate, undergraduate, or pupil, of any age engaged for the whole of his time upon a course of study at the University of Adelaide, The South Australian Institute of Technology or at any technical, secondary, primary or other college, school or educational institution :

"student hostel" means a boarding house or other institution established and maintained for the accommodation of students.

Administration.

3. (1) This Act shall be administered by the bank.

(2) The Treasurer may make such agreements and arrangements with the bank as he deems proper for the purpose of giving effect to this Act.

(3) The bank shall administer this Act in accordance with such agreements and arrangements.

Student hostels loan account.

4. (1) There shall be an account kept at the Treasury called "The Student Hostel Loan Account".

(2) The Treasurer may pay to the bank such loan moneys as are from time to time provided by Parliament for the purposes of this Act. All amounts so paid shall be debited to the account.

(3) All moneys received by the bank under this Act shall be accounted for separately from all other moneys of the bank.

(4) All moneys received by the bank in repayment or recovery of advances shall be paid to the Treasurer and be credited to the account. Moneys received by the bank by way of interest or rent under this Act and all other moneys received by the bank not being moneys received by way of repayment or recovery of advances shall be paid to the Treasurer and applied in aid of the general revenue of the State.

Payment of expenses of bank.

5. As soon as may be after the conclusion of every financial year the Treasurer shall out of the general revenue of the State 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.

Annual financial statement.

6. The bank shall within two months after the thirtieth day of June in every year lay before the Treasurer a financial statement in such form as the Treasurer shall appoint setting forth under convenient headings receipts and payments of the bank under this Act during the twelve months ending on the said thirtieth day of June.

Advances for student hostels.

7. (1) Subject to this Act the bank may make an advance to any person approved by the Treasurer for the purpose of enabling such person—

(*a*) to purchase land with or without buildings ;

(*b*) to construct or enlarge buildings ; or

(*c*) to purchase furniture or equipment.

(2) An advance shall not be made under this Act unless the Treasurer is satisfied that any land, buildings, furniture or equipment to be purchased or constructed is intended to be used wholly or mainly for the purpose of a student hostel and that reasonable preference in accommodation at that hostel will be provided for students whose ordinary place of residence is not within the metropolitan area.

Amount of advance.

8. (1) An advance made for the purpose of the purchase or construction of land or buildings shall not exceed nine-tenths of the reasonable cost of such land or buildings and shall be repayable over a period not exceeding forty years from the making thereof.

(2) An advance made for the purpose of the purchase of furniture and equipment shall not exceed one-half of the reasonable cost thereof and shall be repayable over a period not exceeding twelve years from the making thereof.

Advance to be secured by mortgage.

9. (1) No advance shall be made except upon the security of a mortgage, in such form and containing such covenants and conditions as the bank requires, of the borrower's estate and interest in his land, the improvements thereon and the improvements (if any) with respect to which the advance is made, with or without such additional security as to the bank may seem fit. The borrower may notwithstanding anything to the contrary in any enactment or law lawfully execute the mortgage or other security and the provisions of the Bills of Sale Act, 1886-1940, shall not apply to any mortgage or other security executed under the provisions of this Act or affect the validity of any such mortgage or security in respect of any chattels comprised therein.

(2) No advance shall be made on any property which is encumbered by any previous mortgage or charge other than a mortgage or charge under this Act or a charge in favour of the Crown, but a second mortgage may be taken as collateral security.

Interest.

10. Interest shall be paid upon the amount of any advance unpaid from time to time at such rate or rates as may from time to time be fixed by the Treasurer.

11. The Governor may make regulations prescribing all matters necessary or convenient to be prescribed for the purposes of this Act and for carrying out the same. Regulations.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 40 of 1961

An Act to amend the Superannuation Act, 1926-1960.

[*Assented to 9th November,* 1961.]

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, 1961".

(2) The Superannuation Act, 1926-1960, as amended by this Act may be cited as the "Superannuation Act, 1926-1961".

(3) The Superannuation Act, 1926-1960, 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.

3. This Act (other than the amendments effected by section 8, paragraph (*b*) of section 15, paragraphs (*b*) and (*c*) of section 17, paragraph (*b*) of section 20 and paragraph (*a*) of section 22, which amendments shall come into operation on the first day of July, one thousand nine hundred and sixty-two) shall come into operation on the first day of January, one thousand nine hundred and sixty-two.

Amendment of principal Act, s. 3.

4. Subsection (1) of section 3 of the principal Act is amended by striking out the definition of "actuarial equivalent" therein and inserting in lieu thereof the following definitions :—

"actuarial equivalent" when used with reference to units surrendered under the provisions of section 25 and 26

or transferred under the provisions of section 28c means the cash sum which the actuary certifies to be the surrender value of contributions paid for the units surrendered or transferred.

"actuarial equivalent" when used with reference to a pension which is the actuarial equivalent of contributions paid or deemed to have been paid means the amount of pension together with contingent widow's pension in respect thereof, which the actuary certifies to have a present value equal to the surrender value of such contributions.

Amendment of principal Act, s. 3a.

5. Subsection (4) of section 3a of the principal Act is amended by striking out the words "and which holds property for or on account of the Crown" at the end thereof.

Amendment of principal Act, s. 5.

6. Section 5 of the principal Act is amended by inserting therein after subsection (2) thereof the following subsections :—

(3) The amount of a loan made by the Board on the security of real property may be—

(*a*) any sum not exceeding seventy per centum of the value of the property as estimated by a valuer employed by the Board ;

(*b*) any sum which the Board is authorized to lend under the Homes Act, 1941-1958.

(4) The Board may lend money on mortgage of real property for any term not exceeding thirty years.

Amendment of principal Act, s. 7.

7. Subsection (1) of section 7 of the principal Act is amended by striking out the words "five years" therein and inserting in lieu thereof the words "three years".

Amendment of principal Act, s. 23.

8. Section 23 of the principal Act is amended—

(*a*) by striking out the words "month next" in subsection (1) thereof and inserting in lieu thereof the words "fortnightly pay period next commencing" ;

(*b*) by striking out the words "month after the month" in subsection (1a) thereof and inserting in lieu thereof the words "fortnightly pay period next after the fortnightly period" ;

(*c*) by striking out the words "month following" in subsection (1c) thereof and inserting in lieu thereof the words "first fortnightly pay period commencing after" ;

(*d*) by striking out the words "one year's contributions" in the proviso to subsection (2) thereof and inserting in lieu thereof the words "twenty-six fortnights' contributions".

Amendment of principal Act, s. 23a.

9. Paragraph (*a*) of subsection (1) of section 23a of the principal Act is amended by inserting therein after the word "health" the following proviso :—

"Provided that the Board may refuse to accept a certificate given more than twelve months before the employee became entitled or required to contribute to the Fund".

Amendment of principal Act, s. 24.

10. Section 24 of the principal Act is amended—

(*a*) by striking out the scale in subsection (1) thereof and inserting in lieu thereof the following scale :—

Scale of Units of Pension.

Column One.	Column Two.
Salary of Employee.	Appropriate Number of Units of Pension.
Not exceeding £640	8
Exceeding £640 but not exceeding £720.....	8
Exceeding £720 but not exceeding £800.....	9
Exceeding £800 but not exceeding £880.....	10
Exceeding £880 but not exceeding £960.....	11
Exceeding £960 but not exceeding £1,040	12
Exceeding £1,040 but not exceeding £1,120	13
Exceeding £1,120 but not exceeding £1,200	14
Exceeding £1,200 but not exceeding £1,280.....	15
Exceeding £1,280 but not exceeding £1,360.....	16
Exceeding £1,360 but not exceeding £1,440.....	17

Scale of Units of Pension—continued.

Column One.	Column Two.
Salary of Employee.	Appropriate Number of Units of Pension.
Exceeding £1,440 but not exceeding £1,520	18
Exceeding £1,520 but not exceeding £1,600	19
Exceeding £1,600 but not exceeding £1,680	20
Exceeding £1,680 but not exceeding £1,760	21
Exceeding £1,760 but not exceeding £1,840	22
Exceeding £1,840 but not exceeding £1,920	23
Exceeding £1,920 but not exceeding £2,000	24
Exceeding £2,000 but not exceeding £2,160	25
Exceeding £2,160 but not exceeding £2,320	26
Exceeding £2,320 but not exceeding £2,480	27
Exceeding £2,480 but not exceeding £2,640	28
Exceeding £2,640 but not exceeding £2,800	29
Exceeding £2,800 but not exceeding £2,960	30
Exceeding £2,960 but not exceeding £3,120	31
Exceeding £3,120 but not exceeding £3,280	32
Exceeding £3,280 but not exceeding £3,440	33
Exceeding £3,440 but not exceeding £3,600	34
Exceeding £3,600 but not exceeding £3,744	35
Exceeding £3,744—1 unit for each complete £104 of salary	

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

(2) A contributor may at any time by notice in writing to the board in the prescribed form elect to contribute for all or some of the units appropriate to his salary from time to time as and when his salary may from time to time be increased. A contributor may at any time by notice in writing in the prescribed form determine such election in respect of any units to which he may become entitled after the date of such determination.

Amendment of principal Act, s. 24aa.

11. Section 24aa of the principal Act is amended by inserting therein after subsection (8) thereof the following subsections :—

(9) Every person who is a contributor to the fund on the first day of January one thousand nine hundred and sixty-two shall, subject to this Act, continue to contribute for the units for which he is contributing on that day.

(10) A contributor whose salary on the first day of January one thousand nine hundred and sixty-two exceeds £3,744 may elect to contribute for all or some of the units appropriate to that salary in excess of thirty-six ; the contribution in respect of any such units shall be at the rate in Schedule VII or VIII appropriate to his age on his birthday next after the date of commencing to contribute for such units : Provided that every election under this subsection shall be made not later than the first day of March, 1962 and if no such election is so made in the prescribed manner the contributor shall, notwithstanding the provisions of section 24bb, be deemed to have elected not to contribute for any of the units for which he could have elected to contribute.

Amendment of principal Act, s. 24b.

12. Section 24b of the principal Act is amended—

(*a*) by striking out the words "within two months after his appointment" in subsection (1) thereof and inserting in lieu thereof the words "not later than the last day of the second month after the month during which he is appointed" ;

(*b*) by striking out the words "within two months after" in subsection (2) thereof and inserting in lieu thereof the words "not later than the last day of the second month after the month during which" ;

(*c*) by inserting at the end thereof the following subsection :—

(4) Where an employee, who had been certified as of sound health pursuant to section 23a of the Act and was entitled to make an election under this section, dies before the expiration of the period prescribed in subsections (1) and (2) of this section without having made any such election he shall be deemed to have elected to contribute for all of the units for which he could have elected.

13. Section 24ba of the principal Act is amended— Amendment of principal Act, s. 24ba.

(*a*) by striking out the words "within two months after the day on" in subsection (3) thereof and inserting in lieu thereof the words "not later than the last day of the second month after the month during".

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

(6) Where a contributor who was entitled to make an election under subsections (1) or (2) of this section dies before the expiration of the period prescribed in subsection (3) of this section without having made such election he shall be deemed to have elected to contribute for the additional unit or units for which he was entitled to elect.

14. Section 24bc of the principal Act is repealed and the following section is inserted in lieu thereof :— Repeal and re-enactment of principal Act, s. 24bc.

24bc. The Board may accept an election not to contribute for units made by a person who has failed through inadvertence to make an election within the prescribed period, if the Board is satisfied that in all the circumstances of the case it is desirable that the same should be accepted. Power to accept late election.

15. Section 24bd of the principal Act is amended— Amendment of principal Act, s. 24bd.

(*a*) by inserting at the end of subsection (2) thereof the following proviso :—

Provided that section 23a of this Act shall apply in any case where an employee is not contributing for any units.

(*b*) by striking out the word "month" (first occurring) in subsection (3) thereof and inserting in lieu thereof the words "fortnightly pay period commencing".

Repeal of principal Act, s. 24be.

16. Section 24be of the principal Act is repealed.

Amendment of principal Act, s. 26.

17. Section 26 of the principal Act is amended—

(*a*) by striking out the words "forty-five pounds ten shillings" in subsections (1) and (2) thereof and inserting in lieu thereof the words "fifty-two pounds" in each case.

(*b*) by striking out the word "month" (first occurring) in subsection (4) thereof and inserting in lieu thereof the words "fortnightly pay period next commencing".

(*c*) by striking out the word "month" (last occurring) in subsection (4) thereof and inserting in lieu thereof the words "fortnightly pay period".

Enactment of principal Act, s. 27c.

18. The following section is inserted in the principal Act after section 27b thereof—

Contributions from 1st July, 1962.

27c. (1) The contributions payable by every contributor for any unit of pension for which contributions commenced or commence before the 30th day of June, 1962, shall continue to be paid in accordance with the scales of contributions in force before the passing of this Act.

(2) Except as otherwise provided in this Act the contributions for every unit of pension for which a contributor or employee commences to contribute on or after the first day of July, one thousand nine hundred and sixty-two shall be in accordance with the Schedules IX and X of this Act.

Amendment of principal Act. s. 28a.

19. Section 28a in Division IIIA of Part IV of the principal Act is amended by renumbering the same as section 28aa.

Amendment of principal Act, s. 28b.

20. Section 28b of the principal Act is amended—

(*a*) by striking out the word "four" in subsection (2) thereof and inserting in lieu thereof the word "eight";

(*b*) by striking out the word "month" (first occurring) in subsection (3) thereof and inserting in lieu thereof the words "fortnightly pay period next commencing".

Amendment of principal Act, s. 28ba.

21. Section 28ba of the principal Act is amended—

(*a*) by striking out the words "first day of February, 1955" in subsections (1) and (2) thereof and inserting in lieu thereof the words "first day of July, 1962" in each case;

(*b*) by striking out the passage "VII and VIII" in subsections (1) and (3) thereof and inserting in lieu thereof the passage "IX and X" in each case;

(*c*) by striking out the words "passing of the Superannuation Act Amendment Act, 1954" at the end of subsection (3) thereof and inserting in lieu thereof the words "first day of July, 1962".

22. Section 33 of the principal Act is amended— Amendment of principal Act s. 33.

(*a*) by inserting therein after the word "salary" the words "for each fortnightly pay period".

(*b*) by inserting at the end thereof the following passage :—

Any contribution of a contributor which is in arrear except because of leave of absence of a contributor through illness shall bear compound interest at such rate not exceeding five per centum per annum as the Board considers appropriate.

23. Subsection (2) of section 39 of the principal Act is amended by striking out the words "one unit" therein and inserting in lieu thereof the words "one and one-fifth units". Amendment of principal Act, s. 39.

24. The following section is inserted in the principal Act after section 39a thereof :— Enactment of principal Act, s. 39b.

39b. (1) Except as provided in this section the unit of pension shall on and after the first day of January, 1962, be fifty-two pounds. Increase of unit of pension.

(2) All units of pension of £45 10s. in force on that day or being contributed for on that day, or for which all contributions have been fully paid before that day, shall be increased to £52.

(3) All units of pension of less than £45 10s. in force or being contributed for on the first day of January, 1962, or for which all contributions have been fully paid before that day, shall be increased by one-seventh.

(4) Nothing in this section shall be construed so as to increase the value of any unit of pension above £52.

Amendment of principal Act, s. 41.

25. Subsection (1) of section 41 of the principal Act is amended by inserting at the end thereof the following passage—

"In certifying the actuarial equivalent for the purposes of this section the actuary shall assume that contributions were paid by the contributor during the full period during which that contributor has been paid a pension under section 40 or section 47 of this Act."

Amendment of principal Act, s. 42.

26. Section 42 of the principal Act is amended—

(*a*) by striking out the words "four-sevenths" in paragraph (*a*) of subsection (1) thereof and inserting in lieu thereof the words "three-fifths";

(*b*) by striking out the words "twenty-six pounds" in paragraph (*b*) of subsection (1) thereof and inserting in lieu thereof the words "fifty-two pounds";

(*c*) by inserting therein after subsection (2) thereof the following subsection—

(3) The amount of every pension in force on the first day of January, 1962, and payable to the widow of a contributor who dies before the first day of January, 1962, shall be increased by one-fifth.

Amendment of principal Act, s. 43.

27. Section 43 of the principal Act is amended—

(*a*) by striking out the words "four-sevenths" in paragraph (*a*) thereof and inserting in lieu thereof the words "three-fifths";

(*b*) by striking out the words "fifty-two pounds" in paragraph (*a*) thereof and inserting in lieu thereof the words "sixty-two pounds eight shillings";

(*c*) by striking out the words "twenty-six pounds" in paragraph (*b*) thereof and inserting in lieu thereof the words "fifty-two pounds";

(*d*) by adding at the end thereof the following subsection—

(7) The amount of every pension in force on the first day of January, 1962, and payable to the widow of a pensioner who retired on pension before the first day of January, 1962, shall be increased by one-fifth.

28. Section 43a of the principal Act is amended— Amendment of principal Act, s. 43a.

(*a*) by striking out the words "fifty-two" therein and inserting in lieu thereof the words "one hundred and four";

(*b*) by striking out the word "widow" therein and inserting in lieu thereof the words "female whose husband is dead or divorced and".

29. Section 44 of the principal Act is amended by striking out the words "fifty-two pounds" therein and inserting in lieu thereof the words "one hundred and four pounds". Amendment of principal Act, s. 44.

30. Section 45 of the principal Act is amended— Amendment of principal Act, s. 45.

(*a*) by inserting after the words "female contributor" therein the words "who does not leave any child of herself in respect of whom pension is payable under section 43a of this Act";

(*b*) by striking out the words "less the actual amount of any pension received by such contributor under section 40 or 47 of this Act" therein.

31. Section 45a of the principal Act is amended— Amendment of principal Act, s. 45a.

(*a*) by striking out the word "male" in paragraph (*a*) of subsection (1) thereof;

(*b*) by striking out the words "but leaving one or more dependants who is not or are not so entitled" in the said paragraph (*a*);

(*c*) by striking out all the words after the word "pay" in subsection (1) thereof and inserting in lieu thereof the words "the amount by which the said contributions exceed the said pension and benefits to the personal representative of the deceased pensioner or of the deceased widow of the contributor or pensioner or failing them to such person or persons as the Board determines";

(*d*) by striking out subsection (2) thereof.

32. Subsection (1) of section 49 of the principal Act is amended by striking out the words "fifty-two pounds" therein and inserting in lieu thereof the words "one hundred and four pounds". Amendment of principal Act, s. 49.

Enactment of ss. 49c and 49d of principal Act.

33. The following sections are inserted in the principal Act after section 49b thereof—

Increase of certain pensions.

49c. All pensions in force on the first day of January, 1962, which were increased by virtue of section 49b of this Act shall, as on and after the first day of January, 1962, be increased by one seventh in respect of all units of pension except the first ten units.

Increase of certain pensions.

49d. All pensions payable to contributors who retired on pension or attained the age of retirement on or after the first day of December, 1960 are as on and from the day on which such pensions became payable and until the thirty-first day of December, 1961, increased by one-seventh in respect of the first ten units of such pensions.

Increase of certain pensions.

49e. All pensions in force on the first day of January, 1962, and payable to contributors who retired on pension or attained the age of retirement on or after the first day of December, 1960, shall as on and after the first day of January, 1962, be increased by one-seventh.

Amendment of principal Act s. 50.

34. Subsection (1) of section 50 of the principal Act is amended—

(*a*) by striking out the second sentence thereof;

(*b*) by inserting at the end thereof the following passage—

"In certifying the actuarial equivalent for the purposes of this section the actuary shall assume that contributions were paid by the contributor during the full period during which that contributor has been paid a pension under section 40 or section 47 of this Act."

Amendment of principal Act s. 51.

35. (1) Subsection (1) of section 51 of the principal Act is amended—

(*a*) by striking out all the words after the word "Act" (first occurring) therein;

(*b*) by inserting at the end thereof the following proviso—

"Provided that notwithstanding anything contained in this Act, if at the time of his resignation, discharge, or dismissal from the service the contributor was indebted to the Government or to the Fund for any moneys or had misappropriated any moneys or property the amount of contributions paid to the fund or any part thereof may be

applied by the Board in payment of the amount for which the contributor was indebted to the Government or to the Fund."

(2) Subsection (1a) of section 51 of the principal Act is amended by inserting therein after the word "service" (twice occurring) therein the words "or recreation" in both cases.

Amendment of principal Act, s. 59.

36. Section 59 of the principal Act is amended—

(*a*) by striking out the words "one-half" therein and inserting in lieu thereof the words "three-fifths";

(*b*) by striking out the words "one-unit" therein and inserting in lieu thereof the words "one and one-fifth units".

Amendment of principal Act, s. 60.

37. Subsection (2) of section 60 of the principal Act is amended by inserting therein after the word "service" at the end thereof the words "and the appropriate rate of contributions for the number of units of pension contributed for immediately before his retirement shall again become payable".

Enactment of principal Act, s. 75a.

38. The following section is inserted in Part VI of the principal Act after section 75 thereof—

Cessation of deduction.

75a. The Board may—

(*a*) by notice in writing direct the Head of the department or employer to cease deductions pursuant to paragraph (*a*) of section 69 of this Act from the salary or wages of an employee whose name is specified on the notice and thereupon the department shall cease making those deductions;

(*b*) refuse to accept from an employee any direct payment to the Fund pursuant to clause (*b*) of the same section.

In any such case there shall be paid to the employee concerned the whole amount lying to his credit in the Fund under this Part (both principal and interest).

Amendment of principal Act, s. 82.

39. Section 82 of the principal Act is amended by inserting therein after the word "contributions" the words "together with any interest charged thereon by the Board".

Amendment of principal Act, s. 83.

40. Section 83 of the principal Act is amended by inserting therein after paragraph (d1) thereof the following paragraph—

(d2) for prescribing additions to benefits payable under this Act or amounts by which contributions payable may be reduced.

Amendment of principal Act, schedules.

41. The principal Act is amended by adding at the end thereof the following schedules :—

SCHEDULE IX

RATES OF FORTNIGHTLY CONTRIBUTION TO BE PAID AS PROVIDED BY MALE MEMBERS, BASED ON A RETIRING AGE OF 65.

(The additional contribution required under section 21 is incorporated in the rates provided in this schedule.)

Age next Birthday at Entry.	First £104 Pension to Member; £62 8s. to Widow; £52 to each Child up to Age 16.	Subsequent Increments—£52 Pension to Member; to Widow £31 4s.	Age next Birthday at Entry.	First £104 Pension to Member; £62 8s. to Widow; £52 to each Child up to Age 16	Subsequent Increments—£52 Pension to Member; to Widow £31 4s.
	£ s. d.	£ s. d.		£ s. d.	£ s. d.
16.....	0 3 5	0 1 6	41.....	0 11 2	0 5 3
17.....	0 3 7	0 1 7	42.....	0 11 10	0 5 7
18.....	0 3 9	0 1 8	43.....	0 12 6	0 6 0
19.....	0 3 11	0 1 9	44.....	0 13 3	0 6 4
20.....	0 4 1	0 1 10	45.....	0 14 1	0 6 9
21.....	0 4 3	1 1 11	46.....	0 15 0	0 7 3
22.....	0 4 6	0 2 0	47.....	0 16 1	0 7 9
23.....	0 4 8	0 2 1	48.....	0 17 3	0 8 4
24.....	0 4 10	0 2 2	49.....	0 18 6	0 9 0
25.....	0 5 1	0 2 4	50.....	1 0 0	0 9 9
26.....	0 5 4	0 2 5	51.....	1 1 8	0 10 7
27.....	0 5 7	0 2 6	52.....	1 3 7	0 11 7
28.....	0 5 10	0 2 8	53.....	1 5 9	0 12 8
29.....	0 6 1	0 2 10	54.....	1 8 5	0 14 0
30.....	0 6 5	0 2 11	55.....	1 11 8	0 15 7
31.....	0 6 8	0 3 1	56.....	1 15 6	0 17 6
32.....	0 7 0	0 3 3	57.....	2 0 0	0 19 9
33.....	0 7 4	0 3 5	58.....	2 6 1	1 2 9
34.....	0 7 9	0 3 7	59.....	2 14 3	1 6 11
35.....	0 8 2	0 3 10	60.....	3 5 8	1 12 7
36.....	0 8 7	0 4 0	61.....	4 3 1	2 1 3
37.....	0 9 0	0 4 3	62.....	5 12 9	2 16 1
38.....	0 9 6	0 4 6	63.....	8 5 10	4 2 8
39.....	0 10 1	0 4 9	64.....	16 17 1	8 7 11
40.....	0 10 7	0 5 0	65.....	16 19 1	8 8 11

SCHEDULE X

RATES FOR FORTNIGHTLY CONTRIBUTION TO BE PAID AS PROVIDED BY FEMALE MEMBERS, BASED ON A RETIRING AGE OF 60.

(The additional contribution required under section 21 is incorporated in the rates provided in this schedule.)

Age next Birthday at Entry.	First £104 Pension to Members.	Subsequent Increments—£52 Pension to Member.	Age next Birthday at Entry.	First £104 Pension to Members.	Subsequent Increments—£52 Pension to Member.
	£ s. d.	£ s. d.		£ s. d.	£ s. d.
16.....	0 3 6	0 1 8	39.....	0 13 8	0 6 9
17.....	0 3 9	0 1 9	40.....	0 14 6	0 7 2
18.....	0 4 0	0 1 11	41.....	0 15 6	0 7 8
19.....	0 4 3	0 2 0	42.....	0 16 8	0 8 3
20.....	0 4 6	0 2 2	43.....	0 17 11	0 8 10
21.....	0 4 9	0 2 3	44.....	0 19 3	0 9 6
22.....	0 5 1	0 2 5	45.....	1 0 10	0 10 4
23.....	0 5 5	0 2 7	46.....	1 2 7	0 11 2
24.....	0 5 10	0 2 10	47.....	1 4 8	0 12 3
25.....	0 6 2	0 3 0	48.....	1 7 1	0 13 5
26.....	0 6 7	0 3 2	49.....	1 9 11	0 14 10
27.....	0 7 0	0 3 5	50.....	1 13 4	0 16 7
28.....	0 7 5	0 3 7	51.....	1 17 6	0 18 8
29.....	0 7 9	0 3 9	52.....	2 2 9	1 1 3
30.....	0 8 2	0 4 0	53.....	2 9 6	1 4 8
31.....	0 8 8	0 4 3	54.....	2 18 6	1 9 2
32.....	0 9 1	0 4 5	55.....	3 11 2	1 15 6
33.....	0 9 7	0 4 8	56.....	4 10 5	2 5 1
34.....	0 10 2	0 5 0	57.....	6 3 3	3 1 6
35.....	0 10 9	0 5 3	58.....	9 14 0	4 16 11
36.....	0 11 5	0 5 7	59.....	18 11 2	9 5 6
37.....	0 12 1	0 5 11	60.....	18 15 2	9 7 6
38.....	0 12 10	0 6 4			

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

No. 41 of 1961

An Act to amend the Wild Dogs Act, 1931-1954.

[*Assented to 9th November,* 1961.]

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 "Wild Dogs Act Amendment Act, 1961".

(2) The Wild Dogs Act, 1931-1954, as amended by this Act, may be cited as the "Wild Dogs Act, 1931-1961".

(3) The Wild Dogs Act, 1931-1954, 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—Interpretation.

3. Section 3 of the principal Act is amended—

(*a*) by inserting immediately before the definition of "fund" the following definition :—

"financial year" means period of twelve months ending on the thirtieth day of June ;

(*b*) by inserting immediately before the definition of "scalp" the following definition :—

"rating period" means period in relation to which a rate is imposed under this Act ;

(*c*) by inserting immediately before the definition of "town" the following definition :—

"the transitional period" means the period of eighteen months ending on the thirtieth day of June one thousand nine hundred and sixty-three.

Amendment of s. 4 (3) of principal Act—The Wild Dogs Fund.

4. Subsection (3) of section 4 of the principal Act is amended by inserting after the word "dogs" in the third line thereof the passage ", the payment of amounts expended by the Minister pursuant to section 6a of this Act and other amounts required by the Minister to meet the costs and expenses of and incidental to receiving, collecting and recovering rates under this Act and of and incidental to the general administration of this Act".

Amendment of s. 5 of principal Act—Imposition of rate on all lands with certain exceptions.

5. Section 5 of the principal Act is amended—

(*a*) by striking out the words "An annual" in the first line of subsection (1) thereof and inserting in lieu of those words the following :—

"In respect of the transitional period and in respect of each financial year after the thirtieth day of June, one thousand nine hundred and sixty-three, a" ;

(*b*) by deleting from subsection (2) thereof the words "to be made in the month of January in every year" ;

(*c*) by striking out the passage, "or portion of a square mile," wherever it occurs in paragraph (*a*) and paragraph (*b*) of subsection (2) thereof ;

(*d*) by striking out paragraph (i) of the second proviso to subsection (2) thereof and inserting in lieu of that paragraph the following paragraph :—

(i) in any case where the sum payable by any person as rates for the transitional period would be less than seven shillings and sixpence, then the sum payable by that person as rates for that period shall be seven shillings and sixpence, and where the sum payable by any person as rates for any financial year would be less than five shillings, then the sum payable by that person as rates for that year shall be five shillings :

(*e*) by striking out the word "three" in the second line of paragraph (ii) of the second proviso to subsection (2) thereof and inserting the word "four" in lieu of that word ;

(*f*) by inserting after subsection (2) thereof the following subsection :—

(2a) The proclamation declaring the amount of rates to be paid for the transitional period may be made in the month of January, one thousand nine hundred and sixty-two and the proclamation declaring the amount of rates to be paid for each financial year thereafter may be made in the month of July in that financial year. ;

(*g*) by striking out paragraph (*b*) of subsection (3) thereof and inserting in lieu of that paragraph the following paragraph—

(*b*) shall be due and payable when the amount thereof is declared as provided by this section ;

and

(*h*) by striking out the words "period of twelve months" wherever they occur in subsection (4) thereof and inserting in lieu of those words, in each case, the words "rating period".

Amendment of s. 6 of principal Act—Interest to be added to rates in arrear.

6. Section 6 of the principal Act is amended—

(*a*) by inserting after the word "rate" in the first line of subsection (1) thereof the words "in respect of the transitional period" ;

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

(1a) If any such rate in respect of a financial year is not paid on or before the thirty-first day of October next after the rate is declared a penalty of five per centum of the amount of the rate shall thereupon be added thereto and be deemed for all purposes to be part of the rate, but if the rate is payable in respect of any land to which subsection (4) of section 5 applies, the penalty shall not be added until the expiration of one month after a person becomes the occupier of the land as mentioned in that section or until that thirty-first day of October, whichever date shall last occur ;

(*c*) by striking out the words "thus increased" in the first line of subsection (2) thereof and inserting, in lieu of those words, the passage "increased in accordance with subsection (1) or subsection (1a) of this section"; and

(*d*) by striking out the passage "subsection (1) hereof" in the second line of subsection (2) thereof and inserting in lieu of that passage, the words "such of those subsections as is relevant to the case".

Amendment of s. 6a of principal Act—Aerial baiting for wild dogs.

7. Section 6a of the principal Act is amended by striking out the passage "during any year expend an amount (not exceeding two thousand pounds in any one such year)" in subsection (1) thereof and inserting, in lieu of that passage, the following passage :—

"from time to time expend such amounts (not exceeding in the aggregate three thousand pounds in any one financial year or four thousand five hundred pounds in the transitional period) as are necessary".

Amendment of s. 7 of principal Act—Payment of rates received to the Treasurer

8. Section 7 of the principal Act is amended by striking out the passage ", after deducting therefrom any amounts expended by the Minister pursuant to section 6a and such amounts as the Minister deems necessary to cover the costs and expenses of and incidental to receiving, collecting, and recovering the said moneys, and administering this Act".

Repeal and re-enactment of s. 8 of principal Act—Subsidies to the fund.

9. Section 8 of the principal Act is repealed and re-enacted as follows :—

8. (1) The Treasurer shall in each rating period, out of moneys provided by Parliament for the purpose, pay to the credit of the fund a subsidy at the rate of one pound for every pound of rates declared and payable under section 5 of this Act in relation to that period, the amount of such subsidy being calculated after deducting from the total amount of rates so payable all amounts expended in that rating period by the Minister pursuant to section 6a of this Act and all amounts expended for the purposes of meeting the costs and expenses of and incidental to receiving, collecting and recovering those rates and for the purpose of administering this Act.

(2) The amount of the subsidy in respect of the transitional period shall not exceed six thousand pounds and in respect of a financial year shall not exceed four thousand pounds.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 42 of 1961

An Act to provide for the appointment of a Public Service Arbitrator and for other purposes.

[*Assented to 16th November,* 1961.]

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 Service Arbitration Act, 1961".

Interpretation.

2. In this Act, unless the contrary intention appears—

"arbitrator" means the Public Service Arbitrator appointed pursuant to this Act :

"board" means the Public Service Board appointed pursuant to the Public Service Act, 1936-1959 :

"commissioner" means the Public Service Commissioner appointed pursuant to the Public Service Act, 1936-1959 :

"department" means department within the meaning of the Public Service Act, 1936-1959 :

"group" means—

(*a*) all the officers in a department the nature of whose duties is identical or substantially identical and which differs substantially from the nature of the duties of officers having the same titles in other departments ; or

(*b*) all officers in the public service, the nature of whose duties is identical or substantially identical; or

(*c*) an individual officer holding an office where no other office exists in the public service the nature of the duties of which is substantially identical.

"office" includes any position in the public service:

"officer" means a person employed in any capacity in the public service:

"organization" means an association registered in the Industrial Court pursuant to the provisions of the Industrial Code, 1920-1958:

"public service" means the public service of the State as defined by section 6 of the Public Service Act, 1936-1959.

Public Service arbitrator.

3. (1) For the purposes of this Act there shall be a public service arbitrator who shall be appointed by the Governor.

(2) The arbitrator shall be appointed for a term of seven years and shall be eligible for re-appointment: Provided that if the person who is appointed arbitrator is at the time of his appointment or re-appointment over the age of fifty-eight years the term of his appointment or re-appointment shall be the period which will expire on his attaining the age of sixty-five years.

(3) If any person in the employ of the Government of the State is appointed as arbitrator, his service as arbitrator shall be counted as service for the purpose of continuing all his existing and accruing rights and privileges.

(4) In the case of the illness, suspension or absence of the arbitrator, the Governor may appoint a person to act as deputy arbitrator during such illness, suspension or absence, and the deputy arbitrator shall, while so acting, have all the powers and perform all the duties of the arbitrator.

Salary and expenses for arbitrator.

4. (1) The arbitrator shall be paid a salary at the rate of £4,350 per year: Provided that a person holding an appointment in the employ of the Government of the State may upon his appointment as arbitrator continue to hold such appointment but his total remuneration in respect of both appointments shall not exceed £4,350.

(2) There shall be paid to the arbitrator such sums as he may incur as travelling expenses and which are considered reasonable by the Governor.

(3) The salary of the arbitrator shall be charged upon and be payable out of the general revenue of the State which is hereby to the necessary extent appropriated accordingly.

Tenure of office of arbitrator.

5. (1) The arbitrator shall not be removable from office during any term of appointment unless an address praying for his removal is presented to the Governor by both Houses of Parliament during one session, or by one House during one session and by the other House during the next succeeding session, which sessions, however, need not be both during the same Parliament.

(2) The arbitrator shall be deemed to have vacated his office if he—

(*a*) absents himself from duty for a period of fifteen working days, except on leave granted by the Governor ;

(*b*) resigns his office ;

(*c*) is adjudicated bankrupt, or makes a composition for the benefit of his creditors for less than twenty shillings in the pound ;

(*d*) becomes a member of either House of the Parliament of the State or of the Commonwealth ; or

(*e*) becomes permanently incapable of performing his duties.

Staff of arbitrator.

6. The Governor may appoint such officers as may be necessary to assist the arbitrator in the administration of this Act. All such officers shall be under the direction and control of the arbitrator, and shall discharge and exercise such duties and functions as are imposed or conferred upon them respectively by the arbitrator.

Jurisdiction of arbitrator.

7. (1) The arbitrator shall, subject to the provisions of this Act, determine the salaries, or ranges thereof and incremental steps therein, applicable to offices other than those of permanent heads of departments, first division offices and offices in the State Bank of South Australia.

(2) The arbitrator shall not determine conditions of employment other than those specified in subsection (1) of this section, but in determining those matters the arbitrator may take into consideration such other conditions of employment as he considers relevant.

(3) Notwithstanding anything in this Act contained the arbitrator shall not deal with any application for an alteration in the living wage.

8. (1) A claim for the determination of salaries or ranges thereof or incremental steps therein may be submitted by the Commissioner, by an organization, or by a group, and shall be lodged in the first instance with the Board. Procedure.

(2) (*a*) In the case of a claim by the Commissioner, the Board shall forthwith forward a copy thereof to the General Secretary, Public Service Association of South Australia, and shall give notice of the claim by publication in the *Gazette*.

(*b*) Any organization or group desiring to object to the claim shall lodge its objection with the Board within twenty-one days after the date of such publication.

(*c*) If no objection is lodged the Board shall forthwith make a return under the Public Service Act, 1936-1959, giving effect to the claim.

(*d*) If an objection is lodged the claim and objection shall be referred by the Board to the arbitrator who shall determine the claim.

(3) (*a*) In the case of a claim by an organization or a group, the Board shall forthwith forward a copy thereof to the Commissioner, who shall within twenty-one days of receipt thereof inform the Board whether or not he is in agreement therewith.

(*b*) If the Commissioner is in agreement with the claim the Board shall forthwith make a return under the Public Service Act, 1936-1959, giving effect to the claim.

(*c*) If the Commissioner is not in agreement with the claim it shall be referred by the Board to the arbitrator, who shall determine the claim.

(4) Forthwith after the making of any determination by the arbitrator (not being a determination dismissing a claim), the Board shall make a return under the Public Service Act, 1936-1959, giving effect to the determination. Provided that if the arbitrator is satisfied by such evidence as he requires that any salary fixed by him or any variation should be payable as from a day earlier than the day when the return comes into operation he may fix the date from which that salary shall be payable; but the day fixed by such determination shall not be earlier than the day on which the application for the fixation of salary in question was referred to the arbitrator.

(5) (*a*) If the Board is not unanimously of the opinion that an officer or officers submitting a claim constitute a group it shall refer the question to the arbitrator whose decision thereon shall be final. If the arbitrator decides that the officer or officers do not constitute a group the claim shall be considered by the Board under the Public Service Act, 1936-1959.

(*b*) a claim submitted by an individual officer or officers (not constituting a group) shall be considered by the Board in accordance with the provisions of the Public Service Act, 1936-1959, unless the Board unanimously decides that it is desirable that the claim shall be dealt with by the arbitrator in which event the Board may refer the claim to the arbitrator who may in his discretion determine it or refer it to the Board for its determination.

(6) Notwithstanding the provisions of any other Act any return made by the Board in pursuance of paragraph (*c*) of subsection (2) or paragraph (*b*) of subsection (3) or subsection (4) of this section shall not be subject to appeal either to the Board or to the arbitrator.

(7) Notwithstanding any other provision in this section, an organization or a group which has submitted a claim to the Board, may, if it is of the opinion that consideration of the claim has been unduly delayed apply to the arbitrator to determine or direct the Board to deal with the claim. Upon such application the arbitrator may proceed to determine the claim or may direct the Board to consider it.

Powers of arbitrator.

9. (1) The arbitrator shall have power—

(*a*) to take evidence on oath or affirmation or otherwise and either in public or in camera, at his discretion ;

(*b*) to require the attendance of witnesses ;

(*c*) to direct the payment of appropriate witness fees to witnesses, other than witnesses who are employed by the Government, such witness fees to be payable by the party calling the witness ;

(*d*) to allow the amendment or withdrawal of any claim or application ;

(*e*) to direct the parties to confer ;

(*f*) to adjourn proceedings from time to time ;

(*g*) to determine whether an officer or officers making a claim as a group constitute a group ;

(*h*) to refrain from hearing, or continuing to hear, any application or claim or to dismiss a claim ;

(*i*) generally to give all such directions and do all such things as the arbitrator deems necessary or expedient to give effect to the intention of this Act.

(2) Any person who on being summoned as a witness refuses or fails without reasonable excuse and after tender of

reasonable expenses, to appear in obedience to the summons, or who refuses or fails without reasonable excuse to be sworn or make affirmation, or to answer questions, shall be guilty of an offence.

Penalty : £50.

Arbitrator to act according to good conscience.

10. (1) In respect of every claim, application or matter coming before him in pursuance of this Act, the arbitrator shall act according to equity, good conscience and the substantial merits of the case without regard to technicalities or legal forms and shall not be bound by any rules of evidence, but may inform his mind of any matter in such manner as he thinks fit.

(2) Any return giving effect to a determination of the arbitrator under this Act shall be subject to any award or order of the Industrial Court and to any Industrial agreement filed in the said Court.

(3) Nothing in this Act shall be so construed as to abridge any power of the Industrial Court under the Industrial Code, 1920, and the Acts amending same.

Costs.

11. No costs shall be allowed in respect of any proceedings under this Act.

Representation.

12. Except by leave of the arbitrator on the application of either party, the Commissioner or an organization or group shall not be represented in proceedings under this Act by counsel or solicitor or paid agent, provided that this shall not prevent the representation of an organization or group by a member, officer or employee of that organization or group or representation of the Commissioner by an officer of the public service.

Contempt.

13. If any person shall—

(*a*) wilfully insult the arbitrator or any official, during the proceedings before the arbitrator, or in going to or proceeding from such proceedings ; or

(*b*) wilfully disturb or interrupt the proceedings before the arbitrator ; or

(*c*) otherwise misbehave himself during the proceedings, or be guilty in any manner of contempt of the arbitrator,

the arbitrator may order that the offender be taken into custody and detained until the end of the day's proceedings and may impose a fine not exceeding £50.

Summary procedure.

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

Regulation.

15. The Governor may make regulations not inconsistent with this Act, prescribing any matters which are necessary or convenient to be prescribed for carrying out or giving effect to this Act.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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Commencement.

2. (1) This Act shall commence on a day to be fixed by proclamation. The day so fixed shall be the day appointed and notified in the *Commonwealth Gazette* in accordance with section 68 of the Constitution.

(2) A copy of the *Commonwealth Gazette* containing a notification of the appointed day purporting to be signed by one or more of the metropolitans referred to in the Constitution shall be conclusive evidence that the day has been duly appointed in accordance with section 68 of the Constitution.

Constitution to have legal force and effect.

3. The several articles and provisions of the Constitution and any canons and rules to be made under or by virtue of or in pursuance thereof are, and as provided in the Constitution shall be, binding on the bishops, clergy and laity being members of the Church of England in Australia in the dioceses of the Church of England in the State of South Australia for all purposes connected with or in any way relating to the property of the said Church within the State.

Effect of canons and rules.

4. Any canon or rule made under or by virtue of or in pursuance of the Constitution which contravenes any law or statute in force for the time being in the State shall to the extent of such contravention be incapable of having any force or effect.

Savings and as to certain references in acts and instruments.

5. Every Act, proclamation regulation order in council rule and by-law made by or under the law of the State, every grant deed will declaration of trust and other instrument of whatsoever nature and whenever made executed or given, every the rules and regulations of every association body or fund howsoever constituted whether incorporated under the Associations Incorporation Act, 1956-1957 or not, every model trust deed adopted by the synod of any diocese of the Church of England within the State, every declaration canon and regulation of any such diocese, every resolution of the synod of any such diocese in force at the commencement of this Act and every licence issued by the Bishop of any such diocese and in force at the commencement of this Act shall be read and construed as if every reference therein to the General Synod of the Dioceses in or of Australia and Tasmania or the Determinations thereof were a reference to the General Synod of the Church of England in Australia or the canons rules or resolutions thereof as the case may be and as if every reference to the Church of England in Australia and Tasmania, the Church of England in the State Province or Colony of South

Australia the United Church of England and Ireland or the Church of England howsoever described were to the Church of England in Australia so far as it is in South Australia.

Administration of customary oaths.

6. It shall be lawful for any Bishop, Commissary, Administrator, Chancellor, Archdeacon, Advocate or Registrar holding office in any diocese in South Australia of the Church of England in Australia to administer to any Bishop, clergyman or member of the said Church the oath or oaths customarily used heretofore at the ordaining of deacons or priests, consecration or enthronement of bishops, induction institution or admission of clergy to a cure of souls in a parish or other ecclesiastical district, or institution induction admission or collation to any office on the grant of any licence in the said Church in the State of South Australia and it shall be lawful for such persons to take or make such oath or oaths.

Powers of tribunal under chapter IX of the Constitution.

7. For the purpose of seeking the attendance of witnesses and the production of documents and for the examination of witnesses on oath or otherwise a tribunal mentioned in Chapter IX of the Constitution shall be deemed to be an arbitrator within the meaning of the Arbitration Act, 1891-1934 and shall have power to administer an oath to, or take an affirmation from, a witness and for that purpose any party to a proceeding before any such tribunal or any person permitted by any such tribunal to submit any evidence to it shall be deemed to be a party to a reference or submission to arbitration within the meaning of the said Act.

Power of Diocese of Adelaide to withdraw.

8. (1) If the Synod of the diocese of Adelaide or the Synod of any diocese formed entirely out of the diocese of Adelaide as constituted at the date of the commencement of this Act passes, with the concurrent assent of the Bishop of the diocese concerned and of at least two-thirds of the clergy and synodsmen present respectively voting by orders at an ordinary annual session of the Synod, a resolution that that diocese be no longer bound by the Constitution and such resolution is confirmed at any subsequent annual ordinary session of the Synod with the like concurrence then as on and from the ninetieth day after the day of such confirmation the Constitution and every canon and rule made thereunder or by virtue or in pursuance thereof shall cease to apply to or to have any effect in or in relation to or within the diocese concerned or any part thereof and shall cease to be binding on the bishops, clergy and laity being members of the Church of England in Australia in that diocese for any purpose and the

provisions of this Act other than this section shall cease to be in force in relation to that diocese to all intents as if the same had not been passed and all real and personal property of, or held in trust for or for the purposes of, the said Church within that diocese shall be and become the property of, or as the case may be held in trust for or for the purposes of, the Church of England in that diocese by whatever name it shall thereafter be known, freed and discharged from any right, title, interest, claim or demand by or on behalf of any person claiming under, or by virtue of the Church of England in Australia or the Constitution.

(2) A copy of the *Gazette* containing a notification of the day upon which the Constitution ceased to apply in pursuance of this section within a diocese concerned and purporting to be signed by the Bishop of that diocese shall be conclusive evidence that the Constitution ceased to apply and to have any force or effect within and in relation to that diocese on the day so notified.

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

EDRIC BASTYAN, Governor.

THE SCHEDULE.

THE CONSTITUTION OF THE CHURCH OF ENGLAND IN AUSTRALIA.

PART I.

Chapter I.—Fundamental Declarations.

1. The Church of England in Australia, being a part of the One Holy Catholic and Apostolic Church of Christ, holds the Christian Faith as professed by the Church of Christ from primitive times and in particular as set forth in the creeds known as the Nicene Creed and the Apostles' Creed.

2. This Church receives all the canonical scriptures of the Old and New Testaments as being the ultimate rule and standard of faith given by inspiration of God and containing all things necessary for salvation.

3. This Church will ever obey the commands of Christ, teach His doctrine, administer His sacraments of Holy Baptism and Holy Communion, follow and uphold His discipline and preserve the three orders of bishops, priests and deacons in the sacred ministry.

Chapter II.—Ruling Principles.

4. This Church, being derived from the Church of England, retains and approves the doctrine and principles of the Church of England embodied in the Book of Common Prayer together with the Form and Manner of Making Ordaining and Consecrating of Bishops, Priests and Deacons and in the Articles of Religion sometimes called the Thirty-nine Articles, but has plenary authority at its own discretion to make statements as to the faith ritual ceremonial or discipline of this Church and to order its forms of worship and rules of discipline and to alter or revise such statements, forms and rules, provided that all such statements, forms, rules or alteration or revision thereof are consistent with the Fundamental Declarations contained herein and are made as prescribed by this Constitution. Provided, and it is hereby further declared, that the abovenamed Book of Common Prayer, together with the Thirty-nine Articles, be regarded as the authorized standard of worship and doctrine in this Church, and no alteration in or permitted variations from the Services or Articles therein contained shall contravene any principle of doctrine or worship laid down in such standard.

Provided further that until other order be taken by canon made in accordance with this Constitution, a Bishop of a Diocese may, at his discretion, permit such deviations from the existing Order of Service, not contravening any principle of doctrine or worship as aforesaid, as shall be submitted to him by the Incumbent and Churchwardens of a parish.

Provided also that no such request shall be preferred to the Bishop of a Diocese until the Incumbent and a majority of the parishioners present and voting at a meeting of parishioners, duly convened for the purpose, shall signify assent to such proposed deviations. Such meeting shall be duly convened by writing, placed in a prominent position at each entrance to the Church and by announcement at the Morning and Evening Services, or at the service if only one, at least two Sundays before such meeting, stating the time and place of such meeting, and giving full particulars of the nature of the proposed deviation.

5. Subject to the Fundamental Declarations and the provisions of this Chapter this Church has plenary authority and power to make canons, ordinances and rules for the order and good government of the Church, and to administer the affairs thereof. Such authority and power may be exercised by the several synods and tribunals in accordance with the provisions of this Constitution.

6. This Church will remain and be in communion with the Church of England in England and with Churches in communion therewith so long as communion is consistent with the Fundamental Declarations contained in this Constitution.

PART II.

THE GOVERNMENT OF THE CHURCH.

Chapter III.—Of the Bishops.

7. A diocese shall in accordance with the historic custom of the One Holy Catholic and Apostolic Church continue to be the unit of organization of this Church and shall be the see of a bishop.

8. There shall be a bishop of each diocese who shall be elected as may be prescribed by or under the constitution of the diocese, provided that the election shall as to the canonical fitness of the person elected be subject to confirmation as prescribed by ordinance of the provincial synod, or if the diocese is not part of a province then as prescribed by canon of general synod.

During any vacancy in the office or incapacity of the bishop of any diocese or during his absence from the diocese for a period exceeding thirty days the authorities powers rights and duties conferred or imposed on him by this constitution shall be exercised by the person appointed by or under the constitution of the diocese to administer the affairs of the diocese.

General Synod may by canon confer upon a bishop of a diocese the title of Archbishop provided that such canon shall be carried by an affirmative vote of at least two-thirds of the members of each house and shall receive the approval of all the Metropolitans.

9. There shall be a Metropolitan (to be called Archbishop) of each province of this Church who shall hold office as prescribed by any Act of Parliament or by the constitution of the province or by ordinance of the provincial synod.

During any vacancy in the office or incapacity of the Metropolitan of any province, or during his absence from the province for a period exceeding thirty days the authorities powers rights and duties of the Metropolitan under this Constitution shall be exercised by the senior diocesan bishop of the province at the time in the province able and willing to act, seniority being determined by the date of consecration.

10. There shall be a Primate of this Church who shall be elected and hold office as may be prescribed by canon of the general synod.

During any vacancy in the office or incapacity of the Primate or during his absence from Australia for a period exceeding thirty days, the authorities powers rights and duties of the Primate under this Constitution shall be exercised by the senior Metropolitan at the time in Australia able and willing to act, or if there is no Metropolitan able and willing to act, then by the senior diocesan bishop at the time in Australia able and willing to act, seniority in every case being determined by the date of consecration.

11. The Primate Metropolitans and diocesan bishops may apart from their meetings as a house of bishops of the general synod meet from time to time for the discharge of the functions assigned to a meeting of them under this Constitution.

12. Such a meeting of the said bishops shall be convened by the Primate on his own initiative or at the request in writing of not less than one-third of the bishops, and shall have power to regulate its own business.

13. The presence of at least one-half of the said bishops shall be necessary to constitute such a meeting of the bishops for the discharge of its functions under this Constitution.

14. A certificate signed by the Primate or Metropolitan or Bishop presiding in the absence of the Primate and purporting to state a decision of such a meeting of the bishops or the votes of individual bishops shall be evidence of the matters so stated.

Chapter IV.—Of General Synod—Composition and Procedure.

15. General synod shall consist of the house of bishops, the house of clergy and the house of laity.

The three houses shall sit together in full synod and shall deliberate and transact business therein and shall vote together unless a vote by houses is required by not less than five members of the house of bishops or by ten members of the house of clergy, or by ten members of the house of laity.

In the event of a vote by houses being required, all questions shall be put first to the house of laity, then to the house of clergy, and finally to the house of bishops and no question shall be deemed to be resolved in the affirmative by general synod unless it is so resolved by a vote of the majority of those present in each of the three houses.

A house by a majority of its members voting may decide to consider separately any matter in debate whereupon further discussion of the matter shall be postponed until there has been an opportunity of separate consideration.

16. The house of bishops shall be composed of the Primate, Metropolitans and diocesan bishops.

17. (1) The house of clergy shall be composed of clerical representatives of each diocese.

(2) The house of laity shall be composed of lay representatives of each diocese.

(3) Clerical and lay representatives of a diocese shall be elected or appointed, and any vacancy in the place of a representative shall be filled at such time and in such a manner as may be prescribed by or under the constitution of the diocese.

(4) The number of representatives shall be determined in accordance with the table annexed to this Constitution.

(5) Every bishop or priest shall be qualified to be a clerical representative of a diocese if he is resident therein at the date of his appointment and holds a licence from the diocesan bishop, provided however that the qualification of residence in the diocese shall not be necessary in the case of a missionary diocese or a diocese having less than thirty-one clergymen resident and duly licensed to officiate therein.

(6) Every layman who is not under the age of twenty-one years and is a communicant of this Church shall be qualified to be a lay representative of a diocese, whether he does or does not reside therein.

(7) The bishop of each diocese shall certify and transmit to the Primate a list of names and addresses of the clerical and lay representatives of the diocese.

In the event of any change in the representation of a diocese the bishop shall certify and transmit to the Primate a supplementary list showing the change.

Any list or supplementary list so certified shall be evidence that a representative therein named is entitled to be such representative unless a subsequent list shows that he has ceased to be a representative.

18. General synod in such manner as it may deem proper may determine whether any person who claims to be a member of the synod or of any house is entitled to be a member thereof and whether he has been duly and lawfully elected appointed or summoned to the synod.

19. (1) General synod may proceed to the despatch of business notwithstanding the failure of any diocese to provide for its representation in the synod and notwithstanding a vacancy in the office of Primate or a Metropolitan or a diocesan bishop.

(2) No canon rule act or exercise of power of general synod shall be vitiated by reason only of the fact that any person to be elected appointed or summoned to the synod has not been elected appointed or summoned, or by reason only of any informality with respect of the election appointing or summoning.

20. The Primate or in his absence the senior Metropolitan present, or if there is no Metropolitan present, the senior diocesan bishop present shall be President of the house of bishops and of general synod, seniority in every case being determined by the date of consecration.

The President may take part in any discussion and vote on any question.

21. Until general synod otherwise prescribes the presence of at least seven members of the house of bishops and at least fifteen members of the house of clergy representing not less than seven dioceses and of at least fifteen members of the house of laity representing not less than seven dioceses shall be necessary to constitute a meeting of general synod for the exercise of its powers.

22. At each session of synod the house of clergy and the house of laity shall elect its own chairman and such other officers as it considers necessary.

Sessions.

23. Until general synod by canon otherwise prescribes :—

(*a*) Ordinary sessions of synod shall be held at intervals not exceeding four years, and at such time and place as synod may by resolution appoint or failing any such resolution then as the standing committee of synod may by resolution appoint provided that the standing committee of synod may on grounds of emergency or other special grounds by resolution defer the summoning of synod for a period exceeding four years from the previous synod but not exceeding twelve months from the date of such resolution and may do so from time to time provided further that synod shall meet at least once in every six years ;

(*b*) A special session of synod shall be convened by the Primate at the request in writing of not less than one-half of the members of the house of bishops or of one-third of the members of the house of clergy or of one-third of the members of the house of laity or upon a resolution of the standing committee ;

(*c*) At least four months before the time for any ordinary session of synod the Primate shall by mandate under his hand and seal summon the diocesan bishops, and require them to convene the prescribed number of clerical and lay representatives of their respective dioceses at the appointed time and place ;

(*d*) The procedure and powers of synod in a special and an ordinary session shall be the same, provided that in a special session no business other than the business specified in the mandate shall be transacted.

Records and Seal

24. The proceedings of general synod shall be duly recorded and be authenticated by the signature of the President.

Every canon of general synod shall be printed in duplicate, and each duplicate shall be certified as correct by the President, the chairman of committees and the secretaries of the synod, authenticated by the official seal, and filed in books.

25. (1) General synod shall have an official seal, which shall be judicially noticed.

The seal shall not be used to authenticate any canon rule resolution instrument or document or any copy thereof except upon a resolution of synod or of the standing committee of synod and by and in the presence of at least three members of the said committee.

(2) Any canon rule resolution instrument or document authenticated by the official seal shall be admissible in evidence without further proof.

A document purporting to be a copy of any canon rule or resolution so authenticated and purporting to be certified by at least three members of the standing committee as a true copy shall be evidence of the canon rule or resolution and be admissible in evidence without further proof.

Chapter V.—Of the Powers of General Synod.

26. Subject to the terms of this Constitution synod may make canons rules and resolutions relating to the order and good government of this Church including canons in respect of ritual, ceremonial and discipline and make statements as to the faith of this Church and declare its view on any matter affecting this Church or affecting spiritual, moral or social welfare, and may take such steps as may be necessary or expedient in furtherance of union with other Christian Communions.

27. A canon shall be made by a bill passed in accordance with the following procedure :—

(i) The bill shall have been circulated to each diocese at least three months before the first day of the session of synod at which the bill is to be presented, provided that the standing committee may allow a shorter period of notice but not less than one month and provided further that general synod by an affirmative vote in each house of at least three-fourths of the members present may declare any bill to be a matter of urgency and permit it to be included in the agenda without previous notice.

(ii) (*a*) After the bill has been read and passed a first and second time, it shall be considered in committee and reported back with or without amendment;

(*b*) The bill shall be read and passed a third time provided however a special bill shall follow the procedure hereinafter appointed.

28. (1) A bill which deals with or concerns the ritual ceremonial or discipline of this Church shall follow the procedure of this section as a special bill unless synod by a vote in each house of at least three-fourths of the members present decides that it need not proceed as a special bill.

(2) In the case of other bills if not less than twenty-five members of general synod petition the President that a bill should be treated as a special bill the President shall put to general synod the motion that it be so treated and if general synod so decides the bill shall be dealt with as a special bill.

(3) Special bills shall be dealt with as follows :—

(i) A special bill after the first and second readings and the committee stage have been concluded shall be submitted for a provisional third reading and if the bill is then approved by a vote of at least two-thirds of the members of each of the three houses present it shall stand as a canon provisionally made.

(ii) The provisional canon shall then be referred to the synod of each diocese for its consideration and each diocesan synod shall submit to the President within a period specified by canon or by the provisional canon its assent to or dissent from the bill together with such report and recommendations as it may think fit.

(iii) If every diocesan synod reports that it assents to the provisional canon the President shall so declare and thereupon it shall be a canon duly passed, otherwise the reports and recommendations received from the diocesan synods shall be presented to general synod which shall recommit the provisional canon as a bill to a further second reading and committee stage.

(iv) If on the subsequent third reading the bill is approved by at least two-thirds of the members of each of the three houses present it shall be a canon, unless general synod immediately before the vote is taken by a majority of the three houses voting together shall declare that such reading shall be provisional only whereupon the procedure given above shall again be followed.

29. If not less than one-fourth of the members of general synod or one-third of the members of the house of bishops or of the house of clergy or of the house of laity petition the President that a canon duly made is in whole or in part inconsistent with any part or parts of the Fundamental Declarations or Ruling Principles of the Constitution or that a canon deals with or concerns ritual ceremonial or discipline of this Church and has not been passed in accordance with Section 28 (1) hereof, the President shall refer the question to the appellate tribunal and in the meantime the canon shall not come into force. If the tribunal finds no inconsistency or no breach of Section 28 (1) as the case may be, the President shall thereupon declare the canon to be in force. If the tribunal finds inconsistency or breach of Section 28 (1), it shall report to general synod the nature of the inconsistency or breach giving its reasons and may, if it thinks fit, indicate what amendments, if any, would remove the inconsistency or avoid the breach, and unless and until such amendments are made by general synod the canon shall not come into force.

30. Subject to the preceding section and unless the canon itself otherwise provides, a canon duly passed by general synod shall come into force on and from a date appointed by the President, being not later than one calendar month from the date upon which the canon was passed. The canon as on and from the appointed date shall apply to every diocese of this Church and any ordinance of any diocesan synod inconsistent with the canon shall to the extent of the inconsistency have no effect.

Provided that:—

(*a*) Any canon affecting the ritual, ceremonial or discipline of this Church shall be deemed to affect the order and good government of the Church within a diocese, and shall not come into force in any diocese unless and until the diocese by ordinance adopts the said canon.

(*b*) If general synod declares that the provisions of any other canon affect the order and good government of the Church within, or the Church trust property of a diocese, such canon shall not come into force in any diocese unless and until the diocese by ordinance adopts the said canon.

(*c*) If general synod should not so declare the synod of a diocese or the diocesan council may declare its opinion that the provisions of the said canon affect the order and good government of the Church within or the Church trust property of such diocese and notify the President within one month thereafter and then the following provisions shall apply:—

(i) If the said diocesan synod or council declare its opinion as aforesaid within a period of two years from the date of the passing of the said canon and the standing committee advises the President that it agrees with the said opinion the canon shall not and shall be deemed not to have come into force in such diocese unless and until it is adopted by ordinance of the diocesan synod;

(ii) If the said diocesan synod or council declare its opinion at any time after the expiration of the said period of two years and the standing committee advises the President that it agrees with the said opinion the said canon shall cease to apply to the said diocese as from the date of the said declaration and shall not after such date again come into force in such diocese unless and until it is adopted by ordinance of the diocesan synod;

(iii) If the standing committee in either case should not so advise the President he shall refer the question raised by the said opinion to the appellate tribunal for its determination and unless the appellate tribunal determines the question in the negative the canon shall be deemed not to have come into force in the said diocese in the first case or to have force or effect in the said diocese after the date of the said declaration in the second case until the diocesan synod by ordinance adopts the said canon.

(*d*) Any canon adopted as aforesaid by a diocesan synod may by ordinance be excluded at a subsequent date.

31. If any question shall be raised as to the inconsistency of any canon rule resolution or statement of general synod with the Fundamental Declarations or the Ruling Principles the Primate may and at the written request of twenty-five members of general synod shall refer the question to the appellate tribunal hereinafter constituted whose opinion thereon shall be final.

32. (1) Synod shall not make any canon or rule imposing any financial liability on any diocese except in accordance with this section.

(2) Synod may by canon or rule provide for the costs charges and expenses in or in connexion with—

(*a*) the carrying into effect of this Constitution;

(*b*) the holding of synod and the conduct of its business;

(*c*) the meetings of the standing committee and of any other committee, board or commission appointed by synod;

(*d*) the sittings of the appellate tribunal to hear and determine any appeal question or matter made or referred to it and the sittings of the special tribunal to hear and determine any charge brought before it;

(*e*) the maintenance of the registry of the Primate, and primatial travelling expenses;

(*f*) the election or appointment of the corporate trustees and the administration of the affairs of the body corporate:

Provided that synod may make any canon or rule imposing a financial liability on any diocese which by ordinance assents to the same including the costs charges and expenses in or in connexion with the conduct of the affairs of any board institution or body set up by synod and provided also that any financial liability accepted by a diocese under any determination rule or regulation continued in operation under Section 71 hereof shall remain unless or until it is replaced by or under the provisions of this Constitution.

33. (1) General synod may make rules prescribing anything necessary or convenient for carrying out and giving effect to any canon or for controlling and regulating the administration of its affairs, and in particular may make rules prescribing—

(*a*) the procedure for any election or appointment to be made by or under the authority of synod to any office;

(*b*) the authorities powers rights and duties of any officer committee board or commission of synod.

A rule shall be made by resolution after notice has been duly given in accordance with the standing orders.

(2) General synod may regulate the conduct of its business under standing orders or otherwise as it may deem proper.

Chapter VI.—Committees Boards and Commissions.

34. There shall be a standing committee of general synod which shall consist of so many members not less than ten as may be prescribed by any rule of synod.

The members of the committee shall be elected or appointed and shall hold office as may be prescribed by any rule of the synod.

The seal books and records of general synod shall be in the care and control of the standing committee.

35. General synod shall appoint such boards of assessors as may be required for the purposes of this Constitution and may appoint any committee board or commission that it may deem proper for carrying out or giving effect to any canon rule or resolution of synod, and the following provisions of this section shall apply to a board of assessors as well as to any such committee board or commission.

Unless otherwise provided by any canon or rule of synod—

(*a*) the committee board or commission may include or consist of persons who are not members of synod;

(*b*) the members of the committee board or commission shall be elected or appointed and shall hold office as may be determined by resolution of synod but shall not, unless the resolution so provides, cease to be members of the committee board or commission by reason only of ceasing to be members of synod;

(*c*) the committee board or commission shall have such powers and duties as may be conferred or imposed by resolution of synod;

(*d*) the committee board or commission may, if synod by resolution so directs, continue to exist and to exercise and perform its powers and duties, until the expiration of the first week of the next following ordinary session of synod.

Chapter VII.—The Provinces and Provincial Synods.

Provinces.

36. A province of the Church of England in the Dioceses of Australia and Tasmania shall subject to this Constitution continue as at the date on which this Constitution takes effect, until altered in accordance therewith.

37. A new province may be formed by any four or more dioceses associating for that purpose, provided that the formation of the province is approved by ordinance of the diocesan synod of each of such dioceses, and ratified by canon of general synod. Nevertheless general synod may upon a petition preferred to it by less than four dioceses declare that such petitioning dioceses may proceed under this section and the same shall then apply to them accordingly.

38. A province may be altered in accordance with the Constitution of the province either by an increase or by a decrease in the number of dioceses forming the province, provided that the alteration shall not take effect until ratified by canon of general synod.

Provincial Synods.

39. The constitution of each province of the Church of England in the Dioceses of Australia and Tasmania shall subject to this Constitution continue as at the date on which this Constitution takes effect, until altered in accordance with the provisions of this Constitution.

40. The constitution of a new province may provide either for a provincial synod or for a provincial council, and in either case may contain such provisions as the diocesan synod of each of the dioceses to be included in the province may think fit, provided that the constitution shall not take effect until ratified by canon of the general synod.

41. The constitution of a province may be altered in accordance therewith, or with the consent of all the dioceses of the province given by ordinance of the synod of each diocese, provided that the alteration shall not take effect until ratified by canon of general synod.

This section extends to altering the constitution of a province by substituting a provincial council for a provincial synod, or by substituting a provincial synod for a provincial council.

42. A provincial synod or a provincial council shall have such powers for the order and good government of this Church, within the province as may be prescribed by the constitution of the province.

Chapter VIII.—The Dioceses and Diocesan Synods.

Dioceses.

43. A diocese of the Church of England in Australia and Tasmania shall subject to this Constitution continue as at the date on which this Constitution takes effect, until altered in accordance therewith.

44. (1) A new diocese may be formed in any of the following ways, that is to say—

(*a*) by separation of territory from a diocese ;

(*b*) by the union of two or more dioceses or parts of dioceses ;

(*c*) out of territory in Australia which is not part of any diocese, and either out of such territory alone or out of such territory together with any diocese or part of a diocese ;

(*d*) as a missionary diocese, whether within or outside Australia.

(2) Where a new diocese is formed by separation of territory from a diocese or by the union of two or more dioceses or parts of dioceses, the proposal to form the new diocese may be initiated by the diocese or dioceses concerned or by the province, if any, in which the diocese or dioceses are included but the new diocese shall not be formed unless such diocese or dioceses and province, if any, agree by ordinance of their respective synods that the new diocese shall be formed, and general synod by canon ratify the formation of the new diocese.

(3) In any other case the proposal to form a new diocese may be initiated in general synod, but where any diocese or part of a diocese is to be included, the new diocese shall not be formed unless the synod of the diocese and the synod of the province in which the diocese is included concur by ordinance and the new diocese shall be deemed to be formed as general synod may by canon determine.

(4) Upon the formation of a new diocese any Church trust property allocated to the new diocese by ordinance of the synod of any diocese concerned, and any Church trust property allocated to the new diocese by canon of general synod in any case where a diocese is not concerned, shall by virtue of the ordinance or canon, as the case may be, and without any other assurance in the law, be held by and be vested in the trustees then or thereafter appointed for the purpose and upon and subject to the trusts affecting the same, but for the use benefit and purposes of this Church within the new diocese.

45. (1) A diocese may by ordinance surrender the whole or any part of its territory to any other diocese, and that other diocese may by ordinance accept the territory so

surrendered. Provided, however, a diocese which has been formed by the separation of territory from a diocese or dioceses shall not surrender such territory to any diocese other than the diocese from which the territory was last separated without the consent of such last-mentioned diocese given by an ordinance of the synod thereof.

The surrender and acceptance may be made upon such terms and conditions including the allocation of Church trust property as may be agreed upon by ordinances made by the dioceses concerned.

(2) A diocese may by ordinance alter its boundaries so as to include territory which is not part of any diocese or so as to exclude territory otherwise than by surrender to another diocese.

(3) Any surrender or alteration under this section shall not take effect until ratified by or under canon of general synod.

46. General synod may by canon admit to the synod any diocese the territory of which is partly or wholly outside Australia and may upon such admission impose such terms and conditions, including the extent of representation in the house of clergy and in the house of laity, as the synod thinks fit.

Diocesan Synods.

47. The constitution of each diocese of the Church of England in Australia and Tasmania shall subject to this Constitution continue as at the date on which this Constitution takes effect, until altered in accordance therewith.

48. The constitution of a new diocese shall provide for the election or appointment of the first bishop of the diocese and shall contain such other provisions as may be deemed necessary or convenient, whether set forth expressly or adopted by reference to the provisions set forth in a canon of general synod, or adopted by reference to the provisions of the constitution of any other diocese, and whether so adopted with or without modifications and additions.

The constitution of the new diocese shall not take effect until ratified by or under canon of general synod.

49. In a missionary diocese or in a diocese in which less than ten priests are licensed if there be no diocesan synod and until general synod by or under any canon otherwise prescribes there shall be a diocesan council with such constitution as general synod thinks fit.

If in any diocese in which there is no provision for a synod the office of the bishop become vacant, the office shall be filled as prescribed by canon of general synod, or if there is no such canon, then in accordance with the provisions under which the last election or appointment was made.

If in any diocese there is no synod or diocesan council the general synod may by canon appoint a synod or council.

50. The constitution of a diocese may be altered in accordance therewith or as the synod of the diocese may by ordinance determine in accordance with any canon of genera synod.

51. Subject to this Constitution a diocesan synod may make ordinances for the order and good government of this Church within the diocese, in accordance with the powers in that behalf conferred upon it by the constitution of such diocese.

Consent of Diocese to Alteration.

52. (1) Notwithstanding any provision to the contrary contained in this Constitution or anything done thereunder general synod shall not without the assent by ordinance of the diocese concerned alter or permit the alteration of—

(*a*) the constitution or boundaries of a diocese or any of the powers rights or duties of the synod of a diocese or of any diocesan society council board agency or authority, including the powers rights and duties relating to Church trust property and the rights of a diocese with regard to the election of its bishop;

(*b*) the qualifications or mode of election of the representatives of a diocese in general synod;

(*c*) the status of any diocese as a metropolitan see or the title to or tenure of office of any Metropolitan.

(2) Except with its own assent by ordinance no metropolitan see shall cease to be a metropolitan see or to have associated with it three dioceses.

Chapter IX.—The Tribunals.

53. There shall be a diocesan tribunal of each diocese, the special tribunal and the appellate tribunal, and there may be a provincial tribunal of any province.

54. (1) A diocesan tribunal shall be the court of the bishop and shall consist of a president, who shall be the bishop, or a deputy president appointed by him and not less than two other members as may be prescribed by ordinance of the synod of the diocese.

The members other than the president and deputy president shall be elected in such manner, hold office for such period, have such qualifications and be subject to such disqualifications, and vacancies shall occur and be filled in such manner, as may be prescribed by ordinance of the synod of the diocese.

In any province the provincial synod if so requested by the synod of a diocese may by ordinance of the provincial synod prescribe any matter directed or permitted by this section to be prescribed by ordinance of the synod of the diocese, provided that the synod of the diocese may at any time otherwise prescribe.

(2) A diocesan tribunal shall in respect of a person licensed by the bishop of the diocese, or any other person in holy orders resident in the diocese, have jurisdiction to hear and determine charges of breaches of faith ritual ceremonial or discipline and of such offences as may be specified by any canon ordinance or rule.

(3) A person appointed by the bishop of a diocese or any five adult communicant members of this Church resident within the diocese may promote a charge against any person licensed by the bishop of the diocese or against any other person in holy orders resident in the diocese in respect of breach of faith ritual or ceremonial either before the diocesan tribunal or before the provincial tribunal in its original jurisdiction. Provided that if a charge be preferred against an incumbent of a parish with reference to an offence alleged to have been committed within that parish the aforesaid communicants shall be bona fide parishioners of that parish :

Provided further that before any charge relating to faith ritual or ceremonial be heard by the tribunal it shall be referred to a board of enquiry appointed by ordinance of the diocesan synod and may proceed to a hearing if the said board allows it as a charge proper to be heard.

(4) In matters involving any question of faith ritual ceremonial or discipline an appeal shall lie from the determination of a diocesan tribunal to the appellate tribunal, provided that in any province in which there is a provincial tribunal and an appeal thereto is permitted by ordinance of the diocesan synod, an appeal may lie in the first instance to the provincial tribunal, and provided that in any such case an appeal shall lie from the determination of the provincial tribunal to the appellate tribunal.

In other matters an appeal shall lie in such cases as may be permitted by ordinance of the diocesan synod from a determination of the diocesan tribunal to the provincial tribunal, if any, or to the appellate tribunal, and from a determination of the provincial tribunal to the appellate tribunal.

55. (1) A provincial tribunal shall consist of a president who shall be the Metropolitan, or a deputy president appointed by him, and not less than two other members as may be prescribed by ordinance of the synod of the province.

The members other than the president or deputy president shall be elected in such manner, hold office for such period, have such qualifications and be subject to such disqualifications and vacancies shall occur and be filled in such manner as may be prescribed by ordinance of the synod of the province.

(2) A provincial tribunal shall have jurisdiction to hear and determine appeals from any determination of any diocesan tribunal of the province in any case in which an appeal lies therefrom to the provincial tribunal.

Every appeal to a provincial tribunal shall be by way of rehearing.

(3) A provincial tribunal shall, in respect of a person licensed by the bishop of a diocese within the province, have original jurisdiction to hear and determine charges of breaches of faith ritual ceremonial or discipline, and of such offences as may be specified by any canon ordinance or rule, provided that such original jurisdiction shall not be exercised except as prescribed by ordinance of the synod of the diocese.

(4) An appeal shall lie to the appellate tribunal from a determination of a provincial tribunal in its original jurisdiction.

56. (1) The special tribunal shall consist of a president and not less than two diocesan bishops as hereinafter appointed.

The Primate shall be the president, or if he is not entitled to act, the Metropolitan or bishop who would exercise the authorities powers rights and duties of the Primate if the office were then vacant, shall be the president.

No person by or against whom the charge is brought shall be a member of the tribunal.

(2) The special tribunal shall have jurisdiction to hear and determine charges against any member of the house of bishops of breaches of faith ritual ceremonial or discipline and of such offences as may be specified by canon.

(3) Before determining any charge the tribunal shall consult a board of assessors being bishops, priests and laymen, as hereinafter appointed.

The members of the special tribunal (other than the president) and the members of the board of assessors shall be appointed in such manner hold office for such period and be subject to such disqualifications and vacancies shall occur and be filled in such manner as may be prescribed by or under canon of general synod.

(4) An appeal shall lie from the determination of the special tribunal to the appellate tribunal.

57. (1) The appellate tribunal shall consist of seven members three of whom shall be diocesan bishops and four of whom shall be laymen.

The members shall be appointed by the general synod as follows, that is to say, a bishop and a layman on the nomination of the house of bishops, a bishop and a layman on the nomination of the house of clergy and a bishop and two laymen on the nomination of the house of laity.

A president and deputy president shall as often as may be necessary be chosen from among the lay members of the tribunal by the house of bishops, or, if general synod be not in session, by a meeting of the members of the house of bishops.

A layman shall not be a member unless he is qualified to be a lay representative of a diocese, and is or has been a Justice of the High Court of Australia, a Justice of the Supreme Court of a State, or a practising barrister or solicitor, of at least ten years' standing of the Supreme Court of a State.

(2) The members of the tribunal shall be nominated and appointed in such manner, hold office for such period and be subject to such disqualifications, and vacancies shall occur and be filled in such manner, as may be prescribed by or under canon of general synod.

No party to an appeal shall be a member of the tribunal for any purpose of the appeal and his place shall be filled for the purpose of the appeal by the other members co-opting a person qualified for the office.

The appellate tribunal shall have jurisdiction to hear and determine appeals from any determination of the special tribunal and from any determination of any diocesan or provincial tribunal in any case in which an appeal lies therefrom to the appellate tribunal.

Every appeal to the appellate tribunal shall be by way of re-hearing.

Any person charged before a diocesan tribunal and aggrieved by any sentence recommended by it who has no right of appeal under this constitution or under an ordinance of the diocesan synod may petition the Metropolitan of the province or, if the diocese be not part of a province, the Primate that his case be reviewed and the Metropolitan or Primate as the case may be may refer the same to the appellate tribunal for review and any case so referred shall be heard and determined as an appeal provided, however, that no such petition may be presented in respect of an order for costs only.

(3) Unless otherwise prescribed by canon of general synod, the appellate tribunal may hear and determine any appeal question or matter made or referred to it although all the members thereof be not present at such hearing or determination, provided that there be present at least two bishops and three laymen. And provided further that if during the hearing of any appeal a member attending the tribunal should die or become unable to continue with the hearing the appeal may proceed so long as the president two bishops and one other lay member or the deputy president two bishops and one other lay member be present provided further that if the number of those present on any appeal should be evenly divided on any question of evidence or procedure the president (or in his absence the deputy president) shall have a casting as well as a deliberative vote.

58. (1) Before determining any appeal or giving an opinion on any reference the appellate tribunal shall in any matter involving doctrine upon which the members are not unanimous upon the point of doctrine and may, if it thinks fit, in any other matter, obtain the opinion of the house of bishops, and a board of assessors consisting of priests appointed by or under canon of general synod.

(2) In any case where the house of bishops is consulted under this section, the house of bishops shall aid the tribunal with such information in writing as it thinks proper, provided that if all members of the house of bishops do not concur each of the members at the time in Australia may aid the tribunal with such information in writing as he thinks proper. For the purposes of this sub-section the house of bishops shall not include the bishops who are members of the appellate tribunal.

59. (1) In all appeals and references to the appellate tribunal in any matter involving any question of faith ritual ceremonial or discipline the concurrence of at least two bishops and two laymen and in any other matter the concurrence of at least four members, shall be necessary for the determination of an appeal or the giving of an opinion upon a reference.

(2) General synod may by canon prescribe any matter incidental to the exercise of any jurisdiction vested by this Constitution in the special tribunal or in the appellate tribunal including the power to award costs.

(3) Unless otherwise prescribed by or under any canon of general synod, the procedure with respect to hearings and determinations of the special tribunal, and with respect to appeals or references to the appellate tribunal shall be regulated in such manner as the tribunal thinks fit.

(4) The person who brings a charge before a diocesan or provincial tribunal or before the special tribunal if dissatisfied with its determination or recommendation and the person so charged if dissatisfied with the recommendation or sentence pronounced upon such recommendation may within twenty-eight days or within such further time as the president of the appellate tribunal may in writing allow after the making of the determination recommendation or the pronouncing of the sentence as the case may be, institute an appeal to the appellate tribunal by lodging a notice of appeal in the registry of the Primate and in the registry of the bishop of the diocese or Metropolitan concerned and in the case of any sentence of deprivation of or suspension from office the bishop or Metropolitan who has pronounced such sentence may thereupon if he sees fit intermit the operation of such sentence.

60. (1) A tribunal shall make such recommendation as it thinks just in the circumstances, but shall not recommend any sentence other than one or more of the following, that is to say, monition, suspension from office, expulsion from office, deprivation of rights and emoluments appertaining to office, deposition from holy orders.

Except as otherwise provided herein such recommendation shall be made to the bishop of the diocese concerned.

The recommendation of the special tribunal, or of the appellate tribunal on an appea from the special tribunal, shall be made to the Primate, provided that if the Primate be a party to the appeal, the recommendation shall be made to the Metropolitan or bishop who would exercise the authorities powers rights and duties of the Primate, if the office were then vacant.

(2) The person to whom the recommendation is made shall give effect thereto, provided that if any sentence is recommended, he may consult with the tribunal and in the exercise of his prerogative of mercy (*a*) mitigate the sentence or (*b*) suspend its operation or (*c*) mitigate the sentence and suspend its operation. In each case he shall pronounce the sentence recommended even though he mitigate or suspend it. Provided that if the operation of a sentence or mitigated sentence has been suspended and remains suspended for a period of two years such sentence shall thereafter have no operation.

(3) If in any case the appellate tribunal is precluded from determining the appeal, either because the members present at the hearing are equally divided or because there is no such concurrence as is required by this Constitution, the provisions of this subsection shall have effect, that is to say :—

(*a*) Where any recommendation adverse to the person charged made by a diocesan or a provincial tribunal or by the special tribunal, or

(*b*) Where any sentence pronounced against him would but for this subsection continue in force, the person to whom the recommendation was made or who pronounced the sentence shall in consultation with the appellate tribunal review the recommendation or sentence, and after such review may give effect or abstain from giving effect to the recommendation, or may confirm, mitigate or annul the sentence and may give or abstain from giving directions for restoration of office rights and emoluments as he shall think proper and for such compensation where compensation is available as in the circumstances he may deem to be fair and reasonable.

(4) The provisions of this Constitution with respect to an appeal from the determination of a tribunal shall extend to and authorize an appeal from a recommendation or sentence but shall not extend to a ruling of a tribunal of an interlocutory nature.

61. Where a charge is pending before a tribunal against any person licensed by the bishop of a diocese, the bishop with the concurrence of the diocesan council may suspend such person from the duties of his office until the determination of the charge, and may make such arrangements for the performance of the duties of the office as may be authorized by any canon ordinance or rule or in the absence of such canon ordinance or rule as the bishop may deem proper.

62. For the purpose of securing the attendance of witnesses and the production of documents and for the examination of witnesses on oath or otherwise a tribunal shall be deemed to be an arbitrator within the meaning of any law in force in the State or territory in which the tribunal sits and shall have power to administer an oath to or take an affirmation from any witness and for the same purpose any party to a proceeding before a tribunal or any person permitted by a tribunal to submit evidence to it shall be deemed to be a party to a reference or submission to arbitration within the meaning of any such law.

63. (1) Wherever a question arises under this Constitution and in the manner provided and subject to the conditions imposed by this Constitution the question is referred for determination or for an opinion to the appellate tribunal the tribunal shall have jurisdiction to hear and determine the same or to give its opinion as the case may require provided that if provision is not otherwise made under this Constitution for the reference of such question to the tribunal the Primate may and shall at the request of general synod by resolution or at the written request of twenty-five members thereof or at the request by resolution of the provincial or diocesan synod affected refer the question to the tribunal which shall have jurisdiction as aforesaid.

(2) The tribunal may direct that any synod person or class of persons or association claiming to be interested in the question shall be notified of the hearing and be entitled to appear or be represented thereat.

Chapter X.—The Corporate Trustees.

64. (1) There shall be a body corporate to be known as "The Church of England in Australia Trust Corporation", and in this section referred to as the corporate trustees.

The body corporate shall be deemed to be constituted as soon as this Constitution takes effect.

(2) The corporate trustees shall have perpetual succession and a common seal, may sue and be sued in and by their corporate name, and may acquire and hold any real and personal property or any estate or interest therein.

(3) The corporate trustees shall consist of seven or such less number of persons as may be prescribed by canon of the general synod, and such persons shall be elected or appointed and hold office, and may be removed therefrom, as may be prescribed by canon of the general synod.

(4) The corporate trustees may be appointed to be the trustees of any church trust property, whether the appointment is made by a person giving or settling property by will or otherwise or by a person entitled under the trust instrument, if any, or by law to appoint a trustee, provided that where the property is under the control of the synod of a diocese or is held exclusively for the benefit of or in connexion with a diocese or any part thereof the appointment shall not be made unless the consent of the synod of the diocese is first obtained, and provided that where the property is not under such control or is not so held but is under the control of any society council board agency or authority, whether a body corporate or otherwise, the appointment shall not be made unless the consent of the society council board agency or authority is first obtained.

(5) Nothing contained in this section or done thereunder shall remove any Church trust property from the control of any diocesan synod or from the control of any such society council board agency or authority.

Chapter XI.—The Alteration of this Constitution.

65. This Constitution shall not be altered except in accordance with the provisions of this chapter.

66. This Church takes no power under this Constitution to alter sections one, two and three and this section other than the name of this Church.

67. Subject to the provisions hereinafter mentioned other sections of this Constitution may be altered subject to the following conditions:—

(*a*) The bill shall be submitted for its first reading by leave of general synod, the three houses thereof voting together.

(*b*) A bill altering the provisions of this Constitution mentioned at the foot of this clause shall not come into effect unless it has been assented to on its second and third readings by an affirmative vote of at least two-thirds of the members of each house and by a majority of all dioceses of which two at least shall be metropolitan dioceses; the assent of a diocese shall be deemed to be given if a majority of its lay representatives and a majority of its clerical representatives and the bishop thereof have voted in favour of the bill.

Sections 11-14, inclusive; 18-25 inclusive; 27; 31-35 inclusive; 64 (1) (2) and (3); 67 (*a*); 68-70 inclusive; 75.

(*c*) A bill altering the name of this Church or the provisions of this Constitution mentioned at the foot of this clause if passed at its second and third readings shall not come into effect unless and until every diocesan synod of this Church has assented to it by ordinance and such assents be in force at the same time.

Sections 64 (4) (5); 67 (*c*).

(*d*) A bill altering the provisions of this Constitution mentioned at the foot of this clause if passed at its second and third readings shall not come into effect unless and until at least three-quarters of the diocesan synods of this Church including all the metropolitan sees have assented to it by ordinance and all such assents be in force at the same time.

Sections 4-10 inclusive; 15-17 inclusive; 26; 28-30 inclusive; 36-63 inclusive; 65; 67 (*b*) and (*d*); 71-74 inclusive; the Table annexed to the Constitution.

Chapter XII.—The Operation of this Constitution.

68. (1) This Constitution shall take effect on and from a day to be appointed in accordance with this section.

The day shall not be appointed until the Parliaments of five States have passed Acts for giving effect to this Constitution.

The day shall be appointed by a deed signed by the diocesan bishops of not less than eighteen dioceses of the Church of England in Australia and Tasmania declaring that their respective dioceses have assented to this Constitution.

The bishops signing the deed shall include at least two Metropolitans.

(2) The day appointed shall be notified in the *Commonwealth Gazette* by one or more of the Metropolitans by whom the deed appointing the day is signed and shall also be notified in the *Government Gazette* of each State concerned by any one or more of the diocesan bishops by whom the deed appointing the day is signed.

A copy of the *Commonwealth Gazette* containing a notification of the appointed day which purports to be signed by one or more of the Metropolitans shall be conclusive evidence that the day has been duly appointed in accordance with this section.

(3) The diocesan bishops signing the deed or such of them as shall still be in office shall be a commission for convening the first session of general synod, and notwithstanding any other provision of this Constitution the commission may do or cause to be done anything necessary or convenient for the convening and holding of the session.

The commission shall appoint the place for the session and the time which shall be not later than twelve months after the day on which this Constitution takes effect, and shall at least three months before the time for the session in such manner as the commission deems proper summon the diocesan bishops of the dioceses to which this Constitution applies, and require them to convene the prescribed number of clerical and lay representatives of their respective dioceses at the appointed time and place.

69. (1) Subject to all necessary Parliamentary enactments this Constitution shall apply to every diocese of the Church of England in Australia and Tasmania which assents to the Constitution, whether before or after this Constitution takes effect, and to every diocese formed or admitted to general synod under this Constitution. The assent of a diocese shall be given by an ordinance of its synod or if there be no synod or diocesan council by a certificate of its bishop.

(2) Where all the dioceses of any province so assent to this Constitution, it shall apply to the province as well as to each diocese.

If four or more dioceses of a province assent such dioceses shall constitute a province under this Constitution.

(3) If any diocese in Australia does not assent to this Constitution such diocese shall not by reason only of that fact cease to be in fellowship or communion with this Church or with the Church of England in the Dioceses of Australia and Tasmania, but may have association with this Church on such terms and conditions as may be agreed upon by ordinance of the diocesan synod of the diocese and by canon of general synod.

70. This Constitution and all canons and rules passed and made hereunder shall be binding on the bishops clergy and laity as members of this Church and for all purposes connected with or in any way relating to Church trust property.

71. (1) Every consensual compact and every enactment in force in the Church of England in the Dioceses of Australia and Tasmania, or in any province or diocese which has become or becomes a province or diocese to which this Constitution applies shall insofar as they are not inconsistent with this Constitution, continue in force in this Church or in the province or diocese, until altered under this Constitution or under the Constitution of the province or diocese.

This subsection extends to any determination rule or regulation made by the synod known as the general synod of the Church of England in the dioceses of Australia and Tasmania, any constitution act canon or ordinance made by the provincial synods of

New South Wales, Victoria, Queensland, and Western Australia respectively, and any constitution act canon ordinance rule or regulation made by the diocesan synod of any diocese in Australia.

Nothing in this Constitution shall authorize the synod of a diocese or of a province to make any alteration in the ritual or ceremonial of this Church except in conformity with an alteration made by general synod.

(2) The law of the Church of England including the law relating to faith ritual ceremonial or discipline applicable to and in force in the several dioceses of the Church of England in Australia and Tasmania at the date upon which this Constitution takes effect shall apply to and be in force in such dioceses of this Church unless and until the same be varied or dealt with in accordance with this Constitution.

72. Where any question arises as to the faith ritual ceremonial or discipline of this Church or as to the authorities powers rights and duties of bishops priests and deacons of this Church, or of any officer or member thereof, nothing in this Constitution shall prevent reference being made to the history of the Church of England in England to the same extent as such reference might have been made for the purposes of the Church of England in the Dioceses of Australia and Tasmania immediately before the day on which this Constitution takes effect.

73. (1) In determining any question as to the faith ritual ceremonial or discipline of this Church any tribunal may take into consideration but shall not be bound to follow its previous decisions on any such question or any decision of any judicial authority in England on any questions of the faith ritual ceremonial or discipline of the Church of England in England.

(2) A determination of any tribunal which is inconsistent or at variance with any decision of such a judicial authority in England shall have permissive effect only and shall not be obligatory or coercive.

(3) A determination of a provincial tribunal shall be binding upon a diocesan tribunal in the province and a determination of the appellate tribunal shall be binding upon the special tribunal the provincial tribunal and the diocesan tribunal provided, however, that the synod of a diocese may by ordinance direct that a diocesan tribunal shall not follow or observe a particular determination of the appellate or provincial tribunal which has permissive effect only.

74. (1) In the constitution unless the context or subject matter otherwise indicates—

"Alteration" includes repeal, and "alter" and "altered" have a meaning corresponding with that of alteration.

"Australia" includes the Commonwealth of Australia and any Territory under the control of the Commonwealth of Australia whether by trusteeship or otherwise.

"Canonical fitness" means the qualifications required in the Church of England in England for the office of a bishop, at the date when this Constitution takes effect.

"Canonical Scriptures" means the canonical books as defined by the sixth of the Thirty-nine Articles.

"Ceremonial" includes ceremonial according to the use of this Church, and also the obligation to abide by such use.

"Church trust property" means property held in trust for or on behalf of or for the use of this Church and includes property held for the benefit of or in connexion with any diocese or parish or otherwise.

"Diocesan bishop" means the bishop of a diocese.

"Diocesan council" in a diocese where there is a synod means the body exercising powers and functions of the synod on its behalf when it is not in session.

"Diocesan synod" and "synod of a diocese" include a diocesan council where there is no diocesan synod.

"Diocese" means a diocese of this Church.

"Discipline" includes the rules of this Church and the rules of good conduct.

"Doctrine" means the teaching of this Church on any question of faith.

"Faith" includes the obligation to hold the faith.

"General synod" or "synod" means the general synod under this Constitution.

"Licence" means a licence under seal of the bishop of a diocese, and "licensed" has a meaning corresponding with that of licence.

"Member of this Church" means a baptised person who attends the public worship of this Church and who declares that he is a member of this Church and not a member of any other church.

"Metropolitan" includes the bishop exercising the authorities powers rights and duties of the Metropolitan.

"Missionary Diocese" means each of the following :—the Diocese of New Guinea, the Diocese of North-West Australia, the Diocese of Carpentaria, and any other diocese formed as a missionary diocese under this Constitution.

"Ordinance" includes any act canon constitution statute legislative measure or provision of a provincial or diocesan synod or of the competent authority in or with respect to a missionary diocese.

"Parish" includes any parochial district or similar pastoral division constituted by or under ordinance of the synod of a diocese.

"Parishioner" means a member of this Church who is entitled to vote at a meeting of a parish for the election of churchwardens, or who if no such meeting is provided for is at least twenty-one years of age.

"Primate" includes the Metropolitan or bishop exercising the authorities powers rights and duties of the Primate.

"Printing" shall include typing, duplicating or any other method of producing facsimile copies.

"Provincial Synod" includes a provincial council.

"Ritual" includes rites according to the use of this Church, and also the obligation to abide by such use.

"See" means a see of this Church.

"State" means a State of the Commonwealth of Australia.

"This Church" means the Church of England in Australia.

"This Constitution" or "the Constitution" means the Constitution of this Church.

"Voting by Houses" means the procedure whereby three distinct votes are taken, that is to say, a vote of the house of laity, a vote of the house of clergy, and a vote of the house of bishops.

(2) In this Constitution "the Book of Common Prayer" means the Book of Common Prayer as received by the Church of England in the Dioceses of Australia and Tasmania before and in the year of our Lord one thousand nine hundred and fifty-five, that is to say, the book intituled "The Book of Common Prayer and Administration of the Sacraments and other rites and ceremonies of the Church according to the use of the Church of England together with the Psalter or Psalms of David pointed as they are to be sung or said in churches and the form or manner of making ordaining and consecrating of bishops, priests and deacons" and generally known as the Book of Common Prayer 1662.

(3) In this Constitution "the doctrine and principles of the Church of England embodied in the Book of Common Prayer" and the "articles of religion" sometimes called the "Thirty-nine Articles" means the body of such doctrine and principles.

(4) In this Constitution, unless the context or subject matter otherwise indicates, any reference to faith shall extend to doctrine.

(5) In this Constitution "decision of any judicial authority" shall include any judgment order decree sentence or order in Council and the reasons report or recommendation therefor, and "judicial authority" shall include any Court judge tribunal body or person having either secular or ecclesiastical jurisdiction whether before or after the date on which this Constitution takes effect, and without affecting the generality of any other provision of this Constitution it is hereby declared that "judicial authority" shall include the Court which was commonly called the High Court of Delegates, the King's Majesty in Council to which the powers of that Court were transferred, and the Judicial Committee of the Privy Council.

(6) In the case of lay but not clerical persons words in this Constitution importing the masculine shall include the feminine.

(7) This Constitution shall, unless the context or subject matter otherwise indicate, be construed as if the *Acts Interpretation Act* 1901-1948 of the Parliament of the Commonwealth of Australia applied to this Constitution.

75. This Constitution is divided into the following parts and chapters :—

PART I.

Chapter I.—Fundamental Declarations (Sections 1-3).

Chapter II.—Ruling Principles (Sections 4-6).

PART II.—THE GOVERNMENT OF THE CHURCH

Chapter III.—Of the Bishops (Sections 7-14).

Chapter IV.—Of the General Synod (Sections 15-25).

Chapter V.—Of the Powers of General Synod (Sections 26-33).

Chapter VI.—Committees, Board and Commissions (Sections 34-35).

Chapter VII.—The Provinces and Provincial Synods (Sections 36-42).
Chapter VIII.—The Dioceses and Diocesan Synods (Sections 43-52).
Chapter IX.—The Tribunals (Sections 53-63).
Chapter X.—The Corporate Trustees (Section 64).
Chapter XI.—The Alteration of this Constitution (Sections 65-67).
Chapter XII.—The Operation of this Constitution (Sections 68-75).

THE TABLE ANNEXED TO THE CONSTITUTION.

Clerical and Lay Representatives in General Synod.

1. The number of clerical and lay representatives respectively of each diocese shall be in proportion to the number of clergymen of the diocese and shall be determined by dividing that number by a quota, namely, twenty, and if on the division there is a remainder of ten or more the diocese shall be entitled to one more clerical and one more lay representative.

2. Notwithstanding any other provision in this table each diocese shall be entitled to at least one clerical and one lay representative.

3. In this table "clergymen" means persons licensed by the bishop of the diocese to the cure of souls in a parish or in charge of a parochial district or similar pastoral division, or assistant curate licensed in a parish, such persons being in priests' orders and resident in the diocese concerned.

This definition shall extend to a bishop, dean, archdeacon, canon, principal, vice-principal and tutors in priests' orders of a university or theological college headmaster of a school or chaplain or other clergyman in priests' orders licensed to other distinct official position in the diocese so resident and holding the licence of the bishop of the diocese, provided that in the case of a chaplain of a school college hospital or other institution the chaplaincy involves regular spiritual ministrations to persons therein resident or students attendant thereat.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 44 of 1961

An Act to amend the Police Offences Act, 1953-1960.

[*Assented to 16th November,* 1961.]

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 Offences Act Amendment Act, 1961".

(2) The Police Offences Act, 1953-1960, as amended by this Act, may be cited as the "Police Offences Act, 1953-1961".

(3) The Police Offences Act, 1953-1960, is hereinafter referred to as "the principal Act".

Enactment of section 58b of principal Act.

2. The following section is inserted in the principal Act after section 58a thereof:—

Sale of certain refrigerators, etc.

58b. (1) A person shall not sell, hire, offer or expose for sale or hire any refrigerator, ice-chest, or ice-box having in it a compartment of a capacity of one and one half cubic feet or more unless that compartment is so constructed or equipped that every door or lid thereof can be opened easily from the inside of the compartment when any lock or catch that can be operated from the outside of the compartment is fastened.

(2) In any prosecution for an offence against subsection (1) of this section it shall be a defence if the defendant, proves that the refrigerator, ice-chest, or ice-box with respect to which the offence is alleged to have been committed, was manufactured in or imported into the State before the first day of January one thousand nine hundred and sixty-two.

(3) A person shall not place any of the following articles, that is to say, any refrigerator, ice-chest, ice-box, article of furniture, trunk or other similar article upon any dump, tip, sanitary depot, public reserve, public place or unfenced vacant land if that article has in it a compartment of a capacity of one and one half cubic feet or more unless before so placing that article that person has removed from the compartment every door and lid thereof or the locks and hinges thereof or has otherwise rendered every such door and lid incapable of being fastened: Provided that this subsection shall not apply to a person placing any of the said articles upon any public reserve, public place or unfenced vacant land for his own use while he is residing on that public reserve, public place or unfenced vacant land.

(4) After the making of regulations for the purposes of this subsection (which regulations the Governor is hereby empowered to make) a person shall not, except as prescribed sell, hire, offer or expose for sale or hire any prescribed domestic or commercial appliance or equipment, container or other article which is of such a kind or is so constructed that it might be dangerous to young children.

Penalty: Twenty-five pounds.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 45 of 1961

An Act to amend the Police Offences Act, 1953-1960.

[*Assented to 16th November,* 1961.]

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 "Police Offences Act Amendment Act (No. 2), 1961". Short titles.

(2) The Police Offences Act, 1953-1960, as amended by this Act, may be cited as the "Police Offences Act, 1953-1961".

(3) The Police Offences Act, 1953-1960, 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 inserted in the principal Act after section 38 thereof— Enactment of principal Act s. 38a.

38a. (1) Any person who, in order to induce any other person to purchase or to agree to purchase books or other educational matter, states, holds out or represents, directly or indirectly, that he is a representative of or is in any way connected with, or has the approval of, the Minister of Education or the Education Department or any educational Sale of books and educational matter.

institution under the control of or connected with the Government of the State shall be guilty of an offence.

Penalty: One hundred pounds or imprisonment for not more than twelve months.

(2) If any person is induced to enter into any agreement to purchase books or other educational matter by any unreasonable persuasion on the part of any person acting or appearing to act on behalf of the seller or the seller's agent such agreement shall be deemed to have been induced by undue influence and shall be voidable at the option of such first mentioned person, if repudiated by notice in writing given to the seller within a period of twenty-eight days after the making of the agreement and any affirmation of, or agreement purporting to waive any right to avoid, such agreement to purchase shall, upon the giving of such notice, be void and of no effect.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 46 of 1961

An Act to amend the Scaffolding Inspection Act, 1934-1957.

[*Assented to 16th November*, 1961.]

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 "Scaffolding Inspection Act Amendment Act, 1961".

(2) The Scaffolding Inspection Act, 1934-1957, as amended by this Act, may be cited as the "Scaffolding Inspection Act, 1934-1961".

(3) The Scaffolding Inspection Act, 1934-1957, 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. 3—Application of Act.

3. Section 3 of the principal Act is amended—

(*a*) by inserting before the word "and" at the end of paragraph (*d*) of subsection (1) of that section the following paragraph :—

(*da*) the portions of the State to which this Act applies by virtue of any proclamation made prior to the commencement of the Scaffolding Inspection Act Amendment Act, 1961 ;

(*b*) by striking out the word "proclamation" in paragraph (*e*) of subsection (1) of that section and inserting in lieu thereof the word "regulation";

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

(2) The Governor may from time to time make regulations for the purposes of this section, and, without limiting the generality of the foregoing, may by regulation—

(*a*) declare that this Act shall apply to any portion of the State to which this Act does not for the time being apply;

(*b*) revoke or vary any regulation so made;

(*c*) declare that this Act shall cease to apply—

(i) to any municipality or district council district mentioned in paragraph (*d*) of subsection (1) of this section; or

(ii) to any portion of the State referred to in paragraph (*da*) of that subsection.

Amendment of principal Act, s. 4—Interpretation.

4. Section 4 of the principal Act is amended—

(*a*) by inserting therein before the definition of "gear" the following definition:—

"explosive powered tool" means a tool by which a projectile may be driven against, into, or through, any substance by means of an explosive charge, and includes every attachment to and accessory of such a tool and every device used or adapted or intended to be used therewith, but does not include a firearm as defined in the Firearms Act, 1958;

(*b*) by inserting therein before the definition of "scaffolding" the following definition:—

"power-driven equipment" means equipment that is used in connection with work to which this Act applies and is driven or worked by compressed air, internal combustion, electricity or any other power, not being human or animal power; and includes any explosive powered tool; but does not include any hoisting appliance; and

(*c*) by striking out the passage ", usually used for painting, paperhanging, and decorating, and for riveting iron" in the definition of "scaffolding".

Enactment of s. 5a of principal Act—

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

Work to which this Act applies.

5a. For the purposes of this Act, the expression "work to which this Act applies" means work involving—

(*a*) the erection of any scaffolding or hoisting appliance ;

(*b*) the use of any hoisting appliance (except a crane, hoist or lift to which the Lifts Act, 1960, applies) or of any power-driven equipment in connection with—

(i) the demolition, alteration, repair, cleaning or painting of any building by workmen ; or

(ii) the carrying on of any other kind of work on any building by workmen ;

(*c*) the demolition of any building the height of which exceeds twenty feet above ground level ; or

(*d*) the excavation for building foundations exceeding a depth of five feet below ground level and in which excavation persons are required to work.

In this section the word "workmen" means any persons working for reward whether as employees, contractors or sub-contractors.

Amendment of principal Act, s. 6—

Notice of erection of scaffolding.

6. Section 6 of the principal Act is amended—

(*a*) by striking out subsection (1) of that section and inserting in lieu thereof the following subsection :—

(1) Subject to this section, a person shall at least twenty-four hours—

(*a*) before commencing any work to which this Act applies ; or

(*b*) before any such work which he has undertaken to carry out is commenced by some other person on his behalf—

give notice in writing to the Chief Inspector stating the estimated date when the work will be commenced, and shall at the time of giving the notice pay to the Chief Inspector, or a person appointed by him for the purpose, the prescribed fee ;

(*b*) by striking out the word "on" in subsection (3) of that section and inserting in lieu thereof the words "in

connection with the repairing, cleaning or painting of"; and

(*c*) by inserting after subsection (4) thereof the following subsections :—

(5) Where the work referred to in subsection (1) of this section is undertaken by a contractor (hereinafter referred to as "the principal contractor") who has employed another contractor or person to carry out the work, the principal contractor shall be the person responsible for giving the notice referred to in that subsection and for the payment of the prescribed fee.

(6) This section shall not apply in respect of scaffolding or any hoisting appliance used for the support of persons in the regular employment of an occupier of a factory which is registered under Part V of the Industrial Code, 1920-1958, or under the Country Factories Act, 1945, or to any gear or power-driven equipment used in connection with such scaffolding or hoisting appliance if such scaffolding or hoisting appliance, as the case may be, is wholly within that factory and is used solely for the support of those persons when engaged in repairs to or the cleaning or maintenance of that factory.

Repeal and re-enactment of s. 7 of principal Act—

7. Section 7 of the principal Act is repealed and re-enacted as follows :—

Requirements for scaffolding gear, etc.

7. All scaffolding, gear, hoisting appliances and power-driven equipment used for or in connection with any work to which this Act applies—

(*a*) shall comply with such requirements as are prescribed in relation thereto : and

(*b*) shall be set up, erected, maintained and used in accordance with such requirements as are prescribed in that behalf:

by the regulations in the second schedule to this Act, as amended or added to from time to time pursuant to section 13 of this Act.

Repeal and re-enactment of s. 8 of principal Act—

8. Section 8 of the principal Act is repealed and re-enacted as follows :—

Report of accidents.

8. (1) This section shall apply to every accident which occurs during the course of work to which this Act applies and

(*a*) which causes loss of life to any person ; or

(*b*) which incapacitates a person for work in the course of his ordinary employment for more than twenty-four hours ; or

(*c*) in which any load bearing part of any scaffolding, gear or hoisting appliance is broken, distorted or damaged.

(2) Whenever an accident to which this section applies occurs, being an accident of a kind referred to in paragraph (*a*) or paragraph (*b*) of subsection (1) of this section, the employer of the person injured in the accident shall keep a record relating to the accident containing such of the particulars referred to in paragraph (*c*) of subsection (4) of this section as are appropriate, and in the case of any such accident which causes loss of life or incapacitates a person for three days or more, the employer shall send written notice thereof to the Chief Inspector.

(3) Whenever an accident to which this section applies occurs, being an accident of a kind referred to in paragraph (*c*) of subsection (1) of this section, the person who at the time of the accident was controlling the use of the scaffolding, gear or hoisting appliance in connection with which the accident occurred shall send or cause to be sent written notice thereof to the Chief Inspector.

(4) A notice under subsection (2) or subsection (3) of this section shall—

(*a*) if a death occurs as a result of the accident, be sent immediately after the death occurs ; and

(*b*) in all other cases be sent within twenty-four hours after the accident ; and

(*c*) state the cause of death or the cause and nature and extent of the injuries sustained by any person, or of the breaking, distortion or damage, as the case may be, the name and residence of any person killed or injured, and such other particulars as may be prescribed.

(5) After the occurrence of an accident to which this section applies a person shall not repair or alter the scaffolding, gear or hoisting appliance in connection with which the accident occurred without the written permission of the Chief Inspector.

(6) Any person who contravenes or fails to comply with any of the provisions of this section shall be guilty of an offence and be liable to a penalty not exceeding twenty pounds.

Amendment of principal Act, s. 11— General powers of inspectors.

9. Section 11 of the principal Act is amended—

(*a*) by striking out subsection (1) of that section and inserting in lieu thereof the following subsection :—

(1) Where it appears to an inspector—

(*a*) that the use of any scaffolding, gear, hoisting appliance or power-driven equipment would be dangerous to life or limb ; or

(*b*) that any scaffolding, gear, hoisting appliance or power-driven equipment does not comply with such requirements as are prescribed in relation thereto or is not set up, erected, maintained or used in accordance with such requirements as are prescribed in that behalf—

the inspector may give such directions in writing to the owner or person in charge of the scaffolding, gear, hoisting appliance or equipment, as the inspector considers necessary, for preventing accidents or for ensuring or securing compliance with those requirements, and the owner or person shall forthwith carry out those directions ;

(*b*) by striking out the words "building operations" first occurring in subsection (1a) of that section and inserting in lieu thereof the words "any work to which this Act applies" ;

(*c*) by striking out the words "building operations" secondly occurring in subsection (1a) of that section and inserting in lieu thereof the word "work" ;

(*d*) by striking out the words "he deems necessary" in subsection (1a) and inserting in lieu thereof the words "the inspector considers necessary" ; and

(*e*) by striking out the words "or hoisting appliance" where they occur in subsections (2) and (4) of that section and inserting in lieu thereof the words "hoisting appliance or power-driven equipment" in each case.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

****

No. 47 of 1961

An Act to amend the Workmen's Compensation Act, 1932-1960.

[*Assented to 16th November,* 1961.]

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, 1961".

(2) The Workmen's Compensation Act, 1932-1960, as amended by this Act, may be cited as the "Workmen's Compensation Act, 1932-1961".

(3) The Workmen's Compensation Act, 1932-1960, 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.

3. Section 4 of the principal Act is amended by inserting therein after subsection (2) thereof the following subsection:—

(3) An accident shall be deemed to arise out of and in the course of the employment of an apprentice (that is to say a person who has entered into or works under a contract of apprenticeship) if it occurs on a journey taken by the apprentice between his place of residence and a trade, technical or other training school which he is required by law to attend, or which he attends at the

request of the employer, if at the time of the accident the apprentice was travelling in accordance with arrangements made with the employer in connection with the journey before the commencement thereof.

This subsection shall not restrict the operation of subsection (1) or subsection (2) of this section.

Amendment of principal Act, s. 16.

4. Section 16 of the principal Act is amended—

(*a*) by striking out the words "ninety pounds" first occurring in subsection (1) thereof and inserting in lieu thereof the words "one hundred pounds" and by striking out the words "nine hundred pounds plus ninety pounds" in paragraph (*a*) of subsection (1) thereof and inserting in lieu thereof the words "one thousand pounds plus one hundred pounds";

(*b*) by striking out the words "two thousand seven hundred and fifty pounds plus ninety pounds" in paragraph (*b*) of subsection (1) thereof and inserting in lieu thereof the words "three thousand pounds plus one hundred pounds";

Amendment of principal Act, s. 18.

5. Section 18 of the principal Act is amended—

(*a*) by striking out the words "one pound five shillings" and "three pounds five shillings" in subsection (1) thereof and inserting in lieu thereof respectively the words "one pound ten shillings" and "four pounds";

(*b*) by inserting after the words "accident had" in subsection (1) thereof the words "or during the incapacity has";

(*c*) by inserting at the end of subsection (1) thereof the words "payable from the date of such dependency";

(*d*) by striking out the words "fourteen pounds five shillings" in subsection (2) thereof and inserting in lieu thereof the words "fifteen pounds";

(*e*) by striking out the words "nine pounds fifteen shillings" in subsection (2a) thereof and inserting in lieu thereof the words "ten pounds five shillings";

(*f*) by striking out the words "three thousand pounds" in subsection (3) thereof and inserting in lieu thereof the words "three thousand two hundred and fifty pounds";

(*g*) by striking out the words "five pounds" (twice occurring) in subsection (4) thereof and inserting in lieu thereof the words "five pounds ten shillings" in each case.

Amendment of principal Act, s. 18a.

6. Section 18a of the principal Act is amended—

(*a*) by inserting after the word "services" in subsection (1) thereof the words "and (not exceeding twenty-five pounds) for repairing or replacing damaged clothing";

(*b*) by inserting after the word "day" last occurring in subsection (6) thereof the words "and whether or not the workman is entitled to compensation other than compensation for the expenses mentioned in this section.

Amendment of principal Act, s. 25.

7. Subsection (2) of section 25 of the principal Act is amended by adding at the end thereof the following passage—

"Provided that in computing the amount of the average weekly earnings of the workman for the purposes of this subsection before the accident regard shall be had to variations in the average weekly earnings which would have applied to the workman if he had continued in the same employment."

Amendment of principal Act, s. 26.

8. Section 26 of the principal Act is amended by striking out the words "three thousand pounds" in subsection (5) thereof and in the table set forth at the end of the said section and inserting in lieu thereof in each case the words "three thousand two hundred and fifty-pounds".

Operation.

9. Sections 3, 4, 5, 7, and 8, and the amendment made by paragraph (*a*) of section 6 of this Act shall apply only in relation to injury or death caused by an accident occurring after the commencement of this Act. In cases of injury or death caused by an accident occurring before the commencement of this Act the provisions of the principal Act as in force immediately before the commencement of this Act shall apply.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 48 of 1961

An Act to make provision for the treatment, care, control and rehabilitation of persons who are addicted to the consumption or use of alcoholic or intoxicating liquors or certain drugs to excess; to repeal the Inebriates Act, 1908-1934 and the Convicted Inebriates Act, 1913-1934, and for other purposes.

[*Assented to 16th November,* 1961.]

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.

1. This Act may be cited as the "Alcohol and Drug Addicts (Treatment) Act, 1961".

Commencement and arrangement.

2. (1) This Act shall come into operation on a day to be fixed by proclamation.

(2) This Act is arranged as follows:—

PART I.—Preliminary, sections 1-4.

PART II.—Administrative provisions, sections 5-12.

PART III.—Provisions relating to admission, custody, control, leave and discharge of patients, sections 13-29.

PART IV.—Miscellaneous provisions, sections 30-34.

PART V.—Provisions relating to offences, sections 35-38.

PART VI.—Supplementary provisions, sections 39-42.

Schedule—Acts repealed.

Repeals

3. The Acts specified in the schedule to this Act are repealed to the extent specified in the third column of that schedule.

Interpretation.

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

"addict" means a person addicted to the consumption or use of alcoholic or intoxicating liquors or specified drugs to excess and who is thereby at times—

(*a*) dangerous to himself or others; or

(*b*) incapable of managing himself or his affairs:

"alcoholic centre" means a centre which pursuant to section 5 of this Act is an alcoholics centre for the purposes of this Act:

"centre" means a place designed for the admission and treatment of addicts:

"court" means the Supreme Court or a judge or a court of summary jurisdiction as defined in the Justices Act, 1921-1960:

"Director" means the person for the time being holding the office of Director of Alcoholics Centres:

"patient" means a person admitted to an alcoholics centre for treatment, and not discharged therefrom:

"relative" in relation to a person, means the father, mother, stepfather, stepmother, spouse, a grandparent, brother, sister, stepbrother, or stepsister of that person or a brother or sister of a parent of that person, and where the person is under the age of twenty-one years, includes the legal guardian of that person:

"specified drug" means—

(*a*) a drug or substance to which the Dangerous Drugs Act, 1934-1955, applies; or

(*b*) a drug or substance which has been declared by proclamation to be a specified drug for the purposes of this Act and has not ceased to be a specified drug;

"treatment" includes care, control and rehabilitation.

PART II.

PART II.

ADMINISTRATIVE PROVISIONS.

Power of Governor to establish and constitute alcoholics centres and to declare specified drugs.

5. (1) The Governor may, on the recommendation of the Minister, establish such centres as he thinks fit.

(2) A centre or part of a centre so established may by proclamation be constituted an alcoholics centre and upon being so constituted shall, subject to subsection (3) of this section, be an alcoholics centre for the purposes of this Act.

(3) The Governor may, by proclamation, declare that an alcoholics centre or part of an alcoholics centre so constituted shall, on a day specified in the proclamation, cease to be an alcoholics centre or part of the alcoholics centre and on and after that day the centre or part shall cease to be an alcoholics centre or part of such centre for the purposes of this Act.

(4) The Governor may, by proclamation, declare any drug or other substance to be a specified drug for the purposes of this Act.

(5) The Governor may, by proclamation, declare that any drug or substance that has been so declared to be a specified drug shall cease to be a specified drug and on or after the date of publication of the proclamation in the *Government Gazette*, that drug or substance shall cease to be a specified drug.

Appointment of Director and officers.

6. (1) The Governor may appoint—

(*a*) such persons as he thinks fit to be Director of Alcoholics centres and Deputy Director of Alcoholics centres; and

Cf. 2305, 1936 s. 7 (2).

(*b*) such other officers (including probation officers) and servants as are necessary for the purposes of this Act.

(2) The offices of Director of Alcoholics Centres and Deputy Director of Alcoholics Centres may, if the Governor thinks fit, be held in conjunction with any other offices in the Public Service of the State.

(3) The provisions of the Public Service Act, 1936-1959, shall, except as otherwise provided by or under that Act, apply to and in respect of, all appointments under this Section.

Powers and functions of Director and Deputy.
Cf. 2230, 1935 s. 8.

7. (1) Subject to this Act, the Director—

(*a*) shall have the general care, control, management and supervision of all alcoholics centres; and

(*b*) shall have and exercise all such other powers and perform such duties as are conferred or imposed upon him by or under this Act.

(2) The Director—

(*a*) may make such enquiries as he thinks fit with respect to the care, treatment or health of the patients in any alcoholics centre, or with respect to any matter affecting the social or physical welfare or the comfort or discipline of the patients or the persons employed in any alcoholics centre, or with respect to any other matter; and

(*b*) for the purpose of any such enquiry may visit and inspect any centre and may ask questions of the superintendent thereof or any other person employed therein or any patient admitted thereto.

(3) The Director— Cf. 2230, 1935 s. 10.

(*a*) shall annually make and furnish the Minister with a report on his administration under this Act, the state and condition of the several alcoholics centres the care of the patients therein, such matters as the Minister may require and such matters as in his opinion are deserving of notice; and

(*b*) shall furnish the Minister with such other reports and documents relating to the administration of this Act as the Minister requires of him.

(4) On receipt of each annual report, the Minister shall cause a copy thereof to be laid before both Houses of Parliament as early as practicable.

(5) The Director shall be responsible to the Minister for the discharge and exercise of his duties and powers. Cf. 2230, 1935 s. 11.

(6) The Deputy Director of Alcoholics Centres shall exercise and perform such of the powers, authorities, duties and functions of the Director as the Director may direct, either generally or in a special case. Cf. 44, 1956, s. 3.

(7) When the Director is absent from duty by reason of illness or any other cause, or during any vacancy in the office of the Director, the person, if any, for the time being holding the office of Deputy Director of Alcoholics Centres may exercise and perform all the powers, authorities, duties and functions conferred or imposed upon the Director by this Act.

(8) Where the Deputy Director of Alcoholics Centres exercises or performs any of the powers, authorities, duties or functions of the Director under this Act, references in the Act to the

Director shall with respect to such exercise or performance be read as references to the Deputy Director.

Superintendent.
Cf. 2305, 1936, s. 18.

8. (1) For each alcoholics centre there shall be a superintendent who shall be responsible to the Director for the discharge of his duties and the exercise of his powers under this Act.

(2) The superintendent of an alcoholics centre shall have the control and management thereof in all matters connected with its internal affairs and discipline and shall be responsible for carrying out the duties imposed on him by or under this Act, and for the observance of the provisions of this Act with respect to all matters occurring within the centre.

(3) The superintendent shall give effect to any direction given by the Director under this Act.

Records.

9. The superintendent of an alcoholics centre shall keep or cause to be kept in such manner as is prescribed such records with respect to each patient and with respect to the administration of the centre as are prescribed.

Notice of admission, etc. of patients to be transmitted to Director.
Cf. 2230, 1935 s. 60.

10. The superintendent of an alcoholics centre shall, as soon as practicable after the admission, discharge, removal, unauthorized absence, escape, or recapture of any patient, transmit a notice in writing of the admission, discharge, removal, escape or recapture to the Director.

Official visitors.
Cf. 2305, 1936 s. 21.

11. (1) For each alcoholics centre the Governor may appoint two official visitors one of whom must be a special magistrate and the other a legally qualified medical practitioner, not being the medical officer of the centre.

(2) An official visitor shall be appointed for a term of one year, but may, from time to time, at the expiration of his term of office be reappointed for a further term of one year.

(3) An official visitor shall discharge and exercise all such powers and duties as are conferred or imposed on him by or under this Act, and shall report to the Minister at such times, in such manner, and on such matters as the Minister from time to time directs.

Visitor's book.
Cf. 2230, 1935, s. 69; 31, 1939, s. 3 (3) (5).

12. (1) There shall be kept in every alcoholics centre a copy of this Act and the regulations thereunder, as amended from time to time, together with a book which shall be known as the visitor's book.

(2) It shall be the duty of the Director and each official visitor at the time of any visit by each of them to enter in the visitor's book the result of any inspection or inquiry carried out by him with such observations, if any, as he thinks proper and such observations, if any, as he thinks fit respecting the state of mind or body of any patient in the centre.

PART III.

PART III.

PROVISIONS RELATING TO ADMISSION, CUSTODY, CONTROL, LEAVE AND DISCHARGE OF PATIENTS.

Admission of patients on application.
Cf. 954, 1908, s. 5; 2230, 1935, ss. 35 37.

13. (1) Any person may be received into and detained in an alcoholics centre upon the application in writing in the prescribed form of—

(*a*) the person himself; or

(*b*) any relative of the person; or

(*c*) an adult probation officer appointed under this Act; or

(*d*) a member of the police force.

(2) The application must be supported by certificates of two legally qualified medical practitioners (none of them being the applicant) given not more than two weeks prior to the lodging of the application with the superintendent or other officer in charge of the centre and certifying that having examined the person the practitioners have formed the opinion that the person is an addict.

(3) A person received into an alcoholics centre under this section shall be admitted as a patient for observation and treatment, and shall without delay be examined by the medical officer of the centre.

(4) The patient shall, subject to this Act, remain in the centre for such period, not exceeding six months, as the superintendent or other officer in charge of the centre determines on the recommendation of the medical officer or the classification committee of the centre.

Persons convicted of certain offences may be released upon recognizance or committed to alcoholics centre.
Cf. 1120, 1913, s. 4.

14. (1) Where a person is convicted by a court of any offence—

(*a*) of which drunkenness or the state or condition of being under the influence of any alcoholic or intoxicating liquor or a drug is a necessary part or condition; or

(*b*) which, in the opinion of the court, was committed by the person while in a state or condition of drunkenness or under the influence of any alcoholic or intoxicating liquor or a drug,

and the court is satisfied by evidence on oath that that person is an addict, the court may, by order, in lieu of or in addition to any sentence it may impose on such conviction, release the

person upon his entering into a recognizance, with or without sureties, to ensure his appearance before the court for sentence unless he presents himself for, and undergoes, treatment at an alcoholics centre for such period, not less than six months, as the court may order, and for such period, not exceeding three years, as the court may order, remains under the supervision of a probation officer appointed under this Act and abstains from consuming or using any alcoholic or intoxicating liquor or any specified drug.

(2) Where—

(*a*) a person is convicted by a court of an offence of a kind mentioned in subsection (1) of this section; and

(*b*) the court is satisfied that the person, within a period of twelve months immediately preceding that conviction, had been convicted of two or more offences of such a kind and is an addict—

the court may by order, in lieu of or in addition to any sentence it may otherwise impose, either commit the person to an alcoholics centre for treatment for such period not less than six months nor more than two years as the court may order, or release him upon his entering into a recognizance as provided in subsection (1) of this section.

(3) This section shall apply whether the previous convictions or any of them took place within the State or outside the State and whether those convictions or any of them took place before or after the commencement of this Act.

(4) Where, after the commencement of this Act, a person is convicted by a court of any offence which, in the opinion of the court, was committed by him while in a state or condition of drunkenness or under the influence of any alcoholic or intoxicating liquor or a drug (not being an offence of a kind referred to in paragraph (*a*) of subsection (1) of this section), the court may make an endorsement, or may direct that an endorsement be made, on the record of the conviction to the effect that the offence had been committed by him while under such influence.

(5) An endorsement made pursuant to subsection (4) of this section or pursuant to a direction of a court given under that subsection shall not be admissible in evidence in any proceedings except for the purposes of this Act and, when admissible, may be proved in accordance with the provisions of section 42 or section 43, as the case requires, of the Evidence Act, 1929-1960, as if the endorsement were a conviction and, when so proved, shall be conclusive proof that the offence to which the endorsement relates had been committed by the person referred to in subsection (4) of this section while he was in such state or condition or under such influence as is stated in the endorsement.

PART III.

Period of admission person committed.

15. (1) A person who is committed by a court to an alcoholics centre pursuant to section 14 of this Act shall be placed in such alcoholics centre as the court directs and when so placed shall be admitted to that centre for treatment for the period for which he was so committed.

Cf. 954, 1908 s. 11.

(2) A court or a magistrate may give such directions as the court or magistrate thinks fit as to the control and detention of a person so committed until his admission to the centre for treatment.

(3) Before committing a person to an alcoholics centre or releasing a person upon his entering into a recognizance as provided by section 14 of this Act, the court may cause such enquiries as it thinks fit to be made of the Director or the superintendent of that centre as to whether there is sufficient accommodation at that centre for that person.

Cf. 954, 1908, s. 12; 1120, 1913, s. 6 (2).

(4) An order or direction of a court or magistrate made under this Act shall be sufficient authority for the carrying out by any person of such order or direction and for the doing of anything necessary for or incidental to the carrying out of such order or direction.

Admission of person released upon recognizance.

16. A person who is released by a court upon a recognizance pursuant to subsection (1) or (2) of section 14 of this Act shall, if the court so orders, be escorted by a member of the police force or a person authorized in that behalf by the Director to such alcoholics centre as the court directs and shall be admitted to the centre for treatment for such period as is ordered by the court.

Patient to comply with rules of centre.

17. A person admitted to an alcoholics centre shall, until his discharge therefrom in accordance with this Act be deemed to be in lawful custody so long as he is kept at the centre pursuant to this Act or is in the custody of any person under whose care or charge he is placed by or with the authority of the Director or the superintendent of the centre and shall comply with and observe all the rules of discipline and regulations applicable to patients and obey all directions given to patients generally or to him specifically by, or with the authority of, the Director or the superintendent.

Person escaping from custody may be retaken.

Cf. 954, 1908, s. 15.

18. (1) Any person—

(*a*) who, being a patient, escapes or, without authority from the Director or the superintendent of the centre, is absent from the alcoholics centre to which he was admitted; or

(*b*) who escapes from the custody of any person under whose care or charge he has been placed pursuant to any order made or direction or permission given under this Act,

may, without further or other authority than this Act, be retaken by the superintendent of the centre or any other officer thereof or any member of the police force or by any person authorized in that behalf by the Director or the superintendent and returned to the centre or to his former custody, as the case may be.

(2) The time between the person's escape or unauthorized absence and his return, whether upon arrest or otherwise, shall not be regarded as part of the period for which he was admitted or committed to any alcoholics centre.

Police to assist in enforcing Act. Cf. 1954, 1908, s. 16.

19. (1) It shall be the duty of all members of the police force to assist the person under whose care or charge a person has been placed pursuant to any order or direction made or given under this Act to enforce or ensure compliance with such order or direction and otherwise to assist in enforcing and ensuring the observance of the provisions of this Act.

(2) For the purposes of this section any order or direction made or given by the superintendent of an alcoholics centre to an officer of that centre under whose care or charge a patient has for the time being been placed shall be deemed to be an order or direction made or given under this Act.

Removal of patient to hospital.

20. (1) Where the superintendent or other officer in charge of an alcoholics centre is satisfied that a patient is in need of medical, dental, or other treatment which cannot be provided at the centre, he may cause the patient to be removed to any hospital or other institution for such treatment.

(2) A patient shall be deemed to be in lawful custody while being escorted to or from and detained for treatment at such hospital or institution pursuant to this section, and may at any time be escorted to or from the centre or such hospital or institution by the superintendent or any officer of the centre or by any officer of the hospital or institution.

Transfer of patient from one alcoholics centre to another.

21. (1) The Director may cause a patient to be transferred from one alcoholics centre to another for the purposes of treatment.

(2) Upon such transfer the patient shall be admitted to the other centre for treatment and the patient shall remain a patient of that other centre and, subject to this Act, shall be

held there for the unexpired portion of the period for which he was admitted to the centre from which he was transferred.

Power to bring patients before courts. Cf. 2305, 1936, s. 34.

22. (1) When a patient is charged with an offence the Director or any judge or any justice may, by order in writing direct the superintendent of the alcoholics centre or the person under whose care or charge the patient has for the time being been placed under this Act, to bring the patient before any court or such judge or justice, or before such judge or justice as may be present, to be dealt with according to law.

(2) Such superintendent or person shall obey the order and bring the patient accordingly.

(3) After the patient has been so dealt with he shall be restored to his former custody, without any further process or authority, and without prejudice to any cause or matter for which he was in such custody.

Transfer of prisoners to alcoholics centre.

23. (1) The Minister may at any time, by order under his hand—

(*a*) transfer to an alcoholics centre for treatment any prisoner who is detained in a prison under sentence of imprisonment for a term whereof not more than two years remains unexpired and, in the Minister's opinion, is an addict; and

(*b*) on the recommendation of the Director, for any sufficient cause retransfer such person to a prison.

(2) Upon such transfer the prisoner shall be admitted to the centre for treatment.

(3) The period during which such prisoner remains in the centre after being so admitted shall be deemed to be a period of detention under the sentence of imprisonment.

Unruly patient may be transferred to prison.

24. (1) Where a person is committed to an alcoholics centre by a court for a period and in the opinion of the Director that person does not, or is unlikely to, respond to treatment or repeatedly contravenes or disobeys any rules of discipline or any regulations in relation to the centre or any directions which he is required to obey under this Act, the Minister may, by writing under his hand, order the transfer of that person to any prison under the control of the Comptroller of Prisons to be kept there for the unexpired portion of that period.

(2) The order shall be sufficient authority for the superintendent of the alcoholics centre to discharge the person from that centre and for all members of the police force and other

persons entrusted with the conveyance of the persons to keep and convey him to such prison and for the Comptroller or any person in charge of the prison to receive and detain the person and the order shall have and be given effect as if it were an order of a court.

Discharge of patients admitted under s. 13.

25. (1) Subject to this Act, a patient admitted to an alcoholics centre pursuant to section 13 of this Act, shall be discharged from that centre or from any other centre to which he had been transferred under this Act—

(*a*) at the end of the period for which he had been so admitted, or, if that period had been extended for a further period, at the end of that further period;

(*b*) with the consent of the Director, at any time if the superintendent of the centre of which the patient is an inmate is of the opinion that—

(i) he had been admitted by mistake or as a result of any false representation; or

(ii) there is no sufficient cause for further treating him at the centre; or

(*c*) on the written order of the Director.

(2) The Director may of his own authority or upon the recommendation of the superintendent or an official visitor order the discharge of a patient admitted to an alcoholics centre pursuant to section 13 of this Act who—

(*a*) does not respond to treatment; or

(*b*) fails or refuses to observe any of the rules of discipline relating to the centre or to obey any direction given to patients generally or to him specifically by, or with the authority of, the superintendent.

(3) Where it appears to the superintendent that the treatment of a patient admitted to an alcoholics centre pursuant to section 13 of this Act should be continued beyond the period for which he had been so admitted the superintendent may, with the patient's consent or, if the patient had been so admitted pursuant to an application made by a relative of that patient or some other person, with the written consent of that relative or person or with the patient's consent, extend that period for a further period not exceeding six months.

(4) A patient admitted to an alcoholics centre upon the application of a person mentioned in paragraph (*b*), (*c*), or (*d*) of subsection (1) of section 13 of this Act shall be forthwith discharged from that centre or from any other centre to which he had been transferred under this Act if a special magistrate—

(*a*) upon the application in writing of that patient or of some other person on his behalf; and

(*b*) after inquiring into the application and into the circumstances of his admission or detention in that centre,

considers that he is not an addict and orders his immediate discharge.

(5) The superintendent of an alcoholics centre shall provide such facilities as are necessary to enable a patient to make an application under this Act for his discharge from a centre and to appear before a special magistrate, court or judge, as the case may be, in connection therewith.

(6) Where—

(*a*) a special magistrate dismisses an application made by or on behalf of a patient under subsection (4) of this section; or

(*b*) a court or judge dismisses an application made by or on behalf of a patient under subsection (1) of section 26 of this Act,

no further application shall be made under that subsection by or on behalf of that patient within a period of six months after the date of such dismissal.

Discharge of persons admitted under ss. 15 and 16.

26. (1) Except as otherwise provided by this Act, a person admitted to an alcoholics centre pursuant to section 15 or section 16 of this Act shall be discharged from that centre or from any other centre to which he had been transferred under this Act at the end of the period for which he had been committed by the court or required to undergo treatment at the centre under the conditions of his release, as the case may be, or, if that period had been extended for a further period, at the end of that further period, unless the court or any judge, upon application made by the person or on his behalf by a relative of that person, orders his earlier discharge, in which case he shall be discharged in accordance with that order.

(2) Where, upon application by the superintendent of an alcoholics centre to which a person had been admitted pursuant to section 15 or section 16 of this Act or to which a person so admitted had been transferred for treatment pursuant to this Act, the court which committed that person or released the person upon a recognizance, or any judge, is satisfied that the treatment of that person should be continued beyond the period for which he had been so committed or required to undergo treatment under the conditions of his release, the court or judge may from time to time by order extend that period for a further period not exceeding twelve months in each case.

Power to place patients under care of another person and to grant trial leave. Cf. 2230, 1935, s. 76.

27. (1) In the case of a patient who has been admitted to an alcoholics centre under section 13 of this Act, the superintendent of that centre or of any other alcoholics centre to which the patient has been transferred under this Act may, unless the Director otherwise orders, place the patient under the care and charge of a probation officer or other person approved by the Director and by writing under his hand grant permission to such patient to be absent from the centre upon trial leave or parole for such period as the superintendent thinks fit and may from time to time without the return of the patient to the centre by writing under his hand renew the leave or parole.

(2) In the case of a patient who has been admitted to an alcoholics centre under section 15 or section 16 of this Act, the superintendent of that centre or of any other alcoholics centre to which the patient has been transferred under this Act may, with the consent in writing of the Director, place the patient under the care and charge of a probation officer or other person approved by the Director and, by writing under his hand, grant permission to such patient to be absent from the centre upon trial leave or parole for such period as the superintendent thinks fit, and with such consent may, from time to time, without the return of the patient to the centre, by writing under his hand, renew the leave or parole.

(3) The Director may of his own authority by writing under his hand grant permission to any patient to be absent from any alcoholics centre upon trial leave or parole for such period as the Director thinks fit.

(4) Any permission granted under this section shall be subject to such conditions as are specified in writing by the Director or by the superintendent on the directions of the Director.

(5) If any patient commits any offence within or outside an alcoholics centre during the unexpired portion of the period for which he had been admitted or committed to an alcoholics centre and is convicted of that offence, whether before or after that period expires, the court by which he is convicted may order that he be returned to that centre for treatment and be kept there for such period as the court thinks fit in addition to any other sentence imposed on him by the court.

(6) Where a patient is placed under the care and charge of a person in accordance with this Act, the superintendent of the centre of which the patient was last an inmate shall issue to the patient and to that person an authority in writing in the prescribed form.

Cancellation of leave. Cf. 2230, 1935, s. 77.

28. (1) Any permission or authority granted under section 27 of this Act may at any time, during the period in respect of

which it was granted, be cancelled by the person who granted it, or his successor in office.

(2) Where, upon cancellation of any permission or authority granted under this Act or upon the expiration of any period in respect of which such permission or authority was granted the patient fails to return to the centre, he may be taken and returned to the centre by the superintendent of the centre or any other officer thereof or any member of the police force or by any person authorized in that behalf by the Director or the superintendent, or by any person under whose care and charge the patient had been placed for that period.

Period of patient's absence on leave to form part of period of treatment.

29. The period of absence of a patient from an alcoholics centre shall, if such absence was pursuant to any permission or authority granted under this Act, be deemed to form part of the period for which he was admitted to the centre for treatment and, in the case of a person committed to the centre under section 14 of this Act, shall be deemed to form part of the period for which he was so committed.

PART IV.

PART IV.

MISCELLANEOUS PROVISIONS.

Inquests on patients. Cf. 2305, 1936, s. 45.

30. An inquest shall be held on the body of every patient who dies within an alcoholics centre.

Notice of death to be transmitted to Director. Cf. 2230, 1935, s. 61.

31. Where a patient dies in any alcoholics centre the superintendent of the centre shall, in addition to any notice required by the law for the time being in force as to the registration of deaths, as soon as practicable after the death—

(*a*) send to the Director a notice, signed by the superintendent, of the death and the apparent cause of the death together with the names of any persons who were present or in attendance on the patient at the time of his death; and

(*b*) send a copy of the notice to such person, if any, as appears from the records kept at the centre to be the spouse or other relative of the patient.

Superintendent may assign duties and grant privileges to patients.

32. (1) The superintendent of an alcoholics centre may assign to any patient such duties within the centre, as, in the opinion of the superintendent, the patient is capable of performing, and may grant to any patient such privileges and indulgences as are prescribed.

(2) Subject to the regulations, a patient may be required to work at some trade or avocation and any products of such work shall be sold or disposed of in accordance with the regulations.

Gratuities to patients.

33. (1) Unless otherwise provided by or under this Act, each patient shall, for the period during which he is an inmate of an alcoholics centre, be entitled to receive a gratuity at such rate not exceeding four shillings per day as is prescribed.

(2) For the purposes of this section a patient shall be deemed not to be an inmate of an alcoholics centre for any period during which he is absent from the centre, whether his absence is authorized under this Act or not.

Classification committee.

34. (1) All patients admitted to an alcoholics centre shall be classified by the classification committee of the centre.

(2) The classification committee of an alcoholics centre shall consist of—

(*a*) the Director or the Deputy Director of alcoholics centres;

(*b*) the person for the time being discharging the duties of the superintendent of the centre ;

(*c*) the person for the time being discharging the duties of the medical officer of the centre ; and

(*d*) one other person appointed by the Director.

(3) The person referred to in paragraph (*d*) of subsection (2) of this section shall be a member of the committee for such term as the Director fixes when making the appointment unless his appointment is sooner terminated by the Director by notice in writing sent to the person.

(4) At any meeting of the classification committee—

(*a*) the Director or Deputy Director or such other member of the classification committee as is nominated by the Director or Deputy Director shall be the chairman ; and

(*b*) the chairman for the time being and any two other members shall form a quorum.

(5) The classification committee of an alcoholics centre shall have such functions and duties as are prescribed.

PART V.

PROVISIONS RELATING TO OFFENCES.

Supply of alcoholic liquor, etc., prohibited. Cf. 1120, 1913, s. 12.

35. (1) A person shall not supply any alcoholic or intoxicating liquor or any specified drug to—

(*a*) any patient;

(*b*) any person committed by a court to any alcoholic centre for treatment; or

(*c*) any person released by a court upon his entering into a recognizance under section 14 of this Act.

Penalty: One hundred pounds.

(2) A person shall not be convicted of an offence against this section if he proves to the satisfaction of the court before which he is tried for the offence—

(*a*) that he did not know that he was supplying the liquor or drug to a patient or to a person so committed or released, as the case may be; or

(*b*) that the liquor or drug was supplied by him on the advice or authority of a legally qualified medical practitioner.

Neglect or ill treatment of patients. Cf. 2230, 1935, s. 160.

36. (1) The superintendent of an alcoholics centre or any officer or servant of such centre shall not strike, wound, illtreat or wilfully neglect any person admitted to that centre for treatment.

Penalty: Fifty pounds.

(2) A person under whose care or charge another person has been placed under this Act shall not strike, wound, illtreat or wilfully neglect such other person.

Penalty: Fifty pounds.

(3) Nothing in this section shall prejudice or affect the civil or criminal responsibility or liability of the offender under any other Act or at common law.

Offences committed by patients. Cf. 2305, 1936, ss. 46, 47.

37. (1) A patient in an alcoholics centre who—

(*a*) disobeys a direction of the superintendent, medical officer or other officer of the centre;

(*b*) fails or refuses to comply with or observe any rule of discipline or regulation applicable to patients in the centre;

(*c*) behaves in an indecent or a disorderly or offensive manner;

(*d*) uses offensive, indecent or profane language ;

(*e*) enters or attempts to enter any part of the centre in contravention of any rule or any direction given by or with the authority of the superintendent ;

(*f*) without lawful excuse has in his possession any property that does not belong to him ;

(*g*) commits any assault ; or

(*h*) wilfully damages or destroys any property of the Crown or belonging to any other person,

commits an offence.

(2) The Director or the official visitor for the centre who is a special magistrate, may inquire into the commission of any such offence by a patient and if it is proved to his satisfaction that the offence was committed by the patient, the Director or official visitor, as the case may be, may make any one or more of the following orders :—

(*a*) that any privileges and indulgences granted to the patient be withdrawn for a period not exceeding four weeks ;

(*b*) that the patient be segregated from other patients for a period not exceeding four weeks ;

(*c*) that the patient pay to the owner of any property damaged by the patient such sum by way of compensation as the Director or official visitor, as the case may be, thinks proper ;

(*d*) that the patient forfeit an amount not exceeding five pounds out of any past or future gratuity payable to him.

(3) The Director or official visitor may, in lieu of making an order under subsection (2) of this section, caution the patient.

(4) The Director or official visitor may, in conducting an inquiry under subsection (2) of this section, take evidence on oath or affirmation.

(5) For the purpose of conducting an inquiry under subsection (2) of this section, sections 23 to 28 (inclusive) of the Justices Act, 1921-1960, shall apply as if the inquiry were the hearing of a complaint and as if the Director were a justice.

Orders under s. 37 and debiting of forfeiture and compensation. Cf. 22, 1954, s. 9.

38. (1) It shall be the duty of the superintendent of an alcoholics centre to take such steps as are necessary and practicable to give effect to orders made under section 37 of this Act in relation to patients in that centre.

(2) The amount of any gratuity ordered to be forfeited or of any compensation ordered to be paid under section 37 of this Act may be debited by the superintendent of the alcoholics centre of which the patient is an inmate against any gratuity which had been credited to the patient at the time of the making of the order or which may subsequently be credited to the patient, and where a person is entitled to any compensation the superintendent may pay any compensation so debited to the person entitled.

PART VI.

PART VI.

SUPPLEMENTARY PROVISIONS.

Rules of Supreme Court.

39. (1) Rules of court may, from time to time, be made under the Supreme Court Act, 1935-1960—

(*a*) for regulating the form and mode of proceedings before courts and persons acting judicially under this Act;

(*b*) regulating the practice and procedure in relation to such proceedings;

(*c*) prescribing the forms to be used in relation to such proceedings; and

(*d*) for carrying out and giving effect to the provisions of this Act so far as they relate to the powers or duties of courts and persons acting judicially under this Act.

(2) The provisions of section 72 of the Supreme Court Act, 1935-1960, so far as they are applicable, shall apply to all rules made by virtue of the powers conferred by this section.

Regulations.

40. The Governor may make regulations—

(*a*) prescribing all matters necessary or convenient to be prescribed for the administration of this Act, and for carrying out or giving effect to the objects of this Act;

(*b*) regulating the establishment of centres under this Act and the constitution, management, maintenance and administration of alcoholics centres;

(*c*) regulating and prescribing the powers, duties and functions of the Director and of officers and servants of alcoholics centres, including probation officers;

(*d*) regulating and prescribing the powers, duties and functions of official visitors and of each class of official visitor;

(*e*) with respect to the appointment of officers and servants of alcoholics centres and probation officers for the purposes of this Act;

(*f*) prescribing rules of discipline to be observed by patients and by officers and servants of alcoholics centres;

(*g*) prescribing terms and conditions under which patients may be granted permission to be absent from alcoholics centres upon trial leave or parole or for the purpose of receiving medical or dental treatment or for any other purpose;

(*h*) with respect to the regulation, control, admission and removal of persons visiting alcoholics centres;

(*i*) with respect to privileges and indulgences that may be granted to patients;

(*j*) with respect to the classification of patients and prescribing the functions and duties of the classification committee of any alcoholics centre;

(*k*) regulating the treatment of patients;

(*l*) with respect to the dieting, safe custody, mode of employment and duties of patients, the trades and avocations at which they may be required to work and the sale and disposal of the products of such trades and avocations;

(*m*) with respect to the crediting and payment of gratuities to patients;

(*n*) prescribing the records that are to be kept at alcoholics centres and the manner in which they are to be so kept;

(*o*) prescribing such forms (other than those that may be prescribed pursuant to section 39 of this Act) as are necessary or convenient for the purposes of this Act; and

(*p*) prescribing penalties by way of fine or imprisonment for the breach of any regulation, but so that the fine so prescribed does not exceed twenty-five pounds or the term of imprisonment does not exceed one month.

Summary proceedings for offences.

41. Unless the contrary intention appears in this Act, all proceedings for offences against this Act shall be disposed of summarily.

Moneys to be provided by Parliament.

42. All moneys necessary for the administration of this Act and for giving effect to the objects thereof shall be paid out of money to be voted by Parliament for the purpose.

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

EDRIC BASTYAN, Governor.

SCHEDULE.

Acts Repealed.

Reference to Act.	Citation of Act.	Extent of Repeal.
No. 954 of 1908	The Inebriates Act, 1908 ...	The whole
No. 1423 of 1920	Inebriates Act Amendment Act, 1920	The whole
No. 1120 of 1913	The Convicted Inebriates Act, 1913	The whole
No. 2168 of 1934	Statute Law Revision Act, 1934	So far as it affects— (*a*) The Inebriates Act, 1908; (*b*) The Inebriates Act Amendment Act, 1920; and (*c*) The Convicted Inebriates Act, 1913

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 49 of 1961

An Act to regulate the keeping, conveying and sale of inflammable liquids, to repeal the Inflammable Oils Act, 1908-1954, and for other purposes.

[*Assented to 16th November,* 1961.]

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 and commencement.

1. This Act may be cited as the "Inflammable Liquids Act, 1961", and shall come into operation on a day to be fixed by proclamation.

Repeal.

2. The following Acts are repealed, namely :—

Inflammable Oils Act, 1908, No. 958 of 1908.

Inflammable Oils Amendment Act, 1909, No. 987 of 1909.

Inflammable Oils Amendment Act, 1928, No. 1862 of 1928.

Inflammable Oils Amendment Act, 1933, No. 2130 of 1933.

Inflammable Oils Amendment Act, 1954, No. 20 of 1954.

Interpretation.

3. In this Act unless the context otherwise requires—

"convey" when used as a verb, and its parts, includes any form of moving whether by means of a vehicle or in a pipeline or in a ship, and inflammable liquid upon a vehicle which is on a public way or on board a ship in port shall be deemed to be conveyed on such vehicle or ship whether such vehicle or ship is in motion or not :

"drum depot" means any pit, excavation, or enclosed place, whether situate in a building or not, which is constructed in such manner or surrounded by walls of such character that inflammable liquid stored therein cannot escape therefrom in the form of liquid, either under the action of fire or otherwise :

"Government Analyst" means the person for the time being holding the office of Government Analyst under appointment by the Governor, or the person so appointed to perform the duties of the Government Analyst for the time being :

"inspector" means any inspector appointed under this Act and includes the Chief Inspector :

"inflammable liquid" means—

(*a*) any oil, liquid or spirit any part of which is derived from petroleum, shale, schist, coal, peat, bitumen and any other similar substance ; or

(*b*) any liquid containing alcohol which is not proved to be fit for human consumption ; or

(*c*) any other liquid which the Governor, by proclamation, declares to be an inflammable liquid ;

and which has a flash point of less than one hundred and fifty degrees Fahrenheit :

"keep" when used as a verb, and its parts, as applied to inflammable liquids, means to have in possession, or under control or on any land, whether there is or is not a building on the land, or in any building except in relation to any inflammable liquid being conveyed or in the course of being processed :

"master" includes every person except a pilot or Government Officer, in command or charge of a ship :

"pipeline" means a pipeline used for the transmission of inflammable liquids and all hoses, valves, fittings and appliances used in connection with such pipeline :

"place" means any part of land or water or wharf, and includes anything thereon :

"protected work" means—

(*a*) a building in which any person dwells, or in which persons are accustomed to assemble for purposes of public concourse, public

religious worship, public entertainment, amusement, education or discussion, or a public office ;

(*b*) a building in which persons are employed for the purpose of any trade or business, and which is not situate on a registered depot under this Act ;

(*c*) a dock, wharf (as defined in this section), or timber yard, any part of a harbour, port, or river where it is customary for ships to berth, moor, or lie ;

(*d*) any part of an oil refinery in which inflammable liquids are being processed ;

(*e*) any other place which the Governor, by proclamation, declares to be a protected work :

"public way" means any road, street, highway, thoroughfare, or other way used for purposes of thoroughfare, but does not include any private road, private thoroughfare, or private way which is under the control of the occupier of a registered depot for the keeping of inflammable liquids :

"screen wall" means a wall of brick, stone, concrete, solid earth, or other substance efficient for the purpose of preventing the spread of fire from any one place to any other place, and shall be deemed to intervene when straight lines drawn from every part of a depot to every part of a protected work pass through such screen wall :

"ship" includes every description of vessel and floating container used in navigation other than a boat propelled by oars only :

"tank depot" means a depot made wholly of iron or steel or other satisfactory metal of substantial character, and generally of such construction as is required for tanks, whether above ground or underground or partly above and partly below the ground :

"vehicle" means any vehicle, carriage or conveyance of whatsoever kind used on land :

"wharf" includes any wharf, quay, jetty, pier, landing place or stage, platform, slip, basin, siding, dock, or other place at which goods can be landed, loaded or unloaded ; and the term also includes all buildings, railways, tramways, and other erections, works, and conveniences on the wharf, and the appurtenances of the wharf and the approaches thereto.

Classification of "inflammable liquid".

4. For the purposes of this Act inflammable liquids are divided into "class A inflammable liquid" and "class B inflammable liquid"; and—

(*a*) "Class A inflammable liquid" means any inflammable liquid which has a flash point of less than seventy-three degrees Fahrenheit; and

(*b*) "Class B inflammable liquid" means any inflammable liquid which has a flash point of not less than seventy-three degrees Fahrenheit.

Flash point.

5. (1) For the purposes of this Act the flash point of any inflammable liquid shall be determined by test using either the Abel apparatus or the Pensky Martens apparatus in the manner prescribed.

(2) Standard models of the Abel apparatus and the Pensky Martens apparatus shall be kept by the Government Analyst.

Keeping of inflammable liquid.

6. A person shall not keep or cause to be kept inflammable liquids except in a registered depot, but nothing shall prevent the keeping of inflammable liquids—

(1) In any quantity not exceeding the following :—

(*a*) Twenty-five gallons of class A inflammable liquid if such liquid is kept in substantial closed containers which comply with the regulations none of which containers shall have a capacity exceeding twelve and a half gallons; and

(*b*) Two hundred and fifty gallons of class B inflammable liquid provided that all that inflammable liquid is kept in substantial closed containers which comply with the regulations: Provided that in respect of any such liquid stored in containers with a capacity exceeding forty four gallons—

(i) the capacity of the container shall be deemed to be the quantity kept;

(ii) the storage is at least twenty feet from any public way or protected work or is separated therefrom by a screen wall; and

(iii) the space to a width of ten feet from the place of storage is cleared of all inflammable material, including weeds, rubbish, packing cases, straw or other readily combustible material, and no

such inflammable material is allowed to remain within ten feet of such storage.

(2) On a ship, or vehicle, while being conveyed thereon in accordance with this Act.

(3) In the fuel tank on a motor vehicle or motor-propelled ship.

(4) In quantities not exceeding one thousand gallons of each class of inflammable liquid on any land which is more than five acres in area and is intended for use for agricultural, horticultural, floricultural or pastoral purposes by the owner or the lessee of that land and is not for re-sale, provided that—

(*a*) such inflammable liquid is stored in substantial closed containers which comply with the regulations at least fifty feet from the boundary of that land or from any public way or protected work; and

(*b*) the space to a width of ten feet from such place of storage is cleared of all inflammable material, including weeds, rubbish, packing cases, straw or other readily combustible material, and no such inflammable material is allowed to remain within ten feet of any place of storage.

Registered depots.

7. A registered depot may include one or more drum depots and tank depots as defined by this Act, and all buildings and places adjoining each other and occupied together in which inflammable liquids are kept shall be deemed to be the same registered depot and shall be included in the one registration.

Approval of depots for keeping inflammable liquids.

8. (1) Subject to the exceptions provided in section 6 every person who intends to keep any inflammable liquids, shall, before keeping such liquids, apply to the Chief Inspector as prescribed for approval to keep inflammable liquids in one or more drum depots or tank depots.

(2) The Chief Inspector may approve of the application, or may require any alterations or modifications to be made to the proposed drum depots or tank depots for the keeping of inflammable liquids, provided that he shall not approve of any drum depot or tank depot unless the following conditions are complied with :—

(*a*) Every drum depot and tank depot shall be so situated as not to be within fifty feet of any fire, forge, furnace, explosive, highly inflammable substance, or

other source of danger, unless there is a screen wall between such fire, forge, furnace, explosive, substance or source of danger and every place where inflammable liquid is to be kept :

(*b*) No drum depot or tank depot shall be situated within a building wherein persons are accustomed to assemble for purposes of public concourse, public religious worship, public entertainment or amusement, education or discussion, nor shall any such depot be within an inhabited dwelling or public office.

(*c*) All reasonable precautions whether precribed or not shall be taken for the prevention of access by unauthorized persons to the inflammable liquids to be kept in the drum depot or tank depot.

(*d*) Every drum depot and tank depot shall be separated as prescribed from all protected works and from all other drum depots and tank depots and shall in all other respects be situated and constructed as prescribed.

Registration of depots.

9. (1) Every person who obtains the approval of the Chief Inspector for the construction of a drum depot or tank depot shall construct the same in accordance with the terms and conditions of that approval, and before keeping any inflammable liquid therein shall register such depot with the Secretary for Labour and Industry, in writing in the prescribed form, and upon the payment of such fees as may be prescribed.

(2) Any store which was licensed and any premises which were registered on the date of coming into operation of this Act in accordance with the provisions of the Inflammable Oils Act, 1908-1954 shall be deemed to be a depot registered with the Secretary for Labour and Industry in pursuance of this Act.

(3) If in any depot which has been registered the conditions contained in section 8 are not being complied with, the Secretary for Labour and Industry may cancel the registration and the depot shall thereupon be deemed to be unregistered.

Rules for registered depots.

10. Every person keeping inflammable liquids in a registered depot and every person in or about the same shall comply with the following rules :—

(1) Every tank depot shall be exclusively appropriated to the keeping of inflammable liquids and every drum depot shall be exclusively appropriated to the keeping of inflammable liquids and such other goods as are specified in the certificate of registration.

(2) All inflammable liquids except so much as is withdrawn for immediate use as prescribed, shall be kept in the registered depot and shall be kept in substantial closed containers which comply with the regulations, so constructed and secured as to prevent any liquid from escaping therefrom except such as may be due to unavoidable leakage provided that such leakage is remedied without delay.

(3) No person under the age of fourteen years shall be employed inside any registered depot.

(4) No explosive, nor anything liable to spontaneous ignition or combustion, nor any fire or light, except an artificial light of the construction and character prescribed, shall be placed, brought, or allowed to remain within fifty feet of any inflammable liquid within the registered depot unless such inflammable liquid is separated from such explosive, thing, fire or light by a screen wall.

(5) No quantity of inflammable liquid in excess of that specified in the certificate of registration shall be kept in the registered depot.

(6) No person shall smoke in any part of a registered depot, and no person shall bring any matches into any such depot.

(7) All reasonable precautions, whether prescribed or not, shall be taken for the prevention of accidents by fire or explosion and for the prevention of any act which might tend to cause fire or explosion.

(8) (*a*) In every registered depot there shall be kept a sufficient quantity of sand or other prescribed material so distributed about such depot as to be immediately available for throwing on any inflammable liquid which may be spilled or ignited. Such sand or material shall be kept in such quantities and in such manner as are prescribed.

(*b*) Where so ordered by the Chief Inspector, chemical extinguishers of the foam type or such other type as may be approved by the Chief Inspector, and such other fire-fighting apparatus or equipment as may appear necessary to the Chief Inspector, shall be kept immediately available for use in any registered depot.

Supervision of registered depots.

11. (1) Any person keeping a registered depot where more than one million gallons of inflammable liquid are kept shall—

(*a*) Appoint persons over the age of twenty-one years sufficient in number for the adequate supervision of the depot at all times to act as watchmen.

(*b*) Give such instructions to each person so appointed as will ensure that if the instructions are properly carried out the registered depot will be kept under adequate supervision at all times.

(*c*) Take all reasonable precautions to ensure that the registered depot is kept under adequate supervision at all times by the persons so appointed.

(2) Subsection (1) of this section shall be deemed to permit the appointment of persons to act as watchmen who are also required to perform duties other than that of acting as watchmen.

(3) On the hearing of any complaint under subsection (1) of this section, proof of the fact that at any time there was no person acting as watchman in any such depot shall be *prima facie* evidence that the defendant is guilty of the offence charged.

(4) Any person appointed pursuant to subsection (1) of this section who without reasonable excuse fails to keep watch in accordance with the instructions given him pursuant to that subsection shall be guilty of an offence.

Marking of containers.

12. Every person keeping, conveying, selling, or exposing for sale inflammable liquid shall comply with the following general rules as to the marking of the containers in which such inflammable liquids are contained :—

(1) The outside of every container in which inflammable liquid Class A is contained shall be marked in the manner prescribed with the words "Highly Inflammable" together with the name or the trade name under which the liquid is sold, or with any words prescribed.

(2) The outside of every container in which inflammable liquid Class B is contained shall be marked in the manner prescribed with the words "Inflammable" together with the name or trade name under which the liquid is sold, or with any other words prescribed.

Conveyance of inflammable liquids.

13. (1) Inflammable liquid shall not be conveyed in quantities exceeding one gallon unless it is contained in substantial closed containers which comply with the regulations and from which the liquid cannot escape except under circumstances of gross negligence or extraordinary accident.

(2) Every person conveying, handling, loading or unloading or causing to be conveyed, loaded or unloaded inflammable liquids in quantities exceeding one gallon shall take all due precautions whether prescribed or not—

(*a*) to prevent any of the inflammable liquid from being discharged into any part of a house or building, or of the curtilage thereof, or onto any public way, or into any sewer, drain, canal, river, lake or any part of the sea or inlet thereof;

(*b*) for the prevention of fire or explosion and for preventing unauthorized persons having access to the inflammable liquid, and shall abstain from any act whatever which tends to cause fire or explosion or is not reasonably necessary for the purpose of the conveyance, handling, loading or unloading of the inflammable liquid.

(3) Inflammable liquids shall not be loaded on or unloaded from any ship between the hours of sunset and sunrise without the prior written approval of the Chief Inspector or any other inspector appointed for the purposes of this subsection by the Chief Inspector. A notice given in accordance with the provisions of section 12 of the Prevention of Pollution of Waters by Oil Act, 1961, shall be deemed to be an application for such approval.

Inflammable liquid on ships.

14. A master of a ship shall not convey, load or unload any inflammable liquid of a greater quantity than prescribed, unless he has first given such notice as is prescribed. Any such notice may be given by the master or owner of the ship, or by the agent of the master or owner.

Pipelines.

15. (1) All pipelines shall be constructed, installed, tested, maintained and operated in such manner and in accordance with such conditions as may be prescribed.

(2) A person shall not install, relay, renew or effect any major repairs to, any pipeline unless—

(*a*) he has submitted proposals of such installation, relaying, renewal or repairs together with all relevant details to the Chief Inspector; and

(*b*) the approval of the Chief Inspector has been given in writing to such proposals.

A person shall not use any pipeline so installed, relayed, renewed or repaired until the approval of the Chief Inspector has been given in writing to such use.

The provisions of this subsection shall not apply in respect of any pipeline in a registered depot or in any part of an oil refinery in which inflammable liquids are being processed.

(3) Where the Chief Inspector is of the opinion that it is in the interest of public safety so to do, he may by notice in

writing given to the owner of a pipeline require such owner to relay, renew or repair such pipeline in accordance with such requirements as may be specified in such notice.

(4) An inspector may at any time inspect and examine any pipeline, and the owner thereof or person operating or using the same and the person on whose land such pipeline is situated or his representative shall facilitate such inspection and examination and answer all inquiries put by the inspector in regard to such pipeline.

(5) Any person who—

(*a*) constructs, installs, tests, maintains or operates any pipeline otherwise than in the manner and in accordance with the conditions prescribed by regulation; or

(*b*) fails to comply with the requirements of any notice given to him pursuant to subsection (3) of this section; or

(*c*) otherwise contravenes or fails to comply with any provisions of this section;

shall be guilty of an offence.

Oil refineries.

16. Such conditions as are prescribed shall be complied with in respect of the relative situations of those parts of an oil refinery in which inflammable liquids are being processed and kept respectively.

Notice of fire or accident.

17. If any fire or explosion occurs in any registered depot or if any accident of the type prescribed occurs during the conveyance, loading or unloading of any inflammable liquid, the owner of the registered depot or the owner of the vehicle or the master of the ship as the case may be, shall immediately notify the Chief Inspector in writing specifying the cause and precise locality of such fire or explosion or accident, and whether any persons were killed or injured therein.

Inspectors.

18. (1) The Chief Inspector appointed under Part VI of the Industrial Code, 1920-1958, shall be the Chief Inspector of Inflammable Liquids.

(2) The Governor may appoint suitable persons to be inspectors under this Act.

Assistant to Government Analyst.

19. Any assistant to the Government Analyst may, upon the direction of the Minister, exercise all the powers of the Government Analyst under this Act.

Powers of inspectors.

20. (1) An inspector or any member of the police force may—

(*a*) at any time enter, inspect and examine any place where he has reasonable cause to believe that inflammable liquid may be found;

(*b*) make any general or particular enquiries as to the observance of this Act;

(*c*) question with respect to any matters under this Act any person found thereon;

(*d*) take without payment such samples of any substance which he has reasonable cause to believe to be inflammable liquid as are necessary for the examination and testing thereof.

(2) If it appears to an inspector that the provisions of this Act or the regulations thereunder are not being complied with he may give such directions in writing to any person keeping or conveying inflammable liquid, or the owner or lessee of any place or premises on which inflammable liquid is being kept as he thinks necessary to ensure compliance with this Act and the regulations. In giving such directions an inspector may order the removal of any inflammable liquid.

(3) In any case of imminent danger an inspector may, if he believes it necessary in the public interest so to do, render harmless any inflammable liquid.

Interpreters.

21. (1) An inspector or member of the police force entering premises pursuant to this Act may take with him an interpreter.

(2) Any question asked on behalf of such inspector or member of the police force by such interpreter shall be deemed to have been asked by the inspector or member, and any answer to such question given to the interpreter shall be deemed to have been given to the inspector or member as the case may be.

Obstruction of inspectors.

22. A person shall not—

(*a*) obstruct, interfere with or wilfully delay an inspector, member of the police force or an interpreter in the execution of any of his duties or powers under this Act;

(*b*) omit to truly answer or reply to any question put to him by or on behalf of any inspector or member of the police force for the purpose of enabling the inspector or member to obtain information as to whether the provisions of this Act and the regulations have been observed.

Inspectors to be assisted.

23. Every person on or about the place inspected shall facilitate the taking of samples and the rendering harmless of any inflammable liquid as provided in section 20.

Protection to inspectors.

24. No inspector shall be liable except in respect of any wilful neglect or default, to any legal proceedings for anything done in pursuance of this Act.

Summary procedure.

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

Evidence.

26. In any prosecution under this Act any allegation or averment or any statement in any complaint, information or proceedings—

(*a*) that a person named therein is an inspector appointed under this Act, or the Government Analyst or an assistant to the Government Analyst;

(*b*) that the depot therein mentioned is registered or is not registered as the case may be;

(*c*) that any liquid in a sealed container which bears a brand indicating that the container contains inflammable liquid, is in fact an inflammable liquid;

shall be deemed to be proved in the absence of proof to the contrary.

Analyst's certificate to be evidence.

27. In any proceedings under this Act with respect to any article analysed or tested in pursuance of this Act the production of the certificate of the Government Analyst shall be evidence of the facts therein stated unless the defendant or person charged gives notice in writing to the plaintiff or prosecutor at least twenty-four hours before the date of return of the summons or hearing that he requires the Government Analyst to be called to give evidence.

Gazette to be evidence.

28. A copy of the *Gazette* purporting to contain any proclamation or regulation shall be evidence of the contents of such proclamation or regulation, and that the same was duly made and published and is in force.

Notices by post.

29. All notices, certificates, and documents, including applications for approval to store inflammable liquids, and applications for registration of depots directed by or required for the purposes of this Act may be sent by post or otherwise, and if sent by post shall be deemed to have been received at the last moment of the day on which the same ought to have been received in the ordinary course of post.

Saving of common law remedies.

30. (1) This Act shall not, save as is herein expressly provided, exempt any person from any action or suit in respect of any nuisance, tort, or otherwise which might, but for the provisions of this Act have been brought against him.

(2) This Act shall not exempt any person from any indictment or other proceeding for a nuisance or for an offence which is indictable at common law or under any Act other than this Act, so, however, that no person be punished twice for the same offence.

(3) Where proceedings are taken before any court against a person in respect of any offence under this Act which is also an offence indictable at common law or by some Act other than this Act, the court may direct that, instead of those proceedings being continued, proceedings shall be taken for indicting the person at common law or under such other Act.

Genera penalty.

31. (1) Every person who contravenes or fails to comply with any provision of this Act or the regulations, whether by act or omission, shall be guilty of an offence.

(2) Every person who interferes with or resists an inspector or a member of the police force or an interpreter in the execution of any power or duty conferred or imposed upon him by this Act shall be guilty of an offence.

(3) Every person who is guilty of an offence against this Act shall be liable on conviction to a fine of not less than ten pounds and not exceeding two hundred and fifty pounds.

Powers of Harbors Board.

32. (1) In the event of any breach of this Act or any regulation under this Act in any harbour in respect of a ship or cargo or a vehicle conveying any part of the cargo, whether there has or has not been any conviction for such breach, The South Australian Harbors Board or any officer authorized in that behalf by the said Board, or any person acting under the orders of any such officer, may cause the ship, cargo or vehicle to be removed at the expense of the owner thereof to such a place or otherwise dealt with in such manner as may be in conformity with the regulations, and all expenses incurred in any such removal may be recovered summarily.

(2) Any person who resists the said Board, any such officer or other person, in such removal or other dealing shall be guilty of an offence.

Act to bind Crown.

33. This Act shall bind the Crown.

Regulations.

34. (1) The Governor may make regulations not inconsistent with the Act prescribing all matters which by this Act are required or permitted to be prescribed or which may be necessary or convenient to be prescribed for giving effect to this Act and in particular, but without limiting the generality of the foregoing, in respect of the following matters :—

(*a*) The situation, construction and fitting up of drum depots and tank depots for the keeping of inflammable liquids and of screen walls ;

(*b*) The maximum quantities of inflammable liquids which may be kept in drum depots and tank depots according to their construction and situation and according to the description of inflammable liquids kept therein ;

(*c*) The standards of construction of containers and the fittings for such containers for the keeping or conveyance of inflammable liquids ;

(*d*) The construction, installation, testing, maintenance and operation of pipelines ;

(*e*) The conditions for the safe keeping, conveyance, loading and unloading of inflammable liquids ;

(*f*) The construction and character of artificial lights which may be taken into a drum depot or tank depot ;

(*g*) The description, construction, marking, ventilation, lighting and general fitting up of ships and vehicles to be used for the conveyance of inflammable liquids ;

(*h*) The mode of stowing and keeping inflammable liquid during transit on a ship, and of giving notice by brands, labels or otherwise of the nature and destination of containers for the conveyance of inflammable liquids ;

(*i*) The placing, removal and storage of inflammable liquids on or from any wharf or place within the vicinity of a wharf ;

(*j*) The use of fires and lights on or near any ships or vehicles loading inflammable liquid, or in which inflammable liquid is being or has been recently conveyed, and prohibiting the use of such fires or lights thereon or near thereto as may be dangerous ;

(*k*) The safety of persons engaged in the keeping, conveyance, loading and unloading and refining of inflammable liquids ;

(*l*) Determining the notice to be given by a master of intention to convey, load or unload inflammable liquid and the quantities of inflammable liquids which may be conveyed, loaded or unloaded without giving such notice ;

(*m*) Regulating the navigation of and places for mooring ships conveying, loading or unloading inflammable liquid ;

(*n*) The form and manner of applying for and granting approvals to keep inflammable liquids and for registration of depots and for giving notice regarding the conveying, loading and unloading of inflammable liquids by ship, renewals, transfers, revocations, alterations and amendments thereto ;

(*o*) The fees to be paid ;

(*p*) The conveyance, handling, loading and unloading of inflammable liquid on any wharf, canal or railway under the jurisdication of The South Australian Harbors Board or the South Australian Railways Commissioner, and for requiring this Act and the regulations made thereunder to be enforced and observed by the said Board or Commissioner and by their officers, servants and agents and persons within the jurisdiction of such Board or Commissioner upon any ship or upon the wharf, canal or railway of such Board or Commissioner and empowering such Board or Commissioner or any officers, servants or agents thereof to secure the said enforcement and observances ;

(*q*) Penalties not less than ten pounds and not exceeding two hundred and fifty pounds for the breach of any regulation.

(2) Any regulations made pursuant to the powers conferred by this section requiring enforcement of this Act or regulations by The South Australian Harbors Board or the South Australian Railways Commissioner, or the officers, servants or agents thereof, shall be made only on the recommendation of the said Board or Commissioner to which the regulation applies, and after the making of any such regulation for such enforcement with respect to the said Board or Commissioner, the said Board or Commissioner as the case may be, shall be charged with the administration of this Act and the regulations within such limits as are fixed by the regulation and to such extent as is fixed by the regulation.

(3) Any regulations in relation to ships or wharves made pursuant to any powers conferred by paragraphs (*g*), (*h*), (*i*), (*j*), (*k*), (*l*) and (*m*) of this section shall be made upon the recommendation of The South Australian Harbors Board.

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

EDRIC BASTYAN, Governor.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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No. 50 of 1961

An Act to consolidate and amend certain enactments relating to road traffic, and for other purposes.

[*Assented to* 16*th November*, 1961.]

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.

1. This Act may be cited as the "Road Traffic Act, 1961". Short title.

2. (1) Sections 1, 2 and 3 of this Act shall come into force on the day on which this Act is assented to by the Governor. Commencement.

(2) The other provisions of this Act shall come into force on the day or on the several days fixed by the Governor by proclamation.

(3) The Governor may so fix different days for the coming into force of different parts or provisions of this Act.

3. (1) The Governor may by proclamation fix a day or days upon which the enactments mentioned in the first schedule or any of those enactments or any provisions of those enactments shall be repealed. Repeals.

(2) The said enactments or provisions shall be repealed as from the day or respective days so fixed.

(3) In relation to the repeal of any of the said enactments or provisions the provisions in the second schedule shall have effect.

Division of Act.

4. This Act is divided into Parts as follows :—

PART I.—Preliminary. Sections 1 to 9.

PART II.—Administrative Provisions. Sections 10 to 38.

PART III.—Duties of Drivers and Pedestrians. Sections 39 to 110.

PART IV.—Equipment, Size, and Weight of Vehicles, and safety provisions. Sections 110 to 163.

PART V.—Supplementary Provisions. Sections 164 to 177.

Interpretation.

5. In this Act unless the context otherwise requires or some other meaning is clearly indicated—

"animal" means animal of any sex or age belonging to a species to which any of the following animals belong, namely horse, cow, mule, donkey, camel, sheep, pig, or goat :

"area" means a municipality or district council district and includes the town of Whyalla as defined by the Whyalla Town Commission Act, 1944-1949, and the suburb defined in the Garden Suburb Act, 1919-1960 :

"articulated motor vehicle" means a motor vehicle having at the rear thereof a portion on wheels which is pivoted on and partly superimposed on the forward part of the motor vehicle :

"axle" means that part of a vehicle consisting of one or more shafts, spindles, or bearings in the same transverse vertical plane or between two transverse vertical planes, not more than forty inches apart, by means of which, in conjunction with wheels mounted on such shafts, spindles or bearings, the whole or portion of the weight of the vehicle and its load is continually transmitted to the road surface :

"barrier line" means a double line marked longitudinally on a carriageway and consisting of two lines not more than six inches apart and being either two continuous lines or one continuous and one broken line :

"bicycle" means a pedal bicycle or a motor bicycle :

"carriageway" means that portion of a road ordinarily used for the passage of vehicular traffic. If a road has two or more portions ordinarily used for such traffic and separated by a dividing strip or strips, each such portion shall be a separate carriageway :

s. 5. **(Definition of "road")** LIPPETT v. ROBERTSON (1953) S.A.S.R. 13. Held that streets within Woomera Village were "roads" within the meaning of Part VI of the Road Traffic Act, 1934. *See also* the Prohibited Areas (Application of State Laws) Act, 1952.

"commercial motor vehicle" means—

(*a*) a motor vehicle constructed or adapted solely or mainly for the carriage of goods; or

(*b*) a motor vehicle of the type commonly called a utility:

"council" means a municipal or district council and includes The Whyalla Town Commission established under the Whyalla Town Commission Act, 1944-1949, and the Garden Suburb Commissioner appointed under the Garden Suburb Act, 1919-1960:

"crossover" means a vehicular track which passes through a dividing strip and gives access from one carriageway to another, and includes any such track which is a continuation or part of a road adjoining a divided road, but does not include any such track which is a continuation or part of a road intersecting a divided road:

"divided road" means a road having two or more carriageways separated from each other by one or more dividing strips:

"dividing strip" means a strip of land in a road, which strip is not ordinarily used for the passage of vehicles along the road and divides the road into separate carriageways, but does not include a strip of land marked off only by lines on the road:

"drive" includes ride:

"driver" means a person riding driving or in actual physical control of a vehicle or animal and, in relation to a trailer, means the driver rider or person in actual physical control of the vehicle by which the trailer is drawn:

"give way sign" means a sign inscribed with the words "give way" across the face thereof:

"improved road" means a road the surface of which has been prepared, formed, metalled or gravelled:

"inspector" means a person appointed or holding office as an inspector under or by virtue of this Act:

"intersection" means the area comprised within imaginary straight lines joining the corners formed by the convergence of the lateral boundary lines or the prolongation of the lateral boundary lines of two or more roads which cross each other:

"junction" means the part of a road which is comprised within the prolongation across the road of the lateral boundary lines of another road which joins it:

A road shall be deemed to join another road within the meaning of this definition if it joins that road but does not cross it:

"level crossing" means a place where a road and a railway, or a road and a tramway laid on land other than a road, cross each other on the same level:

"motor vehicle" means a motor vehicle, motor tractor, or mobile machine propelled or capable of being propelled by power other than human or animal power but does not include a motor vehicle operated on a railway or tramway:

"one-way carriageway" means a carriageway on which vehicles are permitted to travel in one direction only:

"owner" includes a hirer under a hire-purchase agreement or the assignee of such a hirer:

"pedal bicycle" means a bicycle propelled by human power:

"pedestrian crossing" means a crossing for the use of pedestrians established in accordance with this Act:

"rider" includes driver and "ride" includes drive:

"road" means—

(*a*) a road, street or thoroughfare; and

(*b*) any other place commonly used by the public or to which the public are permitted to have access:

"school omnibus" means a vehicle bearing signs on the front and rear thereof containing in clear letters at least four inches high the words "School Bus":

"speed zone" means a road, portion of a road, carriageway, or portion of a carriageway for which a speed limit has been fixed under this Act:

"stop line" means a line marked with paint studs or otherwise across or partly across the surface of the carriageway near traffic lights or a stop sign or pedestrian crossing, so as to indicate a stopping place for vehicles approaching the lights, sign or crossing: or

"stop sign" means a sign inscribed with the word "Stop" across the face thereof:

"the Board" means the Road Traffic Board of South Australia :

"tractor" means a motor vehicle constructed or adapted wholly or principally for supplying motive power for machinery or for hauling other vehicles or machines:

"trailer" means a vehicle, or a machine on wheels, which vehicle or machine is not self-propelled and is constructed or adapted for being drawn by a motor vehicle, but does not include the rear portion of an articulated motor vehicle :

"traffic control device" means—

(*a*) any traffic lights, signal, stop sign, give way sign, sign indicating a speed limit, barrier line, line or mark indicating a course for turning vehicles, pedestrian crossing, safety island, safety zone, traffic island, roundabout or dividing strip ; and

(*b*) any other sign, signal, device, mark or structure the purpose of which is to regulate traffic and which is of a class declared by proclamation to be traffic control devices within the meaning of this Act :

but does not include a device by which visible or audible warning is given of the approach of railway rolling-stock to a level railway crossing :

"traffic lights" means signals for controlling traffic by means of illuminated circles or arrows or combinations thereof shown in succession :

"two-way carriageway" means a carriageway other than a one-way carriageway :

"unladen weight" in relation to a vehicle means the weight of the vehicle without any load other than the petrol, oil, tools and accessories ordinarily carried on the vehicle :

"vehicle" does not include a vehicle operated on a railway or tramway :

"walk" includes run.

Application of Act to driving on roads.

6. Every reference in this Act to driving or riding a vehicle, or attempting to put a vehicle in motion, or to driving riding or leading an animal, or to walking, shall be construed as a reference to driving or riding a vehicle, or attempting to put a vehicle in motion, or driving riding or leading an animal, or walking on a road, unless it is otherwise expressly stated.

Drivers of trailers.

7. For the purposes of this Act, where a person drives a motor vehicle to which a trailer is attached, he shall be deemed to be the driver of the trailer, and the trailer shall be deemed to be driven by him.

Application of Act to servants of the Crown.

8. This Act shall apply to persons in the service of the Crown as well as to other persons.

Power to proclaim additional traffic devices.

9. The Governor may by proclamation—

(*a*) declare that any signs signals devices marks or structures described or indicated in the proclamation shall be a class of traffic control devices within the meaning of this Act ;

(*b*) revoke or vary any proclamation for the time being in force under this section.

PART II.

ADMINISTRATIVE PROVISIONS.

The Minister.

Administration by Minister.

10. The Governor may by proclamation—

(*a*) commit the administration of this Act or any Part or provisions of this Act to any Minister ;

(*b*) revoke or vary any proclamation made under paragraph (*a*) of this section.

The Road Traffic Board of South Australia.

Constitution of Road Traffic Board.

11. (1) There shall be a board to be called the "Road Traffic Board of South Australia".

(2) The members of the Board shall be appointed by the Governor and shall be—

(*a*) a Traffic Engineer employed in the Highways and Local Government Department, and ;

(*b*) the Commissioner of Police or a member of the Police Force holding a rank not lower than that of inspector and nominated by the Commissioner of Police ; and

(*c*) a person representative of local government interests nominated by the Minister.

(3) The Governor shall appoint one of the members to be the chairman of the Board.

(4) A member of the Police Force appointed to the Board shall remain a member of that Force and shall be released from police duties so far as necessary to enable him to carry out his duties as a member of the Board.

(5) Subject to this Act, the terms and conditions on which members of the Board are appointed shall be fixed by the Governor.

Procedure of Board.

12. (1) At a meeting of the Board two members shall form a quorum.

(2) If the chairman is not present at a meeting, the members who are present may appoint one of their number to be acting chairman.

(3) Subject to this section, the Board may regulate its own proceedings.

(4) A decision concurred in by any two members of the Board on any matter before the Board shall be deemed a decision of the Board.

Expenses.

13. The Governor may fix the remuneration and travelling and other expenses payable to the members of the Board.

Staff of Board.

14. (1) The Governor may appoint a secretary to the Board and any other officers whom he deems it necessary to appoint for enabling the Board to perform its functions.

(2) Unless the Governor otherwise determines in any case, the secretary and the said officers shall be appointed and hold their offices under the Public Service Act, 1936-1958.

Functions of Board.

15. The functions of the Board (in addition to those conferred on it by the other provisions of this Act and the Local Government Act, 1934-1959 and the amendments thereof) shall be—

(*a*) to make recommendations to the Minister and other authorities concerned with road construction or road traffic, on the use of traffic control devices and other measures to be taken to prevent road accidents, to improve the flow of traffic, and to eliminate causes of danger and traffic congestion on roads;

(*b*) to promote uniformity in the design, specifications, location and proper use of traffic control devices;

(*c*) to conduct research and collect statistics relating to road accidents and other road traffic problems;

(*d*) to publish information for the instruction of road users on road safety and traffic laws and regulations;

(*e*) to supply technical information and advice regarding road traffic problems to authorities concerned with road traffic;

(*f*) to investigate and report on proposals for alterations of and additions to traffic laws and regulations;

(*g*) to investigate and report on any other matter relating to roads or traffic referred to it by the Minister.

Traffic Control Devices.

Power as to traffic control devices.

16. The authorities mentioned in this Part may, with the approval of the Board in each case, erect place or mark traffic control devices on or near roads in accordance with this Part.

Stop signs and give way signs.

17. (1) The Commissioner of Highways or a council may erect stop signs or give way signs at any place on a road.

(2) The South Australian Railways Commissioner may erect stop signs at or near any railway level crossing, and the Municipal Tramways Trust may erect stop signs at or near any tramway level crossing.

Traffic lights.

18. A council may erect traffic lights at any place on a road.

Signs indicating speed limits on bridges.

19. The Commissioner of Highways or a council may erect on or near a bridge signs indicating a speed limit for vehicles crossing that bridge.

Signs indicating works on roads.

20. (1) In this section "public authority" means—

(*a*) any Minister of the Crown ;

(*b*) the Commissioner of Highways ;

(*c*) any council ;

(*d*) any other authority or company authorized by an Act to carry out works on roads ; and

(*e*) any member of the police force making investigations on a road at a place where an accident has occurred.

(2) A public authority, with the approval of the Board or of a person appointed by the Board to give approvals under this section, may place signs on a road for the purpose of indicating the portion of the road on which works are in progress, or on which men are working.

(3) If a public authority has engaged a contractor to carry out works on a road on behalf of the authority, the contractor may exercise the powers conferred on the authority by this section.

(4) A sign placed on a road pursuant to this section must bear on the face thereof visible to approaching drivers the words and figures "speed limit 15".

Signs near schools and playgrounds.

21. (1) The Commissioner of Highways or a council may erect at any suitable place on a road a sign for the purpose of warning drivers that they are approaching a portion of a road abutting on a school or playground, or a portion of a road used by children going to or coming from a school.

(2) Every sign erected or placed on a road pursuant to this section must have the word "school" or "playground" (as the case may be) painted or marked on the face thereof.

(3) A committee, council or other board of governors or management of a school may place on a road abutting on or adjacent to a school a sign of the type commonly known as a "safety sall".

(4) In this section—

"school" means a building (including a church or dwelling-house) regularly used as a school or Sunday school and any schoolgrounds abutting on or surrounding any such building:

"playground" means an area maintained for the sole or main purpose of being used as a playground for children.

Turning lines and barrier lines.

22. The Commissioner of Highways or a council may mark on any road—

(*a*) lines, words, or signs for the purpose of indicating the route to be followed by vehicles turning to the right or left at or in an intersection or junction:

(*b*) barrier lines for the purpose of indicating a duty to keep vehicles on the left of such lines.

Pedestrian crossings.

23. (1) A council may mark pedestrian crossings across the carriageway of any road. Different kinds of crossings may be marked according to local requirements and in particular special pedestrian crossings may be marked in the vicinity of schools.

(2) Any person authorized in accordance with the regulations to do so may exhibit a flag or sign bearing the word "stop" for the purpose of requiring drivers to stop before entering a pedestrian crossing.

(3) A person shall not on or near a pedestrian crossing exhibit a flag or sign bearing the word "stop" unless he is authorized to do so in accordance with the regulations.

Penalty: Twenty-five pounds.

Approval for traffic control devices.

24. A council shall not construct or erect a traffic control device on a road except with the approval of the Board.

General provisions as to traffic control devices.

25. (1) Every traffic control device—

(*a*) must comply with any regulations applicable to it;

(*b*) subject to the regulations, must be of such design as is fixed or approved by the Board; and

(*c*) must (if it consists of a signal sign or notice erected vertically) be erected or placed or marked so as to be clearly visible to drivers travelling towards the face of the device.

(2) Every traffic control device existing at any time on or near a road shall be deemed to have been placed or marked on or near the road by an authority empowered by law so to place or mark it, and with the approval required by this Act.

(3) Any lights, signal, sign, line, device, marks, island, zone, or dividing strip substantially conforming to the requirements of this Act and the regulations applicable to any kind of traffic control device shall be deemed to be a traffic control device of that kind.

(4) The authority which erects or marks a traffic control device on a road shall maintain it in good order.

Removal of traffic control devices.

26. (1) Subject to subsection (2), an authority may remove any traffic control device erected or marked by that authority.

(2) Where a traffic control device was erected or marked by an authority with the approval of the Board, or is such that the Board's approval would be required under this Act for so erecting or marking it, it shall not be removed except with the approval of the Board.

Approvals.

27. (1) An authority which applies for the Board's approval for the erection marking or removal of any traffic control device shall supply the Board with such information relevant to the proposal as the Board reasonably requires.

(2) The Board shall consider every application for any such approval and any information submitted by the applicant authority and may grant or refuse the application or grant it subject to conditions and modifications.

Review of Traffic Board's decisions.

28. (1) If the Board—

(*a*) refuses to give approval for the erection marking or removal of any traffic control device; or

(*b*) gives such approval subject to conditions or modifications—

the Board shall, if requested by the authority which applied for the approval state its reasons for its decision.

(2) The said authority may within twenty-eight days after receipt of the Board's reasons apply to the Board to review its decision. Upon such a request the Board—

(*a*) shall give the authority an opportunity of submitting information and arguments; and

(*b*) may obtain further relevant information; and

(*c*) shall reconsider its previous decision; and

(*d*) shall report to the Minister who may affirm or reverse that decision or approve of any alternative proposal submitted by the authority.

(3) Before affirming or reversing a decision of the Board or approving of any alternative proposal under this section, the Minister shall give the Board and the authority an opportunity of making representations to him thereon.

Financial provision.

29. The cost of any traffic control devices erected or marked by the Commissioner of Highways with the approval of the Board shall be paid out of any money voted by Parliament for expenditure on roads.

Unsatisfactory traffic signals, devices, etc.

30. (1) For the purpose of this section, a traffic control device or other sign or mark used to regulate or warn traffic shall be unsatisfactory if it has been erected or marked without an approval or consent required by law, or is not in accordance with law or does not comply with an accepted standard, or is likely to confuse or mislead road users, or to increase the risk of accident.

(2) If the Board is of opinion that any traffic control device or other sign line or mark used to regulate or warn traffic is unsatisfactory, it may give the authority which erected or marked the device sign line or mark (in this section called "the authority") a notice to show cause why the device, sign line or mark should not be removed, or placed in another position, or altered or modified.

(3) In the notice the Board shall state a time within which the authority may make representations to it orally or in writing.

(4) If after considering any representations made by the authority) within the time so stated and any other relevant matters the Board is satisfied that the device, sign line or mark is unsatisfactory it may request the authority to remove it or to alter its position, or to alter or modify it in some other way. The notice shall state a time within which the request is to be complied with and the authority shall comply with the request within that time or any extended time fixed by the Board.

(5) Where a device, sign line or mark has been removed under this section, the authority shall not reinstate or renew it without the consent of the Board.

Removal of certain lights and signs.

31. (1) In this section—

"false traffic sign" means a sign or device which is a colourable imitation of any traffic control device or purports to be a traffic control device and is erected or marked on a road or elsewhere, otherwise than in accordance with this Act :

"light" means a lamp, sign, advertisement or device of any kind from which light is projected.

(2) If the Board is satisfied that any light or false traffic sign erected or placed on or near a road is likely to increase the risk of accident on any road, the Board may by notice in writing require the owner of the light or sign or any person in control of it to take such action, whether by way of removing, modifying, screening, or otherwise dealing with the light or sign, as is specified in the notice, and within a time so specified.

(3) A notice under this section may be served either by post, by means of a letter addressed to the usual place of residence or business of the person to be served, or by delivering it to him personally.

(4) A person to whom a notice under this section is duly given shall comply with it.

Penalty : Fifty pounds.

(5) If within the time specified in a notice duly given under this section the person required to comply with the notice does not comply with it, the Board may take the action specified in the notice and recover the cost of doing so from the said person as a debt, by action in a local court.

Speed Zones.

Speed zones.

32. (1) In this section "zone" means a road or portion of a road, or a carriageway of a road or portion of any such carriageway.

(2) The Board may, by regulation which it is hereby empowered to make, fix a speed limit for any zone.

(3) Every speed zone and the speed limit for that zone shall be indicated by signs on the road at or near the beginning and end of the zone. The signs shall comply with such requirements as to size, design, markings, location and other matters as are prescribed by regulations.

(4) The Commissioner of Highways shall provide and erect the signs required to indicate the speed zones and the speeds fixed for those zones.

Road Closing and Exemptions for Road Races.

Closing roads and exemption for road races.

33. (1) Upon the application of any persons interested, the Minister may make an order directing either or both of the following matters :—

(*a*) That a road upon which any races or tests are to be held, and any other adjacent or adjoining road shall be closed to traffic on any day or days ;

(*b*) That persons taking part in any races or tests on a road closed to traffic under this section be exempted from the duty to observe any enactment, regulation or by-law prescribing speed limits or other rules to be observed on roads by drivers of vehicles.

(2) An order under this section shall not be made except with the consent of every council within whose area any road intended to be closed by the order is situated.

(3) At least two clear days before an order under this section takes effect the Minister shall advertise a copy of the order in two newspapers, one of which shall be a daily newspaper circulating generally in the State. The costs of every such advertisement shall be paid by the applicants.

(4) An order under this section shall be subject to any conditions which the Minister thinks fit to impose, and upon breach of any condition shall cease to have effect.

(5) An order under this section shall render lawful anything done in accordance therewith.

(6) An order under this section may apply to the whole or a part of any road.

Weighing Instruments.

Weighbridges and weighing instruments.

34. A council may within its area, and the Minister may in any part of the State, erect or provide and maintain weighbridges or other weighing instruments for the purpose of weighing vehicles with or without their loads, or the loads on vehicles, or for ascertaining the weight carried on any axle or two or more axles of a vehicle.

Inspectors.

Inspectors.

35. (1) The Commissioner of Highways may appoint any persons to be inspectors under this Act.

(2) Every person for the time being in charge of a ferry established under Part XXIX of the Local Government Act, 1934-1959, shall be an inspector under this Act.

Hindering inspectors.

36. A person shall not hinder or obstruct an inspector in the execution of any power conferred or duty imposed on him by this Act.

Penalty: Fifty pounds.

Powers of Search and Inquiry.

Power to examine vehicles involved in offences.

37. A member of the police force may, if he has reasonable cause to suspect that a vehicle has been involved in a collision or has been driven on a road recklessly or at a speed or in a manner which is dangerous to the public or has been stolen or used without the consent of the owner and is on any land or premises, enter that land or those premises and therein search for the vehicle and examine it if found.

Questions as to identity of drivers.

38. A person shall truly answer any question put to him by a member of the police force or an inspector for the purpose of obtaining information which may lead to the identification of the person who was driving a vehicle on any occasion.

Penalty: Fifty pounds.

PART III.

PART III.

DUTIES OF DRIVERS AND PEDESTRIANS.

Scope of this Part.

Application of this Part.

39. (1) A rider or driver of an animal shall have the duties, rights and privileges imposed or conferred on the rider or driver of a vehicle by the provisions of this Part, other than provisions which by their nature cannot apply in relation to animals.

(2) Unless the context otherwise requires the word "vehicle" in this Part includes an animal which is ridden or driven.

(3) Sections 41, 43, 45 and 46 of this Act shall apply in relation to tramcars and their drivers as well as other vehicles and drivers.

Exemptions of fire, ambulance and police vehicles.

40. (1) The following shall be exempt vehicles within the meaning of this section :—

(*a*) Any motor vehicle used by The Fire Brigades Board or by a fire brigade registered under the Fire Brigades Act, 1936-1958 while it is being driven to any place in answer to a call for the services of a fire brigade or is in use at a fire ;

(*b*) Any motor ambulance which is being driven in answer to an urgent call or is conveying an injured or sick person to any place for treatment urgently required ;

(*c*) Any motor vehicle driven by a member of the police force in the execution of his duty.

(2) While a vehicle is an exempt vehicle the provisions of this Act relating to the following matters shall not apply in relation to the driving or use of that vehicle :—

(*a*) Speed limits ;

(*b*) Stopping at stop signs or traffic lights ;

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s. 40. THE SOUTH AUSTRALIAN AMBULANCE TRANSPORT INCORPORATED v. WAHLHEIM (1948) 77 C.L.R. 215; 22 A.L.J. 545, reversing WAHLHEIM v. THE SOUTH AUSTRALIAN AMBULANCE TRANSPORT INCORPORATED (1948) S.A.S.R. 152. Observations upon the duties of a driver of an exempt vehicle.

THE FIRE BRIGADES BOARD v. MUNICIPAL TRAMWAYS TRUST (1950) S.A.S.R. 262. The duties of drivers of tramcars and vehicles, such as fire engines, exempted from compliance with normal provisions for the regulation of road traffic, considered.

HINE v. O'CONNOR AND CHAMBERS AND THE FIRE BRIGADES BOARD (1951) S.A.S.R. 1. Although a fire-engine proceeding to a fire is exempted by section 156a of the Road Traffic Act, 1934, from compliance with certain traffic regulations, the driver is nevertheless bound to exercise reasonable care, and the urgency of the duty upon which it is proceeding will not justify him in driving at a speed which in the circumstances is excessive and dangerous.

(*c*) Giving right of way ;

(*d*) Driving or standing on any side or part of a road ;

(*e*) Passing other vehicles on any specified side thereof ;

(*f*) The mode of making right turns ;

(*g*) Stopping in case of accident ;

(*h*) Boarding or leaving a vehicle in motion ;

(*i*) Carrying persons on the bonnet or roof.

Compliance with Directions.

Directions for regulation of traffic.

41. (1) A member of the police force may give such reasonable directions to persons driving vehicles or walking on a road as are, in his opinion, necessary for the safe and efficient regulation of traffic thereon, or for clearing vehicles and persons from any road or part of a road closed to traffic, or for the purpose of ascertaining whether an offence against this Act has been or is being committed.

(2) A person to whom a direction of a member of the police force is given pursuant to this section shall forthwith comply with it.

Penalty : Fifty pounds.

Power to stop vehicle and ask questions.

42. (1) A member of the police force, or an inspector, may—

(*a*) request the driver of a vehicle on a road to stop that vehicle ;

(*b*) ask the driver or the person apparently in charge of a vehicle (whether on a road or elsewhere) questions for the purpose of ascertaining the name and place of residence or place of business of that driver or person or of the owner of the vehicle, or the nature or constituents of the load on the vehicle, or for the purpose of estimating the weight of the vehicle.

(2) A person shall forthwith—

(*a*) comply with a request made to him under subsection (1) of this section to stop a vehicle ;

(*b*) truly answer a question put to him under subsection (1) of this section.

Penalty : Fifty pounds.

Accidents.

Duty to stop and report in case of accident.

43. (1) In this section—

"accident" includes a collision whether caused intentionally or otherwise:

"animal" includes a dog.

(2) This section applies only to accidents in which

(*a*) any person or animal is injured or killed; or

(*b*) any real or personal property (other than an animal) is destroyed or damaged.

(3) If owing to the presence of a vehicle on a road an accident occurs the driver of every vehicle concerned in the accident shall—

(*a*) stop his vehicle forthwith;

(*b*) if requested so to do by any person having reasonable grounds for such request, state his name and address and the registered number (if any) of his vehicle;

(*c*) as soon as reasonably practicable, and in any case within twenty-four hours after the occurrence of the accident, report the accident to a member of the police force or at a police station.

Penalty: For an offence against paragraph (*a*) of this subsection, if it is proved that a person was injured or killed in the accident, one hundred pounds or imprisonment for six months.

For any other offence against this subsection, one hundred pounds.

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s. 43. MINERVINI v. WALSH (1928) S.A.S.R. 286. The obligation to stop implies that the vehicle must be brought to rest within such a distance and time as is reasonable in the circumstances.

NOBLET v. CONDON (1935) S.A.S.R. 329. Held that section 52 of the Road Traffic Act, 1934 (re-enacted by section 139 of that Act with amendments not material to this case), required the driver to stop so long as reasonably necessary to enable the proper questions to be put, if there was anyone in the vicinity who desired to put them.

JARMAN v. WALSH (1936) S.A.S.R. 25. Held that section 52 of the Road Traffic Act, 1934 (re-enacted by section 139 of that Act with amendments not material to this case), required the driver of a motor vehicle to stop in case of accident as soon as practicable in the circumstances.

BOND v. GILBERT (1938) S.A.S.R. 37. The offence of failing to stop may be of a trifling nature although the accident occasioning the stop may be more than trivial.

COX v. BUTTON (1949) S.A.S.R. 244. Observations on the duty to stop imposed by section 139 of the Road Traffic Act, 1934.

CLEMENT v. GILL (1953) S.A.S.R. 25. Where a pedestrian was struck by a motor vehicle, thrown to the ground, shaken and dazed but no evidence was given of any actual physical injury, held that the evidence was insufficient to prove that injury had been caused to him within the meaning of subsection (1) of section 139 of the Road Traffic Act, 1934.

(4) It shall be a defence to a charge of any offence against this section to prove—

(*a*) that the defendant did not know that the accident had occurred and that his want of knowledge was not due to carelessness or recklessness; or

(*b*) that the only damage or injury resulting from the accident was damage or injury to property owned by the defendant.

(5) It shall be a defence to a charge of an offence against paragraph (*c*) of subsection (3) of this section to prove that the only damage or injury resulting from the accident was damage or injury to property and that a fair estimate of the cost of making good such damage or injury was not more than twenty-five pounds.

(6) An apparently genuine document produced by the prosecution, purporting to be signed by the Commissioner of Police and to certify that an accident indicated in the document (whether by reference to the approximate time and place thereof or to the person or persons involved or otherwise so as to reasonably identify it) had not been reported at a police station or to a police constable prior to any date mentioned in the certificate shall be *prima facie* evidence of the matter so certified.

Illegal Use of Motor Vehicles.

Using motor vehicle without consent.

44. (1) A person shall not, on a road or elsewhere, drive, use or interfere with a motor vehicle without first obtaining the consent of the owner thereof.

Penalty: For a first offence, imprisonment for not more than twelve months. For a subsequent offence, imprisonment for not less than three months or more than two years.

(2) The court may, in addition to imposing a penalty under this section, order the defendant to pay to the owner of the motor vehicle driven, used or interfered with in contravention of this section, such a sum as the court thinks proper by way of compensation for any loss or damage suffered by the owner.

s. 44. BOLLMEYER v. DALY (1933) S.A.S.R. 295; 5 Austn. Digest 168. "Use" covers every degree of use. The *mens rea* necessary to support a charge under section 53 of the Road Traffic Act, 1934, is an intention to use a motor vehicle without the consent of the owner.

LOGAN v. COPP (1942) S.A.S.R. 45. When a soldier was convicted, on a plea of guilty, of unlawfully using a motor vehicle without first obtaining the consent of the "Commonwealth Military Defence Department" alleged in the complaint to be the owner of the vehicle, held that the conviction was bad as the owner of the vehicle must, by reason of section 111 of the Defence Act, 1903-1939, be deemed to be the commanding officer of the corps.

CRAFTER v. SIMPSON (1943) S.A.S.R. 87. When a soldier, without any authority from the officer commanding his unit, took and used on his own affairs a motor cycle belonging to the Commonwealth, held that he could properly be convicted of an offence under section 53 of the Road Traffic Act, 1934.

(3) Subsections (1) and (2) of this section shall not apply to a member of the police force or any officer of a council in the execution of his duty under this Act or any other Act.

(4) A complaint for an offence against this section may be laid at any time not later than two years after the commission of the offence.

Careless and Dangerous Driving.

Careless driving.

45. A person shall not drive a vehicle without due care or attention or without reasonable consideration for other persons using the road.

Penalty : Fifty pounds.

s. 45. HUNT v. BOND (1930) S.A.S.R. 46; 12 Austn. Digest 285. Held, that a complaint alleging negligent driving, without giving particulars of the negligence, was sufficient.

WINTULICH v. LENTHALL (1932) S.A.S.R. 60. Held, under section 21 of the Motor Vehicles Act, 1921, which made it an offence to drive a motor car negligently, that the standard of care required was that which an ordinary prudent man would deem necessary in the circumstances presented to him, in order to avoid injury or damage to the person or property of others. Wilful or intentional negligence need not be proved.

NEALE v. WALSH (1932) S.A.S.R. 429. Any substantial breach of the ordinary duty to take care amounted to "driving negligently" within the meaning of section 21 of the Motor Vehicles Act, 1921.

KIERNAN v. PIERCE (1933) S.A.S.R. 137. Where the circumstances proved against a defendant proved to have been involved in a collision are such that he may be presumed to know why the collision occurred, and the only evidence before the court indicates that the other party was not blameworthy, the defendant must either explain why the collision occurred or submit to the conclusion that it occurred because he was driving negligently.

TAYLOR v. GEARY (1939) S.A.S.R. 89. Where the defendant, driving a motor vehicle, had collided with a horse-drawn vehicle emerging from a side-street and crossing over the road on which the defendant was travelling, and there was evidence to show that the defendant, had he been keeping a proper look-out, could have seen there was ample room to pass behind the other vehicle, held that he had been properly convicted under subsection (1) of section 120 of the Road Traffic Act, 1934, for driving without due care.

JOHNS v. SILBEY (1939) S.A.S.R. 133. Where a collision occurred between a motor vehicle driven by the defendant and a cycle, held that the dismissal of a complaint under subsection (1) of section 120 of the Road Traffic Act, 1934, for driving without due care could be supported upon the view that the defendant had been guilty of a mere error of judgment in the emergency created by the cyclist. The court should take into account the difficulty created by conditions of poor visibility.

DAYMAN v. SARIS (1939) S.A.S.R. 176. The negligence of a driver of a vehicle contributing to a collision with another vehicle is irrelevant on a charge under subsection (1) of section 120 of the Road Traffic Act, 1934, for driving without due care against the driver of the second vehicle.

VIRGO v. ELDING (1939) S.A.S.R. 294. To constitute the offence of driving without due care, it is not necessary to show that the driver is driving without due regard to the safety of other users of the highway. Where a driver had fallen asleep at the wheel and his car had run off the road, held that he was properly convicted of driving without due care.

DAYMAN v. SARIS (1939) S.A.S.R. 445. Held, in the particular facts, that the driver of a vehicle drove without due care.

STEPHENS v. STEWART (1941) S.A.S.R. 24. Where a driver of a vehicle turned his vehicle for the purpose of proceeding in the opposite direction, held out his hand to signal the turn, but did not look for traffic whilst on the turn, held that he drove without due care.

DAYMAN v. GILL (1941) S.A.S.R. 208. Where a driver of a vehicle turned across a street and his explanation was accepted that when he commenced his turn

Reckless and dangerous driving.

46. (1) A person shall not drive a vehicle recklessly or at a speed or in a manner which is dangerous to the public.

Penalty: Not less than thirty and not more than one hundred pounds. For a second or subsequent offence, a fine of the said amount or imprisonment for not more than three months or both such a fine and imprisonment.

(2) In considering whether an offence has been committed under this section the court shall have regard to—

(*a*) the nature condition and use of the road on which the offence is alleged to have been committed; and

(*b*) the amount of traffic on the road at the time of the offence; and

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s. 45. (*contd.*) approaching vehicles were at a distance which made it appear safe to cross in front of them, held that the dismissal of the complaint should not be disturbed.

FRASER v. DAYMAN (1942) S.A.S.R. 5. Where a motor car stopped at about twenty feet from the kerb and a motor omnibus overtook and ran down the motor car, held that, notwithstanding the unexpected place where the motor car was stopped, the driver of the omnibus had driven without due care.

HOWE v. DAYMAN (1943) S.AS.R. 20. There is no general rule that a driver is guilty of driving without due care if he makes a right hand turn in a busy thoroughfare without looking behind him to see whether there is any risk of collision with a following vehicle.

MILKINS v. ROBERTS (1949) S.A.S.R. 251. Nature of the offence of driving or riding a vehicle or animal without due care or attention considered.

s. 46. MOORE v. THE KING (1926) S.A.S.R. 52; 5 Austn. Digest 280; affirmed by MOORE v. THE KING (1926) 39 C.L.R. 602. *Semble*, that if the accused (although not guilty of criminal negligence) had committed the offence of negligent or dangerous driving, and thereby killed a person, he could not make out the defence of homicide by misadventure.

KELLY v. WALSH (1929) S.A.S.R. 481. On a charge of dangerous driving it is not necessary to show that the safety of any particular person was endangered. It is enough if there is some substantial possibility of injury to persons who might reasonably be expected to come upon a road. Conviction quashed where the defendant had not endangered any person and the court was of opinion that there was no potentiality of mischief to the public in the circumstances.

BARNETT v. WALSH (1934) S.A.S.R. 303. Where the defendant and another person, through an error of judgment, endangered each other's safety, but not that of the public, held that the defendant was not guilty of dangerous driving.

KELDOULIS v. FRENCH (1935) S.A.S.R. 192. An attempt to pass between stationary motor cars held to be dangerous driving.

THOMPSON v. COPELAND (1936) S.A.S.R. 45. Held, that "recklessness" implies that the possible consequences of his act are adverted to by the actor, but he is indifferent whether they occur or not.

BOND v. COCKS (1938) S.A.S.R. 14. Circumstances which would justify a reduction of penalty under section 75 of the Justices Act, 1921, discussed.

DANKEL v. BOND (1938) S.A.S.R. 45. Where evidence was given that the defendant (who collided with a woman) drove in a normal manner and at a reasonable speed and that he was not drunk but to some extent under the influence of liquor, and it was inferred he did not keep a proper look-out, held that a conviction for driving in a manner dangerous to the public could not be supported.

SMITH v. DAYMAN. DAYMAN v. THOMPSON (1938) S.A.S.R. 477. The condition of the vehicle being driven is part of the manner of driving.

WELLS v. GILL (1960) S.A.S.R. 106. Although it is not necessarily dangerous to the public for a motor vehicle to be driven on a road at a speed of sixty miles per hour or more, the driving at that speed on a suburban road usually will be a grave threat to other users of the road and may then constitute driving in a manner dangerous to the public, within the meaning of section 121 (1) of the Road Traffic Act, 1934.

(*c*) the amount of traffic which might reasonably be expected to enter the road from other roads and places; and

(*d*) all other relevant circumstances whether of the same nature as those mentioned or not.

Driving under Influence of Liquor or Drugs.

Driving under influence.

47. (1) A person shall not—

(*a*) drive a vehicle; or

(*b*) attempt to put a vehicle in motion,

while he is so much under the influence of intoxicating liquor or a drug as to be incapable of exercising effective control of the vehicle.

Penalty—

(*a*) If the vehicle concerned was a motor vehicle—

(i) for a first offence, not less than thirty and not more than one hundred pounds or imprisonment for not more than three months and, in either case, disqualification from holding and obtaining a driver's licence for such period as the court thinks fit, but in no case less than three months;

(ii) for a second offence, imprisonment for not less than one month and not more than six months and disqualification from holding and obtaining a driver's licence for such period as the court thinks fit, but not less than six months;

(iii) for a third or subsequent offence, imprisonment for not less than three months and not more than twelve months and disqualification

s. 47. BURROWS v. HANLIN (1930) S.A.S.R. 54. The opinion of persons, not experts, as to whether a man is drunk, or capable of driving a car, is not admissible as evidence.

DAYMAN v. SIMPSON (1935) S.A.S.R. 320. Where the defence suggests that an expert witness, called by the prosecutor as to the condition of the defendant, has given an unsound opinion, that should be suggested to the witness before he leaves the box. Complaint referred for re-hearing where this rule was not observed.

HENNIG v. ROBERTSON. ROBERTSON v. HENNIG (1937) S.A.S.R. 400. Where a person, who had been convicted under section 26 of the Motor Vehicles Act, 1921, of driving a motor vehicle whilst so much under the influence of liquor as to be incapable of exercising effective control of the vehicle, committed this offence under section 48 of the Road Traffic Act, 1934, held that the penalty to be inflicted was that appropriate to a second offence under section 48.

CHUCK v. WEST (1938) S.A.S.R. 51. It is not necessary on a charge under section 48 of the Road Traffic Act, 1934, to show that the defendant was drunk.

PULLEINE v. BUTTON (1948) S.A.S.R. 1. Upon a charge under section 48 of the Road Traffic Act, 1934, proof that the defendant actually drove the vehicle for some distance in an apparently normal manner and without mishap does not necessarily compel a finding that he was capable of exercising effective control of it. The court may be satisfied that the defendant was incapable of exercising effective

from holding and obtaining a driver's licence for such period as the court thinks fit, but not less than three years;

(*b*) if the vehicle concerned was not a motor vehicle, fifty pounds.

(2) For purpose of subsection (1) of this section a person shall be deemed to be incapable of exercising effective control of a vehicle if, owing to the influence of intoxicating liquor

s. 47. (*contd.*) any actual act of driving or notwithstanding evidence of acts of apparently normal control of the vehicle upon inferences drawn from evidence which may not include driving.

HUNTER v. FITZGERALD (1951) S.A.S.R. 126. Observations as to the nature of the offence of driving a motor vehicle whilst so much under the influence of liquor as to be incapable of exercising effective control over the vehicle.

THOMAS v. O'SULLIVAN (1951) S.A.S.R. 149. Where the defendant, a mild diabetic, had taken an excessive dose of insulin with the result that he drove erractically, held that he was guilty of an offence against section 48 of the Road Traffic Act, 1934.

WEBB v. O'SULLIVAN (1952) S.A.S.R. 65. Observations as to the principles on which penalties should be imposed for driving a motor vehicle whilst under the influence of liquor.

SIMS v. O'SULLIVAN (1952) S.A.S.R. 179. Held, that "appreciably impaired" means an impairment capable of being appreciated, valued or recognized by the mind.

PICKEN v. O'SULLIVAN (1952) S.A.S.R. 184. The fact that a disqualification from holding a driver's licence will be a severe penalty to the defendant because he earns his living by driving a motor vehicle does not in itself justify a reduction in the period of disqualification which would otherwise have been ordered.

HUTT v. O'SULLIVAN (1953) S.A.S.R. 158. Observations as to the circumstances in which imprisonment should be imposed for a first offence of driving a motor vehicle whilst under the influence of liquor.

AINSWORTH v. O'SULLIVAN (1955) S.A.S.R. 323. Held (1) That the effect of section 48 (4) of the Road Traffic Act, 1934, is to create an irrebuttable presumption of incapacity to exercise effective control of a motor vehicle when the driver of the motor vehicle is in the state referred to in the subsection, whether he is or is not, in fact, "incapable of exercising effective control of a motor vehicle", in the natural meaning of these words. (2) For the presumption created by section 48 (4) to be operative, it is not necessary that the mental or physical faculty, the use of which is impaired, should be one which has a direct bearing upon the ability to exercise effective control of a motor vehicle. (3) That if it is proved by the prosecution that the use of any mental or physical faculty of the driver of a motor vehicle was lost or appreciably impaired, owing to the influence of intoxicating liquor, it is no answer for the driver to prove that he would have been incapable of exercising effective control of a motor vehicle if he had not drunk any intoxicating liquor.

LOCKWOOD v. HASELOFF (1956) S.A.S.R. 123. "Appreciably impaired" means an impairment capable of being appreciated, valued, or recognised by the mind.

GILL v. FORREST. HANSBERRY v. FORREST (1959) S.A.S.R. 48. The evidence for the prosecution showed that the defendant was found sitting in the front seat of a stationary motor vehicle which had apparently collided with a fence. In answer to questions put by a police officer, the defendant said he had driven the vehicle to the place where it was found but he was so much under the influence of liquor that little reliance could be placed on his statements. There was no other evidence as to when the motor vehicle had been driven to the place where it was found. Held, that the facts proved were sufficient to make out a *prima facie* case upon the complaint under section 48 (1) of the Road Traffic Act, 1934.

ABROOK v. BREBNER (1960) S.A.S.R. 119. In imposing penalties for the offence of driving a motor vehicle whilst so much under the influence of intoxicating liquor as to be incapable of exercising effective control of the vehicle, a distinction should be drawn between cases in which the driver of the vehicle may not realize that he is not in a fit state to drive the vehicle, and cases in which his condition is such that any reasonable man ought to realize that he is a menace to other users of the highway.

or a drug, the use of any mental or physical faculty of that person is lost or appreciably impaired.

This subsection shall not restrict the meaning of the words "incapable of exercising effective control of a vehicle".

(3) 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 commencement of this Act.

(4) Notwithstanding any other Act the minimum amount of any fine and the minimum period of imprisonment or disqualification prescribed by this section shall not be reduced or mitigated in any way except as follows :—

In the case of a first offence, the court, if it is satisfied by evidence given on oath that the offence is trifling, may order disqualification for a period less than three months but not less than fourteen days.

(5) The court by which a person is convicted under this section on the complaint of a member of the police force, may, in addition to ordering any other penalty, order on the application of the complainant that the defendant pay to the complainant a reasonable sum to cover the expenses of all or any of the following things :—

(*a*) Apprehending the defendant ;

(*b*) Conveying him to a police station ;

(*c*) Keeping him in custody until trial ;

(*d*) Medically examining him.

Any amount received by the complainant under this subsection shall be paid by him into the general revenue of the State.

Speed Restrictions.

General speed limit.

48. (1) A person shall not drive a vehicle at a greater speed than sixty miles an hour.

Penalty : Fifty pounds.

(2) It shall be a defence to a charge of an offence under subsection (1) of this section if the defendant satisfies the court that

s. 48. BOND v. HALL (1938) S.A.S.R. 59. Where evidence was given as to speed by reference to a speedometer but there was evidence that the speedometer had not been tested, held that the recording by the speedometer was lawful evidence (and see also section 175 (3) enacted since this decision).

GIBSON v. JENNINGS AND ANOTHER (1938) S.A.S.R. 330. A speed exceeding that mentioned in subsection (2) of section 43 of the Road Traffic Act, 1934, is an element to consider on the question of negligence in a civil action.

the speed at which the vehicle was driven was not dangerous having regard to all the relevant circumstances.

Speed limits.

49. (1) A person shall not drive a vehicle at a greater speed than—

(*a*) thirty-five miles an hour in a municipality, town or township; or

(*b*) fifteen miles an hour while passing a school omnibus which is stopped on a road apparently for the purpose of permitting children to board or alight; or

(*c*) fifteen miles an hour on a portion of a road which is between signs bearing the word "school" or "playground" at a time when children proceeding to or from the school or playground are on that portion of the road; or

(*d*) fifteen miles an hour on a portion of a road within seventy-five feet of a pedestrian crossing which is in the vicinity of a school and on which flashing lights are for the time being in operation; or

(*e*) fifteen miles an hour on a portion of a road between signs indicating a speed limit of fifteen miles an hour; or

(*f*) six miles an hour when proceeding from land abutting on a road into that road; or

(*g*) six miles an hour when passing a tramcar which in the course of a journey in the same direction as the vehicle has stopped for the purpose of allowing passengers to board or alight; or

(*h*) six miles an hour when the vehicle is on a ramp or jetty leading to a ferry.

Penalty: Fifty pounds.

(2) In this section "school" includes a Sunday school and schoolgrounds abutting on or surrounding a school.

Speed limit in zones.

50. (1) A person shall not drive a vehicle within a speed zone at a greater speed than the speed fixed for that zone under this Act.

Penalty: Fifty pounds.

s. 49. JOLLY v. WALLMAN (1936) S.A.S.R. 121. Held, that a Sunday school was not a school within the meaning of a regulation prescribing a speed limit for vehicles passing schools. But see section 21 (4).

GERAGHTY v. ANGUS AND OTHERS (1938) S.A.S.R. 455, appeal to the High Court dismissed, 62 C.L.R. 747 (note). "Passing" a tram car in a regulation relating to the passing of stationary tram cars, held to mean overtaking a tram car which is using the same road and is going in the same direction as the vehicle.

(2) The speed limit of thirty-five miles an hour fixed by paragraph (*a*) of the preceding section shall not apply within a speed zone.

Speed of vehicles carrying pillion passengers.

51. (1) A person shall not drive a motor bicycle carrying any person in addition to the driver—

(*a*) at a greater speed than twenty-five miles an hour in a municipality town or township ; or

(*b*) at a greater speed than thirty-five miles an hour outside a municipality, town or township.

Penalty : Fifty pounds.

(2) Subsection (1) of this section does not apply where the person other than the driver is carried in a sidecar.

Speed on bridges.

52. A person shall not drive a vehicle on a bridge at a speed greater than that shown on signs erected pursuant to this Act on or near the bridge.

Penalty : Fifty pounds.

Speed of heavy vehicles.

53. (1) A person shall not drive on a road outside a municipality, town or township a commercial motor vehicle (whether with or without a trailer) at a speed in excess of those hereinafter prescribed :—

(*a*) If the aggregate weight of the vehicle and every trailer drawn thereby exceeds three but does not exceed seven tons—forty miles an hour.

(*b*) if the aggregate weight of the vehicle and every trailer drawn thereby exceeds seven tons but does not exceed thirteen tons—thirty-five miles an hour.

(*c*) If the aggregate weight of the vehicle and every trailer drawn thereby exceeds thirteen tons—thirty miles an hour.

(2) A person shall not drive on a road within a municipality, town or township a commercial motor vehicle (whether drawing a trailer or not) at a speed in excess of those hereinafter prescribed :—

(*a*) If the aggregate weight of the vehicle and every trailer drawn thereby exceeds three but does not exceed seven tons—thirty miles an hour.

(*b*) If the aggregate weight of the vehicle and every trailer drawn thereby exceeds seven tons but does not exceed thirteen tons—twenty-five miles an hour.

(*c*) If the aggregate weight of the vehicle and every trailer drawn thereby exceeds thirteen tons—twenty miles an hour.

(3) For the purposes of this section the weight of a vehicle or of a trailer drawn thereby shall be the weight of the vehicle or trailer together with the weight of the load (if any), including passengers, fuel, and equipment, carried thereon.

(4) In this section "commercial motor vehicle" includes a tractor.

(5) Penalty for any contravention of this section: Not less than ten and not more than seventy-five pounds.

Driving on Left and Passing.

Duty to drive on left of carriageway.

54. (1) Except as provided in subsection (2) of this section the driver of a vehicle shall keep the vehicle as near as is reasonably practicable to the left boundary of the carriageway.

Penalty: Fifty pounds.

(2) A driver need not keep his vehicle as near as is reasonably practicable to the left boundary of the carriageway—

(*a*) where he is about to make or is making a right turn in accordance with this Act; or

(*b*) where his vehicle is on a carriageway marked with two or more lanes for traffic moving in the direction in which the vehicle is moving and the vehicle is within any such lane other than the left-hand lane.

Passing oncoming vehicles.

55. The driver of a vehicle when passing a vehicle proceeding in the opposite direction, shall keep to his left of that vehicle.

Penalty: Fifty pounds.

Driving in lanes.

56. The driver of a vehicle on a carriageway or part of a carriageway divided into two or more marked lanes for traffic proceeding in the same direction—

(*a*) shall whenever practicable keep his vehicle entirely within a single lane:

(*b*) shall not move from a lane unless that movement can be made with safety.

Penalty: Fifty pounds.

s. 54. DUNN v. BEEVOR (1937) S.A.S.R. 386. Held that the regulation which required vehicles to keep close to the left of the road was not directed to the safety of vehicles emerging from by-streets.

WILLIAMS v. STEWART (1944) S.A.S.R. 254. *Quaere*, whether the word "practicable" is to be interpreted subjectively or objectively.

Duty to drive on left of barrier lines.

57. (1) Where a carriageway is marked with a barrier line consisting of—

(*a*) two continuous lines; or

(*b*) a continuous line on the left of a broken line,

a driver shall keep the whole of his vehicle on the left of the barrier line.

Penalty: Fifty pounds.

(2) It shall be a defence to a charge of contravening subsection (1) of 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.

Passing vehicles.

58. (1) A driver shall not diverge his vehicle to the right for the purpose of passing another vehicle proceeding in the same direction, or commence to pass another such vehicle—

(*a*) if owing to a bend or rise in the road or any other obstruction he has not a clear view of the road ahead for a sufficient distance; or

(*b*) if any vehicles are approaching from the opposite direction so as to create a risk of collision or danger.

(2) Except as provided in subsections (3) and (4) of this section, the driver of a vehicle passing another vehicle proceeding in the same direction shall keep his vehicle on the right of that other vehicle.

(3) The driver of a vehicle may pass a vehicle proceeding in the same direction on the left when the carriageway has two or more marked lanes for vehicles proceeding in the same direction and the passing vehicle is in a lane on the left of the lane in which the other vehicle is proceeding and it is safe to pass that other vehicle on the left.

(4) When a driver has given a signal of intention to turn his vehicle to the right, the driver of another vehicle proceeding in the same direction shall when passing that vehicle keep his vehicle on the left thereof.

(5) Penalty for any breach of this section: Fifty pounds.

s. 57. SANDERS v. LITSTER (1947) S.A.S.R. 21. A moving vehicle is not an "obstruction" within the meaning of the section.

s. 58. BLUNDERFIELD v. MATES AND OTHERS (1942) S.A.S.R. 1, appeal to the High Court dismissed, 66 C.L.R. 669 (note). Observations on section 129 of the Road Traffic Act, 1934.

Passing tramcars.

59. (1) Except as provided in subsection (2) of this section a driver shall, when passing a tramcar proceeding or about to proceed in the same direction, keep his vehicle on the left of the tramcar.

Penalty: Twenty-five pounds.

(2) A driver may pass a tramcar proceeding or about to proceed in the same direction, on the right, if the tramcar is so near the left boundary of the carriageway, or the road is so obstructed that it is not practicable to pass the tramcar on the left.

Duty of driver being overtaken.

60. (1) The driver of a vehicle, upon the sounding of the warning instrument of another vehicle approaching from behind—

(*a*) shall, if it is safe to do so, move his vehicle to the left to the extent necessary to allow the other vehicle a reasonable space to pass his vehicle on the right;

(*b*) shall not increase the speed of his vehicle until the other vehicle has completely passed it.

Penalty: Fifty pounds.

(2) Subsection (1) of this section does not apply—

(*a*) where a vehicle on a carriageway marked with two or more lanes for vehicles proceeding in the same direction is about to pass another vehicle on the left;

(*b*) where the driver of the vehicle in front gives a signal of intention to turn to the right.

Driving on footpaths.

61. A driver shall not drive his vehicle or any part thereof on a footpath except when crossing the footpath for the purpose of entering or leaving land or premises adjacent to the footpath.

Penalty: Twenty-five pounds.

Right of Way.

Meaning of "give right of way".

62. Where by this Act a driver is required to give the right of way to a vehicle or person, it shall be his duty, in circumstances where if he proceeded there would be a reasonable possibility of his colliding with or otherwise endangering such vehicle or person, to slow down his vehicle to such an extent, or to stop and stand his vehicle for such time, as is necessary to allow such vehicle or person to continue on its or his course without risk of such collision or danger.

Right of way at intersections and junctions.

63. (1) The driver of a vehicle approaching an intersection or junction shall give right of way to any other vehicle approaching the intersection or junction from the right.

Penalty: Fifty pounds.

(2) The driver of a vehicle approaching an intersection or junction shall give the right of way to any tramcar approaching the intersection or junction from the right or left.

Penalty: Fifty pounds.

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s. 63. THE MUNICIPAL TRAMWAYS TRUST v. AUSTIN (1930) S.A.S.R. 81. In civil proceedings the onus of proving a breach of the section and of negativing subsection (3) is on the party who alleges the breach.

MORRIS v. PFUHL (1932) S.A.S.R. 78. The section does not apply to two vehicles approaching an intersection from the same direction along the same road.

RECHNER v. PALMER (1934) S.A.S.R. 409. Held as regards regulation 6A (which section 63 follows, with alterations). (*a*) Regulation 6A did not apply only when the driver having the other vehicle on his right could see or was otherwise made aware of the approaching vehicle before he reached the intersection: (*b*) the area to which the regulation applied included not only the quadrilateral of the intersection but the immediate neighbourhood: (*c*) regulation 6A did not lessen the obligation of a person who was about to drive out of a by-street into a main thoroughfare.

SUTER v. RUEDIGER AND ANOTHER (1936) S.A.S.R. 130. Held that the driver of a vehicle is entitled to assume that other drivers will observe the regulation applicable to traffic at an intersection, but is not entitled to disregard the possibility of traffic approaching from the left.

RAKE v. ADELAIDE CO-OPERATIVE SOCIETY LIMITED (1937) S.A.S.R. 281. Where two roads running northerly came together in the form of a V at the point of junction with a main road running north-east, held, under the regulation relating to traffic at intersections, that the junction of the two roads was an intersection within the meaning of the regulation. Held also that, in applying the regulation, allowance must be made for the nature of the intersection.

DREW v. GLEESON (1937) S.A.S.R. 380. Where a vehicle is already on a junction the driver does not, by altering his course, acquire a right-of-way as against the driver of another vehicle who is continuing his course and thus crossing the junction. Subsection (1) gives a right to continue a course, not to alter it across that of another vehicle. Meaning of "junction" examined.

DUNN v. BEEVOR (1937) S.A.S.R. 386. Held under the regulation relating to traffic at intersections that an intersection is a place where two or more ways cross each other and that the regulation made no provision for a by-road which merely meets or enters a main thoroughfare without anything in the nature of a crossing.

PEARCE v. BOURKE (1937) S.A.S.R. 404. Where justices, prior to the hearing, visited the intersection for the purposes of refreshing their memories and qualifying themselves to follow the evidence, but it did not appear that they used their own knowledge to correct or supplement the evidence, held that this did not constitute a ground of objection to the proceedings.

ELLIS v. HOEPNER AND ANOTHER (1937) S.A.S.R. 461. Observations as to the application of the regulation relating to traffic at intersections.

BOND v. HOLLOWAY (1938) S.A.S.R. 41. A driver of a motor vehicle on approaching an intersection is not entitled to ignore the risk that another driver will cross over the intersection at a speed beyond that allowed by law.

BOURKE v. SMITH (1938) S.A.S.R. 74. The driver of a vehicle, approaching an intersection when another vehicle is approaching from his right, is not entitled to assume that the other vehicle will alter its course or speed. The speed or course of the other vehicle may become relevant when it becomes necessary to consider whether the defendant's ignorance of its approach was consistent with due care on his part. There is no rule of law which requires a driver to approach an intersection at a speed which enables him to see whether any other vehicle is approaching from his right; the circumstances of each case must be taken into consideration (but see section 78 enacted since this decision).

HART v. BRATCHELL (1938) S.A.S.R. 141. Where two roads intersect by reason of one road curving towards and meeting the other, the section applies. It does not necessarily follow that, because a person commits a breach of the section, the breach confers upon a party injured thereby a civil cause of action for damage.

(3) It shall be a defence to a charge for an offence against subsection (1) to prove that the defendant was not aware and could not by the exercise of reasonable care have become aware of the approach of the other vehicle.

(4) This section does not apply if at the intersection or junction at the relevant time—

(*a*) traffic was being controlled by a member of the police force, or by some other person authorized by law to control traffic; or

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s. 63. (*contd.*) Where the section applies, there is an implied duty on the part of the person entitled to proceed to continue on his course without change of speed, unless and until some other course of conduct, being possible, becomes prudent, proper, and imperative in the interests of safety and to avoid a collision.

BARRINGTON v. POWER (1938) S.A.S.R. 321. Where the driver of a motor vehicle approaching a junction became aware of the approach of another vehicle on his right, held that subsection (3) did not apply.

SMITH v. MAY (1938) S.A.S.R. 410. In an action for negligence arising out of the death of a person who failed to give way as required by the section, held that the onus of showing that the defendant could have avoided the collision, if he had acted reasonably, was upon the plaintiff.

MADDERN v. DAYMAN (1939) S.A.S.R. 12. The course of an oncoming vehicle having the right of the road at an intersection is not necessarily a straight line as a divergence from this course may be necessary. The driver of the vehicle whose duty it is to stop or slacken must so manage his vehicle that no act or omission on his part constrains the driver of the vehicle having the right to the road to deviate from his course. The degree of care reasonable to be taken in the circumstances of a given case by the driver of a vehicle under the obligation to stop or slacken speed will be the greater the more hindrances there are to his getting a clear view of the traffic approaching along an intersecting street.

DAYMAN v. DARWIN (1939) S.A.S.R. 29. The degree of error of judgment that can render it inexpedient to inflict any punishment when there has been any infringement of the rule laid down by subsection (1) should be very slight.

TAYLOR v. GEARY (1939) S.A.S.R. 89. Subsection (1) does not mean that a slow moving vehicle cannot enter upon an intersection so long as any fast moving vehicle is approaching at a speed which might create a situation of danger if maintained without alteration. If the circumstances are such that the approaching vehicle must of necessity have ample notice and opportunity to slacken speed, the driver of the slow moving vehicle may be justified in assuming that it will do so and that no situation of danger will be created.

DAYMAN v. SARIS (1939) S.A.S.R. 445. A driver of a vehicle does not comply with the section if he so drives as to suggest that he does not intend to give way.

VIRGO v. FIDDAMAN (1940) S.A.S.R. 17. If a defendant is driving at a reasonable speed along a main road and sounds his horn when approaching an intersection, he is not bound to stop at every blind corner upon the bare chance of another vehicle ignoring his horn and emerging upon the main road without answering.

MATTHEW v. FLOOD (1940) S.A.S.R. 48. *Semble*, an unmade road is sufficiently a road for the locality to be a junction within the meaning of the section.

BOWDEN v. PETHERICK (1940) S.A.S.R. 90. Where a cyclist was riding along a street and the driver of a motor car proceeding in the opposite direction along the same street turned into another street at right angles to the first street so that each vehicle had the other on its right, held that section 131 of the Road Traffic Act, 1934, did not apply.

PETERS v. BECK (1940) S.A.S.R. 204. Where a cyclist crossing an intersection at slow speed was struck by a motor vehicle, the driver of which thought, without justification, that the cyclist intended to turn to the left, that is, in the same direction as the motor vehicle was proceeding, held that a breach of section 131 of the Road Traffic Act, 1934 had been committed.

SKINNER v. DAY (1941) S.A.S.R. 19. The provisions of section 131 of the Road Traffic Act, 1934, are applicable not only to an intersection but also to a junction of roads.

DAYMAN v. BLEWETT (1941) S.A.S.R. 32. To escape liability for failure to give way to the vehicle on the right, the person charged must establish on the balance of probabilities that he was not aware, and could not, by exercising reasonable care,

(*b*) traffic lights were in operation.

(5) This section does not apply to a driver approaching a give way sign at the entrance to an intersection or junction, from the direction in which the sign is facing.

(6) The duty of a driver to give the right of way under this section shall apply at an intersection or junction at which a

s. 63. (*contd.*)

have become aware of the approach of the other vehicle. The awareness referred to in subsection (3) is of the approach to the intersection and not of the situation of the two vehicles at the time when the approach is over and the intersection is reached or is being crossed. The duty to become aware is directed to the same time.

SWANN v. THOMPSON (1941) S.A.S.R. 150. Where a collision occurred at an intersection where the plaintiff was travelling at an excessive speed and the defendant failed to give way, held that the plaintiff was guilty of contributory negligence and the action failed.

DAYMAN v. TISHER (1941) S.A.S.R. 205. The section is directed to the regulation of crossing and converging lines of traffic.

DAYMAN v. WILCKENS (1942) S.A.S.R. 88. The section requires the driver of a vehicle having an approaching vehicle on the right so to act that the driver of the approaching vehicle can maintain his course and speed, and it is no defence to a complaint under the section that the driver of a motor vehicle is approaching and crossing over an intersection at a slow speed and fails to give way to a vehicle approaching at a fast speed from his right.

PARKER v. DAYMAN (1943) S.A.S.R. 326. A driver with the right-of-way is to be expected to maintain his course and speed when crossing an intersection unless there is something in the circumstances existing at the time that might reasonably demand a change in either. *Semble,* a substantial change of speed by the driver having the right of way while crossing the intersection from that at which the vehicle is travelling when approaching would seem to relieve the other driver from liability under the section, assuming that otherwise there would have been no reasonable possibility of danger.

SLATER v. DAY (1946) S.A.S.R. 146. Duty of driver having another vehicle on his right discussed.

BORN v. O'SULLIVAN (1947) S.A.S.R. 121. A tramway thoroughfare and viaduct, used by tram cars and pedestrians but not by public vehicular traffic is not a "road" within the meaning of section 131 of the Road Traffic Act, 1934.

ROBINSON v. CREASER (1948) S.A.S.R. 47. Held: (1) Where vehicles collide within a junction or intersection, having been visible to each other on their approach, and having maintained their respective courses and speeds, the impact affords cogent proof that the relationship of the vehicles to each other and to the junction or intersection was one to which subsection (1) applies. (2) Where the situation postulated in subsection (1) arises, an unqualified duty is imposed on the driver who has the other vehicle on his right to decrease his speed or stop to allow the other vehicle to continue on its course; and the existence of the duty is not negatived by showing that the other driver was negligent. (3) A driver approaching a junction or intersection is relieved by subsection (1) from maintaining a continuous lookout for the actions of drivers approaching a junction or intersection on his left; and his failure to look during the approach or when traversing the junction or intersection will not amount to negligence. If he has received some actual warning of the creation of a situation of danger by the approach of another vehicle from his left hand side, and unreasonably fails to act to prevent a collision, which he has had an opportunity of preventing, he may be guilty of negligence; but the onus is on the other party to prove these facts.

BAKER v. O'SULLIVAN (1949) S.A.S.R. 127. The driver of a vehicle who has another vehicle on his right at a junction or intersection is not relieved from the liability to give way by stopping his vehicle at the boundary of the junction or intersection, and then starting again to cross the junction or intersection.

O'SULLIVAN v. SARIS (1950) S.A.S.R. 127. Where a road bifurcated at an intersection, held that it was the duty of the driver of a vehicle entering the intersection to give way to another vehicle on his right.

MOSS v. CAMPBELL (1951) S.A.S.R. 255. Where two motor vehicles approach an intersection and the driver of the stand-on vehicle stops before entering the intersection for such an appreciable time and in such circumstances as to amount to an invitation to the give-way vehicle to cross the intersection in front of him, the

stop sign is erected (as well as at other intersections and junctions) and notwithstanding the stopping of any vehicle at a stop sign.

Right of way at give way signs.

64. A driver approaching a give way sign at or in an intersection or junction from the direction in which the sign is facing shall give the right of way to any vehicle approaching the intersection or junction from the right or left.

Penalty: Fifty pounds.

Right of way at cross-overs

65. The driver of a vehicle about to enter or entering a carriageway from a cross-over shall give the right of way to any vehicle on the carriageway.

Penalty: Fifty pounds.

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s. 63. (*contd.*) driver of the give-way vehicle is not guilty of an offence against subsection (1) if he proceeds to cross the intersection in front of the stand-on vehicle.

SINCLAIR v. KNIGHT (1952) S.A.S.R. 97. Meaning of the words "approaching the junction or intersection of two or more roads" in section 131 of the Road Traffic Act, 1934, and the relation between sections 130a and 131 of that Act considered.

TAMKE v. MCKENZIE (1952) S.A.S.R. 235. Held that, in the circumstances, the driver of a horse-driven vehicle was guilty of negligence in not giving way at an intersection to a motor cycle on his right.

HENDERSON v. MILLAR AND OTHERS (1952) S.A.S.R. 250. The driver of the vehicle having the right of way at an intersection by virtue of the section is not relieved by the section from the duty of exercising reasonable care in relation to traffic approaching from the left, and it is his duty to be on the watch for anything that indicates inattention or want of care in others.

SAMUELS v. BLIGH (1954) S.A.S.R. 59. Where the defendant whilst driving a motor vehicle entered an intersection at the same time as another vehicle on the off side and whilst using that vehicle as a shield collided with a vehicle approaching from the right, held on the facts, that he was guilty of an offence against section 131 of the Road Traffic Act, 1934.

SAMUELS v. SHARP (1954) S.A.S.R. 275. Where a driver of a motor vehicle was turning after stopping at a stop sign held that on approaching was under a duty under the section to decrease speed or to stop to allow the other driver to continue in his course and pass in front.

SAMUELS v. NOONAN (1956) S.A.S.R. 32. Held that the effect of centre traffic islands and lanes was to create separate "roads" within an intersection.

FELDMAN v. SAMUELS (1956) S.A.S.R. 55. Held that in imposing a penalty under section 131 of the Road Traffic Act, 1934, a death resulting from a collision was a relevant consideration in assessing the penalty for the offence, but that the fact ought not to be treated as a circumstance of aggravation.

LOPRESTO v. GOLDING 31 A.L.J. 851. The fact that a defendant has been guilty of a breach of section 131 of the Road Traffic Act, 1934, constitutes cogent evidence in favour of the plaintiff but it does not conclude the issue of liability in an action for negligence.

RICHARDS v. CHWALCZYK (1960) S.A.S.R. 243. The extent to which the driver of a motor vehicle, having the right of way at an intersection, is entitled to rely upon the observance of the rule of the road by the driver of a motor vehicle which is under a duty to give way to him, considered and discussed.

WILLIAMS v. DUNLOP AND HANSBERRY (1960) S.A.S.R. 364. When, in an action for damages, it was proved that the driver of the "give-way" vehicle had failed to give way to the motor vehicle on his right, and that the driver of the "stand-on" vehicle had failed to keep a proper look out and had not seen the "give-way" vehicle, held, on the facts, that the drivers were equally responsible for the collision. Observations as to the application of the provisions of section 131 of the Road Traffic Act, 1934.

s. 65. SCOTT v. ANTONY (1953) S.A.S.R. 1. Held that, in the particular circumstances, the driver of a motor vehicle was guilty of an offence against section 131a of the Road Traffic Act, 1934.

ROSEY v. ALLEN (1959) S.A.S.R. 284. Duties of a driver of a motor vehicle proceeding from a cross-over into the carriage-way of a double road, considered and discussed.

Right of way when vehicle enters road from private land.

66. (1) The driver of a vehicle about to enter or entering a road from private land shall give the right of way to any vehicle or person on that road.

Penalty: Fifty pounds.

(2) In this section "private land" means land other than a road.

Right of way at pedestrian crossings.

67. (1) The driver of a vehicle approaching a pedestrian crossing shall give the right of way to any pedestrian on the crossing.

(2) While a flag or sign bearing the word "Stop" is exhibited by a person on or near a pedestrian crossing a driver shall not permit his vehicle or any part thereof to pass the stop line, or if there is no stop line to enter the crossing.

(3) A driver shall not permit his vehicle or a part thereof to pass another vehicle which is headed in the same direction and has stopped at a pedestrian crossing for the purpose of giving way to pedestrians thereon.

(4) Penalty for any breach of this section: Fifty pounds.

Right of way of pedestrians against turning vehicles.

68. A driver when turning his vehicle to the right or left at an intersection or junction shall give the right of way to pedestrians.

Penalty: Fifty pounds.

Driving from edge of carriageway.

69. A driver about to drive his vehicle from a stationary position at or near the boundary of a carriageway shall give the right of way to any vehicle proceeding along that carriageway.

Penalty: Fifty pounds.

Turning to the Right.

Course to be followed by vehicles turning right.

70. (1) A driver who is about to make a right turn at an intersection or junction from a two-way carriageway shall drive his vehicle so that when it reaches the intersection or

s. 70. REED v. THOMPSON (1952) S.A.S.R. 242. Held that section 127a of the Road Traffic Act, 1934, is applicable whether the vehicle with which the collision might occur is approaching or overtaking the vehicle which is about to turn to the right.

EDWARDS v. CHARD (1954) S.A.S.R. 310. Observations as to the construction of the rules to be observed by traffic.

SAMUELS v. NOONAN (1956) S.A.S.R. 32. Held that the effect of centre traffic islands and lanes was to create separate "roads" within an intersection.

ROSEY v. DRING (1957) S.A.S.R. 160. Held that the presence in a road of a "roundabout" did not render the provisions of section 127a of the Road Traffic Act, 1934, inapplicable.

ROSEY v. GORDON (1960) S.A.S.R. 149. Held that the defendant when he reached the up track of a double road, had completed the turn of his vehicle through the intersection and had the right of way over traffic on the up track and that he had not committed an offence against section 127a of the Road Traffic Act, 1934.

junction it will be as near as practicable to but on the left of the centre of that carriageway.

(2) A driver who is about to make a right turn at an intersection or junction from a one-way carriageway shall drive his vehicle so that when it reaches the intersection or junction it will be as near as practicable to the right boundary of that carriageway.

(3) Before turning to the right at an intersection or junction a driver shall drive his vehicle as near as practicable to the left boundary of the carriageway which he is about to enter.

(4) A driver about to make or making a right turn in an intersection or junction having a traffic dome, beacon, or island at or near the centre thereof shall drive his vehicle so as to keep that dome beacon or island on his right.

(5) Notwithstanding the foregoing subsections a driver who is about to make or is making a right turn at an intersection where there are arrows, lines, words or signs indicating a course for turning to the right shall follow the course so indicated.

(6) Penalty for any breach of this section : Fifty pounds.

Right turns not at intersections or junctions and U-turns.

71. Notwithstanding the previous section a driver turning his vehicle to the right in a road—

(*a*) elsewhere than at an intersection or junction ; or

(*b*) at any place (whether an intersection or junction or elsewhere) for the purpose of making a U turn,

may make the right turn from any convenient place on the road.

Turning vehicles to give right of way.

72. (1) A driver when about to make or making a right turn, or when proceeding across a road after having turned to the right in that road shall give the right of way to all vehicles coming from the opposite direction.

Penalty : Fifty pounds.

(2) In this section "the opposite direction" means the direction opposite to that in which the driver was proceeding before commencing to turn.

(3) Subsection (1) applies to a vehicle about to make or making a right turn or a U-turn whether at an intersection, junction or elsewhere, and to a vehicle proceeding across a road after making any such turn, including a vehicle which after turning to the right from a carriageway of a divided road is proceeding between dividing strips or islands and is about to enter or cross another carriageway of that road.

Duty of driver to avoid tramcars when turning

73. A driver about to make or making a right turn shall not permit his vehicle to obstruct the progress of a tramcar or to stand in a place where it is likely to do so.

Penalty: Twenty-five pounds.

Driving Signals.

Signals for right turns, stops and slowing down.

74. (1) A driver shall not turn his vehicle to the right or stop or slow down his vehicle unless he first gives an appropriate signal as prescribed by this section.

Penalty: Fifty pounds.

(2) An appropriate signal for turning to the right is—

(*a*) to extend the right arm horizontally from the right side of the vehicle with the palm facing the front and the fingers extended; or

(*b*) to extend horizontally from the right side of the vehicle a device of a kind approved by the Board consisting of a straight rod having attached on the outer end thereof an imitation of a human hand, extended horizontally; or

(*c*) a signal given in a manner prescribed by the regulations and by a device complying with the regulations.

(3) An appropriate signal for stopping or slowing down is—

(*a*) to extend the right arm beyond the right side of the vehicle with the upper arm horizontal and the forearm and hand vertical and the fingers facing the front and extended upwards; or

(*b*) to extend horizontally from the right side of the vehicle a device of a kind approved by the Board consisting of an imitation of a human hand in a vertical position and attached to the end of a straight rod; or

s. 74. COLLINS v. GOTTSH (1941) S.A.S.R. 256. It does not follow that, if circumstances arise in which prudence calls for slowing down without being able to comply with subsection (2) of section 134 of the Road Traffic Act, 1934, a driver is free from negligence in not slowing down.

LE CORNU v. BARRINGTON (1945) S.A.S.R. 163. There is a duty on the driver of a car in starting a stationary car ranked alongside a kerb and intending to turn to his right to give the signal prescribed in subsections (1) and (1a) of the Road Traffic Act, 1934.

LITTLE v. FOX (1950) S.A.S.R. 40. Provided the signal is given for such time as is necessary to give reasonable warning to traffic approaching from behind, it is not necessary that it should also have been given continuously for a distance of one hundred feet before the point where the vehicle turns.

SINACA v. WOODS (1958) S.A.S.R. 76. Held that a signal made by extending the arm horizontally with the fist clenched and the palm facing downwards and given in poor street lighting conditions would, in good artificial or natural light, be sufficient to give adequate meaning of an intention to turn, but was not in compliance with section 134 of the Road Traffic Act, 1934, and, in the particular circumstances, was not sufficient to give adequate meaning of the intention to turn to the driver of a following vehicle.

(c) a signal given in a manner prescribed by the regulations and by a device complying with the regulations.

(4) A signal given by the driver of a vehicle which has its steering wheel on the left of its longitudinal axis or which is seven feet wide or more shall not be an appropriate signal within the meaning of this section unless it is given by a mechanical or electrical device of a kind approved by the Board.

(5) A signal shall not be appropriate within the meaning of this section unless it is given—

(a) so as to be clearly visible to drivers approaching the vehicle from behind; and

(b) for a sufficient time to give reasonable warning to such drivers.

(6) A signal given continuously while a vehicle is travelling one hundred feet before turning, slowing down or stopping shall be deemed to be given for a sufficient time to give reasonable warning to drivers approaching the vehicle from behind.

Traffic Lights and Signs.

Duties at traffic lights.

75. (1) A person (whether driving a vehicle or on foot) shall comply with any instructions applicable to him which are indicated by traffic lights or any signs exhibited with traffic lights.

Penalty: Fifty pounds.

(2) Traffic lights and signs exhibited with traffic lights shall be deemed to indicate to drivers and pedestrians such instructions (whether mandatory or prohibitory) as are prescribed in the regulations under this Act.

Signs prohibiting turns.

76. If a sign bearing the words "no turns" or "no right turn" or "no left turn" or other words to the same effect as any of the said words is erected at an intersection or junction a driver shall not cause his vehicle to turn in or from the intersection or junction contrary to the instruction inscribed on the sign.

Penalty: Fifty pounds.

Keep left and keep right signs.

77. If a sign inscribed with the words "Keep left" or "Keep right" is erected on a road the driver of a vehicle coming from the direction in whicb the sign is facing, shall

when passing that sign keep his vehicle on the left or right of that sign, according to the instruction given by the sign.

Penalty: Fifty pounds.

Duty at stop signs

78. (1) A driver approaching a stop sign at an intersection or junction from the direction in which the sign is facing shall stop his vehicle before any part of it reaches the stop line, or if there is no stop line, before any part of it passes the stop sign.

(2) A driver approaching a stop sign at or near a level crossing from the direction in which the sign is facing shall stop his vehicle so that the front thereof is not less than ten feet and not more than forty feet from the railway line or tramway line.

(3) A driver approaching a stop sign elsewhere than at an intersection, junction or level crossing from the direction in which the sign is facing shall stop his vehicle before any part of it reaches the stop line, or if there is no stop line before any part of it passes the stop sign.

(4) The duty of a driver to give the right of way to vehicles on his right shall apply at an intersection or junction at which a stop sign is erected, and notwithstanding the stopping of any vehicle pursuant to this section.

(5) Penalty for any breach of this section: Fifty pounds.

Duty to obey police directions notwithstanding signs.

79. Where at a place where any traffic lights, stop sign, give way sign or other traffic sign is erected, traffic is being controlled by a member of the police force or some other authorized person, a driver or pedestrian must obey the directions of the member of the police force or authorized person, notwithstanding the existence of the lights or sign.

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s. 78. SMALLACOMBE v. DAY (1943) S.A.S.R. 368. Where the appellant had approached a stop sign and failed to see a motor car approaching along the road into which he was converging, held that the appellant was guilty of an offence and it was immaterial whether the driver of the motor car had or had not been guilty of negligence

SMITH AND OTHERS v. DYER AND WILSON (1949) S.A.S.R. 187. The presence of a stop sign at an intersection does not relieve the driver who has the right of way from the duty of exercising vigilance with reference to possible traffic emerging from the intersecting road, and he is not entitled to assume that he may safely drive across the intersection without looking to see if there is any such traffic.

HINE v. O'CONNOR AND CHAMBERS AND THE FIRE BRIGADES BOARD (1951) S.A.S.R. 1. The presence of a stop sign at an intersection does not relieve the driver who has the right of way from the duty of exercising care with reference to possible traffic emerging from the intersecting road, and he must maintain a proper lookout for such traffic.

BYBYK v. WILTON AND FOOTE LTD. AND TOOTH (1959) S.A.S.R. 112. Duties of drivers of motor vehicles at an intersection where there is a stop sign considered.

Level Crossings.

Restrictions on entering level crossings.

80. A driver shall not drive his vehicle or any part thereof on to a level crossing—

(*a*) when any railway rollingstock or tramcar with which his vehicle might collide is approaching the crossing ; or

(*b*) if warned not to do so by a member of the police force or an employee of the South Australian Railways Commissioner or the Municipal Tramways Trust ; or

(*c*) while any warning device at or near the crossing is oscillating or emitting sounds or flashing lights or while the crossing is closed against traffic by gates or barriers, unless he is directed by any such employee or member of the police force to proceed through the crossing.

Penalty : Fifty pounds.

Certain vehicles to stop at rail crossings.

81. (1) A person driving any of the following vehicles namely—

(*a*) a vehicle carrying more than eight persons ; or

(*b*) a vehicle which has seating accommodation for more than eight adult persons and is carrying any person in addition to the driver ; or

(*c*) a vehicle carrying inflammable liquid, inflammable gas, or explosives,

shall before driving across a railway level crossing stop that vehicle not less than ten and not more than forty feet from the railway line.

Penalty : Fifty pounds.

(2) Subsection (1) of this section does not apply where a vehicle is driven across a railway level crossing equipped with—

(*a*) wigwag signals, light signals or other devices for warning road users of the approach of rollingstock ; or

(*b*) gates or other barriers for closing the crossing against road traffic when rollingstock is approaching.

s. 80. BOND v. CLARKE (1938) S.A.S.R. 55. It is unnecessary to prove *mens rea* to establish an offence.

FLINT v. BARBER (1944) S.A.S.R. 49. It is not necessary that a complaint under paragraph (*b*) of subsection (2) of section 122 of the Road Traffic Act, 1934, charging a driver with attempting to drive a motor vehicle across a railway line when there was a possibility of a collision with a train should contain a direct and specific allegation that the defendant was the driver of the vehicle.

(3) Subsection (1) of this section shall not apply to a vehicle by reason only of the fact that it carries inflammable liquid or inflammable gas for use in the engine of the vehicle.

Standing of Vehicles.

Position of stationary vehicles.

82. (1) A person shall not cause or permit a vehicle to stand—

(*a*) on a two-way carriageway or a one-way carriageway of a divided road, unless it is as near as practicable and parallel to the left boundary of that carriageway ;

(*b*) on a one-way carriageway not being a carriageway of a divided road, unless it is as near as practicable and parallel to a boundary of that carriageway ; or

(*c*) on a footpath :

Provided that this subsection shall not make it unlawful to cause or permit a vehicle to stand in any place or at any angle, if the vehicle is so standing in accordance with any by-law or resolution passed by a Council and for the time being in force, or in accordance with a direction indicated by any line, sign, or notice marked or erected by a Council.

Penalty : Fifty pounds.

(2) This section shall not be construed as restricting the operation of any other enactment, regulation, by-law or resolution by which the standing of vehicles in a road is prohibited or restricted.

Vehicles standing on roads.

83. (1) A person shall not cause or permit a vehicle to stand on a road in such a position or condition as to—

(*a*) cause danger to other traffic using the road ; or

(*b*) obstruct traffic on the road ; or

s. 82. RUDALL AND OTHERS v. DEACON AND OTHERS (1943) S.A.S.R. 271. Appeal to the High Court dismissed (1943) 67 C.L.R. 641 (note); (1943) S.A.S.R. xxiii (note). Section 125 of the Road Traffic Act, 1934, is a remedial section and should receive a liberal construction pursuant to section 22 of the Acts Interpretation Act. Meaning of "as near as practicable" discussed.

O'SULLIVAN v. BARTON (1947) S.A.S.R. 4. Where a taxi driver was hailed by three pedestrians and stopped his vehicle but kept his engine running and when about to move off a motor cycle collided with the rear of his taxi, held that he had not left his vehicle stationary on the carriage-way within the meaning of section 125 of the Road Traffic Act, 1934.

s. 83. NOONAN v. JOHNS (1940) S.A.S.R. 4. Where the driver of a motor car stopped his car with its near side about twelve feet from the kerb in a busy street to allow a passenger to alight and there was a space a short distance away where the driver could have pulled in alongside the kerb, held that the driver had committed an offence against section 136 of the Road Traffic Act, 1934.

(*c*) obstruct a gate door or entrance by which vehicles enter or leave any land or building, or a crossing place leading across a footpath to any such gate door or entrance.

(2) A person shall not cause or permit a vehicle to stand near the edge of the carriageway of a road within fifteen feet of an intersection or junction.

Provided that this subsection shall not apply where—

(*a*) a vehicle about to enter the intersection or junction has stopped pursuant to a requirement of this Act; or

(*b*) a vehicle stands within a junction on the side of the road which is opposite to the side on which another road joins that road to form a junction.

(3) A vehicle on a road shall be deemed to be within fifteen feet of an intersection or junction if any part of the vehicle is within fifteen feet of an imaginary line being the projection across that road of the lateral boundary of another road which intersects or joins it.

(4) Penalty for any breach of this section: Fifty pounds.

Vehicles standing on bridges and culverts.

84. (1) A person shall not cause or permit a vehicle to stand on a bridge or culvert except in circumstances prescribed by this section.

Penalty: Fifty pounds.

(2) The prescribed circumstances are—

(*a*) that the vehicle is unable to move because of breakdown or accident; or

(*b*) that the vehicle is being used in connection with construction or repairs of the bridge or culvert; or

(*c*) that the vehicle has been stopped to comply with a traffic control device or a direction of a member of the police force or to avoid a collision, or for any reasonable cause in case of accident or emergency; or

(*d*) that the vehicle is an omnibus owned or licensed by the Municipal Tramways Trust and has stopped on the bridge or culvert at a stopping place appointed by that Trust.

(3) If it is proved that a person caused or permitted a vehicle to stand on a bridge, the onus of proving that it was there in prescribed circumstances shall be on him.

Control of parking near Parliament House.

85. (1) The Governor may by proclamation—

(*a*) declare that any area in that part of any street which abuts on the site of either House of Parliament shall be a prohibited area within the meaning of this section ;

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

(2) A person (whether holding any other licence, permit or other authority or not) shall not leave a vehicle stationary in a prohibited area proclaimed under this section, without the permission of the Minister of Works.

Penalty : Twenty-five pounds.

(3) This section shall have effect notwithstanding any other Act, regulation or by-law.

(4) A prosecution for an offence against this section shall not be commenced except with the authority of the Minister of Works. A document purporting to give such consent and purporting to be signed by the Minister of Works shall be *prima facie* evidence of such consent.

Removal of vehicles causing obstruction or danger.

86. (1) If a vehicle left unattended—

(*a*) on a bridge or culvert ; or

(*b*) on a road so as to be likely to obstruct traffic or any procession lawfully authorized to be held, or to be likely to cause injury or damage to any person or property on the road,

any member of the police force or any officer of the council of the area in which the vehicle is standing may remove that vehicle to any convenient place, and for that purpose may enter the vehicle, and drive it or arrange for it to be towed or driven.

(2) Forthwith after such removal, the person removing the vehicle or a person acting on his behalf shall give the owner written notice of the removal, and of the place to which the vehicle was removed. The notice shall, wherever practicable, be served upon the owner personally ; but if it is not so served within fourteen days after the removal, it shall be given by public advertisement in two newspapers circulating generally in the State.

(3) If the owner of the vehicle does not, within one month after the service or advertisement of the notice, pay all expenses in connection with the removal, custody, and maintenance of the vehicle, and of serving or advertising the notice, and take

possession of the vehicle, the Commissioner of Police, or the council whose officer removed the vehicle shall sell it by public auction, and apply the proceeds as follows :—

(*a*) Firstly, in payment of the costs of and incidental to the sale ;

(*b*) Secondly, in payment of the costs of and incidental to the removal, custody, and maintenance of the vehicle and the notice served or advertised under this section ;

(*c*) Thirdly, in payment of the balance to the owner.

(4) If after reasonable inquiry, the owner cannot be found, the balance shall be paid—

(*a*) to the Treasurer in aid of the General Revenue of the State, in a case where the vehicle was sold by the Commissioner of Police ;

(*b*) to the council, in aid of its revenue, in a case where the vehicle was sold by the council.

Pedestrians.

Walking without care or consideration.

87. A person shall not walk without due care or attention or without reasonable consideration for other persons using the road.

Penalty : Twenty-five pounds.

Walking on right of road.

88. (1) A person walking along the carriageway of a road shall keep as near as reasonably practicable to the right side of the carriageway.

Penalty : Twenty-five pounds.

(2) Subsection (1) of this section does not apply to—

(*a*) a pedestrian drawing or pushing a vehicle, or leading an animal ;

(*b*) persons lawfully walking on the carriageway in a procession or an organized and controlled column or other formation.

(3) A pedestrian on a carriageway of a road drawing or pushing a vehicle or leading an animal, or being in a procession,

s. 88. CORRELL v. THOMAS (1939) S.A.S.R. 39. The primary distinction intended by subsection (1) is between carriage-way and footway, and if there is no part of the road apparently reserved for walking or some other special purpose, so much of the whole road as is practicable for vehicular traffic is a carriage-way.

DELLAMINA v. GIBBS (1940) S.A.S.R. 282. A "carriage-way" includes any part of the highway which is commonly and reasonably used by vehicles.

column or formation as mentioned in subsection (2) of this section shall keep as near as reasonably practicable to the left side of that carriageway.

Penalty: Twenty-five pounds.

Duty of pedestrians at level crossings.

89. (1) A pedestrian approaching a level crossing on or near which a stop sign is erected, shall stop before commencing to cross the railway or tramway track.

(2) A pedestrian shall not enter or remain on a level crossing—

(*a*) when any railway rolling stock or tramcar with which he might collide is approaching the crossing; or

(*b*) if warned not to do so by a member of the police force or an employee of the South Australian Railways Commissioner or the Municipal Tramways Trust; or

(*c*) while any warning device at or near the crossing is oscillating or emitting sounds or flashing lights or while the crossing is closed against traffic by gates or barriers unless he is directed by any such member of the police force or employee to proceed across the crossing.

(3) Penalty for any breach of this section: Twenty-five pounds.

Duty of pedestrians on pedestrian crossings.

90. A pedestrian shall not remain within the limits of a pedestrian crossing longer than is necessary for the purpose of passing over the crossing with reasonable speed.

Penalty: Twenty-five pounds.

Duties at Ferries.

Obedience to ferryman's directions.

91. (1) The driver of a vehicle which is about to enter a ferry or is on a ferry shall obey any reasonable directions given to him by the person in charge of the ferry as to—

(*a*) the order in which vehicles shall be driven on to or off the ferry; or

(*b*) the position to be occupied by the vehicle on the ferry.

(2) Penalty: Fifty pounds.

Stopping at approach to ferry.

92. A driver approaching a stop sign at or near a ramp or jetty leading to a ferry—

(*a*) shall stop his vehicle before any part of it passes the stop sign;

(*b*) shall not commence to drive his vehicle on to the ramp or jetty until directed to do so by the person in charge of the ferry.

Penalty: Fifty pounds.

Miscellaneous Duties of Road Users.

Opening doors and alighting so as to cause danger.

93. A person shall not—

(*a*) open or leave open a door of a vehicle on a road; or

(*b*) alight from a vehicle on to the carriageway of a road,

so as to cause danger to other persons using the road or so as to impede the passage of traffic on the road.

Penalty: Twenty-five pounds.

Driving with person on roof or bonnet.

94. A person shall not drive a motor vehicle carrying any person on the roof or bonnet thereof.

Penalty: Twenty-five pounds.

Riding without driver's consent.

95. A person shall not ride on a vehicle without the consent of the driver thereof.

Penalty: Ten pounds.

Cyclists holding on to other vehicles.

96. (1) A person riding a pedal bicycle shall not permit himself to be drawn by any other vehicle in motion.

Penalty: Ten pounds.

(2) The driver of a vehicle shall not permit a person riding a pedal bicycle to attach himself to or be drawn by the vehicle of such driver.

Penalty: Ten pounds.

Driving abreast.

97. (1) A driver shall whenever it is reasonably practicable to do so refrain from driving his vehicle abreast of another vehicle going in the same direction.

Penalty: Twenty-five pounds.

(2) Notwithstanding subsection (1) of this section a person may—

(*a*) ride a pedal bicycle abreast of one other pedal bicycle; or

s. 96. WALSH v. FAEHRMANN (1936) S.A.S.R. 49. Held under section 144 of the Road Traffic Act, 1934 (subsection (1) of which included the word "knowingly"), that the onus is on the complainant to prove that the driver did not consent to the defendant's action.

(*b*) ride a pedal bicycle abreast of other pedal bicycles on a portion of the road set apart exclusively for such bicycles;

(*c*) drive a vehicle abreast of other vehicles, if the vehicle so driven is within a marked lane on a carriageway marked with two or more lanes for traffic going in the same direction;

(*d*) drive a vehicle abreast of another vehicle for the purpose of passing that other vehicle.

(3) A vehicle shall be deemed to be abreast of another vehicle if any part of the vehicle is by the side of any part of the other vehicle.

Carriage of persons on bicycles.

98. A person riding upon a pedal bicycle constructed for propulsion by one person only shall not permit any other person to be carried on that bicycle except upon a seat forming part of or securely attached to the bicycle and providing safe accommodation for that person.

Penalty: Ten pounds.

Pacing by cyclists.

99. A person shall not ride a pedal bicycle for more than two hundred yards within six feet from the rear of a motor vehicle.

Penalty: Ten pounds.

Use of warning device.

100. (1) The driver of a motor vehicle shall sound the warning device attached to his vehicle when it is necessary to do so for the purpose of giving warning of danger.

(2) A person—

(*a*) shall not sound the warning device attached to a vehicle except for giving warning of danger, or indicating an intention to pass another vehicle from the rear;

(*b*) shall not sound such a warning device so as to create unnecessary or offensive noise.

(3) Penalty for any breach of this section: Twenty-five pounds.

Driving while vehicle emits undue noise, smoke, etc.

101. A person shall not drive a motor vehicle while that vehicle emits—

(*a*) an undue amount of noise, smoke, sparks or visible vapour; or

(*b*) an offensive smell.

Penalty: Twenty-five pounds.

s. 100. JOLLY v. WALLMAN (1936) S.A.S.R. 121. Where a dangerous situation arises at a time when it is too late for a warning to be effective, there is no need to give warning of the approach of a vehicle.

Driving position.

102. (1) A person shall not drive a vehicle if he is in such a position that—

(*a*) he has not full control over the vehicle ; or

(*b*) he has not full control over any animal drawing the vehicle ; or

(*c*) he has not a sufficient view of the road ahead and on each side of the vehicle to enable him to drive with safety ; or

(*d*) (if the vehicle is a motor vehicle) he cannot, by means of a rear vision mirror attached to the vehicle, obtain a clear reflected view of any overtaking vehicle.

(2) A person shall not ride a bicycle without having at least one hand on the handle-bar in such a position as to have full control of the steering of the bicycle.

(3) Penalty for any breach of this section : Twenty-five pounds.

Boarding and leaving vehicles in motion.

103. A person shall not board or leave a vehicle or tram-car while it is in motion.

Penalty : Twenty-five pounds.

Riding animals abreast.

104. (1) Except as allowed by subsection (2) of this section a person shall not ride an animal within a municipality town or township so that three or more animals are abreast.

Penalty : Twenty-five pounds.

(2) This section does not apply where the animals are ridden by members of the police force on duty.

(3) An animal shall be deemed to be abreast of another animal if any part of that animal is by the side of any part of the other animal.

Leading animals.

105. A person riding an animal or driving or being conveyed in a vehicle shall not lead more than two animals within a municipality, town or township.

Penalty : Twenty-five pounds.

Prevention of Damage to Roads.

Damage to roads and works.

106. (1) A person shall not—

(*a*) otherwise than by reasonable use thereof damage a road, bridge, or culvert; or

(*b*) remove, damage or interfere with a fence, post, barrier, lamp, traffic device or traffic counter erected or placed on a road, bridge or culvert.

Penalty: Fifty pounds.

(2) A person who damages a road, bridge or culvert, or a fence, post, barrier, lamp, traffic sign or traffic counter erected or placed on a road, bridge or culvert shall forthwith give notice of that damage with full particulars thereof to a member of the police force or to the Commissioner of Highways.

Penalty: Fifty pounds.

(3) In proceedings for an offence against subsection (1) of this section the Court may order the defendant to pay such sum as the court thinks just, by way of compensation for damage done by the defendant, to any authority body or person which or who the court deems to be entitled to the compensation.

(4) In this section "traffic device" includes any traffic control device as defined in section 5 of this Act and any other signal or sign erected or placed for the purpose of regulating, warning or directing traffic, and includes a gate or barrier at a level crossing and a mile post and a sign indicating the direction or distance of any town or place.

Damage to road surface.

107. A person shall not—

(*a*) drive or haul over a road any implement constructed in such a manner as to injure or damage any portion of the road;

(*b*) draw or drag over a road any sledge, timber, tree, or other heavy material in contact with the surface of a road;

(*c*) except in crossing a road, drive on or within six feet of any part of the metalled, gravelled, or other prepared surface of a road a vehicle having an articulated track in lieu of road wheels, unless the grips on the track are covered with road plates having an even bearing surface across the full width of the track when in contact with the road surface.

Penalty: Fifty pounds.

s. 106. GEORGEFF v. RYAN (1954) S.A.S.R. 235. *Mens rea* is not an essential ingredient of an offence against the section.

Depositing material or oil on roads.

108. (1) A person shall not—

(*a*) without the permission of the Commissioner of Highways in writing stack or deposit any wood, sand, stone, or material of any description on a road or part of a road which is being maintained by the Commissioner; or

(*b*) deposit on a road any article or material likely to damage the surface of the road, or to cause damage to vehicles or injury to persons.

Penalty: Fifty pounds.

(2) If any article or material falls from a vehicle onto a road, the driver of the vehicle shall be deemed to have deposited such article or matter on the road, unless he proves that he had taken reasonable precautions to prevent the article or matter from falling from the vehicle.

(3) In this section "material" includes substances of all kinds whether solid or liquid.

Tyres.

109. A person shall not drive a vehicle on a road if any wheel of that vehicle is fitted with a pneumatic tyre inflated to a pressure exceeding one hundred pounds per square inch.

Penalty: Fifty pounds.

Driving on sealed surface.

110. A person driving a vehicle on a road which has portion of its surface sealed with bitumen, cement or other sealing substance shall whenever it is reasonably practicable to do so keep the whole of his vehicle on the sealed portion of the surface.

Penalty: Twenty-five pounds.

PART IV.

PART IV.

EQUIPMENT, SIZE AND WEIGHT OF VEHICLES AND SAFETY PROVISIONS.

Lamps.

Duty to carry lamps and reflectors.

111. (1) A person shall not drive a vehicle or cause a vehicle to stand in a road between half an hour after sunset and half an hour before sunrise or during any period of low visibility if in any respect the vehicle or any lamp or reflector thereon does not comply with the requirements of this Part relating to lamps or reflectors, or any regulations relating to lamps or reflectors on vehicles.

Penalty: Fifty pounds.

(2) In this Part "period of low visibility" means any time when, owing to insufficient daylight or unfavourable conditions, persons on a highway are not clearly visible at a distance of two hundred yards to a person of normal vision.

Headlamps.

112. (1) Every vehicle (other than a three-wheeled vehicle less than five feet wide, or a bicycle, or a trailer) must be fitted with two headlamps.

(2) Every three-wheeled vehicle less than five feet wide and every bicycle and every sidecar attached to a bicycle must be fitted with one headlamp.

(3) Every headlamp must be on the front of the vehicle to which it is fitted and must show a white light and project its main beam of light ahead of the vehicle.

Rear lamps.

113. Every vehicle must be fitted with a lamp on the rear thereof showing a red light to the rear.

Rear lamp on overhanging loads.

114. Where the load on a vehicle extends more than three feet behind the rear of the vehicle, there must be attached on the rear of that load a lamp shewing a red light to the rear.

s. 111. YELLOW CABS (SOUTH AUSTRALIA) LIMITED v. BLIGHT (1929) S.A.S.R. 118. Failure to comply with the section may be negligence.

s. 113. RUDALL AND OTHERS v. DEACON AND OTHERS (1943) S.A.S.R. 271. Appeal to the High Court dismissed (1943) 67 C.L.R. 642 (note); (1943) S.A.S.R. xxiii (note). It is not necessary that the red light required to be carried pursuant to paragraph (*b*) of subsection (1) of section 42 of the Road Traffic Act, 1934, shall be carried at the extreme edge of the off side rear part of the vehicle.

Dual purpose lamps on pedal cycles.

115. If a pedal bicycle is fitted with a lamp on the right side of the bicycle showing a white light to the front and a red light to the rear and such lights comply with the requirements of this Act and the regulations as to the light from the headlamp and rear lamp of a pedal bicycle, that bicycle need not be fitted with any other head lamp or rear lamp.

Number plate lamps on motor vehicles.

116. (1) Every motor vehicle must be fitted with a lamp on the rear thereof illuminating the rear number plate on the vehicle with white light.

(2) If the rear lamp fixed on a motor vehicle pursuant to section 113 of this Act also illuminates the number plate as required by this section, a separate lamp is not required for purposes of this section.

Clearance lamps on motor vehicles.

117. (1) In this section—

"hauling unit" means the forward portion of an articulated motor vehicle :

"rigid motor vehicle" means a motor vehicle other than an articulated motor vehicle :

"semi-trailer" means the rear portion of an articulated motor vehicle.

In calculating the width of a vehicle, trailer or semi-trailer for the purpose of this section, or the extent to which a vehicle, trailer or semi-trailer projects laterally, any projecting load or equipment carried on the vehicle, trailer or semi-trailer shall be regarded as part of the vehicle, trailer or semi-trailer.

(2) Every rigid motor vehicle which is seven feet or more in width, and every semi-trailer irrespective of its width, and every trailer which projects more than six inches laterally on either side beyond the motor vehicle by which it is drawn must be fitted with two front clearance lamps and two rear clearance lamps.

(3) Every hauling unit must be fitted with two front clearance lamps.

(4) Each front clearance lamp must display an amber light directly ahead of the vehicle.

(5) Each rear clearance lamp must display a red light from the rear of the vehicle.

Clearance lamp on vehicles other than motor vehicles.

118. (1) Every vehicle (not being a motor vehicle) which or the load on which is more than seven feet wide must be fitted, on the extreme off side of the vehicle, or if a load projects from

the off side of the vehicle, on the extreme off side of that load, with a clearance lamp displaying a white or amber light ahead of the vehicle.

(2) If a headlamp or rear lamp fitted to a vehicle pursuant to this Act complies with this section and the regulations relating to clearance lamps, a separate lamp is not required for purposes of this section.

Lamps to be alight at night.

119. Except as otherwise prescribed by the regulations, every lamp fitted to a vehicle or attached to the load on a vehicle pursuant to this Act must be alight at all times when the vehicle is being driven or standing on a road between half an hour after sunset, and half an hour before sunrise or during a period of low visibility.

Lamps to be in good order and clean.

120. Every lamp and reflector fitted to a vehicle or attached to the load on a vehicle must at all times be clean and in good working order.

Prevention of glare.

121. Every lamp fitted to a vehicle or attached to the load on a vehicle must diffuse efficiently the light therefrom so as to prevent as far as practicable any glare from that light which might affect adversely the vision of drivers of vehicles or pedestrians on a road on which the vehicle is used.

Duty to dip headlamps.

122. The driver of a vehicle which is fitted with a dipping device shall cause the main beam of light projected by the headlamps of the vehicle to be dipped at any time between half an hour after sunset and half an hour before sunrise or during a period of low visibility, when the vehicle is within three hundred yards of another vehicle approaching from the opposite direction.

Penalty : Twenty-five pounds.

Rear reflectors.

123. (1) Every bicycle and every sidecar must be fitted with a red reflector on the rear thereof.

(2) Every other vehicle must be fitted with two red reflectors on the rear thereof.

Additional requirements as to lamps and reflectors.

124. Every lamp and every reflector required by this Act to be fitted to a vehicle or attached to the load on a vehicle shall comply with such requirements relating to position, size, shape, construction, illuminating power, and other matters as are prescribed by regulations made under this Act.

Brakes.

Interpretation.

125. In this Act—

"independent braking system" means a braking system which—

(*a*) has no parts in common with any other braking system; or

(*b*) has no parts in common with any other braking system except the brake shoes or other devices operating on or in the drums of the road wheels:

"retaining brake" means a brake capable of holding the vehicle equipped with it, together with any load carried or trailer towed by that vehicle, stationary on any road on which the vehicle is driven, irrespective of the grade of that road:

"capable of stopping" as applied to a brake means capable of bringing the vehicle equipped with the brake to a standstill from a speed of twenty miles per hour upon a hard, dry, level road free of loose material, without assistance from the compression of the engine, within the specified distance from the point at which the brake is applied.

Duty to comply with brake requirements.

126. A person shall not drive a vehicle if in any respect the vehicle does not comply with the requirements of this Part relating to brakes, or any regulations relating to brakes.

Penalty: Fifty pounds.

Brakes on motor vehicles other than cycles or trailers.

127. (1) This section applies to motor vehicles other than motor bicycles or trailers.

(2) Every motor vehicle must be equipped with two independent braking systems which shall comprise respectively a service brake and an emergency brake as defined in this section; Provided that the regulations may provide exemptions from or modifications of this section concerning motor tractors or machinery used in primary production.

(3) A service brake is a brake which—

(*a*) is applied by a foot pedal; and

(*b*) operates directly on road wheels and not on the transmission; and

(*c*) if on a motor vehicle manufactured after the commencement of this section, operates on all the road wheels of the vehicle.

Provided that a service brake on a vehicle having an articulated track in lieu of road wheels may operate on the transmission.

(4) An emergency brake is a brake which—

(*a*) is applied either by a hand lever or foot pedal; and

(*b*) is fitted with a ratchet or other locking device capable of holding the hand lever or foot pedal in any position; and

(*c*) operates on road wheels or transmission by direct mechanical action without the intervention of any hydraulic, electrical, or pneumatic device; and

(*d*) is a retaining brake.

(5) A braking system operating on road wheels shall operate on one or more pairs of such wheels symmetrically placed on either side of the longitudinal axis of the motor vehicle.

Brakes on motor cycles.

128. Every motor bicycle with or without a side-car shall have two independent braking systems, one actuated by a hand lever and the other by a foot pedal.

Brakes on trailers.

129. (1) A trailer need not have brakes if the brakes on the motor vehicle by which it is towed are capable of stopping the motor vehicle with trailer attached within the distance prescribed by this Act.

(2) If the trailer is equipped with brakes it shall be sufficient if the brakes of the towing vehicle and of the trailer acting together are capable of stopping the motor vehicle with the trailer attached within the distance prescribed by this Act.

Performance ability of brakes on motor vehicles other than cycles.

130. The braking systems on a motor vehicle (other than a motor bicycle or trailer) must comply with the following requirements :—

(*a*) The braking system comprising a service brake must be capable of stopping the vehicle together with any trailer attached thereto within the following distances :—

(i) where the weight of the motor vehicle and of any trailer attached thereto is less than fifty hundredweight, thirty feet;

(ii) where the said weight is fifty hundredweight or more, forty-five feet.

(*b*) The braking system comprising an emergency brake must be capable of stopping the vehicle within the following distances :—

(i) if the weight of the motor vehicle and of any trailer attached thereto is less than fifty hundredweights, seventy-five feet ;

(ii) if the weight of the motor vehicle and of any trailer attached thereto is fifty hundredweights or more, one hundred and twelve and one-half feet.

(*c*) For the purpose of this section the weight of a motor vehicle or trailer includes the weight of the load thereon.

Brakes to be in good working order.

131. Every braking system on a motor vehicle must be of sound and strong material and capable of adjustment so as to maintain its braking power and must be maintained in efficient working order.

Warning Devices and Other Equipment.

Duty to comply with sections 133 to 138.

132. A person shall not drive a vehicle if in any respect the vehicle or any equipment thereon does not comply with the requirements of sections 133 to 138 (inclusive) of this Act.

Penalty : Fifty pounds.

Warning device.

133. Every motor vehicle and every pedal bicycle must be fitted with a warning device which is capable of giving sufficient audible warning of the approach of the vehicle or bicycle, and is under the immediate control of the driver.

Bells and sirens.

134. A bell or siren must not be fitted to a motor vehicle other t an—

(*a*) a vehicle used by the Fire Brigades Board or a fire brigade or a fire-fighting organization registered under the laws relating to fire brigades or bush-fires ; or

(*b*) a vehicle used by members of the police force in the course of their duties ; or

(*c*) an ambulance.

Mechanical signals on certain vehicles.

135. Every motor vehicle which—

(*a*) has its steering wheel on the left of the longitudinal axis of the vehicle ; or

(*b*) is seven feet wide or more,

must be fitted with a mechanical or electrical device of a kind approved by the Board by which turning stopping and slowing down signals prescribed by this Act can be given.

Windscreen wipers.

136. (1) Every motor vehicle (other than a motor bicycle) having a windscreen must be equipped with a windscreen wiper, capable at all times of effectively removing rain and other moisture from the portion of the windscreen immediately in front of the driver, and so constructed and situated that it can be controlled or operated from the driver's seat.

(2) The windscreen wiper on a motor vehicle registered for the first time after the first of January, nineteen hundred and thirty-seven, must be automatic.

Reflecting mirrors.

137. (1) Every vehicle (other than a trailer) so constructed that the driver has not an unobstructed view to the rear must be equipped with a mirror or mirrors so designed and fitted as to be capable of reflecting to the driver a view of the approach of any vehicle about to pass such vehicle.

(2) Such mirror or mirrors must be affixed to the outside of the vehicle if—

(*a*) the vehicle is designed for the carriage of passengers and has seating accommodation for eight passengers or more ; or

(*b*) for any reason the driver cannot obtain a view of an approaching vehicle by means of a mirror affixed to the inside of the vehicle.

Silencers.

138. Every motor vehicle which has an internal combustion engine must be equipped with an efficient silencing device through which all exhaust from the engine is projected and which prevents the creation of undue noise.

Dimensions of Vehicles.

Duty to comply with sections 140, 141 and 142.

139. A person shall not drive a vehicle if in any respect the requirements of sections 140, 141 and 142 of this Act are not complied with in relation to that vehicle and any trailers or other vehicles attached thereto, or any load thereon.

Penalty : Fifty pounds.

Length of vehicles.

140. The overall length of a vehicle and of any trailers or vehicles attached thereto and of any load projecting from the front or rear of the vehicle or from the rear of any trailer or vehicle attached to the vehicle must not exceed sixty-six feet.

Width of vehicles.

141. (1) Except as provided in this section, the width of a vehicle must not exceed eight feet at any part.

s. 138. DAYMAN v. ELLIS (1933) S.A.S.R. 274. Section 41 of the Road Traffic Act, 1934, required that the silencer must at the material time be in actual use and eliminate all unnecessary noise.

(2) A vehicle may be driven on a road carrying a load more than eight feet wide, if that load consists of agricultural machines or motor bodies.

(3) An agricultural machine may be driven on a road although it is more than eight feet wide.

(4) In determining the width of a vehicle—

(*a*) any load or framework on the vehicle shall be regarded as part of the vehicle ;

(*b*) a rear vision mirror or a signalling device projecting from a side of the vehicle shall not be taken into account unless the total width of the vehicle and any such mirror or device—

(i) exceeds eight feet four and a half inches, where there is a mirror or device projecting from one side of the vehicle only :

(ii) exceeds eight feet nine inches, where there is a mirror or device projecting from each side of the vehicle.

(5) In this section "agricultural machine" means a machine (other than a tractor) used for cultivating land or sowing handling or harvesting crops.

Height of vehicles.

142. The height of a vehicle together with any load or equipment thereon must not exceed fourteen feet : Provided that this section shall not apply to an electrically driven omnibus having overhead poles for conducting electricity from overhead electrical conductors.

Exemptions.

143. (1) If the Board is satisfied that reasonable cause exists for doing so, it may grant a permit permitting a vehicle to be driven on roads without compliance with any specified requirements of sections 140, 141 and 142 of this Act.

(2) Any such permit may be general, conditional or restricted as to time, place or circumstances, and shall render lawful anything done in accordance therewith.

Axle Weights.

Duty to comply with rules as to loads.

144. A person shall not drive a vehicle if in any respect the vehicle does not comply with the requirements of sections 145 to 149 (inclusive) of this Act.

Penalty—

(*a*) For an offence involving non-compliance with a requirement as to the weight on an axle or axles,

s. 143. KEANE v. KNOWLES AND ANOTHER (1942) S.A.S.R. 13. Failure to comply with conditions of a permit is a departure from the proper standard of care for the safety of the highway.

where the weight in excess of the permitted maximum is not more than twenty hundredweights—not less than five shillings and not more than two pounds for each hundredweight of the excess;

(*b*) For an offence involving non-compliance with a requirement as to the weight on an axle or axles, where the weight in excess of the permitted maximum is more than twenty hundredweights—not less than five shillings and not more than two pounds for each of the first twenty hundredweights of the excess and not less than two pounds and not more than five pounds for each additional hundredweight of the excess;

(*c*) For an offence against section 149: Fifty pounds.

Computation of axle load.

145. In computing the weight carried on an axle the weight of the axle itself and the wheels on it, as well as the weight of the vehicle and its load so far as they bear upon the axle, shall be taken into account.

Maximum axle weight.

146. (1) If an axle of a vehicle is fitted with wheels having solid tyres the weight on that axle must not exceed the smaller of the following weights, namely five tons, or a weight computed at the rate of seven hundredweights for each inch of the width of the bearing surface of the said tyres.

(2) If an axle of a vehicle is fitted with wheels having pneumatic tyres, the weight on that axle must not exceed eight tons.

(3) The weight on any two axles of a vehicle must not exceed the sum of the maximum weights which could lawfully be carried on those axles under subsections (1) and (2) of this section.

Maximum vehicle weight.

147. (1) The total weight on all the axles of a vehicle, other than the front axle must not exceed thirty-two tons.

(2) For the purpose of this section, a combination of vehicles drawn by the same hauling unit shall be regarded as one vehicle, and the front axle of the hauling unit of a combination of vehicles shall be deemed to be the front axle of the combination.

Alteration of maximum weights.

148. The maximum weights fixed by either of the two preceding sections may be altered by regulations under section 176 of this Act.

s. 145. JAMES v. JOHNSON (1922) S.A.S.R. 294. The term "carry" means to support or sustain and applies to a stationary vehicle. Held, that the weight of the load carried by a jinker usually connected with a horse dray, was its weight ascertained when the jinker was disconnected from the dray and stationary.

Requirements for metal tyres.

149. Every metal tyre on the wheel of a vehicle must—

(*a*) have an even bearing surface across its full width;

(*b*) be not less than one and a quarter inches wide.

Exemption of vehicles with articulated track.

150. A vehicle having an articulated track in lieu of road wheels is not subject to the requirements of the preceding five sections.

Exemptions.

151. (1) The Board may grant a permit permitting a vehicle conveying heavy machinery or merchandise which cannot be taken apart without undue expense or loss to be driven on roads without compliance with any specified requirements of this Act or the regulations as to the maximum weight on any axle or axles of the vehicle: Provided that a permit granting exemption from the requirement of section 147 of this Act may be granted although the vehicle does not convey heavy machinery or merchandise which cannot be taken apart without undue expense or loss.

(2) Any such permit may be general, conditional, or restricted as to time place or circumstance, and shall render lawful anything done in accordance therewith.

Duty of driver as to weighing vehicles and loads.

152. (1) A member of the police force or an inspector may request the driver or person in charge of a vehicle on a road—

(*a*) to drive the vehicle or cause it to be driven forthwith to a weighbridge or weighing instrument specified by the person making the request, and situated not more than five miles from the place where the vehicle is at the time of the request; and

(*b*) to permit the weight of the vehicle and its load, or the weight carried on any axle of the vehicle, or all such weights to be ascertained by means of such weighbridge or weighing instrument; and

(*c*) to manoeuvre the vehicle as is necessary to enable such weighing to be carried out.

(2) A person to whom a direction is given under subsection (1) of this section shall forthwith comply with it.

Penalty: Fifty pounds.

Duty of owner as to weighing vehicle unladen.

153. (1) A member of the police force or an inspector may, by notice in the prescribed form, signed by the member or inspector, and by a justice of the peace, and served on the owner of a vehicle, direct that owner to do the following things within a reasonable time specified in the notice, namely—

(*a*) to cause the vehicle to be driven to a weighbridge or other weighing instrument specified in the notice

and situated not more than five miles from the place where the vehicle is at the time of service of the notice; and

(*b*) to permit the vehicle to be weighed unladen by means of the weighbridge or weighing instrument specified in the notice; and

(*c*) to deliver the document issued by the person weighing the vehicle, and stating the unladen weight thereof, to the member or inspector who signed the notice.

(2) A person who receives such a notice shall forthwith comply with it.

Penalty: Fifty pounds.

Measurement of loads.

154. (1) A member of the police force, or an inspector, may require the owner or person in charge of a vehicle on a road to do any one or more of the following things:—

(*a*) to allow the member or inspector to examine and measure the vehicle and the load on the vehicle and the tyres on the wheels of the vehicle, or any of them;

(*b*) to allow the member or inspector to test the vehicle to ascertain whether it is in running order;

(*c*) to manoeuvre the vehicle as necessary to enable any such examination measuring and testing to be carried out.

(2) A person to whom a request under subsection (1) of this section is made shall forthwith comply with it.

Penalty: Fifty pounds.

Presumption of correct weight ascertained by measurement.

155. The weight of a vehicle with or without its load, or the weight on any axle or axles of a vehicle, calculated in accordance with the regulations shall in proceedings for an offence against this Act be deemed to be correct unless the contrary is proved.

Unloading of excess weight.

156. (1) If a member of the police force or an inspector has ascertained that—

(*a*) the weight on an axle of a vehicle on a road exceeds by more than ten hundredweights the maximum weight permitted by this Act or the regulations to be carried on that axle; or

(*b*) that the weight on all the axles of the vehicle other than the front axle exceeds by more than thirty

hundredweights the maximum weight permitted by this Act or the regulations to be carried on those axles

he may give the driver or person in charge of the vehicle such of the following directions as he deems appropriate in the circumstances :

(i) If the vehicle is on the carriageway of a road, that the driver or person in charge of the vehicle shall drive it forthwith off the carriageway to a place indicated by the person giving the direction :

(ii) That the vehicle shall not be driven on a road (except for the purpose of removing it from the carriageway or driving it to a place nominated by the driver or person in charge of the vehicle and approved by the person giving the direction) until the load is reduced or adjusted so as to comply with this Act.

(2) A person to whom any such direction is given shall comply with it.

Penalty : Fifty pounds.

Towed Vehicles and Trailers.

Requirements as to towing.

157. A person shall not drive a vehicle having a vehicle (not being a trailer) attached thereto for the purpose of being towed, if any of the following provisions is not observed :—

(*a*) The space between the vehicles must not exceed twelve feet :

(*b*) Where the towed vehicle is a motor vehicle, a competent person must be in charge of that vehicle, to control it so far as the condition of its brakes and mechanism permit :

(*c*) Where the two vehicles are joined by means of a rope, chain or wire, a white flag or cloth must be displayed on that rope, chain or wire, midway between the two vehicles :

(*d*) Between half an hour after sunset, and half an hour before sunrise, a lighted lamp, showing a bright white light, must be affixed to the front of the towed vehicle in such a manner as to render clearly visible any flag or cloth displayed in accordance with paragraph (*c*) of this section, and a lighted lamp must be affixed to the off side of the rear of the towed vehicle, showing a red light clearly visible at a distance of 200 yards, to any person approaching the vehicle from the rear.

Provided that—

(i) if the towed vehicle is attached to the towing vehicle by a towing device of a kind approved by the Board or complying with the regulations it shall not be necessary for a person to be in charge of the towed vehicle; and

(ii) if the towed vehicle is fastened to the towing vehicle so as to be in contact therewith, the white flag or cloth mentioned in paragraph (*c*) of this section, and the lighted lamp affixed to the front of the towed vehicle as mentioned in paragraph (*d*), of this section are not required.

Penalty: Fifty pounds.

Number of trailers or towed vehicles.

158. (1) A person shall not drive—

(*a*) a vehicle (other than a vehicle the unladen weight of which exceeds two tons, or a tractor) towing more than one trailer or other vehicle; or

(*b*) a vehicle towing more than two trailers or other vehicles.

(2) The Board may grant to any person a permit permitting any vehicle, irrespective of its unladen weight, to be driven for the purpose of towing two trailers or other vehicles. Any such permit may be general, conditional or restrictive as to time, place or circumstances and shall render lawful the towing of two trailers or other vehicles in accordance with its terms.

Penalty: Fifty pounds.

Safety Provisions.

Vehicles used for carrying passengers for hire.

159. (1) A person shall not drive a vehicle for the purpose of carrying passengers for hire unless that vehicle has been inspected and certified to be safe for the carriage of passengers, by an authorized person: Provided that this section shall not apply to—

(*a*) a vehicle driven pursuant to a licence under the Road and Railway Transport Act, 1930-1957 or under by-laws of a council; or

(*b*) a vehicle operated or licensed by the Municipal Tramways Trust; or

(*c*) a taxicab licensed under the Metropolitan Taxicab Act, 1956-1957.

Penalty: Fifty pounds.

s. 159. LOMAX v. REED (1952) S.A.S.R. 225. Evidentiary effect of the failure of the driver of a motor vehicle to obtain a certificate, as required by section 154 of the Road Traffic Act, 1934, considered.

(2) For the purposes of this section the following persons shall be authorized persons :—

(*a*) Every member of the police force in charge of a police station situated more than fifteen miles from the General Post Office at Adelaide ;

(*b*) Any other person appointed by the Commissioner of Police as an authorized person within the meaning of this section.

(3) Every certificate granted under this section shall remain in force for twelve months from the date of the granting thereof unless sooner revoked by the Commissioner of Police on the ground that the vehicle is no longer safe for the carriage of passengers.

(4) A certificate granted under this section may contain a condition prescribing the maximum number of passengers who may lawfully be carried upon the vehicle to which the certificate applies.

A person shall not drive a vehicle to which a certificate granted under this section applies carrying more than the maximum number of passengers prescribed in that certificate.

Penalty : Fifty pounds.

(5) An apparently genuine document produced by the prosecution and purporting to be signed by the Commissioner of Police and to state that any vehicle specified in the document has not during any period specified in the document been inspected and certified to be safe for the carriage of passengers as required by this section shall be *prima facie* evidence of the fact so stated.

Defect notices.

160. (1) In this section—

"defect notice" means a notice issued under subsection (5) of this section :

"repairs" means repairs, replacements, reconditioning, additions, adjustments or work of any kind for remedying deficiencies or defects.

(2) If a member of the police force is of opinion that a vehicle does not comply with any one or more requirements of this Act or for any reason cannot safely be driven on roads he may direct the owner or person in charge of the vehicle to produce it for examination at a time and place stated by the said member.

(3) A person shall comply with a direction given to him under subsection (2) of this section.

Penalty: Fifty pounds.

(4) A member of the police force may—

(*a*) examine or cause to be examined any vehicle produced pursuant to a direction under this section:

(*b*) for the purpose of any such examination, drive or test or cause a person to drive or test the vehicle.

(5) If a vehicle, upon examination, is found not to comply with this Act or to be unsafe, a member of the police force may issue to the owner or person in charge of the vehicle a written notice (hereinafter called a defect notice)—

(*a*) specifying the repairs which are necessary in order to make the vehicle comply with this Act or to make it safe;

(*b*) directing that the vehicle shall not, except as provided in the defect notice, stand or be driven on a road after the issue of the defect notice until the said repairs have been made and the vehicle has been produced at a place specified in the defect notice for examination by a member of the police force and the member of the police force has certified that the repairs have been made.

(6) A person shall not drive a vehicle or cause a vehicle to stand on a road contrary to the terms of a defect notice.

Penalty: Fifty pounds.

(7) A defect notice—

(*a*) may provide that the vehicle to which it applies may be driven on roads to a convenient place for the purpose of having repairs made as required by the notice;

(*b*) shall provide that after the repairs have been made the vehicle to which it applies may be driven on a road by the nearest practicable route to the place specified in the defect notice for examination by a member of the police force.

Suspension of registration of unsafe vehicles.

161. (1) If the Commissioner of Police is satisfied that a motor vehicle is unsafe for use on roads he may suspend the registration of that vehicle.

(2) When the registration of a motor vehicle is so suspended the Registrar of Motor Vehicles or any person authorized by

him or any member of the police force may remove the registration label from the vehicle and for the purpose of so doing may enter and remain upon any land or premises.

(3) If the Commissioner of Police 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 at the time of the removal of the suspension the period for which the vehicle was registered has not expired, the Registrar of Motor Vehicles shall issue to the owner without fee a registration label similar to that removed from the vehicle under this section.

(4) The Commissioner of Police shall give to the owner of the vehicle concerned and to the Registrar of Motor Vehicles written notice of every suspension and removal of suspension under this section.

Securing of loads.

162. A person shall not drive a vehicle carrying a load if any one or more of the following requirements are not complied with :—

(*a*) The load must be fastened or confined so as to ensure that it will remain in or upon the vehicle while it is in motion;

(*b*) The load must not project from the vehicle so as to be likely to injure any person or damage any property;

(*c*) If the load consists of iron, timber, piping or other solid material projecting beyond the front or rear of the vehicle, the projecting ends must be wrapped with bagging or other like material, and must be securely tied so as to prevent noise, flapping and swaying, and must have a piece of white material attached thereto so as to clearly indicate the projection.

Penalty: Fifty pounds.

Information to be Marked on Certain Vehicles.

Information to be painted on certain vehicles.

163. (1) Every commercial motor vehicle the weight of which unladen exceeds thirty-five hundredweights and every vehicle carrying passengers or goods for hire must have the name and address of the owner thereof and the unladen weight of the vehicle painted on some conspicuous part of the off side of the vehicle in letters at least two inches high and at least one inch wide.

(2) For the purpose of this section—

"name" means—

(*a*) in the case of a vehicle owned by an individual—the Christian names or the initials of the

Christian names and the full surname of that individual;

(*b*) in the case of a vehicle owned by a partnership—the registered business-name of the partnership or the names (stated as mentioned in paragraph (*a*) hereof) of each partner;

(*c*) in the case of a vehicle owned by a body corporate—the registered business-name or the full name of the body corporate:

"address" means either place of abode or place of business.

(3) A person shall not drive a vehicle not complying with this section.

Penalty: Fifty pounds.

PART V.

SUPPLEMENTARY PROVISIONS.

Proceedings for offences.

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

Subsequent offences.

165. In determining whether an offence against a provision of this Act is a second or subsequent offence within the meaning of this Act, a like offence committed against an Act repealed by this Act shall be taken into account as an offence against the said provision :

Provided that an offence against the repealed Act shall not be so taken into account if the court which tried the case certified the offence to be trifling.

Offences by employees.

166. If a person is charged with driving a vehicle which does not comply with a requirement of this Act as to lamps, warning devices, brakes, windscreen wipers, rear vision mirrors, mechanical signals or other equipment or is charged with causing such a vehicle to stand in a road, and proves that, at the time of the alleged offence—

(*a*) he was the employee of another person ; and

(*b*) he drove the vehicle or caused it to stand under the express instructions of his employer ; and

(*c*) he was not aware that the vehicle did not comply with the requirement of this Act or had before the time of the alleged offence called the attention of his employer to the fact that the vehicle did not comply with that requirement,

the person so charged shall be acquitted.

Causing or permitting certain offences.

167. (1) A person who causes or permits another person to commit any offence against any provision of this Act shall be guilty of an offence and liable to the penalty prescribed for the offence which he so causes or permits.

(2) This section shall not restrict the application to any provision of this Act of section 53 of the Justices Act, 1921-1960 which relates to the liability of persons aiding, abetting, counselling or procuring the commission of offences.

Power of court to disqualify driver on conviction.

168. (1) When a person is convicted, before the Supreme Court or any other court, of—

(*a*) an offence against any provision of this Act relating to motor vehicles; or

(*b*) an offence (under this Act or any other Act or law) in the commission of which a motor vehicle was used or the commission of which was facilitated by the use of a motor vehicle,

the court may order—

(i) that that person be disqualified either for a period fixed by the court or until further order from holding and obtaining a driver's licence; and

(ii) may if it thinks fit order that the person so disqualified shall not at the end of the period of disqualification or upon the removal of the disqualification be granted a driver's licence until he passes a driving test as prescribed by section 79a of the Motor Vehicles Act, 1959-1960.

(2) The court which makes an order under this section may, if satisfied that reasonable cause exists for doing so, order that the disqualification shall take effect from a day or hour subsequent to the making of the order.

(3) Where an order is made requiring a person disqualified under this section to pass a driving test before being granted a driver's licence, his disqualification shall continue until the expiration or removal of the disqualification or the passing of the test whichever last occurs.

Duty of court to disqualify driver for certain offences.

169. (1) This section shall apply to offences against the following provisions of this Act, namely:—

Paragraph (*a*) of subsection (3) of section 43 (failure to stop after accident):

Section 46 (reckless and dangerous driving):

Section 48 (general speed limit of sixty miles an hour):

s. **168.** GEORGE v. TROTTER (1938) S.A.S.R. 48. Where the defendant entered an intersection at a very fast rate of speed and narrowly escaped a collision and was convicted under section 131 of the Road Traffic Act, 1934, held that the defendant's licence was rightly suspended.

AUSTIN v. DAYMAN (1939) S.A.S.R. 136. Circumstances discussed which may be taken into account in considering whether an order for disqualification should be made.

HATCHER v. O'SULLIVAN (1949) S.A.S.R. 240. Held, before the enactment of the proviso to subsection (1a) of section 38a of the Road Traffic Act, 1934, that, upon conviction of a second offence against one of the sections specified in section 38a of the Road Traffic Act, 1934, the court must make an order of disqualification from holding or obtaining a licence, notwithstanding that the first offence was committed prior to the passing of the amending Act of 1948.

FELDMAN v. SAMUELS (1956) S.A.S.R. 55. The power given to disqualify a person convicted of an offence against the Act from holding or obtaining a driver's licence ought to be used with discretion, but its use is amply justified where it is exercised for the subversion of any manner of driving which involves manifest danger to the safety of road users.

Paragraph (*a*) of section 49 (speed limit in a municipality town or township :

Section 50 (speed limit in speed zones):

Section 63 (right of way at intersections and junctions).

(2) If a person after being convicted of an offence against a provision of this Act to which this section applies is convicted of another offence against the same provision committed within three years after the previous conviction the court shall order that that person shall be disqualified for a period fixed by the court or until further order from holding or obtaining a driver's licence: Provided that the court at the hearing of a complaint for any offence mentioned in subsection (1) of this section, if satisfied by evidence given on oath, that any such offence is trifling, may certify accordingly and if such a certificate is given the offence to which it relates shall not be taken into account for purposes of this subsection.

(2) An order made under this section may be in addition to any other penalty to which the defendant is liable.

Disqualification where vehicle used for criminal purposes.

170. If a court of summary jurisdiction on information or complaint duly laid is satisfied that a person has used or is likely to use a motor vehicle in connection with the commission of any offence by himself or any other person, or to facilitate the escape of himself or any other person from arrest or punishment, it may order that the person who used or is likely to use the vehicle be disqualified either for a period fixed by the court or until further order from holding and obtaining a driver's licence.

Disqualification of addicts to liquor or drugs.

171. If a court of summary jurisdiction presided over by a special magistrate, on complaint duly laid by the Commissioner of Police or by the Registrar of Motor Vehicles, is satisfied that a person is by reason of intemperance in the consumption of alcoholic liquor or by reason of the habitual use of drugs, likely to cause danger to the public if he drives a motor vehicle on roads, the court may order that that person be disqualified either for a period fixed by the court or until further order from holding and obtaining a driver's licence.

Removal of disqualification.

172. (1) Where an order has been made against a person disqualifying him from holding and obtaining a driver's licence until further order that person may on complaint duly laid before a court of summary jurisdiction, and served on the

s. 172. COMMISSIONER OF POLICE v. BRADY (1954) S.A.S.R. 314. An appeal lies to the Supreme Court against an order made by a court of summary jurisdiction removing a disqualification from holding or obtaining a driver's licence imposed by an order previously made under the Act.

Commissioner of Police as defendant to the proceedings, apply to that court for an order removing the disqualification, and the court may, if it deems it expedient to do so, order that the disqualification be removed as from any date which it thinks proper.

(2) An application shall not be made under this section within three months after the making of the original order for disqualification, nor within three months after a previous application relating to the same order of disqualification.

Appeals, and suspension of disqualification

173. (1) A person who by virtue of an order of a court under this Act is disqualified from holding and obtaining a driver's licence may appeal against the order in the same manner as against a conviction.

(2) Pending the hearing and determination of any such appeal the operation of any such order may be suspended—

(*a*) in the case of an order made by a court of summary jurisdiction, by the court which made the order, or a judge of the Supreme Court;

(*b*) in the case of an order made by the Supreme Court, by a judge of that Court.

(3) An order of suspension may be made before or after the institution of the appeal, but shall not have any effect until the defendant—

(*a*) has duly instituted the appeal and paid the appropriate court fees; and

(*b*) has served on the Registrar of Motor Vehicles the order of suspension or a copy thereof, and a notice that the appeal has been duly instituted and the fees paid.

Liability when hired vehicles driven for hire.

174. (1) If—

(*a*) the owner of a motor vehicle lets it on hire to a person who, for the purpose of or by virtue of any industrial award is deemed to be a servant of that owner; and

(*b*) whilst the vehicle is so let the person taking it on hire drives it in the course of a business of carrying passengers or goods for hire,

that person shall, as regards liability for any injury, loss or damage caused by him whilst so driving the vehicle, be deemed

s. 173. COX v. BUTTON (1949) S.A.S.R. 244. On an appeal under the section the appellate court may rescind the order of disqualification or may increase or reduce the period of disqualification. Observations as to the principles upon which the appellate court will act.

to be the servant of the owner and to have been so driving the vehicle in the course of his employment by the owner.

(2) In this section "industrial award" means any award, order or determination of an authority of the Commonwealth having jurisdiction to deal with industrial disputes or of the Industrial Court or any industrial board constituted by or under the Industrial Code, 1920-1958.

Evidence.

175. (1) In proceedings for an offence against this Act an allegation in a complaint—

(*a*) that a specified traffic control device, warning device, gate, barrier, signal, sign, light, line or mark was on or near a road ; or

(*b*) that any place was a road or carriageway or was on a road or carriageway ; or

(*c*) that any road or part of a road was or was not within a municipality or in a town or township ; or

(*d*) that any road or part of a road was within a speed zone ; or

(*e*) that any carriageway was a one-way or a two-way carriageway ; or

(*f*) that any person was at a time specified in the complaint the driver or rider of any vehicle or animal—

shall be *prima facie* evidence of the matters so alleged.

(2) Proof that a person is registered as the owner of a motor vehicle shall be *prima facie* evidence that he is the owner of that motor vehicle.

(3) In proceedings for an offence against this Act—

(*a*) a statement produced by the prosecution and purporting to be signed by the person in charge of a weighbridge or weighing instrument and stating the weight on an axle, or any axles, of a vehicle shall be *prima facie* evidence of the facts so stated ;

(*b*) a document produced by the prosecution and purporting to be signed by the Commissioner of Police, or by a

s. 175. GILL v. MAZZOLETTI (1956) S.A.S.R. 288. The section enables the prosecution to make out a *prima facie* case against the person alleged in the complaint to have been the rider or driver of any animal or vehicle, without tendering evidence that he actually was the rider or driver; but it does not throw on the person charged any onus of disproof. At the end of the case the prosecution has the burden of satisfying the court beyond reasonable doubt that the person charged was the rider or driver; and if there is then a reasonable doubt as to this fact, the prosecution has not made out its case.

GILL v. FORREST. HANSBERRY v. FORREST (1959) S.A.S.R. 48. Observations as to the application of section 157 (1) of the Road Traffic Act, 1934.

superintendent or an inspector of police, and purporting to certify that any stop-watch or speedometer specified therein had been tested on a day mentioned therein and was shown by the test to be accurate to the extent indicated in the document, shall be *prima facie* evidence of the facts certified and that the stop-watch or speedometer was accurate to the said extent on each of the fourteen days following the day of the test.

Regulations.

176. (1) The Governor may make regulations for or with respect to all or any of the following matters, namely :—

(*a*) prescribing the design, colour, marking or other specifications of traffic control devices and of any other lines, marks or words which may be placed or inscribed on road surfaces for the regulation or guidance of traffic and for regulating and controlling the construction, erection, marking and use of such devices, lines, marks or words ;

(*b*) fixing a special speed limit for any specified classes of vehicles, and declaring that any limit so fixed shall apply to such vehicles on all roads, or on any specified roads ;

(*c*) prohibiting regulating or restricting the driving or standing of vehicles upon prescribed roads or parts of roads or on roads or parts of roads within a prescribed area ;

(*d*) requiring vehicles to be equipped or fitted with or to carry brakes, lamps, dipping devices for lamps, reflectors, warning devices, rear vision mirrors, protective covers on driving chains, mudguards mudflaps and other equipment or devices of any kind, in addition to any equipment or devices required by other provisions of this Act ;

(*e*) prescribing requirements, additional to those mentioned in other provisions of this Act, with which brakes, lamps, dipping devices for lamps, reflectors, warning devices, rear vision mirrors and other equipment and devices carried on or fitted to vehicles or their loads pursuant to this Act must comply ;

(*f*) declaring that any specified class of lamps or equipment (other than lamps or equipment with which vehicles

s. 176. GRAVES v. WALKOM (1926) S.A.S.R. 34. The breach of a statutory regulation may tend to show negligence on the part of the plaintiff or defendant.

FORBY v. LAUCKE (1933) S.A.S.R. 60. The existence of a statutory regulation for the use of the highway is a circumstance to be taken into account in applying the principles of common law in an action for negligence.

are required by law to be equipped) must not be carried on or fitted to vehicles or their loads;

(*g*) the couplings or other devices by which trailers are attached to or connected with the vehicles by which they are drawn, and requiring such trailers and vehicles to be fitted with safety chains complying with the regulations;

(*h*) prescribing methods of ascertaining the weight of a vehicle with or without its load, or of any thing carried on a vehicle or the weight carried on any axle or axles of a vehicle by weighing, measurement, calculation or otherwise;

(*i*) prescribing a maximum weight, lower than that prescribed by this Act, which may be carried on any axle or axles of a vehicle;

(*j*) prohibiting the use on roads of vehicles which have any prescribed defect or deficiency or which in any particular do not comply with the regulations made under this Act;

(*k*) prescribing any other matters which by this Act are required or permitted to be prescribed by regulations or which it is necessary or convenient to prescribe for the administration and enforcement of this Act;

(*l*) prescribing any matters, additional to those prescribed in this Act, which it is necessary or convenient to prescribe for securing the safe or convenient operation of vehicles and the safety or convenience of persons on roads, or for improving or regulating the flow or management of traffic;

(*m*) declaring that any regulation or any provision of any regulation made under this section shall be subject to limitations in respect of the hours, days, or period in which it applies, or the circumstances, roads, locality, or class of vehicles to which it applies;

(*n*) prescribing exemptions from any of the requirements of sections 132 to 137 of this Act;

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

(2) Regulations prescribing a maximum weight under paragraph (*i*) of subsection (1) of this section may specify the actual weight, or prescribe the method by which it is to be calculated.

(3) For the purpose of enabling traffic experiments to be conducted, the Governor may make regulations—

(*a*) suspending or amending any of the provisions of this Act contained in sections 48 to 105 inclusive ;

(*b*) prescribing duties of road users different from or in substitution for any provisions so suspended and any other duties of road users or other matters which it is necessary or convenient to prescribe for the purpose of testing experimental traffic rules or schemes of traffic control.

Any regulations suspending or amending any provisions of this Act shall provide that the suspension or amendment will cease to operate on a day named in the regulations and being not later than six months from the day when the suspension or amendment takes effect.

The Governor may, however, by additional regulations extend the period of operation of any suspension or amendment for any period not exceeding three months at any one extension.

Inconsistency of by-laws.

177. If a by-law made by a council is inconsistent with this Act or a regulation made under this Act, this Act or the regulation shall prevail and the by-law shall to the extent of the inconsistency be invalid.

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

EDRIC BASTYAN, Governor.

SCHEDULES.

THE FIRST SCHEDULE.

Road Traffic Act, 1934, No. 2183 of 1934.
Road Traffic Act Amendment Act, 1936, No. 2332 of 1936.
Road Traffic Act Amendment Act, 1938, No. 2416 of 1938.
Road Traffic Act Amendment Act, 1939, No. 23 of 1939.
Road Traffic Act Amendment Act (No. 2), 1939, No. 34 of 1939.
Road Traffic Act Amendment Act (No. 3), 1939, No. 45 of 1939.
Road Traffic Act Amendment Act, 1940, No. 61 of 1940.
Road Traffic Act Amendment Act, 1941, No. 2 of 1941.
Road Traffic Act Amendment Act (No. 2), 1941, No. 46 of 1941.
Road Traffic Act Amendment Act, 1942, No. 4 of 1942.
Road Traffic Act Amendment Act (No. 2), 1942, No. 17 of 1942.
Road Traffic Act Amendment Act, 1943, No. 35 of 1943.
Road Traffic Act Amendment Act, 1944, No. 2 of 1944.
Road Traffic Act Amendment Act (No. 2), 1944, No. 20 of 1944.
Road Traffic Act Amendment Act, 1945, No. 2 of 1945.
Road Traffic Act Amendment Act (No. 2), 1945, No. 40 of 1945.
Road Traffic Act Amendment Act, 1946, No. 4 of 1946.
Road Traffic Act Amendment Act, 1947, No. 3 of 1947.
Road Traffic Act Amendment Act (No. 2), 1947, No. 40 of 1947.
Road Traffic Act Amendment Act, 1948, No. 55 of 1948.
Road Traffic Act Amendment Act, 1950, No. 29 of 1950.
Road Traffic Act Amendment Act, 1951, No. 48 of 1951.
Road Traffic Act Amendment Act, 1952, No. 41 of 1952.
Road Traffic Act Amendment Act (No. 1), 1953, No. 36 of 1953.
Road Traffic Act Amendment Act (No. 2), 1953, No. 37 of 1953.
Road Traffic Act Amendment Act, 1954, No. 48 of 1954.
Road Traffic Act Amendment Act, 1955, No. 34 of 1955.
Road Traffic Act Amendment Act (No. 2), 1955, No. 56 of 1955.
Road Traffic Act Amendment Act, 1956, No. 35 of 1956.
Road Traffic Act Amendment Act, 1957, No. 51 of 1957.
Road Traffic Act Amendment Act, 1958, No. 23 of 1958.
Road Traffic Act Amendment Act, 1959, No. 51 of 1959.
Road Traffic Board Act, 1960, No. 41 of 1960.

THE SECOND SCHEDULE.

Transitional Provisions.

In connection with the repeal of the enactments mentioned in the first schedule the following provisions shall have effect except where the context otherwise requires :—

1. Proceedings for an offence committed against a repealed enactment before the repeal, may be commenced or continued, and dealt with and completed in all respects as if this Act had not been passed.

2. Any order disqualifying a person from holding and obtaining a licence made under a repealed Act before the repeal, may be suspended or removed under this Act, but, subject to any such suspension or removal, shall remain in force.

3. Any approval, permit, exemption or certificate of safety granted under any of the repealed enactments and in force immediately before the repeal shall remain in force and have effect as if it had been lawfully granted by the appropriate authority under this Act.

4. The Road Traffic Board of South Australia appointed under Act No. 41 of 1960, shall continue in office as if appointed under this Act, and this Act had been in force at the time of the appointment.

5. If any doubt or difficulty arises as a result of the repeal by this Act of any enactment, or of the passing of this Act, the Governor may by proclamation give directions for the purpose of removing the doubt or difficulty or declaring what is to be done and such a proclamation shall have effect as if it were a provision of this Act.

6. The prohibited area declared by proclamation made on the 18th March 1937 under section 151 of the Road Traffic Act 1934-1936 shall be deemed to be a prohibited area proclaimed under section 85 of this Act.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

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Private Act

An Act to amend the trusts of the Deed of Settlement relating to The Parkin Congregational Mission of South Australia Incorporated.

[*Assented to 2nd November*, 1961.]

Preamble.

WHEREAS by an Indenture (hereinafter called "the Deed of Settlement") made the 14th day of September 1887 between William Parkin therein described of the one part and Francis William Cox therein described of the other part after reciting (*inter alia*) that the said William Parkin having founded and endowed an institution incorporated under the provisions of the Associations Incorporation Act 1858 called "Parkin Trust Incorporated" for the purposes of maintaining the Christian ministry in an adequate state of learning and for other purposes had determined to found and endow another and distinct institution for the purposes of appointing and sustaining travelling missionaries in the less settled districts of South Australia for religious purposes according to the doctrines thereinafter mentioned it was witnessed that the said William Parkin did grant bargain sell and release unto the said Francis William Cox and his heirs a certain piece or parcel of land on the north side of Rundle Street in Adelaide being the portion of Town Acre 45 more particularly described therein upon trust to convey the said land and hereditaments unto the Parkin Congregational Mission of South Australia Incorporated (hereinafter called "The Parkin Mission") its successors and assigns if and when the said body should be incorporated and when so conveyed to be held to the use of the said William Parkin and his assigns for his life and from and after his decease to the use of The

Parkin Mission its successors and assigns for ever but nevertheless upon the trusts and to the use and for the ends intents and purposes thereinafter set out.

AND by clause 2 thereof the Governors of The Parkin Mission were (*inter alia*) empowered to demise or let all the land and hereditaments vested in them or in The Parkin Mission from year to year or for any lesser or greater term not exceeding twenty-five years in possession and not in reversion.

AND by clause 18 thereof it was declared lawful for the Governors (if during the life of the said William Parkin then with his consent in writing) with the consent of the elective body thereinbefore provided (to wit the Pastors of Churches and the Governors of The Parkin Trust Incorporated) duly convened for such purposes to alter or add to any of the powers or provisions of the Deed of Settlement pursuant to which clause the trusts and provisions of the Deed of Settlement were amended by Supplementary Trust Deeds respectively dated the 25th day of July, 1906, the 14th day of October 1926, the 10th day of March 1933, the 14th day of October 1948 and the 3rd day of May, 1951.

AND WHEREAS The Parkin Mission was duly incorporated pursuant to the provisions of the Associations Incorporation Act 1858 on the 13th day of January 1888.

AND WHEREAS the said land and hereditaments are now vested in The Parkin Mission and held by it upon the trusts of the Deed of Settlement.

AND WHEREAS there being no power of sale in The Parkin Mission and no specific power of investment of any funds held pursuant to the Deed of Settlement and by reason of changes in land values and other economic conditions which have taken place it is desirable to authorize such additions to the Deed of Settlement as are hereinafter set out.

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

Short title.

1. This Act may be cited as "The Parkin Congregational Mission of South Australia Act 1961".

Definitions.

2. In this Act—

"Deed of Settlement" means the Indenture described in the Preamble to this Act.

"The Parkin Mission" means The Parkin Congregational Mission of South Australia Incorporated.

"The Governors" means the Governors for the time being of the Parkin Congregational Mission of South Australia Incorporated.

Amendment to Widows' Annuities.

3. Clause 3 of the Deed of Settlement is amended by deleting the words "the sum of one hundred pounds" therein and by adding after the words "five pounds" the words "(or such other sum as the Governors shall from time to time determine but in no case exceeding such sum as shall then be equal or equivalent in value to the sum of five pounds on the 30th day of June 1926)".

Postal votes.

4. The following clause is inserted in the Deed of Settlement after clause 11 thereof :—

11a. Notwithstanding clauses 10 and 11 it shall be lawful for any elector or electors to cast his or their vote or votes by writing posted or delivered to the Secretary of the Corporation and such vote or votes shall be as effective as if cast personally at a meeting held pursuant to clause 11 hereof.

Quorum of Governors.

5. Clause 15 of the Deed of Settlement is amended by deleting the words "three governors" therein and substituting therefor the words "four governors".

Governors' fees.

6. Clause 16 of the Deed of Settlement is deleted and the following clause substituted therefor :—

16. The Governors shall meet not less frequently than quarterly and at each meeting each Governor who is present shall be entitled to receive from the Treasurer out of the funds the sum of ten shillings and sixpence (or such larger or smaller sum as shall then be equal or equivalent in value to the sum of ten shillings and sixpence on the 30th day of June 1926) per meeting for not more than twelve meetings per annum.

Additional powers of Governors.

7. The Deed of Settlement is amended by adding thereto after clause 21 thereof the following new clauses namely—

22. The Governors of the Mission shall have power from time to time to sell all or any of the real and personal property for the time being of the said Mission.

23. The Governors of the Mission shall have power from time to time to invest and from time to time to realize

and reinvest the funds of the said Mission in any of the following investments namely—

(*a*) investments permitted by the law of Great Britain or of the Commonwealth of Australia or of any State of the said Commonwealth for the investment of trust funds, whether or not included in the descriptions hereinafter contained.

(*b*) securities of or guaranteed by the respective Governments of such respective places.

(*c*) securities of the Corporation or Local Government body of any capital city in the Commonwealth of Australia.

(*d*) mortgage debentures or like securities and unsecured debentures and notes and like obligations of and shares (whether preference or ordinary) and like interests in any manufacturing industrial commercial or financial company or undertaking (other than mining or speculating companies) carrying on business in the Commonwealth of Australia having limited liability and which company shall have paid a dividend or dividends of not less than five per centum on its ordinary shares in each of the five consecutive years immediately prior to such investment and which investment shall at the time of purchase be listed on one or more of the Stock Exchanges of Australia: Provided that not more than forty per centum of the funds of the said Mission shall be invested at any one time in any of the investments mentioned in this subparagraph.

Number and appointment of Governors.

8. (*a*) Clause 1 of the Deed of Settlement is amended by omitting the words "the Governors shall consist of two clerical and three lay members" and by substituting therefor the words "the Governors shall consist of three clerical and four lay members".

(*b*) Clause 10 of the Deed of Settlement is amended as follows—

(i) by omitting the words "to five" therein.

(ii) by omitting the words "five in number" therein and substituting "the full number provided by this Deed";

(iii) by omitting the last sentence thereof and substituting "The persons so elected shall be known as Governors. Immediately prior to the election to be held in the year 1962 and each third election thereafter one clerical and one lay member shall retire. Immediately prior to the election to be held in the year 1963 and each third election thereafter one clerical and one lay member shall retire.

Immediately prior to the election to be held in the year 1964 and each third election thereafter one clerical and two lay members shall retire. The Governors to retire shall be those longest in office but as between governors elected on the same day those to retire shall be determined by lot".

Cost of Bill for this Act.

9. The costs and expenses of promoting this Act may be paid by the Governors of the Mission out of the funds of the Mission.

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

J. M. NAPIER, Governor's Deputy.

ANNO DECIMO

ELIZABETHAE II REGINAE

A.D. 1961

***

"Amending Deed of Settlement" means the Indenture dated the 10th day of November 1880 made between The Parkin Trust Incorporated and the said William Parkin and also referred to in the Preamble to the Principal Act.

"The Corporation" means The Parkin Trust Incorporated:

"The Governors" means the Governors for the time being of The Parkin Trust Incorporated.

Application of Income.

4. Clause 4 of the Original Deed of Settlement as amended by section 3 of the principal Act shall be deemed deleted and the following clause numbered 4 inserted in lieu thereof namely—

4. The said net annual income having for some time past reached or exceeded one thousand pounds, the Governors for the time being shall apply the net income of the Institution—

(*a*) first in setting aside such sums (being not less than five pounds per centum of such net annual income) as they think proper as a reserve fund;

(*b*) secondly in providing for the education and maintenance of Students for the Ministry among the Congregational or Independent Churches of the Commonwealth of Australia and also of students as missionaries to carry on either within or without the Commonwealth mission work in accordance with the Doctrinal Schedule embodied in the Model Trust Deed adopted and published by the Congregational Union of England and Wales Incorporated as such Doctrinal Schedule is set forth in the Second Schedule hereto or other the Doctrinal Schedule for the time being of such Union, and in particular (but without limiting the generality of the foregoing) in discharging the trusts set out in clauses 6 and 7 hereof, and in preserving in decent and proper order the family monument of the said William Parkin and generally for such other purposes as the Governors may from time to time direct and appoint in accordance with the provisions hereof.

Income which has been or shall hereafter be set aside as a reserve or for accumulations or to meet emergencies or for any like purpose and the investments from time to time representing the same and the income from such

investments may (subject to the proviso hereto) be withdrawn from such reserve or other fund and expended as though it were current income PROVIDED HOWEVER that the Governors shall not in any year withdraw from such reserve or other fund as aforesaid a greater sum or sums totalling more than twenty per centum of net income of the Institution for that year, and provided also that the Governors shall record in their minutes the special reason for each withdrawal from such reserve or other fund.

Other employment of Tutors.

5. Clause 6 of the Original Deed of Settlement as replaced and amended by clause 4 of the Amending Deed of Settlement and as further amended by section 4 of the principal Act shall be deemed further amended by deleting "or such other educational office or calling" and inserting in lieu thereof "or such other occupation or calling" and by deleting the words "Provided also that the sum to be from time to time fixed by the Governors shall not be altered at any shorter period than five years" and substituting therefor the words "Provided also that the sum to be fixed from time to time by the Governors shall not be altered (except for the purpose of adjusting the same according to variations in money value from time to time) at any shorter period than two years."

Retirement of Governors.

6. Clause 8 of the Original Deed of Settlement as replaced by section 6 of the principal Act shall be deemed amended by deleting "and so year by year on the 1st day of September in each year" and inserting in lieu thereof "and so year by year on the first day of September in each of the years 1930 to 1960 but thereafter in each year on the first day of March (or on such other day as shall from time to time be pre-determined by the Electors having due regard to the proposed day for the next succeeding annual meeting of the Congregational Union of South Australia)", and by adding to the penultimate sentence thereof the words "Provided however that the Governors may temporarily fill up such casual vacancy by appointing a Governor to hold office only until the next succeeding election of Governors".

Annua meeting of electors.

7. Clause 11 of the original Deed of Settlement shall be deemed deleted and the following clause numbered 11 inserted in lieu thereof namely—

11. Notwithstanding clause 9 hereof it shall be lawful for any elector or electors to cast his or their vote or votes by writing posted or delivered to the Secretary of the Corporation or other person holding an office of similar

character and such vote or votes shall be as effective as if cast personally at a meeting held pursuant to clause 9 hereof.

Affixing of Seal.

8. Clause 13 of the Original Deed of Settlement shall be deemed amended by deleting the final sentence thereof and inserting in lieu thereof the following sentence namely—"The affixing of such seal shall be attested by the signature of two of the Governors for the time being".

Annual accounts.

9. Clause 14 of the Original Deed of Settlement shall be deemed amended by deleting the words "in the month of March" and the words "during the said month".

Fees of Governors.

10. Clause 15 of the Original Deed of Settlement as amended by section 10 of the principal Act shall be deemed further amended by adding after the words "ten shillings and six pence" the words "(or such larger or smaller sum as shall be equal or equivalent in value to that sum as at the 30th day of June 1926)".

Power of sale, investment, borrowing, and application to females.

11. The following new clauses numbered 20, 21, and 22 shall be deemed inserted in the Original Deed of Settlement after clause 19 thereof namely—

20. It shall be lawful for the Governors at any time and from time to time to sell all or any of the real and personal property for the time being of the Corporation.

21. It shall be lawful for the Governors at any time and from time to time to invest and from time to time to realize and reinvest the funds of the Corporation in any of the following investments namely—

(*a*) investments permitted by the law of Great Britain or of the Commonwealth of Australia or of any State of the said Commonwealth for the investment of trust funds, whether or not included in the descriptions hereinafter contained;

(*b*) securities of or guaranteed by the respective Governments of such respective places;

(*c*) securities of the Corporation or Local Government body of any capital city in the Commonwealth of Australia;

(*d*) mortgage debentures or like securities and unsecured debentures and notes and like obligations of and shares (whether preference or

ordinary) and like interests in any manufacturing industrial commercial or financial company or undertaking (other than mining or speculating companies) carrying on business in the Commonwealth of Australia having limited liability and which company shall have paid a dividend or dividends of not less than five per centum on its ordinary shares in each of the five consecutive years immediately prior to such investment and which investment shall at the time of purchase be listed on one or more of the Stock Exchanges of Australia: Provided that not more than forty per centum of the funds of the Corporation shall be invested at any one time in any of the investments mentioned in this subparagraph.

22. In this Deed and for all purposes of the Institution (including, but without limiting the generality of this clause, the appointment of Governors and tutors and electors and the selection of students) words of the masculine gender shall be deemed to include words of the feminine gender.

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

J. M. NAPIER, Governor's Deputy.

Acts reprinted pursuant to the Amendments Incorporation Act, 1937

CONSTITUTION ACT, 1934-1961

LAND TAX ACT, 1936-1961

With notes of judicial decisions affecting sections of the reprinted Acts

CONSTITUTION ACT, 1934-1961.

BEING

CONSTITUTION ACT, 1934, No. 2151 OF 1934
[ASSENTED TO 18TH OCTOBER, 1934.]

AS AMENDED BY

STATUTE LAW REVISION ACT, 1935, No. 2246 OF 1935
[ASSENTED TO 19TH DECEMBER, 1935.]

CONSTITUTION ACT AMENDMENT ACT, 1936, No. 2336 OF 1936
[ROYAL ASSENT PROCLAIMED 25TH MARCH, 1937.]

CONSTITUTION ACT AMENDMENT ACT, 1937, No. 2381 OF 1937
[ROYAL ASSENT PROCLAIMED 30TH MARCH, 1938.]

CONSTITUTION ACT AMENDMENT ACT, 1939, No. 48 OF 1939
[ROYAL ASSENT PROCLAIMED 28TH MARCH, 1940.]

CONSTITUTION ACT AMENDMENT ACT (No. 2), 1939, No. 49 OF 1939
[ROYAL ASSENT PROCLAIMED 28TH MARCH, 1940.]

CONSTITUTION ACT AMENDMENT ACT, 1940, No. 31 OF 1940
[ASSENTED TO 21ST NOVEMBER, 1940.]

CONSTITUTION ACT AMENDMENT ACT, 1942, No. 8 OF 1942
[ASSENTED TO 22ND OCTOBER, 1942.]

CONSTITUTION ACT AMENDMENT ACT, 1943, No. 41 OF 1943
[ROYAL ASSENT PROCLAIMED 27TH MARCH, 1944.]

CONSTITUTION ACT AMENDMENT ACT, 1947, No. 19 OF 1947
[ASSENTED TO 6TH NOVEMBER, 1947.]

PUBLIC FINANCE ACT, 1949, No. 48 OF 1949
[ASSENTED TO 1ST DECEMBER, 1949.]

CONSTITUTION ACT AMENDMENT ACT, 1950, No. 38 OF 1950
[ASSENTED TO 30TH NOVEMBER, 1950.]

CONSTITUTION ACT AMENDMENT ACT, 1951, No. 4 OF 1951
[ASSENTED TO 6TH SEPTEMBER, 1951.]

CONSTITUTION ACT AMENDMENT ACT (No. 2), 1951, No. 52 OF 1951
[ROYAL ASSENT PROCLAIMED 6TH MARCH, 1952.]

CONSTITUTION ACT AMENDMENT ACT, 1953, No. 28 OF 1953
[ROYAL ASSENT PROCLAIMED 3RD DECEMBER, 1953.]

CONSTITUTION ACT AMENDMENT ACT (No. 2), 1953, No. 56 OF 1953
[ROYAL ASSENT PROCLAIMED 24TH JUNE, 1953.]

STATUTES AMENDMENT (PUBLIC SALARIES) ACT, 1955, No. 3 OF 1955
[ASSENTED TO 23RD JUNE, 1955.]

CONSTITUTION ACT AMENDMENT ACT, 1955, No. 59 OF 1955
[ROYAL ASSENT PROCLAIMED 8TH DECEMBER, 1955.]

CONSTITUTION ACT AMENDMENT ACT, 1959, No. 39 OF 1959
[ROYAL ASSENT PROCLAIMED 17TH DECEMBER, 1959.]

STATUTES AMENDMENT (PUBLIC SALARIES) ACT, 1960, No. 8 OF 1960
[ASSENTED TO 19TH MAY, 1960.]

AND

CONSTITUTION ACT AMENDMENT ACT, 1961, No. 24 OF 1961
[ROYAL ASSENT PROCLAIMED 22ND FEBRUARY, 1962.]

An Act to consolidate certain laws relating to the Constitution of the State, and for other purposes incidental thereto.

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. This Act may be cited as the "Constitution Act, 1934-1961," and shall come into operation on a day to be fixed by proclamation.

Repeal.

2. The Acts set out in the first schedule are repealed to the extent shown in that schedule.

Division of Act.

3. This Act is divided into Parts as follows:—

PART I.—Preliminary: sections 1-3.
PART II.—The Legislature: sections 4-64.
PART III.—The Executive: sections 65-73.
PART IV.—The Judiciary: sections 74 and 75.

PART II.

PART II.

THE LEGISLATURE.

General Provisions.

Constitution of the Parliament. 2, 1855-6, s. 1.

4. There shall be a Legislative Council and a House of Assembly which shall be called the Parliament of South Australia, and shall be constituted in the manner provided by this Act.

Powers of the Parliament. 2, 1855-6, s. 1.

5. The Legislative Council and House of Assembly shall have and exercise all the powers and functions formerly exercised by the Legislative Council constituted pursuant to section 7 of the Act of the Imperial Parliament, 13 and 14 Victoria, Chapter 59, entitled "An Act for the better Government of Her Majesty's Australian Colonies."

Place and time for holding Sessions of Parliament. 2, 1855-6, s. 2.

6. (1) The Governor may—

(*a*) fix such places and times for holding every session of the Parliament as he thinks fit:

(*b*) from time to time change any such place or time as he judges advisable and most consistent with general convenience and the public welfare:

(*c*) prorogue the Parliament from time to time:

(*d*) dissolve the House of Assembly by proclamation or otherwise whenever he deems it expedient:

Provided that this section shall not authorize the Governor to dissolve the Legislative Council.

(2) The Governor shall give sufficient notice of the time and place fixed for holding every session of Parliament, and of any change thereof.

Sessions of Parliament. 2, 1855-6, s. 3.

7. There shall be a session of the Parliament once at least in every year; so that a period of twelve calendar months shall not intervene between the last sitting of the Parliament in one session and the first sitting of the Parliament in the next session.

Power of Parliament to alter this Act. 2, 1855-6, s. 34.

8. The Parliament may, from time to time, by any Act, repeal, alter, or vary all or any of the provisions of this Act, and substitute others in lieu thereof: Provided that—

(*a*) it shall not be lawful to present to the Governor, for His Majesty's assent, any Bill by which an alteration in the constitution of the Legislative Council or House of Assembly is made, unless the second and third readings of that Bill have been passed with the concurrence of an absolute majority of the whole number of the members of the Legislative Council and of the House of Assembly respectively:

(*b*) every such Bill which has been so passed shall be reserved for the signification of His Majesty's pleasure thereon.

Privileges of Parliament. 2, 1855-6, s. 35.

9. The Parliament may, by any Act, define the privileges, immunities, and powers to be held, enjoyed, and exercised by the Legislative Council and House of Assembly, and by the members thereof respectively: Provided that no such privileges, immunities, or powers shall exceed those held, enjoyed, and exercised on the twenty-fourth day of October, eighteen hundred and fifty-six, by the House of Commons, or the members thereof.

Relative powers of Houses of Parliament. 1148, 1913, s. 26.

10. Except as provided in the sections of this Act relating to money Bills, the Legislative Council shall have equal power with the House of Assembly in respect of all Bills.

The Legislative Council.

Number of members of Legislative Council. 1148, 1913, s. 7 (2).

11. The Legislative Council shall consist of twenty members, who shall be elected by the inhabitants of the State legally qualified to vote.

Qualification of member of Legislative Council. 2, 1855-6, s. 5.

12. No person shall be capable of being elected a member of the Legislative Council unless—

(*a*) he is at least thirty years of age; and

(*b*) he is a British subject or legally made a denizen of the State; and

(*c*) he has resided in the State for at least three years.

Term of service of Legislative Councillors. 959, 1908, s. 10.

13. Subject to the provisions contained in this Act as to the dissolution of the Legislative Council, every member of the Council, except a member elected to fill a casual vacancy, shall occupy his seat for the term of six years at least, calculated as from the first day of March of the year in which he was last elected, and for such further period as is provided for in the next succeeding section: Provided that—

(*a*) if the seat of any member of the Council becomes vacant by death, resignation, or otherwise before the expiration of his term of service, and a member is returned for the district in which the vacancy occurred, he shall hold office only for the unexpired term of the member whose seat has been vacated, and shall, for the purpose of retirement, be deemed to have been elected at the time when the last-mentioned member was elected or deemed to be elected:

(*b*) where two or more members are so returned at the same time to fill vacated seats of unequal terms he who at the count of votes first received an absolute majority of votes shall hold the seat which has the longest term to run, and so on, and in the event of a tie the matter shall be determined by lot.

Periodical retirement of Legislative Councillors. 959, 1908, s. 11. 1148, 1913, s. 13.

14. Whenever the House of Assembly is dissolved by the Governor, or expires by effluxion of time, those members of the Legislative Council, not exceeding two for any Council district, who have completed the minimum term of service provided by the preceding section shall retire and vacate their seats, and subject to the provisions of this Act as to deadlocks, an election to supply the vacancies so created shall take place on the day of the next general election of the House of Assembly.

Order of retirement. 959, 1908, s. 12. 1148, 1918, s. 14.

15. The periodical retirement of members of the Legislative Council under the provisions of the last preceding section shall be determined as follows:—

I. The members retiring in each Council district shall be those who have represented the district for the longest time, calculated from the date of their last election, and if, in accordance with the last preceding section, two members are to retire and there are not two who have represented the district for such longest time, then the two members to retire shall be the one who has represented the district for the longest time, calculated as aforesaid, and the member or one of the members who has or have represented the district for the next longest time, calculated as aforesaid:

II. If two or more members have represented the same Council district for an equal time, calculated as aforesaid, the order of retirement as between them shall be determined by the order in which at the count of votes at their election they respectively received an absolute majority of votes, so that he who last received an absolute majority of votes shall retire first and so on. If their position is equal in this respect, or if no poll was taken, the order of retirement between them shall be determined by lot:

III. The Legislative Council shall keep a roll of its members, containing all particulars necessary for the application of the foregoing rules as to their periodical retirement.

Resignation of Legislative Councillors. 2, 1855-6, s. 11. 659, 1908, s. 24.

16. (1) Any member of the Legislative Council may resign his seat in the Council by writing under his hand, addressed to the President of the Council, and delivered to the President forthwith after the signing thereof, and upon the receipt of such resignation by the President the seat of the member shall become vacant.

(2) If there is a vacancy in the office of the President of the Legislative Council, or if the President is absent from the State or incapacitated from performing the duties of his office the resignation may be delivered to the Governor, and when so delivered, shall have the same effect as if delivered to the President.

Vacation of seat in Council. 2, 1855-6, s. 12. 959, 1908, s. 19. Amended by 19, 1947, s. 3.

17. If any member of the Legislative Council—

(*a*) without permission of the Council fails for twelve sitting days consecutively of any session of the Council to give his attendance therein; or

(*b*) takes any oath or makes any declaration or act of acknowledgment or allegiance to any foreign prince or power; or

(*c*) does, concurs in, or adopts any act whereby he may become a subject or citizen of any foreign state or power; or

Cf. U.K., 52, Geo. 3, c. 144.

(*d*) becomes bankrupt; or

(*e*) takes the benefit of any law relating to insolvent debtors; or

(*f*) becomes a public defaulter; or

(*g*) is attainted of treason; or

(*h*) is convicted of a felony or any infamous crime; or

Cf. U.K., 49 & 50, Vict. s. 16.

(*i*) becomes of insane mind,

his seat in the Council shall thereby become vacant.

Concurrent writs of Governor and President. 959, 1908, s. 22.

18. (1) Whenever a casual vacancy occurs in the Legislative Council at or near the time when the Governor is issuing, or is about to issue, a writ or writs for periodical or other elections of members of the Council, and the casual vacancy is to be filled, the President shall in his writ for filling that vacancy fix, if practicable, the same days for nomination and polling respectively as are fixed by the Governor in the writ or writs issued by him.

(2) The elections so ordered for the same day shall in each district be conducted as one election for all the members to be so elected therein, one and the same form of voting paper being used for all voters; and the Returning Officer shall indorse upon the writ issued by the Governor the names of the elected candidates who, being the number therein required, first obtained an absolute majority of votes, and the names of the remaining elected candidate or candidates he shall indorse upon the writ issued by the President. If two or more elected candidates obtain an absolute majority of votes at the same time the Returning Officer shall, by drawing lots, decide which of such candidates is to be deemed, for the purpose of this section, to have first obtained an absolute majority and which next, and so on as the case requires.

Council districts. 1148, 1913, s. 9.

19. The State is hereby divided for the purpose of electing members of the Legislative Council into five Council districts, which shall respectively—

(*a*) be distinguished by the names, and

(*b*) return the number of members, and

(*c*) comprise the Assembly districts,

set forth in the second schedule to this Act.

Qualifications of electors for Council elections. 1148, 1913, s. 17. 1335, 1918, s. 3. Amended by 31, 1940, s. 3, and 41, 1943, s. 3.

20. (1) Subject to the next three succeeding sections, the following persons, and no others, shall be entitled to vote at the election of members of the Legislative Council, namely:—

I. Any person who has a freehold estate in possession, either legal or equitable, in any land situate within the State, which estate is of the clear value of at least fifty pounds above all charges and encumbrances affecting the same:

II. Any person who has a leasehold estate in possession, in any land situate within the State, which estate is of the clear annual value of at least twenty pounds:

Provided that the lease thereof—

(*a*) has been registered in the Lands Titles Registration Office or the General Registry Office for the registration of deeds, and

(*b*) was, when granted, for a term of not less than three years, or contains a clause authorising the lessee to become the purchaser of the land thereby demised;

III. Any person who is registered, in the Lands Titles Registration Office or the General Registry Office for the registration of deeds, as the proprietor of a lease from the Crown of land situate within the State, upon which land there are improvements to the value of at least fifty pounds, which improvements are the property of such person; and

IV. any person who is an inhabitant occupier, as owner or tenant, of any dwelling-house: Provided that no person shall be entitled to vote by reason of being a joint occupier of any dwelling-house.

(2) When a person inhabits any dwelling-house by virtue of any office, service, or employment, and the dwelling-house is not inhabited by any person under whom the first-mentioned person serves in such office, service, or employment, the first-mentioned person shall be deemed, for the purposes of subdivision IV. of subsection (1) hereof to be an inhabitant occupier of such dwelling-house as a tenant.

(3) A person shall not be deemed to be an inhabitant occupier of a dwelling-house unless he, or some member of his family, ordinarily sleeps and has meals therein; and he shall not necessarily be deemed to be an inhabitant occupier thereof by reason only of the fact that he, or some member of his family, ordinarily sleeps and has his meals therein.

(4) In this section the term "dwelling-house" means any structure of a permanent character, being a fixture to the soil, which is ordinarily capable of being used for human habitation and includes part of a building when that part is separately occupied as a dwelling: Provided that when a dwelling-house is only part of a building and any other part thereof is in the occupation as a dwelling of some person other than the occupier of the first-mentioned part, the first-mentioned part shall not be a dwelling-house within the meaning of this section, unless it is structurally severed from such other part of the building, and there is no direct means of access between such parts.

(5) For the purposes of this section, the following persons only shall be deemed to be members of a family:—Husband, wife, father, mother, grand-father, grand-mother, step-father, step-mother, son, daughter, grand-son, grand-daughter, step-son, step-daughter, brother, sister, half-brother, half-sister.

(6) In this section the term "improvements" means substantial and permanent improvements, consisting of buildings, fencing, dams, tanks, wells, or reservoirs, or clearing, or drainage, or irrigation works.

Legislative Council franchise based on war service. Inserted by 41, 1943, s. 4.

20a. (1) Subject to the next two succeeding sections, the following persons shall also be entitled to vote at the election of members of the Legislative Council, namely:—

I. Any person who is or has been a member of a naval, military, or air force of the Commonwealth during any war in which the Commonwealth is or has been engaged and who—

(*a*) voluntarily enlisted in that force; or

(*b*) whether he voluntarily enlisted or not, served in that force outside the Commonwealth, or in an evacuated area:

II. Any person who is or has been a member of a naval, military, or air force of any other part of His Majesty's Dominions during the war in which His Majesty is or has been engaged and who during that war served in that force outside the part of His Majesty's Dominions in which the force was raised:

III. Any person who during a war in which the Commonwealth is or has been engaged was domiciled in any State of the Commonwealth and whilst so domiciled is or has been employed in any capacity in sea-going service on a ship other than a ship belonging to a Navy.

(2) A person shall not be entitled to vote by virtue of this section—

(*a*) if he has been discharged from service in the naval, military, or air force, or from his employment on a ship because of his own default or misconduct;

(*b*) unless he is enrolled on the roll for a subdivision of a council district;

(*c*) unless he is a British subject.

(3) A person who, if enrolled, would be entitled to vote by virtue of this section, shall be entitled to be enrolled on the roll for a subdivision of a council district—

(*a*) if he has lived in that subdivision continuously for at least one month immediately before his claim for enrolment; or

(*b*) in the case of a person who at the time of his claim for enrolment is on service as a member of a naval, military, or air force, if he had lived in that subdivision continuously for at least one month immediately before commencing service in that force.

(4) The expression "evacuated area" when used in this section in relation to any service shall mean an area from which at the time of the service the civil population was evacuated pursuant to the order of a Minister of the Crown or an officer of a naval, military, or air force.

21. No person shall be entitled to vote at an election for a member or members of the Legislative Council unless—

(*a*) he is at least twenty-one years of age:

(*b*) he is a British subject:

(*c*) he is an inhabitant of the State:

(*d*) he has resided in the State at least six months prior to the registration of his electoral claim:

(*e*) he is at the time of the election registered on the electoral roll for the Council district in which the election is held:

Provided that the requirements as to age and six months' residence in the State shall not apply to any person entitled to vote by reason of war service or service in a ship as provided in the preceding section.

Disqualifications for voting for Council.
1148, 1913, s. 17 (Pt.) and s. 18.
1929, 1929, s. 192.
Cf. U.K., 7 & 8, Will 3, c. 25, s. 7.
Amended by 41, 1943, s. 5.

22. No person who is of unsound mind and no person attainted of treason, or who has been convicted and is under sentence or subject to be sentenced for any offence punishable under the law of any part of the King's Dominions by imprisonment for one year or longer shall be entitled to vote at any election for a member or members of the Legislative Council.

Disqualifications for voting for Council.
Substituted by 41, 1943, s. 6.

Election of President of Legislative Council. 2, 1855-6, s. 7.

23. (1) The Legislative Council shall, at its first meeting, and before proceeding to the dispatch of any other business, elect some member of the Council to be the President thereof, and as often as the place of the President becomes vacant by death, resignation, vacation of seat, or removal by a vote of the Council, the Council shall again elect some other member to be the President thereof.

(2) The President so elected shall preside at all meetings of the Council.

(3) The election of the President of the Council shall be notified to the Governor by a deputation of the Council.

Absence of President. 2, 1855-6, s. 9.

24. If the President of the Legislative Council is absent in consequence of leave of absence granted to him by the Council, or of illness, or other unavoidable cause, the Council may choose some other member of the Council to fill temporarily the office and perform the duties of the President during his absence.

Continuance of President in office after dissolution or retirement. 496, 1890, ss. 1 and 3. Cf. U.K., 9 & 10, Vict., c. 77, s. 5.

25. (1) If the President of the Legislative Council vacates his seat by periodical retirement, or by reason of the dissolution of the Council, he shall nevertheless be and be deemed to be, the President of the Council until the next meeting of Parliament, unless he is not re-elected a member of the Council.

(2) This section shall not enable any person continued in the office of President by this section to preside at any meeting of the Legislative Council.

Quorum of Council. 2, 1855-6, s. 10. 959, 1908, s. 13.

26. (1) The Legislative Council shall not be competent to proceed with the dispatch of business unless there are present, including the President, or the person chosen to preside in his absence, at least ten members of the Council.

(2) All questions which arise shall be decided by a majority of the votes of those members of the Council who are present exclusive of the President, or the person chosen as aforesaid, who shall be allowed a casting vote.

The House of Assembly.

Number of members of House of Assembly. 1148, 1913, s. 8 (2). Amended by 2236, 1936, s. 5.

27. The House of Assembly shall consist of thirty-nine members who shall be elected by the inhabitants of the State legally qualified to vote.

28. (1) Every House of Assembly shall continue for three years from the day on which it first meets for the dispatch of business, subject nevertheless to be sooner prorogued or dissolved by the Governor and subject to the following provisions:—

Term of House of Assembly. 2, 1855-6, s. 3. 959, 1908, s. 15. 2141, 1933, s. 3. Cf. U.K., 6 & 7, Will & Mar., c. 2, s. 1; 1, Geo. 1, Stat. 2, c. 38; 1 & 2, Geo. 5, c. 13, s. 7. Amended by 2381, 1937, s. 3, and by 49, 1939, s. 3.

(*a*) if the said period of three years would expire between the thirtieth day of September and the first day of March next thereafter, the House of Assembly shall continue up to and including the day preceding the said first day of March and no longer:

(*b*) if the said period of three years would expire between the last day of February and the first day of October next thereafter, the House of Assembly shall cease and determine on the said last day of February.

* * * * * * * * * * *

Subsec. (2) repealed by 2381, 1937, s. 3.

29. Any person qualified and entitled to be registered as an elector in and for any electoral district shall be qualified and entitled to be elected a member of the House of Assembly for any electoral district.

Qualification of Member of House of Assembly. 2, 1855-6, s. 14.

30. (1) Any member of the House of Assembly may resign his seat in the House by writing under his hand addressed to the Speaker of the House, and delivered to the Speaker forthwith after the signing thereof, and upon the receipt of such resignation by the Speaker, the seat of the member shall become vacant.

Resignation of seats in the Assembly. 2, 1855-6, s. 23.

(2) If there is a vacancy in the office of Speaker or if the Speaker is absent from the State or incapacitated from performing the duties of his office, the resignation may be delivered to the Governor and when so delivered shall have the same effect as if delivered to the Speaker.

31. If any member of the House of Assembly—

Vacation of seats in the Assembly. 2, 1855-6, s. 25. 959, 1908, s. 19. Cf. U.K., 15, Geo. 2, c. 22, s. 1. Amended by 19, 1947, s. 4.

(*a*) for twelve sitting days consecutively of any session of the House of Assembly without the permission of the House entered upon its journals fails to give his attendance in the House; or

s. 31. STOTT v. PARKER (1939) S.A.S.R. 98. A member of the House of Assembly called meetings of his creditors under Part XI. of the Commonwealth Bankruptcy Act and those meetings resolved to accept a composition in satisfaction of claims and also resolved that the holding of the meetings should not be an act of bankruptcy. The Speaker, who had been advised that the member's seat had become vacant, withheld the salary of the member. Held, upon a petition of right by the member for payment of his Parliamentary salary, that the petition was cognizable by the Court, but that the Court had no jurisdiction to determine

(*b*) takes any oath or makes any declaration or acknowledgment of allegiance, obedience, or adherence to any foreign prince or power; or

(*c*) does, concurs in, or adopts any act whereby he may become a subject or citizen of any foreign state or power; or

(*d*) becomes entitled to the rights, privileges, or immunities of a subject or citizen of any foreign state or power; or

Cf. U.K., 33 Geo. 3, c. 144.

(*e*) becomes bankrupt or an insolvent debtor within the meaning of the laws in force in the State relating to bankrupts or insolvent debtors; or

(*f*) becomes a public defaulter; or

(*g*) is attainted of treason; or

(*h*) is convicted of a felony or any infamous crime; or

Cf. U.K., 49 & 50 Vict., c. 16.

(*i*) becomes of unsound mind,

his seat in the House of Assembly shall thereby become vacant.

Assembly Districts. 1146, 1913, s. 10 (2) 11. Amended by 2236, 1936, s. 6.

32. (1) For the purpose of electing members of the House of Assembly, the State shall be divided into thirty-nine electoral districts, which shall respectively be distinguished by the names and comprise the portions of the State set forth in the third schedule to this Act. Each such electoral district shall return one member.

(2) Every Assembly District shall also be an electoral division of the Council District within which it is comprised.

Qualification of electors for House of Assembly. 376, 1904, s. 4. 1446, 1920, s. 53. Cf. U.K., 7 & 8 Will. 3, c. 25, s. 7. Subsection (1) substituted by 31, 1940, s. 4, and amended by 41, 1943, s. 7.

33. (1) Subject to the disqualifications set out in subsection (2) of this section, each of the following persons shall be entitled to vote at an election for a member or members of the House of Assembly if at the time of the election he is enrolled on the electoral roll for a subdivision of the Assembly district in which the election is held:

Every person who—

(*a*) is at least twenty-one years of age; and

(*b*) is a British subject; and

(*c*) has lived continuously in the Commonwealth for at least six months and in the State for at least three months and in an Assembly sub-division for at least one month immediately preceding the date of his claim for enrolment; and

* * * * * * * * * * *

s. 31. (*contd.*) the matter upon which the salary depended and accordingly, that until the House of Assembly had determined whether the member was entitled to sit and vote, the Court could not adjudicate on his claim to be paid his salary.

Semble, the Commonwealth Bankruptcy Act is a law in force in South Australia relating to bankruptcy and insolvent debtors and a debtor who takes the benefit of that law is an insolvent debtor within the meaning of section 31.

(2) No person who is of unsound mind, and no person attainted of treason, or who has been convicted and is under sentence or subject to be sentenced for any offence punishable under the law of any part of the King's Dominions by imprisonment for one year or longer, shall be entitled to vote at any election of members of the House of Assembly.

Assembly franchise based on war service. Inserted by 41, 1943, s. 8.

33a. (1) Subject to the disqualifications set out in subsection (2) of section 33 of this Act, the following persons shall also be entitled to vote at the election of members of the House of Assembly, namely:—

I. Any person who is or has been a member of a naval, military, or air force of the Commonwealth during any war in which the Commonwealth is or has been engaged and who—

(*a*) voluntarily enlisted in that force; or

(*b*) whether he voluntarily enlisted or not, served in that force outside the Commonwealth or in an evacuated area;

II. Any person who is or has been a member of a naval, military, or air force of any other part of His Majesty's Dominions during the war in which His Majesty is or has been engaged and who during that war served in that force outside the part of His Majesty's Dominions in which the force was raised;

III. Any person who during a war in which the Commonwealth is or has been engaged was domiciled in any State of the Commonwealth and whilst so domiciled is or has been employed in any capacity in seagoing service on a ship other than a ship belonging to a Navy.

(2) A person shall not be entitled to vote by virtue of this section—

(*a*) if he has been discharged from service in the naval, military, or air force or from his employment on a ship because of his own default or misconduct;

(*b*) unless he is a British subject;

(*c*) unless he is enrolled on the roll for a subdivision of an Assembly district.

(3) A person who, if enrolled would be entitled to vote by virtue of this section shall be entitled to be enrolled on the roll for a subdivision of an Assembly district:—

(*a*) if he has lived in that subdivision continuously for at least one month immediately before his claim for enrolment; or

(*b*) in the case of a person who at the time of his claim for enrolment is on service as a member of a naval, military, or air force, if he had lived in that subdivision continuously for at least one month immediately before commencing service in that force.

(4) The expression "evacuated area" when used in this section in relation to any service shall mean an area from which, at the time of the service, the civil population was evacuated pursuant to the order of a Minister of the Crown or an officer of a naval, military, or air force.

Election of the Speaker.
2, 1855-6, s. 19.

34. (1) The members of the House of Assembly shall, upon the first assembling after every general election, proceed forthwith to elect one of their number to be Speaker, and in case of his death, resignation, or removal by a vote of the House, the said members shall forthwith proceed to elect another of their number to be Speaker.

(2) The Speaker so elected shall preside at all meetings of the House of Assembly.

(3) The election of the Speaker shall be forthwith notified to the Governor by a deputation of the House.

Absence of Speaker.
2, 1855-6, s. 20.
Cf. U.K., 18 & 19, Vict., c. 84.

35. If the Speaker of the House of Assembly is absent in consequence of leave of absence granted to him by the House, or of illness or other unavoidable cause, the House may choose some other member of the House to fill temporarily the office and perform the duties of the Speaker during his absence.

Continuance in office of Speaker and Chairman of Committees after dissolution.
496, 1890, ss. 2, 3.
Cf. U.K., 9 & 10, Vict. c. 77, s. 5.

36. (1) In case of any dissolution of Parliament the Speaker of the House of Assembly at the time of the dissolution shall be, and shall be deemed to be, the Speaker of the House until the first meeting of the new Parliament, unless he is not re-elected a member of the House; and the Chairman of Committees at the time of the dissolution shall be, and shall be deemed to be, the Chairman of Committees until

the first meeting of the new Parliament, unless he is not re-elected a member of the House.

(2) This section shall not enable any person continued in the office of Speaker by this section to preside at any meeting of the House of Assembly.

Quorum; division; casting vote. 2, 1855-6, s. 21. 959, 1908, s. 14. 1029, 1910, s. 9.

37. (1) The House of Assembly shall not be competent to proceed with the dispatch of business unless there are present, including the Speaker or the person chosen to preside in his absence, at least fifteen members of the House.

(2) All questions which arise in the House of Assembly shall be decided by the majority of votes of the members present, other than the Speaker or person aforesaid.

(3) When the votes are equal the Speaker or person aforesaid shall have the casting vote.

Both Houses of Parliament.

Privileges, powers, etc., of Council and Assembly. 14, 1872, s. 1. Stat. 1603, 1, Jac. 1, s. 13.

38. The privileges, immunities, and powers of the Legislative Council and House of Assembly respectively, and of the committees and members thereof respectively, shall be the same as but no greater than those which on the twenty-fourth day of October, eighteen hundred and fifty-six, were held, enjoyed, and exercised by the House of Commons and by the committees and members thereof, whether such privileges, immunities, or powers were so held, possessed, or enjoyed by custom, statute, or otherwise.

Privileges against legal proceedings abolished. 430, 1888. Cf. U.K., 10, Geo. 3, c. 50, ss. 1, 2.

39. No member of the Parliament shall be entitled to set up or claim any of the privileges, immunities, or powers to which he may be entitled by virtue of the last preceding section, as against any summons, subpoena, writ, order, process, or proceeding whatsoever issued by any court of law within the said province: Provided that—

(*a*) no writ of *capias ad satisfaciendum* shall be executed or put into effect against any such member during any session of Parliament or within ten days prior to the meeting thereof; and

(*b*) no member shall be liable to any penalty or process for non-attendance as a witness in any court when such non-attendance is occasioned by his attendance in his place in Parliament.

Evidence of privileges. 14, 1872, s. 2.

40. Any copy of the journals of the House of Commons printed, or purporting to the printed, by the order or printer of the House of Commons shall be received as *prima facie* evidence, without proof of its being such copy, upon any

s. 38. WICKLEIN v. WARD, SWINDEN v. WARD (1880) 14 S.A.L.R. 21. Held (before the enactment of Act 430, 1888, now section 39 of this Act), that a member of Parliament was privileged from arrest for 40 days after prorogation, and for a like period before the re-assembling of Parliament.

inquiry touching the privileges, immunities, and powers of the Legislative Council or House of Assembly, or of any committee or member thereof, respectively.

Settlement of deadlocks. 959, 1908, s. 21.

41. (1) Whenever—

(*a*) any bill has been passed by the House of Assembly during any session of Parliament; and

(*b*) the same bill or a similar bill with substantially the same objects and having the same title has been passed by the House of Assembly during the next ensuing Parliament; and

(*c*) a general election of the House of Assembly has taken place between the two Parliaments; and

(*d*) the second and third readings of the bill were passed in the second instance by an absolute majority of the whole number of members of the House of Assembly; and

(*e*) both such bills have been rejected by the Legislative Council or failed to become law in consequence of any amendments made therein by the Legislative Council,

it shall be lawful for but not obligatory upon the Governor within six months after the last rejection or failure—

(i) to dissolve the Legislative Council and House of Assembly by proclamation to be published in the *Gazette;* or

(ii) to issue writs for the election of two additional members for each Council district.

(2) If the Legislative Council and House of Assembly are so dissolved—

(*a*) all the members of both Houses of Parliament shall thereupon vacate their seats and members shall be elected to supply the vacancies so created; and

(*b*) the order of retirement as between members of the Legislative Council elected after such dissolution shall be as provided in section 15 of this Act and one-half of such members shall retire after three years' service calculated from the first day of March of the year of their election or after such further period as is provided for in section 14.

(3) If writs for the election of additional members of the Council are isued, after the issue of such writs no vacancy whether arising before or after the issue thereof shall be filled except as may be necessary to bring the representation

of the district in which the vacancy occurs to its proper number as set forth in the second schedule of this Act. Whenever there are more seats vacated by members returned for the same district than there are seats to be filled and such members' seats were of unequal tenure the seats of those members the unexpired portions of whose terms are the shorter shall be first filled.

Oath of allegiance. 959, 1908, s. 23. Cf. U.K., 29 & 30, Vict., c. 19, s. 1.

42. (1) No member of Parliament shall be permitted to sit or vote therein until he has taken and subscribed the following oath before the Governor, or before some person or persons authorised by the Governor to administer such oath:—

"I do sincerely promise and swear that I will be faithful and bear true allegiance to His Majesty King GEORGE THE FIFTH as lawful Sovereign of Great Britain and Ireland, and of this State of South Australia and its Dependencies in the Commonwealth of Australia, dependent on and belonging to the said Great Britain; and that I will defend him to the utmost of my power against all traitorous conspiracies and attempts whatsoever which shall be made against His person, crown, and dignity; and that I will do my utmost endeavour to disclose and make known to His Majesty, His heirs and successors, all treasons and traitorous conspiracies and attempts, which I shall know to be against Him, or any of them: And all this I do swear without any equivocation, mental evasion, or secret reservation, and renouncing all pardons and dispensations from any person or persons whatever to the contrary. So HELP ME GOD!"

(2) It shall not be necessary for any member of Parliament who has taken the oath prescribed herein to take the said oath again in the event of the demise of the Crown; such oath shall be deemed to relate to the Sovereign, His heirs, and successors according to law, and the name of the Sovereign for the time being shall be substituted as occasion requires.

(3) Nothing in this section shall be deemed to affect the operation of "The Affirmations Act, 1896," which entitles any person to make an affirmation in lieu of taking any oath required by this Act.

Determination of questions of vacancy. 2, 1855-6, s. 13.

43. Whenever any question arises respecting any vacancy in either House of Parliament it shall be heard and determined by the House in which the vacancy occurred.

s. 42 (3). The Affirmations Act, 1896, has been repealed and superseded by the Oaths Act, 1936.

Disqualification of Judges and ministers of religion.
2, 1855-6, s. 36.
Cf. U.K., 7, Geo. 2, c. 16, s. 4; 41, Geo. 3, c. 63, s. 1.

44. No judge of any court of the State, and no clergyman or officiating minister shall be capable of being elected a member of the Parliament.

Disqualification of members holding offices of profit.
2, 1855-6, s. 17.
Cf. U.K., 5, Will. & Mar., c. 7, s. 59; 12 & 13, Will. 3, c. 10, s. 87.

45. If any member of the Parliament accepts any office of profit or pension from the Crown, during pleasure, excepting those offices which are required by this Act to be held by members of Parliament, his seat shall be thereupon and is hereby declared to be vacant.

Effect of election of disqualified person.
2, 1855-6, s. 18.
19, 1869-70, s. 6.
Cf. U.K., 15, Geo. 2, c. 22, s. 2.

46. (1) If any person by this Act disabled from or declared to be incapable of voting or sitting in Parliament is, nevertheless, elected and returned as a member to serve in Parliament for any electoral district, his election and return shall be void to all intents and purposes whatsoever.

(2) If any person so elected and returned, contrary to the provisions of this Act, sits or votes as an elected member of Parliament he shall forfeit the sum of five hundred pounds, to be recovered by any person who sues for it in the Supreme Court or in any other court of record in the State having competent jurisdiction.

Crown pensioners qualified for election
Inserted by 48, 1939, s. 3.

46a. Notwithstanding any other provision of this Act a person who has been in the employment of the Crown and has retired from that employment, and has by virtue of that employment become entitled to a pension wholly or partly paid by the Crown, shall not, by reason only of the receipt of that pension—

(*a*) be disabled from or incapable of being elected as a member of the Parliament or of sitting and voting therein; or

(*b*) be liable to any forfeiture, fine, or other disability for so sitting and voting.

Prevention of membership of both Commonwealth and State Parliaments.
790, 1902, s. 2.
731, 1899, s. 3.

47. (1) No member of either House of the Parliament of the Commonwealth shall be a member of either House of the Parliament of the State.

(2) If any member of either House of the Parliament of the State is elected a member of either House of the Parliament of the Commonwealth he shall vacate his seat in the Parliament of the State on taking his seat in the Parliament of the Commonwealth.

Franchise for women. 613, 1894, ss. 1 & 2.

48. Women shall possess and may exercise the right to vote at parliamentary elections subject to the same qualifications and in the same manner as men.

Non-disqualification of women as members. Inserted by 39, 1959, s. 3.

48a. A woman shall not be disqualified by sex or marriage for being elected to, or sitting or voting as a member of, either House of the Parliament.

Disqualification of persons holding contracts for the Public Service. 19, 1869-70 s. 1. Cf. U.K., 22, Geo. 3, c. 45, s. 1.

49. Any person who—

(*a*) directly or indirectly, himself or by any person whatsoever in trust for him, or for his use or benefit, or on his account, undertakes, executes, holds, or enjoys in the whole or in part any contract, agreement, or commission made or entered into with, under, or from any person or persons whatsoever, for or on account of the Government of the State; or

(*b*) knowingly and willingly furnishes or provides in pursuance of any such agreement, contract, or commission made or entered into as aforesaid, any money to be remitted abroad, or any wares or merchandise to be used or employed in the service of the public; or

(*c*) is a member of any company, or holds any office or position in any company formed for the construction of any railway, or other public work, the payment for which, or the interest on the cost of which has been guaranteed by the State,

shall be incapable of being elected, or of sitting or voting as a member of the Parliament during the time he executes, holds, or enjoys any such contract, agreement, or commission, or office, or position, or any part or share thereof, or any benefit or emolument arising from the same.

Avoidance of seat of members accepting or holding certain contracts. 19, 1869-70, s. 2.

50. If any person, being a member of the Parliament—

(*a*) directly or indirectly, himself or by any other person whatsoever in trust for him, or for his use or benefit, or on his account, enters into, accepts, agrees for, undertakes or executes in the whole or in part, any such contract, agreement, or commission as aforesaid; or

(*b*) having already entered into any such agreement or commission, or part or share of any such contract,

s. 48a. THE QUEEN v. HUTCHINS; EX PARTE CHAPMAN AND COCKINGTON (1959) S.A.S.R. 189. Where two women were nominated as candidates for election to the Legislative Council and application was made to the Supreme Court for an order in the nature of mandamus directing the returning officer to reject the nomination of any woman as a candidate for election to the Legislative Council, held that the Supreme Court had no jurisdiction to make the order sought.
Section 48a was enacted since this decision.

agreement, or commission, by himself, or by any other person whatsoever in trust for him, or for his use or benefit, or upon his account, continues to hold, execute, or enjoy the same, or any part thereof,

his seat in the Parliament shall be and is hereby declared to be void.

Exemptions. 19, 1868-70, ss. 3 & 4.

51. Nothing contained in the preceding two sections shall extend—

(*a*) to persons contributing towards any loan raised for public purposes under the authority of Parliament; nor

(*b*) to the holders of any bonds issued under any Act authorising any such loan; nor

Cf. U.K., 22, Geo. 3, c. 45, s. 3.

(*c*) to any contract, agreement, or commission made, entered into, or accepted by any incorporated trading company in its corporate capacity, if that incorporated company consists of more than twenty persons, and the contract, agreement, or commission is made, entered into, or accepted for the general benefit of such incorporated company; nor

(*d*) to any contract or agreement in respect of any lease, licence, or agreement in respect to the sale or occupation of any waste lands of the Crown, or Crown lands; nor

Cf. U.K., 22, Geo. 3, c. 45, s. 6.

(*e*) to any person on whom the completion of any contract, agreement, or commission devolves by descent, or limitation, or by marriage, or as devisee, or legatee, until twelve calendar months after he has been in possession of the same; nor

(*f*) to any executor, or administrator, until three years after he has been in possession of the contract, agreement, or commission; nor

Inserted by 48, 1939, s. 4.

(*g*) to the supply or provision or any contract for the supply or provision by or to the Government or by or to any person on behalf of the Government, of any goods, chattels or services where such goods, chattels or services are supplied or provided on no better terms than those on which they are ordinarily supplied or provided to members of the public; nor

Inserted by 48, 1939, s. 4.

(*h*) to any loan made under any Act by the Government or by any person on behalf of the Government to any person who was not a member of the Parliament at the time when the loan was made.

Conditions to be inserted in all public contracts. 19, 1869-70, s. 5. Cf. U.K., 22, Geo. 3, c. 45, s. 10. Cf. U.K., 1, Geo. 1. Stat. 2, c. 56, s. 2.

52. (1) In every such contract, agreement, or commission made, entered into, or accepted as aforesaid, there shall be inserted an express condition that no member of the Parliament be admitted to any share or part of such contract, agreement, or commission, or to any benefit to arise therefrom.

(2) If any person who has entered into or accepted any such contract, agreement, or commission, admits any member of Parliament to any part or share thereof, or to receive any benefit thereby, he shall forfeit and pay the sum of five hundred pounds, to be recovered, with full costs of suit, by any person who sues for it in the Supreme Court, or in any other court of competent jurisdiction.

Sitting in Parliament whilst disqualified. 19, 1869-70, s. 6. Cf. U.K., 1, Geo. 1, Stat. 2, c. 56, s. 2; 22, Geo. 3, c. 45, s. 9.

53. If any person disabled or declared by section 49 or 50 incapable of being elected, sits or votes as a member of either House of the Parliament, he shall forfeit the sum of five hundred pounds, to be recovered, with full costs of suit, by any person who sues for it in the Supreme Court or any other court of competent jurisdiction.

Limitations of actions. 19, 1869-70, s. 7. Cf. U.K., 22, Geo. 3, c. 45, s. 11.

54. No person shall be liable to any forfeiture or penalty imposed by section 52 or 53 unless a prosecution is commenced within twelve calendar months after the forfeiture or penalty has been incurred.

Provisions as to members of Parliamentary committees and royal commissions. Inserted by 48, 1939, s. 5.

54a. (1) Notwithstanding any other provision of this Act, the seat of a member of Parliament shall not be or become vacant and a member of Parliament shall not be liable to any forfeiture, fine, or other disability by reason only of the fact that—

(*a*) he accepts or holds office as the chairman or a member of any committee appointed by either House of Parliament or by both Houses of Parliament, or of any royal commission:

(*b*) as such chairman or member, he receives or is entitled to receive any salary, fees, allowances, or other emoluments.

(2) The election of any person as a member of Parliament shall not be affected by reason only of the fact that he holds any such office or receives or is entitled to receive any such salary, fees, or other emoluments.

Standing Rules and Orders. 2, 1855-6, s. 27.

55. (1) The Legislative Council and House of Assembly from time to time as there shall be occasion, shall prepare and adopt such Standing Rules and Orders as appear to the Council and Assembly respectively best adapted for—

(*a*) the orderly conduct of the Council and Assembly respectively:

(*b*) the regulation of the proceedings thereof and the dispatch of business therein:

(*c*) the manner in which the Council and Assembly shall be presided over in case of the absence of the President or Speaker:

(*d*) the mode in which the Council and Assembly shall confer, correspond, and communicate with each other relative to votes or Bills passed by or pending in the Council and Assembly respectively:

(*e*) the proper passing, intituling, and numbering of the Bills to be introduced into and passed by the Council and Assembly:

(*f*) the proper presentation of the same to the Governor for the time being, for His Majesty's assent:

Inserted by 2381, 1937, s. 4.

(*g*) the establishment of a Joint Standing Committee of both Houses to examine and report to the Council and the Assembly upon all regulations, rules, by-laws and orders (not being orders made in judicial proceedings) made pursuant to any Act of Parliament.

(2) All such rules and orders shall, by the Council and Assembly respectively, be laid before the Governor, and, being by him approved, shall become binding and of force.

Inserted by 48, 1939, s. 6, and amended by 3, 1955, s. 4 and by 8, 1960, s. 2.

(3) The Chairman of the Committee constituted by Standing Orders under paragraph (*g*) of subsection (1) of this section shall receive for his services as chairman, a salary at the rate of two hundred and fifty pounds a year, and each other member of the said committee shall receive for his services as member, a salary at the rate of one hundred and twenty-five pounds a year.

The said salaries shall be in addition to any other sums payable to the chairman and members in respect of their parliamentary duties.

Inserted by 48, 1939, s. 6.

(4) The Treasurer shall by virtue of this section and without any further appropriation pay the said salaries to the person entitled thereto in twelve equal monthly payments in each year.

(5) The standing orders under paragraph (*g*) of subsection (1) of this section may provide— Inserted by 33, 1950, s. 3.

(*a*) that the members of the committee constituted under those orders, may remain in office during the period between the dissolution or expiration of the House of Assembly and the appointment of their successors on the committee after the next election;

(*b*) for the performance as far as possible of the work of the Committee during the said period;

(*c*) for any matters consequential on or incidental to those mentioned in the preceding paragraphs of this subsection.

56. It shall be lawful for the Governor to transmit, by message, to the Council or Assembly, for their consideration, any amendment which he desires to be made in any Bill presented to him for His Majesty's assent and all such amendments shall be taken into consideration, in such convenient manner, as is provided in that behalf by the standing rules and orders. Governor's Message. 2, 1855-6, s. 28.

57. (1) When any bill has passed its second reading in either House of Parliament, but has not been finally disposed of at the close of the session, the Bill shall not necessarily lapse by prorogation, but may, in the next session of the same Parliament, be restored to the stage reached in the previous session, and thereinafter proceeded with as if no prorogation had intervened. Restoration of lapsed bills. 579, 1893, ss. 1 & 2.

(2) The restoration provided for in this section shall be effected by carrying a motion that the bill be restored to the notice paper; and every such motion shall be put to the vote without debate, unless otherwise provided by the standing orders of the House in which the motion is made.

58. (1) The salary of the President of the Legislative Council shall be at least equal to the salary of the Speaker of the House of Assembly; and the salaries and allowances of the officers of the Legislative Council shall be the same as those of the corresponding officers of the House of Assembly. Provision as to President, Speaker, and officers. 2, 1855-6, s. 37. Cf. U.K., 2 & 3, Will. 4, c. 105, s. 1.

(2) The Chief Clerk for the time being of the Legislative Council, and of the House of Assembly shall respectively be removable from office only in accordance with a vote of the House in which he is an officer.

Governor's recommendation for money votes. 2, 1855-6, s. 40.

59. It shall not be lawful for either House of the Parliament to pass any vote, resolution, or bill for the appropriation of any part of the Revenue, or of any tax, rate, duty, or impost, for any purpose which has not been first recommended by the Governor to the House of Assembly during the session in which such vote, resolution, or bill is passed.

Money Bills.

Interpretation of secs. 60-63. 1148, 1913, s. 21. Cf. U.K., 1 & 2, Geo. 5, c. 13.

60. (1) In this and the next three sections the expressions "revenue," "public money," "taxation," and "loan" respectively do not include any revenue, money, taxation, or loan raised by local authorities or bodies for local purposes.

(2) For the purposes of this and the next three sections a bill, or a clause of a bill, shall not be taken to appropriate revenue or public money, or to deal with taxation, by reason only of its containing provisions for the imposition or appropriation of fines or other pecuniary penalties, or for the demand or payment or appropriation of fees for licences or fees for services under the proposed Act.

(3) For the purposes of the said sections a bill, or a clause of a bill, shall be taken to deal with taxation if it provides for the imposition, repeal, remission, alteration, or regulation of taxation.

(4) In the said sections—

"appropriation bill" means a bill for appropriating revenue or other public money:

"money bill" means a bill for appropriating revenue or other public money, or for dealing with taxation, or for raising or guaranteeing any loan, or for providing for the repayment of any loan:

"money clause" means a clause of a bill, which clause appropriates revenue or other public money, or deals with taxation, or provides for raising or guaranteeing any loan or for the repayment of any loan:

"previously authorised purpose" means—

(*a*) a purpose which has been previously authorised by Act of Parliament or by resolution passed by both Houses of Parliament; or

(*b*) a purpose for which any provision has been made in the votes of the Committee of Supply whereon an appropriation bill previously passed was founded.

Origin of money bills and money clauses. 1148, 1913, s. 23.

61. A money bill, or a money clause, shall originate only in the House of Assembly.

Power of Council as to money clauses. 1148, 1913, s. 24.

62. (1) The Legislative Council may not amend any money clause.

(2) Subject to subsection (3) of this section, the Council may return to the House of Assembly any bill containing a money clause with a suggestion to omit or amend such clause or to insert additional money clauses, or may send to the Assembly a bill containing suggested money clauses requesting, by message that effect be given to the suggestion; and the Assembly may, if it thinks fit, make any omission or amendment, or insertion so suggested, with or without modifications.

(3) Subsection (2) of this section applies to a money clause contained in an appropriation bill only when such clause contains some provision appropriating revenue or other public money for some purpose other than a previously authorised purpose or dealing with some matter other than the appropriation of revenue or other public money.

(4) When, under subsection (2) of this section, the Council sends to the Assembly a bill containing suggested money clauses, such clauses shall be printed in erased type, and shall not be deemed to form part of the bill.

Restriction on contents of ordinary appropriation bill. 1148, 1913, s. 25.

63. A bill for appropriating revenue or other public money for any previously authorised purpose shall not contain any provision appropriating revenue or other public money for any purpose other than a previously authorised purpose.

Validity of Acts assented to. 1148, 1913, s. 27.

64. No infringement or non-observance of any provision of the preceding three sections shall be held to affect the validity of any Act assented to by the Governor.

PART III.

PART III.

THE EXECUTIVE.

Number of Ministers, and salaries payable. 959, 1908, s. 20. 1492, 1921, s. 3. Amended by 19, 1947, s. 5 and by 28, 1953, s. 3.

65. (1) The number of Ministers of the Crown shall not exceed eight.

(2) The Ministers of the Crown shall respectively bear such titles and fill such ministerial offices as the Governor from time to time appoints, and not more than five of the Ministers shall at one time be members of the House of Assembly.

Substituted by 8, 1960, s. 3.

(3) The total salaries and allowances to be paid to the Ministers of the Crown for their services in the discharge of their ministerial duties and in respect of expenses incurred in the discharge thereof shall not exceed seventeen thousand and fifty pounds. Such salaries and allowances shall be in addition to any amounts to which they are entitled under the Payment of Members of Parliament Act, 1948-1958.

Inserted by 4, 1951, s. 3.

(4) This section, without further appropriation, shall be sufficient authority for the payment, in every financial year, of the salaries of Ministers out of the general revenue of the State.

Ministerial offices. Substituted by 28, 1953, s. 4.

66. (1) No person shall hold office as a Minister of the Crown for more than three calendar months unless he is a member of Parliament.

(2) Every Minister of the Crown shall, *ex officio,* be a member of the Executive Council.

Appointment of Acting Ministers. 16, 1873, s. 1.

67. (1) Whenever any Minister of the Crown, through ill health, temporary absence from the seat of government or from the State, or other like cause, is unable to perform the duties of his office, the Governor in Council may issue a Commission under his hand and the public seal of the State nominating and appointing one of the Ministers as Acting Minister in the place of the Minister unable to perform the duties of his office, during such inability.

(2) From and after the issue of the Commission, and during the continuance thereof, the Minister therein nominated and appointed shall have, exercise, possess, and enjoy all the powers, authorities, and discretions, and shall do and fulfil the acts and functions of the Minister in whose place and office he has been so nominated and appointed in as full, complete, and effectual a manner as the Minister in whose place and office he has been so appointed could have exercised, done, or fulfilled the same.

(3) No Minister who accepts the office conferred by any such Commission shall thereby accept, or be deemed to have thereby accepted, an office of profit within the meaning of this Act.

Appointment of officers. 2, 1855-6, s. 29.

68. The appointment to all public offices under the Government of the State, whether such offices be salaried or not, shall be vested in the Governor, with the advice and consent

s. 66. In *re* F. W. HOLDER, 3rd June, 1897; S.A. *Register* (newspr.); 6 Austn. Digest 62. Held that a person appointed as Acting Attorney-General need not be a legal practitioner.

of the Executive Council, except the appointment of the officers required by this Act to be members of Parliament, the appointment and dismissal of which officers shall be vested in the Governor alone: Provided that this section shall not extend to minor appointments, which by statute or by order of the Governor in Council are vested in Heads of Departments, or other officers or persons within the State.

Powers of Governor's Deputy. 1072, 1910, ss. 2 & 3. Amended by 8, 1942, s. 3.

69. (1) During the temporary absence of the Governor from the seat of Government or from the State or during the illness of the Governor all the powers and authorities conferred upon or vested in him by any statutory or other law of usage of the State, as well as the powers and authorities conferred upon or vested in him by the Letters Patent, shall and may be exercised, performed, and executed by the person appointed by him to be his Deputy during such absence or illness, subject, nevertheless, to anything expressed in the instrument appointing such Deputy.

(2) In this and the next succeeding section—

"the Letters Patent" means the Letters Patent passed under the Great Seal of the United Kingdom of Great Britain and Ireland, bearing date the twenty-ninth day of October, one thousand nine hundred, whereby permanent provision was made for the office of Governor in and for the State of South Australia and its dependencies in the Commonwealth of Australia.

Power of deputy of Lieutenant-Governor or Administrator. 1072, 1910, s. 4. Amended by 8, 1942, s. 4.

70. During such time as the powers and authorities granted to the Governor by the Letters Patent are vested in the Lieutenant-Governor, or any other person who is appointed to administer the Government of the State, the provisions of the preceding section shall apply to the person appointed to be the Deputy of the Lieutenant-Governor, or of the person appointed to administer the Government as aforesaid, during his temporary absence from the seat of Government or from the State or during his illness, subject nevertheless to anything expressed in the instrument appointing such Deputy.

Signature and countersignature of certain orders, warrants, etc. 2, 1855-6, s. 33.

71. No officer of the Government shall be bound to obey any order of the Governor involving any expenditure of public money, nor shall any warrant for the payment of money, or any appointment to or dismissal from office be valid, except as provided in this Act, unless the order, warrant, appointment, or dismissal is signed by the Governor, and countersigned by the Chief Secretary.

S. 72 repealed by 48, 1949, s. 2.

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Salary of the Governor. 1548, 1922, ss. 2, 3, 5.

73. (1) The salary payable to the Governor shall be at the rate of five thousand pounds a year.

(2) There shall be payable to His Majesty every financial year out of the general revenue of the State for payment of the salary of the Governor, the sum of five thousand pounds.

(3) Notwithstanding the Taxation Act, 1927, the salary of the Governor provided for by this section shall be exempt from taxation under that Act.

Allowances to Governor for expenses. Inserted by 52, 1951, s. 3.

Paras. (a) and (b) substituted by 24, 1961, s. 3 (1).

73a. (1) In addition to the salary prescribed by section 73 of this Act, there shall be paid to the Governor—

(*a*) in respect of the whole of the financial year commencing on the first day of July one thousand nine hundred and sixty-one an expenses allowance at the rate of seven thousand pounds a year;

(*b*) in respect of each subsequent financial year an expenses allowance at an annual rate arrived at by dividing the sum of seven thousand pounds by $123\frac{2}{5}$ and multiplying the quotient by the consumer price index (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

s. 73 (3). The Taxation Act, 1927, has been repealed and superseded by the Income Tax Assessment Act, 1936, section 24 of which exempts the salary of the Governor from State income tax.

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 "consumer price index" means the quarterly consumer price index number for Adelaide prepared and published by the Commonwealth Statistician from time to time. Substituted by 24, 1961, s. 3 (2).

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. Financial provisions. Inserted by 52, 1951, s. 3.

73c. (1) There shall also be paid to the Governor in each financial year an allowance for payment of the salaries of his staff, at the rate of two thousand six hundred and fifty pounds a year. Allowance for salaries of staff. Inserted by 56, 1953, s. 3.

(2) The said allowance shall—

(*a*) accrue due from day to day;

(*b*) be apportionable in point of time;

(*c*) be paid monthly by the Treasurer out of the general revenue of the State.

(3) Whenever 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 allowance which would otherwise have been payable to the Governor under this section in respect of that period shall be paid to the Lieutenant-Governor or other person administering the government of the State.

(4) This section, 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 allowance prescribed by this section.

(5) This section shall be deemed to have come into operation on the first day of July, nineteen hundred and fifty-three,

and any arrears of the said allowance payable by virtue of this sub-section shall be paid in one sum as soon as is convenient after the enactment of this section.

PART IV.

PART IV.

THE JUDICIARY.

Tenure of office of Judges. 2, 1855-6, s. 30.

74. The Commissions of all Judges of the Supreme Court shall be and remain in full force during their good behaviour, notwithstanding the demise of the King or of His heirs and successors, and notwithstanding any law, usage, or practice to the contrary.

Removal from office of Judges. 2, 1855-6, s. 31.

75. It shall be lawful for the King, His heirs and successors to remove any Judge of the Supreme Court upon the address of both Houses of the Parliament.

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s. 75. MEMORANDUM OF LORDS OF COUNCIL ON REMOVAL OF COLONIAL JUDGES (1869) 6 Moo. P. C. (N.S.) app. IX.-XX.; 5 Austn. Digest 14. *Semble*, there should be a hearing before the Privy Council before the Crown exercises the power of removal.

SCHEDULES.

THE FIRST SCHEDULE.

ACTS REPEALED.

Number of Act.	Title of Act.	Extent of Repeal.
No. 2 of 1855-6 .	The Constitution Act	The whole
No. 19 of 1869-70	An Act to prevent public Contractors being returned to or sitting or voting in Parliament	Do.
No. 14 of 1872 ..	An Act to repeal The Parliamentary Privilege Act and to make other provisions in lieu thereof	Do.
No. 5 of 1873 ..	The Constitution Amendment Act, 1873 ..	Do.
No. 16 of 1873 .	An Act to enable His Excellency the Governor to appoint Acting Ministers of the Crown in certain cases	Do.
No. 28 of 1873 .	An Act to increase the salaries of the Judges of the Supreme Court and of certain Officers of the Civil Service of the Province of South Australia	Do.
No. 430 of 1888 .	An Act to amend an Act No. 14 of 1872, intituled "An Act to Repeal the Parliamentary Privilege Act, and to make other provisions in lieu thereof"	Do.
No. 453 of 1889 .	An Act to amend the Civil List	Do.
No. 462 of 1889 .	An Act to alter the Boundaries of certain Electoral Districts and Divisions, and for other purposes	Do.
No. 496 of 1890 .	The Officers of Parliament Act	Do.
No. 579 of 1893 .	The Lapsed Bills Continuance Act	Do.
No. 581 of 1893 .	An Act to alter the Boundaries of the Electoral Districts and Divisions of Albert and Onkaparinga	Do.
No. 613 of 1894 .	The Constitution Amendment Act, 1894	Do.
No. 636 of 1895 .	An Act to alter the Boundaries of the Electoral Districts and Divisions of Burra and Stanley	Do.
No. 637 of 1895 .	An Act to alter the boundaries of the Electoral Districts and Divisions of Gumeracha and Albert	Do.
No. 731 of 1899 .	The Constitution Amendment Act, 1899 ..	Do.
No. 790 of 1902 .	An Act to amend "The Constitution Amendment Act, 1899"	Do.
No. 876 of 1904 .	The Electoral Laws Amendment Act, 1904 ..	s. 4 (2)
No. 959 of 1908 .	The Constitution Amendment Act, 1908 ..	The whole
No. 1029 of 1910	The Constitution Amendment Act, 1910 ..	Do.
No. 1065 of 1911	The Governor's Appropriation Act, 1911 ..	Do.
No. 1072 of 1911-12	The Deputy Governor's Powers Act, 1910 ..	Do.
No. 1087 of 1912	The Governor's Appropriation Act Amendment Act, 1912	Do.
No. 1148 of 1913	The Constitution Further Amendment Act, 1913	Do.
No. 1167 of 1914	The Governor's Appropriation Act Further Amendment Act, 1914	Do.
No. 1210 of 1915	Governor's Appropriation Act Further Amendment Act, 1915	Do.
No. 1135 of 1918	Constitution Amendment (War Service Franchise) Act, 1918	Do.
No. 1446 of 1920	Electoral Code Further Amendment Act, 1920	ss. 53, 54
No. 1492 of 1921	Constitution Amendment (Ministers' Salaries) Act, 1921	The whole Amended by S.L.R. Act 1935.
No. 1548 of 1922	Governor's Salary Act, 1922	Do.
No. 1929 of 1929	Electoral Act, 1929	s. 192
No. 2141 of 1933	Constitution (Quinquennial Parliament) Act, 1933	The whole

Substituted by 59, 1955, s. 3.

THE SECOND SCHEDULE.

LEGISLATIVE COUNCIL ELECTORAL DISTRICTS.

CENTRAL DISTRICT No. 1 (Four Members).

Comprising the electoral divisions of Adelaide, West Torrens, Hindmarsh, Semaphore, Port Adelaide, Enfield, and Torrens.

CENTRAL DISTRICT No. 2 (Four Members).

Comprising the electoral divisions of Norwood, Burnside, Mitcham, Unley, Edwardstown, and Glenelg.

SOUTHERN DISTRICT (Four members).

Comprising the electoral divisions of Murray, Alexandra, Onkaparinga, Stirling, Gumeracha, Albert, Millicent, Victoria, and Mount Gambier.

MIDLAND DISTRICT (Four Members).

Comprising the electoral divisions of Gouger, Wallaroo, Yorke Peninsula, Light, Barossa, Angas, Ridley, and Gawler.

NORTHERN DISTRICT (Four Members).

Comprising the electoral divisions of Flinders, Eyre, Whyalla, Stuart, Port Pirie, Frome, Rocky River, Burra, and Chaffey.

Substituted by 59, 1955, s. 3.

THE THIRD SCHEDULE.

HOUSE OF ASSEMBLY ELECTORAL DISTRICTS.

ELECTORAL DISTRICT OF NORWOOD.

Commencing at the intersection of Payneham Road with Wellington Road at the northern corner of preliminary section 279, Hundred of Adelaide; thence southerly along latter road; easterly along Cook and Marion Roads; southerly along Glynde Road to Kensington Road, Kensington Park; westerly along latter road to Dequetteville Terrace, Kent Town; north-westerly and northerly along said terrace and northerly along Hackney Road to the River Torrens; north-easterly along said river; south-easterly along Battams Road, Royston Park; thence north-easterly along Payneham Road to the point of commencement.

ELECTORAL DISTRICT OF BURNSIDE.

Commencing at the intersection of Kensington Road with the eastern boundary of City of Adelaide; thence easterly along Kensington Road to Burnside Road; northerly along Burnside and Glynde Roads; north-easterly along the Lower North-Eastern Main Road to the northern boundary of the Hundred of Adelaide; easterly and southerly along the northern and eastern boundaries of said hundred; south-westerly and easterly along the north-western and southern boundaries of section 997; southerly along the western boundaries of sections 827 and 826; south-westerly along the north-western boundary of section 991; easterly, south-westerly and north-westerly following the boundaries of section 855; southerly and westerly along the eastern and southern boundaries of section 1104; southerly along the western boundaries of sections 484 and 1107; westerly and southerly along the northern and western boundaries of section 1180; westerly along the southern boundaries of sections 919 and 906; southerly along the eastern boundaries of sections 1057, 1056 and 1054; westerly along the southern boundaries of sections 1054 and 1053; northerly, westerly and southerly following the boundaries of section 1001; south-easterly and south-westerly along the north-eastern and south-eastern boundaries of section 1284; generally westerly and north-westerly along the Main South-Eastern Road to the southern boundary of the City of Adelaide (Park Terrace); easterly and northerly along the southern and eastern boundaries of said city to the point of commencement.

ELECTORAL DISTRICT OF MITCHAM.

Commencing at a point being the intersection of the Adelaide and Nairne railway with Goodwood Road, Millswood; thence south-easterly along said railway to Northgate Street, Unley Park; easterly along said street to Unley Road; northerly along said road to Fisher Street, Malvern; easterly along said street to the Main South-Eastern Road; thence in a generally south-easterly direction along said main road, along the western and south-western boundaries of section 1286, Hundred of Adelaide, and along said Main South-Eastern Road to the eastern boundary of the hundred; generally southerly and westerly following the boundaries of said hundred to the eastern boundary of section 22, Hundreds of Adelaide and Noarlunga; northerly in Hundred of Adelaide along the eastern boundaries of sections 22 and 18 along the Adelaide and Nairne railway, the eastern boundaries of sections 14 and 12 and along Goodwood Road to the point of commencement.

ELECTORAL DISTRICT OF UNLEY.

Commencing at the south-western corner of City of Adelaide; thence easterly along Park Terrace to Glen Osmond Road; south easterly along said road to Fisher Street, Fullarton; westerly along said street to Unley Road; southerly along said road to Northgate Street, Unley Park; westerly along said street to Adelaide and Nairne railway; north-westerly along said railway to Goodwood Road, Millswood; southerly along said road to Cross Road, Clarence Park; westerly along said road to Main South Road; northerly along said main road to Anzac Highway; thence north-easterly along said highway to the point of commencement.

ELECTORAL DISTRICT OF EDWARDSTOWN.

Commencing at the intersection of Main South Road with Anzac Highway; thence southerly along said main road to Cross Road; easterly along said road to Goodwood Road, Clarence Park; southerly along latter road, the eastern boundaries of sections 12 and 14, Hundred of Adelaide, the Adelaide and Nairne railway and along the eastern boundaries of section 18 and section 22, Hundreds of Adelaide and Noarlunga, to the River Sturt; north-westerly along said river to Anzac Highway; thence easterly and north-easterly along said highway to the point of commencement.

ELECTORAL DISTRICT OF GLENELG.

Commencing at a point on the sea coast opposite the south-western corner of section 569, Hundred of Noarlunga; thence easterly along the southern boundaries of said section 569 and sections 506 and 510 to the Main South Road; generally north-north-easterly along said main road to the south-western boundary of the Hundred of Adelaide (River Sturt); north-north-westerly along said River Sturt to Anzac Highway; westerly along said highway and production to the sea coast; thence southerly along said sea coast to the point of commencement, together with the jetties along the sea coast.

ELECTORAL DISTRICT OF ADELAIDE.

Commencing at the intersection of West Beach Road with Marion Road, Richmond; northerly along Marion Road; easterly along Henley Beach Road; northerly along Hardy's Road; easterly along River Torrens; southerly along Hackney Road; southerly and south-easterly along Dequetteville Terrace; southerly along Victoria Avenue; westerly along Park Terrace; northerly along the western boundary of City of Adelaide to intersect the production easterly of West Beach Road; westerly along said production and road to the point of commencement.

ELECTORAL DISTRICT OF WEST TORRENS.

Commencing at the intersection of the production westerly of Anzac Highway with the sea coast; northerly along sea coast to a point opposite the north-western corner of section 1006, Hundred of Yatala; easterly to said corner and along the northern boundary of section 1006; northerly along the western boundary of section 452; easterly along Routledge Road, North Terrace, and Trimmer Parade; southerly along Findon Road; easterly along River Torrens; southerly along Hardy's Road; westerly along Henley Beach Road; southerly along Marion Road; easterly along West Beach Road and production to the western boundary of City of Adelaide; southerly along latter boundary; thence south-westerly and westerly along Anzac Highway and production to point of commencement, together with the jetties along sea coast.

ELECTORAL DISTRICT OF HINDMARSH.

Commencing at the intersection of Findon Road with River Torrens; northerly along Findon Road; westerly along Trimmer Parade; north-easterly along Woodville and Henley Beach railway; to the north-eastern boundary of Port Road;

south-easterly along said boundary; north-easterly along the north-western boundary of preliminary section 376, Hundred of Yatala; south-easterly along Torrens Road; northerly along Days Road; easterly along the northern boundaries of sections 394 and 377; southerly along Churchill Road; south-easterly along Torrens Road; south-westerly along Park Terrace; thence generally westerly along the River Torrens to the point of commencement.

ELECTORAL DISTRICT OF SEMAPHORE.

Commencing at a point on the sea coast opposite the north-western corner of section 1006, Hundred of Yatala; northerly along sea coast (including Block 30, Hundred of Port Adelaide) to Pelican Point and easterly to the north-eastern corner of Lefevre Peninsula (Snapper Point); southerly along the western sides of Lipson Reach and Hindmarsh Reach; westerly along the northern side of Gawler Reach; southerly along the western side of Old Port Reach to the south-eastern corner of section 78, Hundred of Yatala; south-easterly across Old Port Reach to the western corner of Harbor Allotment 13; south-easterly along the north-eastern boundaries of Old Port Road and Port Road to the Woodville and Henley Beach railway; south-westerly along said railway; westerly along North Terrace, Seaton, and Routledge Road; southerly along the western boundary of section 452; westerly along the northern boundary of section 1006 and production to the point of commencement, together with jetties along the sea coast.

ELECTORAL DISTRICT OF PORT ADELAIDE.

Comencing at the western corner of preliminary section 376, Hundred of Yatala; thence north-easterly along its north-western boundary; south-easterly along Torrens Road; northerly along Days Road; westerly along Chapman Road, Woodville Gardens; northerly along Hanson Road; north-westerly along North Arm Road; north-easterly and northerly following the south-eastern and eastern sides of creek east of Garden and Torrens Island to a point west of the north-western corner of section 328, Hundred of Port Adelaide; west to the eastern side of Torrens Island; north-westerly and westerly along the north-eastern and northern sides of said island to Point Grey; south to Snapper Point and along the western side of Lipson Reach and Hindmarsh Reach; westerly along the northern side of Gawler Reach; southerly along the western side of Old Port Reach to the south-eastern corner of section 78, Hundred of Yatala; south-easterly across Old Port Reach to the southern corner of Harbor Allotment 13; thence south-easterly along the north-eastern boundary of Old Port Road and Port Road to the point of commencement.

ELECTORAL DISTRICT OF ENFIELD.

Commencing at the intersection of Grand Junction Road with North Arm Road; thence north-westerly along latter road; generally easterly following Port Adelaide loop line, Adelaide and Gawler railway and Dry Creek and Northfield railway; north-easterly along Adelaide and Dry Creek Main Road and Main North Road; generally easterly along road north of sections 690, 685, 3028, 3033 and 1570, Hundred of Yatala; southerly along the eastern boundaries of section 1570 and part section 1566 to centre of Dry Creek; generally south-westerly following said creek to intersect the eastern boundary of section 313; southerly along the eastern boundary of section 313 and part preliminary section 504; easterly and southerly along the northern and eastern boundaries of part preliminary section 508 and production of latter boundary to River Torrens; easterly following said river; south-westerly along the Lower North-Eastern Main Road; southerly along Glynde Road; westerly along Marion Road and Cook Road; northerly along Wellington Road; south-westerly along Payneham Road; north-westerly along Battams Road; north-westerly along Lansdowne Terrace, Walkerville; south-westerly along Main North-East Road; northerly along Hampstead Road; westerly along McInnes and Third Avenues, Sefton Park; northerly along Main North Road; westerly along the northern boundaries of sections 354 and 367; southerly along Churchill Road; westerly along the northern boundaries of sections 377 and 394; northerly along Days Road; westerly along Chapman Road, Woodville Gardens; northerly along Hanson Road; thence easterly along Grand Junction Road to the point of commencement.

ELECTORAL DISTRICT OF TORRENS.

Commencing at the intersection of the River Torrens with the production south-westerly of Park Terrace, Bowden; thence north-easterly along said production and Terrace; north-westerly along Torrens Road; northerly along Churchill Road; easterly along the northern boundaries of sections 367 and 354, Hundred of Yatala; southerly along Main North Road; easterly along Third Avenue, Sefton Park, and McInnes Avenue; southerly along Hampstead Road; north-easterly along Main North-East Road; south-easterly along Lansdowne Terrace; thence south-westerly and north-westerly following the River Torrens to the point of commencement.

ELECTORAL DISTRICT OF FLINDERS.

Comprising the whole of County Flinders, and the Hundreds of Butler and Dixson, and including Gambier Islands, Neptune Islands and all adjacent islands together with jetties along the sea coast.

ELECTORAL DISTRICT OF EYRE.

Commencing at the south-western corner of the State; thence north to the 31st parallel of south latitude; east by said parallel to the 133rd meridian of east longitude; south by said meridian; east along the north boundaries of Counties Kintore, Way and production to the western shore of Lake Everard; southerly along said shore to a point true north Nuckulla Hill; south to the north boundary of County Dufferin; east to its north-east corner; south along the east boundaries of Counties Dufferin and Robinson; east along the north boundaries of Counties LeHunte and Buxton; south along the east boundary of latter county; east along the south boundary of County York to the sea coast; south-westerly along said sea coast; west along the north boundaries of Hundreds of Dixson and Butler; south along the west boundary of latter hundred; west along the north boundary of County Flinders to the sea coast; thence generally north-westerly and westerly following the said sea coast to the point of commencement, and including Flinders Island, St. Peters Island and all adjacent islands, together with jetties along the sea coast.

ELECTORAL DISTRICT OF WHYALLA.

Commencing at the intersection of the west boundary of the State with the 31st parallel of south latitude; thence east by said parallel to the 133rd meridian of east longitude; south by said meridian; east along the north boundaries of Counties Kintore, Way and production to the western shore of Lake Everard; southerly along said shore to a point true north of Nuckulla Hill; south to the north boundary of County Dufferin; east to its north-east corner; south along the east boundaries of Counties Dufferin and Robinson; east along the north boundaries of Counties LeHunte and Buxton; south along the east boundary of latter county; east along the south boundary of County York to the sea coast; north-easterly and northerly following the said sea coast; west, north and east following the boundaries of the Hundred of Copley; northerly along the eastern boundary of County Manchester and the western boundaries of Counties Newcastle, Blachford and Taunton; north-westerly along the north-eastern shore of Lake Torrens; north by a true north and south line through Yarra Wurta Cliff Trig. station to the 30th parallel of south latitude; west by said latitude to the 135th meridian of east longitude; north by said meridian to the north boundary of the State; west along said boundary; thence south along the west boundary of the State to the point of commencement, and including all wharves and jetties along the sea coast.

ELECTORAL DISTRICT OF STUART.

(1) Comprising the whole of the Hundreds of Copley, Davenport, Woolundunga, Winninowie, Baroota, Telowie, Napperby, Howe and the Hundred of Pirie, exclusive of an area bounded as follows:—

Commencing at the north-western corner of section 603, hundred of Pirie; thence southerly along road west of sections 603, 533, 38, 80 and 87; easterly along road south of sections 87 and 88; southerly, easterly and northerly following the roads west, south and east of recreation grounds; easterly along road south of sections 119 and 136; north-easterly along the Wallaroo and Port Pirie Main Road and its production to Port Pirie Creek; generally westerly and northerly following the boundaries of said creek to intersect the production easterly of the northern boundary of section 647; westerly along said production; southerly along road east of sections 647 and 648 and the western boundaries of roads closed 10th December, 1953, and 13th May, 1897; westerly along the northern boundaries of sections 592, 595, 599 and 603 to the point of commencement.

(2) Together with the Port Pirie Creek and all wharves and jetties along the sea coast.

ELECTORAL DISTRICT OF PORT PIRIE.

Comprising that portion of the Hundred of Pirie bounded as follows:—Commencing at the north-western corner of section 603, hundred of Pirie; thence southerly along road west of sections 603, 533, 38, 80 and 87; easterly along road south of sections 87 and 88; southerly, easterly and northerly following the roads west, south and east of recreation grounds; easterly along road south of sections 119 and 136; north-easterly along the Wallaroo and Port Pirie Main Road and its production to Port Pirie Creek; generally westerly and northerly following the boundaries of said creek to intersect the production easterly of the northern boundary of section 647; westerly along said production; southerly along road

east of sections 647 and 648 and the western boundaries of roads closed 10th December, 1953, and 13th May, 1897; westerly along the northern boundaries of sections 592, 595, 599, and 603 to the point of commencement, and including all adjoining wharves.

ELECTORAL DISTRICT OF FROME.

Commencing at the north-east corner of the State; thence south along the east boundary of the State; west along the north boundaries of Counties Hamley, Young, Burra and the south boundary of the Hundred of Whyte; northerly in said hundred along road west of sections 2, 16, 23, 34, 124, 489 and 477; west along the south boundary of the Hundred of Yongala; northerly along the western boundaries of the Hundreds of Yongala and Morgan; east along the north boundary of latter hundred; north along the east boundary of Hundred of Erskine; west along the south boundaries of Hundreds of Yalpara, O'Laddie and Eurelia; south, west and north following the boundaries of the Hundred of Pinda; south-westerly and westerly in the Hundred of Willochra along road south-east of sections 126 and 93 and south of sections 93 and 85; north along the west boundary of said hundred; west along the south boundaries of the Hundreds of Pichi Richi and Crozier; northerly along the western boundaries of Counties Newcastle, Blachford and Taunton; north-westerly along the north-eastern shore of Lake Torrens; north by a true north and south line through Yarra Wurta Cliff Trig. station to the 30th parallel of south latitude; west by said latitude to the 135th meridian of east longitude; north by said meridian to the north boundary of the State; thence east along said boundary to the point of commencement.

ELECTORAL DISTRICT OF ROCKY RIVER.

Comprising the whole of the Hundreds of Gregory, Willowie, Coomooroo, Walloway, Erskine, Black Rock Plain, Pekina, Booleroo, Wongyarra, Darling, Appila, Tarcowie, Caltowie, Booyoolie, Yangya, Bundaleer, Narridy, Crystal Brook, Wandearah, Koolunga, Yackamoorundie and that portion of the Hundred of Willochra south-east and south of road south-east of sections 126 and 93 and south of sections 93 and 85.

ELECTORAL DISTRICT OF BURRA.

Commencing at the north-western corner of the Hundred of Mannanarie; thence southerly along the western boundaries of the Hundreds of Mannanarie, Belalie, Reynolds, Andrews, Milne and Clare; easterly along southern boundary of latter hundred to the south-eastern corner of section 496; southerly in the Hundred of Upper Wakefield, along the western boundary of section 584 to the northern boundary of section 585; westerly along said boundary; southerly along the western boundaries of sections 585 and 587; easterly along the southern boundaries of sections 587 and 190; southerly along the western boundaries of sections 192 and 353; easterly along road south of sections 353 and 33; thence in the Hundred of Stanley along the northern boundaries of sections 305 and 307; southerly along road west of section 309; easterly along road north of sections 308 and 220; southerly along road to the northern boundary of the Hundred of Saddleworth; easterly along the northern boundaries of the Hundreds of Saddleworth, Waterloo, English and Bower; north and east along the west and north boundaries of Hundred of Maude; east and south along the north and east boundaries of the hundred of Lindley; east and south along the north and east boundaries of Hundred of Stuart to the south-western corner of section 26, Hundred of Markaranka, easterly along the southern boundaries of sections 26 and 79; northerly along the eastern boundary of latter section; south-easterly along the north-eastern boundaries of sections 81, 11 and 14; easterly along the northern boundaries of sections 17 and 4 and sections 13, 7, 10 and 23, Hundred of Pooginook, and sections 30 and 31, Hundred of Parcoola, and said boundary produced to the west boundary of County Hamley; north along the latter boundary; west along the north boundaries of Counties Young and Burra and the south boundary of Hundred of Whyte; northerly in said hundred along road west of sections 2, 16, 23, 34, 124, 489 and 477; west and north along the south and west boundaries Hundred of Yongala; thence west along the north boundary of Hundred of Mannanarie to the point of commencement.

ELECTORAL DISTRICT OF CHAFFEY.

Comprising the whole of County Hamley and that portion of County Young, east of portion of the Hundred of Stuart and south of the following boundary:—Commencing at the south-western corner of section 26, Hundred of Markaranka; thence easterly along the southern boundaries of section 26 and 79; northerly along the eastern boundary of latter section; south-easterly along the north-eastern boundaries of sections 81, 11 and 14; easterly along the northern boundaries of sections 17 and 4 and sections 13, 7, 10 and 23, Hundred of Pooginook, and sections 30 and 31, Hundred of Parcoola, and said boundary produced to the west boundary of County Hamley.

ELECTORAL DISTRICT OF GOUGER.

Commencing at the north-western corner of the Hundred of Mundoora; thence easterly along the northern boundaries of Hundreds of Mundoora and Red Hill; southerly along the eastern boundary of latter hundred; easterly along the northern boundaries of Hundreds of Boucaut and Hart; generally southerly along the eastern boundaries of Hundreds of Hart, Blyth, Hall, Dalkey, Grace and Port Gawler; southerly in the Hundred of Munno Para along road to the north-west corner of section 3888; westerly along road to the east corner of section 3883; south-westerly along road south-east of sections 3883, 3067, 3053, and 4260; southerly along the Main Yorke Peninsula Road to Little Para River; easterly along said river; south-easterly along road north-east of section 2272, Hundreds of Munno Para and Yatala, and sections 2222 and 3005 in latter hundred; east along road north of sections 3004 and 3002; southerly along the eastern boundaries of sections 3002, 3010 and 1572; westerly along road north of sections 1570, 3033, 3028, 685 and 690; south-westerly along Main North Road and Adelaide and Dry Creek Main Road; generally westerly following the Dry Creek and Northfield railway, the Adelaide and Gawler railway and the Port Adelaide loop line to the North Arm Road; north-westerly along said road; north-easterly and northerly following the south-eastern and eastern sides of creek south-east and east of Garden and Torrens Islands; north-westerly along the north-eastern shore of Gulf St. Vincent to the western boundary of Hundred of Goyder; northerly along said boundary; westerly along the northern boundary of Hundred of Kulpara; northerly along the eastern boundaries of Hundreds of Ninnes and Wiltunga; westerly along the northern boundary of latter hundred; northerly along the western boundary of Hundred of Wokurna to the sea coast; thence generally northerly following the sea coast to the point of commencement, together with all jetties along the sea coast.

ELECTORAL DISTRICT OF WALLAROO.

Comprising the whole of the Hundreds of Tickera, Wiltunga, Kadina, Ninnes, Kulpara and Wallaroo, the lighthouse on the Tiparra Reef and including the jetties on the sea coast.

ELECTORAL DISTRICT OF YORKE PENINSULA.

Comprising the whole of County Fergusson, together with the Hundreds of Tiparra and Clinton, Wardang Island, Althorpe Islands, Troubridge Shoal and including the jetties along the sea coast.

ELECTORAL DISTRICT OF LIGHT.

Commencing at the north-western corner of Hundred of Upper Wakefield; easterly along the northern boundary of said hundred to the north-eastern corner of section 583, southerly along the western boundary of section 584 to the northern boundary of section 585; westerly along said boundary; southerly along the western boundaries of sections 585 and 587; easterly along the southern boundaries of sections 587 and 190; southerly along the western boundaries of sections 192 and 353; easterly along road south of sections 353 and 33; thence in the Hundred of Stanley along the northern boundaries of sections 305 and 307; southerly along road west of section 309; easterly along road north of sections 308 and 220; southerly along road to the northern boundary of the Hundred of Saddleworth; easterly along the northern boundaries of the Hundreds of Saddleworth, Waterloo, English and Bower; north and east along the west and north boundaries of Hundred of Maude; east and south along the north and east boundaries of Hundred of Lindley; east and south along the north and east boundaries of Hundred of Stuart; south and west along the east and south boundaries of Hundred of Cadell; southerly along the eastern boundary of Hundred of Hay; west along the south boundaries of Hundreds of Hay and Brownlow; south and west along the east and south boundaries of Hundred of Dutton to the north-west corner of Hundred of Jellicoe; southerly along the western boundary of said hundred to Kapunda and Truro Main Road; generally westerly and north-westerly in the Hundred of Belvidere along said main road to the northern boundary of said hundred (River Light); generally westerly following the said River Light to the south-western corner of the Hundred of Alma; thence generally northerly along the western boundaries of Hundreds of Alma and Upper Wakefield to the point of commencement.

ELECTORAL DISTRICT OF BAROSSA.

Commencing at the south-west corner of Hundred of Mudla Wirra; thence generally easterly along the southern boundary of said hundred to road intersecting section 8; northerly along said road and north-easterly along the Gawler Station Main Road to the Gawler and Roseworthy railway; north-westerly along said railway; north-easterly along road south-east of sections 453 and 458; northerly along road east of section 459; north-easterly along road south-east of

sections 427 and 436; south-easterly along road south-west of sections 438 and 439; southerly along the eastern boundary of the hundred to the North Para River; generally southerly, northerly and easterly along said river; southerly along the western boundary of section 12, Hundred of Nuriootpa; easterly along the northern boundary of section 3076, Hundred of Barossa; southerly along the eastern boundaries of sections 3076 and 3073 and the eastern boundaries of sections 5 and 3, Hundred of Nuriootpa; thence generally southerly and westerly following the boundaries of Hundred of Munno Para to the north-eastern corner of section 2136, Hundred of Yatala; south-westerly along road south-east of sections 2136 and 521 to the southern corner of latter section; southerly by a straight line to the north-eastern corner of section 3002 and along the eastern boundaries of sections 3002, 1572 and part section 1566 to centre of Dry Creek; generally south-westerly following said creek to intersect the eastern boundary of section 313; southerly along the eastern boundaries of section 313 and part preliminary section 504; easterly and southerly along the northern and eastern boundaries of part preliminary section 508 and production of latter boundary to the southern boundary of the Hundred of Yatala (River Torrens); generally easterly following the said River Torrens to the eastern boundary of section 6110, Hundred of Talunga; southerly along the eastern boundaries of sections 6110, 44, 6200 and 228 to the southern boundary of the Hundred of Talunga; generally south-easterly along the southern boundary of said hundred and the south-western boundary of the Hundred of Tungkillo to the southern corner of section 153 of latter hundred; northerly along road east of sections 153, 121 and 52; westerly and northerly along road south and west of section 55 to the western boundary of the Hundred of Tungkillo; thence in a northerly and north-easterly direction along said boundary to the Adelaide and Mannum Main Road; westerly in the Hundred of Talunga along said main road to the western boundary of section 1303; northerly along the western boundaries of sections 1303 and 7116; north-westerly along road north-east of sections 7117 and 126; northerly along road east of section 8 and westerly along the northern boundary of Hundred of Talunga to the Williamstown and Birdwood Main Road; northerly and north-westerly along the said main road to the southern boundary of the Hundred of Barossa; generally north-easterly and westerly following the boundaries of said hundred to the south-western corner of section 934, Hundred of Moorooroo; north-westerly along road south-west of section 934 to the eastern boundary of Hundred of Barossa; generally north-westerly along latter boundary to road east of section 455, Hundred of Barossa; generally north-easterly in the Hundred of Nuriootpa, along the eastern boundary of section 37, the southern and eastern boundaries of sections 804, 1697, 1680 and 626, the south-eastern boundaries of sections 561, 516, part section 84 and section 289, the eastern boundaries of sections 283 and 79; the southern boundaries of sections 200 and 125; the western boundaries of sections 196, 197, 175 and 139; the southern and eastern boundaries of section 757; the western and northern boundaries of sections 158 and 48 and along the south-eastern boundary of the Hundred of Belvidere to Kapunda and Truro Main Road; generally westerly and north-westerly in said hundred along said main road to the northern boundary of the hundred (River Light); generally westerly following said River Light to the north-western corner of the Hundred of Mudla Wirra; thence southerly along said boundary to the point of commencement.

ELECTORAL DISTRICT OF ANGAS.

Commencing at the north-east corner of the Hundred of Skurray; thence generally southerly along the eastern boundaries of the Hundreds of Skurray, Fisher, and Ridley to a point north-east of the eastern corner of section 365, Hundred of Ridley; south-westerly to said corner and along the eastern boundary of said section and section 55; westerly along road south of sections 55, 164, 160 and 158 to the eastern boundary of Hundred of Angas; southerly to its south-eastern corner; westerly along the northern boundaries of the Hundreds of Finniss and Tungkillo and southerly along the western boundary of latter hundred to the north-east corner of section 262; westerly along the northern boundaries of sections 262 and 261 to the road through the latter section; generally southerly along road through sections 261, 260, 258, 256, 179 and part section 182, and along the north-western and western boundaries of sections 477 and 478; along the western boundaries of sections 479, 482, 483 and portion of section 484; westerly along the northern boundaries of sections 244, 236 and 122 to the north-east corner of section 121; northerly along road east of sections 5 and 52 to the southern boundary of section 50; westerly and northerly along road south and west of section 55 to the western boundary of the Hundred of Tungkillo; thence in a northerly and north-easterly direction along said boundary to the Adelaide and Mannum Main Road; westerly in the Hundred of Talunga along said main road to the western boundary of section 1303; northerly along the western boundaries of sections 1303 and 7116; north-westerly along road north-east of sections 7117

and 126; northerly along road east of section 8 and westerly along the northern boundary of Hundred of Talunga to the Williamstown and Birdwood Main Road; northerly and north-westerly along said main road to the southern boundary of Hundred of Barossa; generally north-easterly and westerly following the boundaries of said hundred to the south-western corner of section 934, Hundred of Mooroorоo; north-westerly along road south-west of section 934 to the eastern boundary of Hundred of Barossa; generally north-westerly along latter boundary to road east of section 455, Hundred of Barossa; generally north-easterly in the Hundred of Nuriootpa, along the eastern boundary of section 37, the southern and eastern boundaries of sections 804, 1697, 1680 and 626; the south-eastern boundaries of sections 561, 516, part section 84, and section 289, the eastern boundaries of sections 283 and 79; the southern boundaries of sections 200 and 125; the western boundaries of sections 196, 197, 175 and 139; the southern and eastern boundaries of section 757; the western and northern boundaries of sections 158 and 48; and along the south-eastern boundary of Hundred of Belvidere; northerly and easterly along the western and northern boundaries of Hundred of Jellicoe; northerly along the western boundary of Hundred of Anna; thence easterly along the northern boundaries of the Hundreds of Anna and Skurray to the point of commencement.

ELECTORAL DISTRICT OF RIDLEY.

Commencing at the north-east corner of County Chandos; thence west along its north boundary; south along the east boundaries of Hundreds of McPherson and Molineux; west along the south boundaries of Hundreds of Molineux and Marmon Jabuk; north and west along the east and north boundaries of the Hundred of Sherlock; north and east along the west and north boundaries of Hundred of Hooper; north along the west boundaries of Hundreds of Vincent and Bandon; west along the south boundary of Hundred of Nildottie; generally northerly along the western boundaries of the Hundreds of Nildottie, Paisley and Marbko; east and north along the south and east boundaries of Hundred of Cadell to the centre of the River Murray; generally easterly, south-easterly and north-easterly following the centre of said river to the eastern boundary of the State; thence south along said boundary to the point of commencement.

ELECTORAL DISTRICT OF GAWLER.

Commencing at the south-western corner of Hundred of Munno Para; thence northerly along its western boundary; north-easterly along road north-west of sections 4251, 3054 to the eastern corner of section 3883; easterly along road to the north-west corner of section 3888, northerly along road to the southern boundary of Hundred of Mudla Wirra; thence generally easterly along said boundary to the road intersecting section 8, Hundred of Mudla Wirra; northerly along said road and north-easterly along the Gawler Station Main Road to the Gawler and Roseworthy railway; north-westerly along said railway; north-easterly along road south-east of sections 453 and 458; northerly along road east of section 459; north-easterly along road south-east of sections 427 and 436; south-easterly along road south-west of sections 438 and 439; southerly along the eastern boundary of the hundred to the North Para River; generally southerly, northerly and easterly along said river; southerly along the western boundary of section 12, Hundred of Nuriootpa; easterly along the northern boundary of section 3076, Hundred of Barossa; southerly along the eastern boundaries of sections 3076 and 3073 and the eastern boundaries of sections 5 and 3, Hundred of Nuriootpa; thence generally southerly and westerly following the boundaries of Hundred of Munno Para to the north-east corner of section 2136, Hundred of Yatala; south-westerly along road south-east of sections 2136 and 521 to the southern corner of latter section; southerly by a straight line to the north-eastern corner of section 3002; westerly along road north of sections 3002 and 3004; north-westerly along road north-east of sections 3005, 2222 and 2272 to the northern boundary of the hundred (Little Para River); thence westerly along latter boundary to the point of commencement.

ELECTORAL DISTRICT OF MURRAY.

Commencing at the north-western corner of the Hundred of Forster; thence in a south-westerly and south-easterly direction following its western boundary to a point north-east of the eastern corner of section 365, Hundred of Ridley; south-westerly to said corner and along the eastern boundary of said section and section 55; westerly along road south of sections 55, 164, 160 and 158 to the eastern boundary of the Hundred of Angas; southerly to its south-eastern corner; westerly along the northern boundaries of Hundreds of Finniss and Tungkillo; southerly along the western boundary of latter hundred to the north-east corner of section 262; westerly along the northern boundaries of sections 262 and 261 to the road through latter section; generally southerly along road through sections 261, 260, 258, 256, 179 and part section 182, and along the north-western

and western boundaries of sections 477 and 478; along the western boundaries of sections 479, 482, 483 and portion of section 484; westerly along the northern boundaries of sections 244 and 236; south-westerly along the north-western boundary of latter section; southerly along the western boundaries of sections 237, 238, 239 and 240; easterly along the southern boundary of section 252; southerly along the western boundaries of section 309 and portion of section 321; south-easterly along the north-eastern boundary of road intersecting latter section and easterly along its southern boundary; southerly along the western boundary of section 331; south-easterly along the south-western boundaries of sections 416, 415 and 421, along the south-western boundary of the Hundred of Tungkillo to the north-western corner of section 370, Hundred of Monarto; south-easterly along road south-west of sections 370, 368 and 365; south-westerly along road north-west and north of sections 349, 446 and 441; generally westerly along road south of sections 424, 421 and 419; south-westerly through section 2001, Hundreds of Monarto and Kanmantoo, to road opened 21st October, 1869; southerly along said road; south-westerly through said section to the western boundary of Hundred of Monarto; then westerly and north-westerly in the Hundred of Kanmantoo along roads opened 26th August, 1869, and 21st October, 1869, for about 1½ miles; south-south-westerly through section 2001 to its southern boundary; east-south-easterly along the northern boundary of section 1296, Hundreds of Strathalbyn and Kanmantoo; southerly along the eastern boundary of section 1297 of said hundreds to the southern boundary of latter hundred; south-easterly and easterly following the boundaries of the Hundreds of Kanmantoo, Monarto and Mobilong; thence in a generally southerly direction along the western boundary of Hundred of Seymour; easterly and northerly along the southern and eastern boundaries of the said hundred; northerly along the eastern boundary of Hundred of Ettrick to the south-west corner of Hundred of Bowhill; easterly and northerly along the southern and eastern boundaries of said hundred; northerly and westerly along the eastern and northern boundaries of Hundred of Forster to the point of commencement.

ELECTORAL DISTRICT OF ALEXANDRA.

1. Commencing at a point on the sea coast opposite the south-western corner of section 569, Hundred of Noarlunga; thence easterly along the southern boundaries of sections 569, 506 and 510 to the main south road; thence north-easterly along said main road; easterly along road north of sections 511 and 514; southerly along the western boundaries of sections 515, 529 and along road west of sections 543, 700 and 818; easterly along road south of sections 818 and 819 to the north-east corner of section 834, Hundred of Willunga; south-easterly and southerly along the north-eastern and eastern boundaries of Hundred of Willunga to the north-western corner of section 95, Hundred of Kuitpo; generally south-easterly along road south-west of sections 21, 3454, 247, 276 and 301; generally south-westerly along the south-eastern boundaries of Hundreds of Kuitpo and Myponga to the south-western corner of section 51, Hundred of Encounter Bay; south-easterly along road south-west of said section and southerly along road west of sections 614, 61 and 62, through section 85 and portion of section 404, west of section 147 and through section 189 to the south-western corner of section 258; westerly along road south of section 48 and cemetery; southerly and south-westerly through sections 315, 314, north-west of section 418 to the western corner of section 564; south-easterly along road south-west of sections 564, 405 and 402 to the northern boundary of the Hundred of Waitpinga; south-westerly along roads north-west of section 312 of latter hundred and section 313 and 306 to the northern corner of section 286; southerly along road west of sections 286, 288 and 1333 to the sea coast; thence westerly, north-easterly and northerly along the sea coast to the point of commencement, together with the jetties along the sea coast.

2. Comprising the whole of Kangaroo Island, together with the jetties along the sea coast.

ELECTORAL DISTRICT OF ONKAPARINGA.

Commencing at the intersection of southern boundary of Hundred of Adelaide (River Sturt) with the Main South Road; thence generally southerly along said main road to the north-western corner of section 511, Hundred of Noarlunga; easterly along road north of sections 511 and 514; southerly along the western boundaries of sections 515, 529 and along road west of sections 543, 700 and 818; easterly along road, south of sections 818 and 819 to the north-east corner of section 834, Hundred of Willunga, south-easterly and southerly along the north-eastern and eastern boundaries of Hundred of Willunga, to the north-western corner of section 95, Hundred of Kuitpo; generally south-easterly along road south-west of sections 21, 3454, 247, 276 and 301 to the eastern boundary of the hundred; thence in a north-north-easterly direction along said boundary to the southern corner of section 8, Hundred of Macclesfield; thence easterly along roads

south of sections 8, 4, 3006, 3008 and 2212, south-west of section 2884, south of sections 2880 and 2876, thence in the Hundred of Strathalbyn south of sections 2877 and 2878, and south-easterly along road through sections 2873 and 2872; along road south-west of sections 1401 and 1396 to the south corner of latter section; north-easterly along road south-east of sections 1396, 1378 and through sections 2202 and 2201 to the northern boundary of the hundred; generally north-westerly along the south-western boundary of Hundred of Kanmantoo; south-westerly along the north-western boundary of Hundred of Macclesfield to the centre of the Adelaide and Nairne railway; north-westerly in the Hundred of Onkaparinga along said railway; south-westerly along railway and road north-west of section 4101; southerly along the Ambleside Railway Station Main Road to the main south-eastern road; generally westerly and north-westerly along said main road to the eastern boundary of the Hundred of Adelaide; thence generally south-westerly, westerly and north-westerly following the boundaries of the hundred to the point of commencement.

ELECTORAL DISTRICT OF STIRLING.

Commencing at the eastern corner of Hundred of Nangkita; thence south-westerly along south-eastern boundary of said hundred to the sea coast; thence in a generally westerly direction along the sea coast to road west of section 1333, Hundred of Waitpinga; northerly along road west of sections 1333, 288 and 286; north-easterly along road north-west of sections 306, 313 and 312 to road south-west of section 402, Hundred of Encounter Bay; thence north-westerly in latter hundred along road south-west of sections 402, 405 and 564; north-easterly and northerly along road north-west of sections 564 and 418, through sections 314 and 315; easterly to the south-western corner of section 258; northerly through section 189 and west of section 147, through sections 404 and 85, west of sections 62, 61 and 614; north-westerly along road south of section 51 to the north-western boundary of the hundred; thence generally north-easterly along the north-western boundaries of Hundreds of Encounter Bay, Nangkita, Kondoparinga and Macclesfield to the southern corner of section 8 of latter hundred; easterly along roads south of sections 8, 4, 3006, 3008, and 2212, along the south-western boundary of section 2884, along road south of sections 2880 and 2876, and in the Hundred of Strathalbyn south of sections 2877 and 2878 and south-easterly along road through sections 2873 and 2872, along road south-west of sections 1401 and 1396 to the southern corner of latter section; north-easterly along road south-east of sections 1396, 1378 and through sections 2202 and 2201 to the northern boundary of the hundred; thence in an easterly direction along the southern boundaries of the Hundreds of Kanmantoo, Monarto and Mobilong to the north-eastern corner of the Hundred of Brinkley; thence south-easterly and south-westerly along the north-eastern and south-eastern boundaries of said hundred and along the south-eastern boundaries of Hundreds of Freeling and Alexandrina, to the point of commencement, together with Granite Island and all other adjacent islands and the jetties along the sea coast.

ELECTORAL DISTRICT OF GUMERACHA.

Commencing at the intersection of the eastern boundary of Hundred of Adelaide with the River Torrens; thence generally easterly following said River Torrens to the eastern boundary of sections 6110, Hundred of Talunga; southerly along the eastern boundaries of sections 6110, 44, 6200 and 228, to the southern boundary of Hundred of Talunga; generally south-easterly along the southern boundary of said hundred and the south-western boundary of Hundred of Tungkillo to the southern corner of section 153 of latter hundred; northerly along road east of sections 153 and 121; easterly along the northern boundaries of sections 122, 123 and 236; south-westerly along the north-western boundary of latter section; southerly along the western boundaries of sections 237, 238, 239 and 240; easterly along the southern boundary of section 252, southerly along the western boundaries of section 309 and portion of section 321; south-easterly along the north-eastern boundary of road intersecting latter section and easterly along its southern boundary; southerly along the western boundary of section 331; south-easterly along the south-western boundaries of section 416, 415 and 421, along the south-western boundary of the Hundred of Tungkillo to the north-western corner of section 370, Hundred of Monarto; south-easterly along the road south-west of sections 370, 368 and 365; south-westerly along road north-west and north of sections 349, 446 and 441; generally westerly along road south of sections 424, 421 and 419; south-westerly through section 2001, Hundreds of Monarto and Kanmantoo to road opened 21st October, 1869, southerly along said road, south-westerly through said section to the western boundary of Hundred of Monarto; thence westerly and north-westerly in the Hundred of Kanmantoo along roads opened 26th August, 1869 and 21st October, 1869, for about 1½ miles; south-south-westerly through section 2001 to its southern boundary; east-south-easterly along

the northern boundary of section 1296, Hundreds of Strathalbyn and Kanmantoo; southerly along the eastern boundary of section 1297 of said hundreds to the southern boundary of latter hundred; generally north-westerly along the south-western boundary of Hundred of Kanmantoo; south-westerly along the north-western boundary of the Hundred of Macclesfield to centre of Adelaide and Nairne railway; north-westerly in the Hundred of Onkaparinga along said railway; south-westerly along railway and road north-west of section 4101; southerly along the Ambleside Railway Station Main Road to main south-eastern road; generally westerly and north-westerly along said main road to the southern corner of section 1286, Hundred of Adelaide; westerly and northerly along the southern and western boundaries of said section; north-easterly and north-westerly along the south-eastern and north-eastern boundaries of section 1284; northerly, easterly and southerly following the boundary of section 1001; easterly along the southern boundaries of sections 1053 and 1954; northerly along the eastern boundaries of sections 1054, 1056, and 1057; easterly along the southern boundaries of sections 906 and 919; northerly and easterly along the western and northern boundaries of section 1180; northerly along the western boundaries of sections 1107 and 484; easterly and northerly along the southern and eastern boundaries of section 1104; south-easterly, north-easterly and westerly following the boundaries of section 855; north-easterly along the north-western boundary of section 991; northerly along the western boundaries of sections 826 and 827; westerly and north-easterly along the southern and north-western boundaries of section 997; thence generally northerly along the eastern boundary of Hundred of Adelaide, to the point of commencement.

ELECTORAL DISTRICT OF ALBERT.

Commencing at the north-eastern corner of County Chandos; thence south along the eastern boundary of the State to the south-east corner of Hundred of Geegeela; west along the south boundary of hundreds of Geegeela and Beeamma; north, west and south following the boundaries of Hundred of Glen Roy; west and north along the south and west boundaries of Hundred of Marcollat, west along the south boundary of County Cardwell to the sea coast; north-westerly along sea coast to the southern corner of Hundred of Nangkita; north-easterly along the south-eastern boundaries of Hundreds of Nangkita, Alexandrina, Freeling and Brinkley to the south-western corner of Hundred of Seymour; east and north along the south and east boundaries of said hundred; east and south along the north and east boundaries of Hundred of Sherlock; east along the north boundaries of Hundreds of Peake and Price; north along the east boundaries of Hundreds of Molineux and McPherson; thence east along the north boundary of County Chandos to the point of commencement.

ELECTORAL DISTRICT OF MILLICENT.

Commencing at the south-eastern corner of the State; thence north along the east boundary of said State to the south-east corner of Hundred of Gambier; west and north along the south and west boundaries of latter hundred to intersect a line 5 chains south-west of and parallel to the north-eastern boundary of section 18, Hundred of Blanche; north-westerly along said line to its intersection with a line 10 chains south-east of and parallel to the north-western boundary of sections 18 and 478; south-westerly along said line to road north-east of part section 545; westerly along road north of sections 14, 243 and part section 548; north-westerly along road north-east of sections 752, 766 and 859 to the Mount Gambier and Kongorong Main Road; generally south-westerly and westerly following said main road to the west boundary of Hundred of Blanche; north along the west boundaries of Hundreds of Blanche, Young, Grey, Monbulla and Killanoola to the road south of section 72, Hundred of Coles; westerly along road south of sections 72, 55 and 49 of latter hundred, and sections 108, 104, 34 and 64, Hundred of Fox; north and west along the east and north boundaries of Hundred of Smith; north along the west boundaries of Hundreds of Conmurra and Townsend; east and north along the south and east boundaries of Hundred of Minecrow; north along the east boundary of Hundred of Peacock; west along the south boundary of County Cardwell to the sea coast; thence generally southerly, south-easterly and easterly along said sea coast to the point of commencement, including Penguin Island, Cape Jaffa Lighthouse and the jetties along the sea coast.

ELECTORAL DISTRICT OF VICTORIA.

Commencing at the north-east corner of Hundred of Binnum; thence south along the east boundary of the State to the south-east corner of Hundred of Mingbool; west along the south boundaries of Hundreds of Mingbool and Young; north along the west boundaries of Hundreds of Young, Grey, Monbulla and Killanoola to the road south of section 72, Hundred of Coles, westerly along road south of sections 72, 55 and 49 of latter hundred and sections 108, 104, 34 and 64, Hundred of Fox;

north and west along the east and north boundaries of Hundred of Smith; north along the west boundaries of Hundreds of Conmurra and Townsend; east and north along the south and east boundaries of Hundred of Minecrow; east along the north boundary of Hundred of Woolumbool; north, east and south following the boundaries of Hundred of Glen Roy; thence east along the north boundaries of Hundreds of Hynam and Binnum to the point of commencement.

ELECTORAL DISTRICT OF MOUNT GAMBIER.

Commencing at the north-east corner of Hundred of Gambier; thence south, west and north following the boundaries of said hundred to intersect a line 5 chains south-west of and parallel to the north-eastern boundary of section 18, Hundred of Blanche; north-westerly along said line to its intersection with a line 10 chains south-east of and parallel to the north-western boundary of sections 18 and 478; south-westerly along said line to road north-east of part section 545; westerly along road north of sections 14, 243 and part section 548; north-westerly along road north-east of sections 752, 766 and 859 to the Mount Gambier and Kongorong Main Road; generally south-westerly and westerly following said main road to the west boundary of Hundred of Blanche; north along said boundary; thence east along the north boundaries of Hundreds of Blanche and Gambier to the point of commencement.

LAND TAX ACT, 1936-1961

BEING

LAND TAX ACT, 1936 No. 2318 OF 1936 [ASSENTED TO 26TH NOVEMBER, 1936.]

AS AMENDED BY

LAND TAX ACT AMENDMENT ACT, 1942, No. 34 OF 1942 [ASSENTED TO 26TH NOVEMBER, 1942.]

LAND TAX ACT AMENDMENT ACT, 1948, No. 16 OF 1948 [ASSENTED TO 23RD SEPTEMBER, 1948.]

LAND TAX ACT AMENDMENT ACT, 1952, No. 47 OF 1952 [ASSENTED TO 4TH DECEMBER, 1952.]

AND

LAND TAX ACT AMENDMENT ACT, 1961, No. 8 OF 1961 [ASSENTED TO 19TH OCTOBER, 1961.]

An Act to consolidate the enactments relating to the imposition, assessment, and collection of taxes upon land.

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. This Act may be cited as the "Land Tax Act, 1936-1961," and shall come into operation on a day to be fixed by the Governor by proclamation.

Repeal and savings.

2. (1) The enactments set out in the first schedule to this Act are repealed so far as they apply to land tax and matters incidental thereto.

(2) Such repeal shall not, except as provided in this section—

Application of amending Acts: Section 18 of the Land Tax Act Amendment Act, 1952, provides that that Act shall apply to the land tax levied in aid of the general revenue of the State for the financial year 1952-1953 and subsequent financial years. Section 13 of the Land Tax Act Amendment Act, 1961, provides that that Act shall apply to the land tax levied or payable in aid of the general revenue of the State for the financial year ending on 30th June, 1962, and subsequent financial years.

I. affect the operation prior to the passing of this Act of any enactment hereby repealed:

II. affect any inquiry, assessment, appeal, contract, certificate, notice, determination, adjudication, payment, remission, or extension made, entered into, or given under any enactment hereby repealed:

III. affect any estate, right, title, interest, privilege, power, duty, obligation, liability, or penalty created, acquired, accrued, accruing, exercisable, incurred, imposed, or liable to be imposed by or under any enactment hereby repealed:

IV. affect any proclamation, act, proceeding, matter, or thing made or done, under or in pursuance of, any enactment hereby repealed:

V. except so far as in this section provided, alter any legal or other proceeding commenced before or after the passing of this Act or relating to any of the matters or things mentioned in this subsection.

(3) Notwithstanding such repeal, and without limiting the generality of subsection (1)—

(*a*) any assessment which might have been made under any repealed enactment but was not so made, may be made under this Act, and all proceedings may be taken thereon, and all other consequences shall ensue thereon, as if this Act had been in force when the liability to assessment arose:

(*b*) any assessment made under any repealed enactment and any assessment made under paragraph (*a*) may be re-opened, altered, amended, or otherwise dealt with and all proceedings may be taken thereon, and all other consequences shall ensue thereon, as if this Act had been in force when the liability to assessment arose and the assessment had been made under this Act.

(4) Every appointment to an office made under the repealed enactments and in force at the passing of this Act shall continue to have effect as if it were an appointment to a corresponding office under this Act.

(5) All regulations which were confirmed by any of the repealed enactments and were in force at the passing of this Act, are hereby confirmed and continued in force to the extent to which they relate to land tax, but may be revoked or amended, or added to, by the Governor.

(6) Any proceeding which at the passing of this Act is pending in any court, or before any other authority, may be proceeded with, heard, and determined, and the decision and any order made therein may be enforced, as if this Act had been in force when the proceeding was commenced and it had been commenced and prosecuted under this Act.

(7) Every offence committed, and every liability, forfeiture, and penalty incurred or imposed, or liable to be imposed, under any repealed enactment, may be tried, punished, inquired into, and enforced, as if this Act had been in force when it was committed, incurred, or imposed, or became liable to be imposed.

(8) Wherever in any Act, or any regulation, or any other document or instrument of any kind, any reference is made to any repealed enactment, that reference shall be read and construed as a reference to this Act, or to the corresponding provision of this Act.

(9) The mention of particular matters in this section shall not affect the applicability to this Act of the Acts Interpretation Act, 1915, to the extent that that Act is not inconsistent with any provision of this Act.

Division of Act.

3. This Act is divided into Parts as follows:—

PART I.—Preliminary: sections 1 to 4.

PART II.—Administration: sections 5 to 9.

PART III.—The Taxes on Land: sections 10 to 19.

PART IV.—Assessments and Liability: sections 20 to 44.

PART V.—Objections and Appeals: sections 45 to 55.

PART VI.—Collection and Recovery of Tax: sections 56 to 58.

PART VII.—Miscellaneous: sections 69 to 81.

Interpretation.
1787, 1927, s. 3.
1960, 1930, ss. 3, 4.
Cf. U.K. 21 & 22, Geo. 5, c. 28, ss. 31, 32.

4. In this Act, and in all regulations continued in force by or made under this Act, unless inconsistent with the context—

s. 4. (Definition of "unimproved value.") BASEY AND HOWIE v. COMMISSIONER OF TAXES (1919) S.A.L.R. 53. A right given by statute and entitling the owner of land to be supplied with water for domestic and irrigation purposes from the River Murray and from irrigation works is not an improvement within the meaning of the definition of unimproved value.

* * * * * * * * * * * Definitions of "absentee" and "absentee land tax" repealed by 8, 1961, s. 3 (a).

* * * * * * * * * * * Definition of "additional land tax" repealed by 47, 1952, s. 3 (a).

"business of primary production" means the business of agriculture, pasturage, horticulture, viticulture, apiculture, poultry farming, dairy farming or any other business (excluding forestry) consisting of the cultivation of soils, the gathering in of crops or the rearing of livestock: Inserted by 8, 1961, s. 3 (b).

"the Commissioner" means The Commissioner of Land Tax appointed pursuant to this Act: Substituted by 16, 1948, s. 3.

"company" includes every corporate body:

"contribution" means any contribution provided for by section 36:

"contributor" includes every person who is liable to pay any contribution:

"declared rural land" means land in respect of which a declaration by the Commissioner under section 12c of this Act is in force: Inserted by 8, 1961, s. 3 (c).

"defined rural area" means an area declared by the Governor under section 12c of this Act: Inserted by 8, 1961, s. 3 (c).

"general notice" means a notice published in the *Gazette*:

"land used for primary production" means any parcel of land of not less than two acres in area as to which the Commissioner is satisfied that it is used mainly for the business of primary production: Inserted by 8, 1961, s. 3 (d).

"land tax" means any tax imposed by this Act: Amended by 47, 1952, s. 3 (b) and by 8, 1961, s. 3 (e).

"liquidator" means the person who, whether or not appointed as liquidator, is the person required by law to carry out the winding up of a company:

"notice" means any notice, written or printed, or partly written or partly printed:

"owner" used with reference to any estate or interest in land includes any person (not being a mortgagee) legally or equitably seised or possessed of, or entitled to or to purchase or acquire, the estate or interest referred to:

"particular notice" means a notice served personally, or by leaving it at, or posting it addressed to, the usual or last known place of abode or business of the person to whom or to which the notice is intended to be given, or, by affixing it conspicuously on any land to the tax whereon the notice refers:

"regulation" means regulation continued in force by or made under this Act:

"returns" includes all returns, declarations, statements, and information which are required under this Act to be furnished:

"tax" means land tax and all interest payable in respect thereof:

"taxpayer" includes every person who is liable to pay any tax pursuant to this Act:

"taxpayer in a representative capacity" means every taxpayer in respect of land to which that taxpayer is not beneficially entitled:

"trade" includes every profession, trade, business and avocation:

"Treasurer" means the Treasurer for the time being of the State:

"unimproved value" of any land means the capital amount for which the fee simple of that land might be expected to sell if free from encumbrances, assuming the actual improvements (if any) thereon had not been made. In this definition the term "improvements" means houses and buildings, fixtures, or other building improvements of any kind whatsoever, fences, bridges, roads, tanks, wells, dams, fruit trees, bushes, shrubs, or other plants, whether planted or sown for trade or other purposes, draining of land, ringbarking, clearing from timber or scrub, and any other visible improvements, the benefit of which is unexhausted at the time of valuation.

PART II. PART II.

ADMINISTRATION.

Appointment of Commissioner. Inserted by 16, 1948, s. 4.

4a. (1) For the purposes of this Act there shall be an officer called The Commissioner of Land Tax.

(2) The Governor shall, as soon as possible after the passing of this Act, and whenever a vacancy occurs in the office of the Commissioner appoint a fit and proper person to hold that office.

(3) Until the first appointment is made under this section, the Commissioner of Taxes for the time being in office under the laws of the State relating to income tax shall be deemed to be the Commissioner.

Administration by Commissioner. Cf. 1787, 1927, s. 54.

5. The Commissioner shall have the general administration of this Act.

Officers. 1787, 1927, s. 55.

6. The Governor may appoint any acting and deputy commissioners, assessors, collectors, officers, clerks, and persons whom he thinks proper for the purpose of carrying this Act into effect; and he may assign to them any duties which he thinks fit.

Secrecy. 1787, 1927, s. 60. 1830, 1927, s. 19. 1943, 1929, s. 9.

7. (1) Every Commissioner, assessor, collector, officer, clerk, and other person appointed under this Act shall maintain the secrecy of all matters which come to his knowledge in the course of his duty or employment, and shall not communicate any such matter to any person, or reveal it in any way, except for the purpose of carrying into effect the provisions of this Act.

(2) Any person who is guilty of any contravention of subsection (1) of this section shall be liable to imprisonment for any term not exceeding two years.

(3) Notwithstanding anything contained in this section, the Commissioner, or any other person authorized by him so to do may communicate any matter that comes to the knowledge of the Commissioner in the course of his duty or employment whether as an officer of the State or of the Commonwealth, or to the knowledge of any such other person, to—

(*a*) The Commissioner of Succession Duties for the State; or

(*b*) any Commissioner, Assistant Commissioner, or Deputy Commissioner of Taxation appointed under any law of the Commonwealth; or

(*c*) any person authorized by them or any of them to acquire information concerning such matters; or

(*d*) to the Commissioner of Taxes of any State.

Provision as to Auditor-General. 2176, 1934, s. 7.

8. (1) Nothing in this Act shall prevent the Auditor-General from inspecting, examining, and auditing any books, accounts, or documents in the office of the Commissioner.

(2) The Auditor-General shall not disclose any matter which comes to his knowledge in the course of inspecting, examining, or auditing any books, accounts, or documents in the office of the Commissioner, except for the purpose of carrying into effect the provisions of the Audit Act, 1921.

Access to books and papers. 1787, 1927, s. 61. Cf. U.K. 43 & 44, Vict. c. 19, s. 39.

9. The Commissioner, or any officer authorized by him in that behalf, shall at all times have full and free access to all buildings, places, books, documents, and other papers for any of the purposes of this Act, and for any such purpose may make extracts from or copies of any such books, documents, or papers.

PART III.

PART III.

THE TAXES ON LAND.

Imposition of land taxes. 1787, 1927, ss. 5, 10. 1896, 1929, s. 3. 2233, 1935, s. 7. Cf. U.K. 21 & 22, Geo. 5, c. 28, s. 24.

10. (1) Taxes are hereby imposed on all land in the State, with the following exceptions:—

(*a*) Subject to section 19, land of the Crown, which, for the time being, is not subject to any agreement for sale or right of purchase:

(*b*) park lands, public roads, public cemeteries, and other public reserves:

Amended by 34, 1942, s. 3 (1).

(*c*) Land used solely for religious purposes, or used solely for the purposes of a hospital subsidized by the Government of the State, or used by any institute under the Libraries and Institutes Act, 1939.

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s. 10. The expression "Libraries and Institutes Act, 1939," substituted for "Public Library, Museum, and Art Gallery, and Institutes Act, 1909" pursuant to the Amendments Incorporation Act, 1937.

(*d*) Land which is— Inserted by 34, 1942, s. 3 (2).

(i) owned by an association whose objects are or include the supplying to necessitous or helpless persons of living accommodation, food, clothing, medical treatment, nursing, pre-maternity or maternity care, or other help, either without cost to such persons or in return for payments or services the amount or value of which is in the Commissioner's opinion substantially less than the value of the accommodation, food, clothing, treatment, nursing, care or help supplied; and

(ii) solely or mainly used for all or any such purposes:

(*e*) Land which is— Inserted by 34, 1942, s. 3 (2).

(i) owned by an association which receives an annual grant or subsidy from money voted by Parliament; and

(ii) in the Commissioner's opinion, solely or mainly used for the purposes for which the grant or subsidy is made:

(*f*) Land which is let to or occupied by any such association as mentioned in paragraph (*d*) or paragraph (*e*) of this subsection, and which is used solely or mainly for purposes mentioned in those paragraphs, and for which the association pays either no rent or other sum or a rent or other sum which in the Commissioner's opinion is a nominal one: Inserted by 34, 1942, s. 3 (2).

(*g*) Land which is owned or occupied without payment by any person or association carrying on an educational institution otherwise than for pecuniary profit, and which is occupied and used solely or mainly for the purposes of such an institution. This exemption shall not extend to land or buildings held as an investment and not being the site or grounds of the institution. Inserted by 47, 1952, s. 4.

(2) The taxes so imposed shall be raised and levied pursuant to this Act in aid of the general revenue of the State for every financial year.

(3) In this section and in the corresponding provision of any previous Act relating to land tax "charitable purposes" means, and always has meant, the purposes of affording gratuitous tuition, assistance, or relief to poor or helpless persons.

(4) Land of the Crown, subject to any agreement for sale or right of purchase, whilst so subject is liable to taxation, whether that agreement or right is absolute or conditional, and whether it is capable of completion or exercise immediately or at any future time.

(5) Nothing in this Act shall be held to interfere with any exemption, by special legislation, of land from taxation.

Taxable value.
Substituted by 8, 1961, s. 4.

11. (1) The taxable value of any land shall be the unimproved value of that land less the statutory exemption provided for by this section.

(2) Where the unimproved value of all land owned by the taxpayer does not exceed £2,500 there shall be a statutory exemption equal to the unimproved value of so much of the land as is land used for primary production.

(3) Where the unimproved value of all land owned by the taxpayer exceeds £2,500, but does not exceed £6,250 and all that land is land used for primary production, there shall be a statutory exemption of £2,500 less a sum equal to two-thirds of the amount by which the unimproved value exceeds £2,500.

(4) Where the unimproved value of all land owned by the taxpayer exceeds £2,500 but does not exceed £6,250, and part thereof is land used for primary production, there shall be a statutory exemption which bears to the statutory exemption which would have been applicable under subsection (3) of this section if all the land owned by the taxpayer were land used for primary production the same proportion as the unimproved value of that part of the land which is land used for primary production bears to the unimproved value of all the land owned by the taxpayer.

Taxes on land and rates.
Substituted by 47, 1952, s. 5.
Subsection (1) substituted by 8, 1961, s. 5 (a).

12. (1) The taxes on land shall be computed in accordance with the following rates:—

Amount of Land Tax.

Taxable Value.	Amount of Tax.
Not exceeding £5,000 . . .	¾d. for each £1.
Exceeding £5,000 but not exceeding £10,000	£15 12s. 6d. plus 1d. for each £1 over £5,000.
Exceeding £10,000 but not exceeding £20,000	£36 9s. 2d. plus 2d. for each £1 over £10,000.
Exceeding £20,000 but not exceeding £35,000	£119 15s. 10d. plus 3d. for each £1 over £20,000.

Taxable Value.	Amount of Tax.
Exceeding £35,000 but not exceeding £50,000	£307 5s. 10d. plus 4d. for each £1 over £35,000.
Exceeding £50,000 but not exceeding £65,000	£557 5s. 10d. plus 5d. for each £1 over £50,000.
Exceeding £65,000 but not exceeding £80,000	£869 15s. 10d. plus 6d. for each £1 over £65,000.
Exceeding £80,000 but not exceeding £100,000 . . .	£1,244 15s. 10d. plus 7d. for each £1 over £80,000.
Exceeding £100,000	£1,828 2s. 6d. plus 7½d. for each £1 over £100,000.

* * * * * * * * * * *

Subsections (2) and (3) repealed by 8, 1961, s. 5 (a).

(4) Except as otherwise provided in this Act the amount of the land tax payable by a taxpayer shall be based upon the taxable value of all land owned by the taxpayer.

Amended by 8, 1961, s. 5 (b) (c).

12a. (1) Where the Commissioner is satisfied with respect to any land which is not exempt from land tax under section 10 of this Act—

Partially exempt land. Inserted by 47, 1952, s. 6.

(*a*) that land is used or has been acquired for the purpose of being used and is intended to be used wholly or mainly for any purpose which in the Commissioner's opinion is a charitable, educational, benevolent, religious or philanthropic purpose (whether or not the purpose is charitable within the meaning of any rule of law); or

(*b*) that the whole of the net income from the land is or will be applied to any such purpose as mentioned in paragraph (*a*) of this subsection; or

(*c*) that part of the land is used or has been acquired for the purpose of being used and is intended to be used as mentioned in paragraph (*a*) of this subsection and the whole of the net income from the other part is or will be applied as mentioned in paragraph (*b*) of this subsection,

he may by notice in the *Gazette* declare that land to be partially exempt from land tax.

Amended by 8, 1961, s. 6 (1).

(2) The land tax on any land which is so declared to be partially exempt shall be three farthings in the pound.

(3) Land which is partially exempt from land tax under this section—

(*a*) shall be separately assessed and taxed and shall not be taken into account in fixing the rate of tax on any other land owned by the same owner;

Paragraph (b) repealed by 8, 1961, s. 6 (2).

* * * * * * * * * * *

(4) If the Commissioner is of opinion that any land declared to be partially exempt from land tax has ceased to be used for any such purpose as mentioned in subsection (1) of this section or that the net income from any land is not or will not be applied to purposes mentioned in that subsection he may by notice in the *Gazette* cancel the declaration made under that subsection in relation to that land, and the partial exemption of the land shall thereupon cease.

(5) No proceedings shall be taken in any court to compel the Commissioner to make any declaration under this section, or to review, set aside or vary any decision or notice of the Commissioner under this section.

Land of local authorities. Inserted by 47, 1952, s. 6.

12b. Land which is owned by a municipal corporation or district council and is not wholly exempt from land tax under any enactment shall be deemed to be partially exempt from land tax and shall be taxable at the rates prescribed by section 12a of this Act.

Special provision for rural land. Inserted by 8, 1961, s. 7.

12c. (1) The Governor may by proclamation declare any area in the State to be a defined rural area for the purposes of this section. The Governor may at any time amend or revoke any such proclamation.

(2) Any taxpayer liable to pay tax in respect of any land within a defined rural area may apply to the Commissioner for a declaration or a renewal of a declaration that any such land is declared rural land for the purposes of this section.

(3) Where the Commissioner is satisfied with respect to any such land that that land is land used for primary production he may make or renew a declaration that that land is declared rural land. A declaration or renewal of a declaration under this subsection shall be deemed to be in force as at midnight on the 30th day of June next preceding the date thereof and shall, unless sooner revoked by the

Commissioner under subsection (4) of this section, remain in force until midnight upon the 30th day of June immediately preceding the making by the Commissioner of the next following new assessment pursuant to section 20 of this Act.

(4) If the Commissioner is satisfied that any declared rural land or any part thereof has ceased to be land used for primary production he may by notice given by post to the taxpayer revoke the declaration in respect thereof.

(5) Notwithstanding anything in this Act contained a taxpayer in respect of declared rural land shall be liable to pay and shall pay only an amount of tax computed in accordance with the provisions of this Act upon the taxable value based upon the unimproved value of that land assessed as land used for primary production.

(6) If—

(*a*) the Commissioner revokes a declaration in pursuance of subsection (4) of this section; or

(*b*) the Commissioner refuses to renew a declaration in respect of any land within a defined rural area or any part thereof; or

(*c*) any declared rural land or any part thereof is transferred or conveyed by the taxpayer to any other person and the transfer or conveyance is not in pursuance of a gift or devise to the spouse, a parent, grandparent or descendant of the taxpayer; or

(*d*) a taxpayer has not before the 31st day of March next following the date of expiration of a declaration applied for a renewal of that declaration in respect of the land or any part thereof (excepting any case where the land has before the said 31st day of March ceased to be within a defined rural area),

the difference between the amount of any tax paid under subsection (5) of this section and the land tax which, but for the provisions of that subsection, would have been payable in respect of the land or part thereof (as the case may be) shall forthwith become due and payable and all of the provisions of this Act concerning and relating to the liability for recovery and collection of land tax shall apply in respect of such difference: Provided that such difference shall be calculated in respect of the period (not exceeding

five years) immediately preceding the date upon which the difference becomes due and payable in accordance with the provisions of this subsection.

Minimum tax.
2176, 1934, s. 3.
Amended by 47, 1952, s. 7, and by 8, 1961, s. 8.

13. Where the total amount of land tax payable by any taxpayer in respect of any year would, apart from this section, be less than one pound, no land tax shall be payable.

S. 14 repealed by 8, 1961, s. 9.

* * * * * * * * * * *

Land tax in case of more owners than one.
1787, 1927, s. 13.
Amended by 47, 1952, s. 9.

15. (1) Where more persons than one are owners of any land, the same amount of land tax shall be payable in respect of that land as if only one person were the owner thereof.

(2) If any of those persons is owner of any other land, his interest in the first-mentioned land shall not be taken into account in computing the amount of land tax to which he is liable in respect of that other land.

Land tax in case of trustees.
1787, 1927, s. 14.
Amended by 47, 1952, s. 10.

16. (1) Where any persons are the owners of land as trustees under the same trust, whether those persons have or have not a beneficial interest in the land, the same amount of land tax shall be payable in respect of the land as if one person were the sole beneficial owner thereof; but that land shall not be taken into account in computing the amount of land tax for which those trustees, or their beneficiaries, are liable in respect of any other land.

(2) This section shall not apply to any land in which persons under the age of twenty-one years are beneficially interested under any trust created by the will of any person who died before the twenty-first day of December, eighteen hundred and ninety-four.

Ss. 17 and 18 repealed by 8, 1961, s. 9.

* * * * * * * * * * *

Perpetual leases without revaluation of rent.
1787, 1927, s. 17.
Amended by 47, 1952, s. 12 and by 8, 1961, s. 10.

19. All land held under—

(*a*) any perpetual lease, not subject to revaluation of rent, granted under or pursuant to the Crown Lands Amendment Act, 1893, which lease subjects the lessee to pay yearly, in addition to the rent, an amount equal to the land tax, whether such lease was granted originally or on the surrender of an existing lease:

(*b*) any perpetual lease granted after the twentieth day of December, eighteen hundred and ninety-four, and before the first day of January, nineteen hundred and four:

(*c*) any perpetual lease, not subject to revaluation of rent, granted after the thirty-first day of December, nineteen hundred and three,

shall be liable to, and shall be assessed for land tax; and all the provisions of this Act shall apply to that land and to the holder of that lease.

PART IV.

PART IV.

ASSESSMENTS AND LIABILITY.

Quinquennial assessment of land. 1787, 1927, s. 68. 2233, 1935, s. 17. Cf. U.K. 21 & 22, Geo. 5, c. 28, s. 19 (2).

20. (1) The Commissioner shall, as of the first day of July, nineteen hundred and forty, and as of the first day of July in every fifth year thereafter make an assessment of the unimproved value expressed in pounds of Australian currency of all land liable to land tax.

(2) General notice of the making of every assessment shall be given as soon as conveniently may be after it has been made.

(3) Immediately after the publication of that notice, the assessment shall be and remain in force, except so far as it is at any time altered, until a new assessment is made.

(4) Until the assessment is made as of the first day of July, nineteen hundred and forty, the assessment in force at the commencement of this Act shall subject to this Act be the assessment for purposes of this Act.

Assessment book. 1787, 1927, s. 69. 2233, 1935, s. 18. Cf. U.K. 21 & 22, Geo. 5, c. 28, s. 12.

21. The assessment shall be written in a book, wherein shall be specified in separate columns the following particulars:—

(*a*) A short description of or reference to the land assessed:

(*b*) The unimproved value of the land assessed:

(*c*) The names of the taxpayers in respect of the land assessed, so far as those names can be readily ascertained.

Public inspection of assessment book.
1787, 1927, s. 70.

22. As soon as any assessment has been made by the Commissioner, the assessment-book, or a true copy thereof, shall—

(*a*) be deposited in the office of the Commissioner; and

(*b*) be open, free of charge, to public inspection, between the hours of ten o'clock in the forenoon and three o'clock in the afternoon on every day except Sundays, Saturdays, and public holidays.

Power to add land to assessment.
1787, 1927, s. 71.

23. The Commissioner shall, from time to time, assess, and add to the assessment all lands that become liable to land tax after the time for the making of any quinquennial assessment, and before the time for the making of the next such assessment.

Notice on new assessment.
1787, 1927, s. 73.

24. (1) It shall not be necessary for the Commissioner, upon the making of any land tax assessment, pursuant to section 20, to give particular notice thereof to a taxpayer, unless some alteration directly affecting that taxpayer has been made in respect of the unimproved value of the land assessed.

(2) Where no such alteration has been made, the following words:—"New assessment. The taxpayer has the right to object," shall be written at the head of every notice applying for payment of the tax.

(3) Such a notice shall for all purposes be deemed to be a particular notice of the assessment.

(4) In every subsequent notice for payment of the tax based upon the same assessment it shall be sufficient to set out the assessment number and the amount of the tax payable under that assessment.

Notices of land tax assessment after alteration made.
1787, 1927, s. 74.
2233, 1935, s. 19.

25. (1) After the making of any land tax assessment, except an assessment pursuant to section 20, and after the alteration of any land tax assessment, the Commissioner shall give particular notice to the taxpayer in respect of the land assessed of the particulars of the assessment.

(2) In every notice for payment of the tax based upon the same assessment, it shall be sufficient to set out the assessment number and the amount of the tax payable under that assessment.

Power to use existing assessments. 1787, 1925, s. 75.

26. For the purpose of making any land tax assessment, the Commissioner may, if he thinks proper, adopt, or avail himself of, so much of any assessment which is in force at the time of making the land tax assessment and has been made by, or by the authority of, the Minister of Works, or any municipal corporation, district council, or drainage board, as is applicable to the land tax assessment, or useful for the purpose of making that assessment.

Power to inspect rate books and other documents. 1787, 1927, s. 76.

27. (1) The Commissioner, or any person having an order for that purpose under the hand of the Commissioner, shall be entitled as of right, at all reasonable times—

(*a*) to inspect, free of charge, all rate-books and assessment-books relating to any land, and all other books and documents concerning any assessment, and all deeds, instruments of title, books, returns, accounts, and documents, in the Lands Titles Registration Office, or the General Registry Office for the Registration of Deeds, or in the office of the Registrar of Probates, or any other public office; and

(*b*) to make and take copies of or extracts from any such books or documents.

(2) Any person who wilfully neglects or refuses to permit the Commissioner, or any person having an order for that purpose under the hand of the Commissioner, to exercise any right conferred by subsection (1) hereof, shall be guilty of an offence, and liable to a penalty not exceeding fifty pounds.

Power to correct assessment. 1787, 1927, s. 77. Cf. U.K. 43 & 44, Vict. c. 19, s. 52.

28. The Commissioner may at any time, alter or correct any assessment and assessment-book in any manner he thinks fit; and, as soon as he conveniently can thereafter, the Commissioner shall give general notice that the assessment has been altered or corrected, as the case may be.

Power to reduce or alter assessment without appeal. 1787, 1927, s. 81.

29. The Commissioner may, whether notice of appeal has been given or not, alter or reduce any assessment, or class of assessment, and order a refund of any excess of tax that has been paid in respect thereof.

Disputed assessment. 1787, 1927, s. 82.

30. The Commissioner shall, in all cases of disputed assessment, render to the taxpayer a full and particular account of his claim.

s. 26. The expression "Minister of Works" substituted for "Commissioner of Waterworks" pursuant to the Amendments Incorporation Act, 1937.

Liability to Tax.

Taxpayers as to land tax.
1787, 1927, s. 38.
Cf. U.K. 21 & 22, Geo. 5, c. 28, s. 17.

31. The taxpayers in respect of the land tax shall be—

(*a*) the owner of the fee simple:

(*b*) as regards land of the Crown subject to any agreement for sale or right of purchase, the person entitled to the benefit of that agreement or right of purchase:

(*c*) as regards land held under perpetual lease as mentioned in section 19, the holder of that lease.

Change of ownership.
1787, 1927, s. 39.
Amended by 47, 1952, s. 13 and by 8, 1961, s. 11.

32. (1) No land and no person assessed for land tax, shall be relieved from charge or liability by reason of change in the ownership of any land, or any part thereof, subsequent to the day as of which the assessment was made, or on account of any matter happening subsequently to that day.

(2) The Commissioner may refuse to recognize any change in the ownership of any land, or any part thereof, until the amount of the tax on that land, together with fines and interest thereon (if any), have been paid.

Taxpayers in representative capacity.
1787, 1927, ss. 41, 44, 45.

33. (1) The following shall be taxpayers in their representative capacity:—

(*a*) The public officer of every company;

(*b*) Every attorney or agent for every person permanently or temporarily absent from the State;

(*c*) Every trustee, executor, administrator, guardian, committee, Public Trustee, or receiver.

(2) (*a*) The public officer of a company, as regards the land of that company; and

(*b*) every other taxpayer in a representative capacity as regards the land to which in that capacity he is entitled, or of which in that capacity he has the management, receipt, care, or control,

shall be subject to the same liabilities as if that land were the property of the taxpayer in his own individual right, except that no such taxpayer, not being the public officer of a company, shall be personally liable for the payment of any tax to any extent beyond the amount or value of any property over which he has any controlling power after the tax becomes payable.

(3) The account of every taxpayer as to the tax payable in his representative capacity shall be kept separate and distinct from the account of that taxpayer as to the tax payable in his individual right.

(4) The account of taxpayers jointly, whether as partners or otherwise, entitled to or interested in the same land, as regards the tax payable in respect of that land, shall be kept jointly, and separate and distinct from the sole accounts of those taxpayers.

Distribution of Burden of Taxation.

Liability of taxpayer. 1787, 1927, s. 47.

34. Every taxpayer in respect of any land tax shall be liable to the Treasurer for the full payment of the whole amount of that tax.

Distribution of burden. 1787, 1927, s. 48.

35. (1) The burden of the land tax shall be distributed between the taxpayers in the relative proportions of the value of their interests in the land taxed.

(2) Every taxpayer who has paid any land tax shall be entitled to recover from every other taxpayer in respect of the land tax of the same land a proper proportion of the amount paid.

Right of contribution. 1787, 1927, s. 49.

36. Every person having paid any money by way of land tax (other than absentee land tax or additional land tax), or any contribution thereto, shall be entitled to contribution towards that payment from the owner of every freehold estate, and the owner of every term of years, in the land taxed: Provided that—

i. that estate or term was granted or created at some time prior to the fourteenth day of November, eighteen hundred and eighty-four, and the immediate reversion on that estate or term is owned by the party claiming contribution, and that term had, on the said fourteenth day of November more than seven years to run:

ii. the Crown shall in no case be liable to contribution.

Amount of contribution. 1787, 1927, s. 50.

37. The amount of the contribution to be made pursuant to the next preceding section shall be a sum which bears the same proportion to the whole amount of the tax as the value

s. 37. TUCKER v. HOWARD SMITH & CO. LTD. (1904) S.A.L.R. 165. As regards lessors and lessees, section 37 means that the burden of land tax is distributable between lessor and lessee in the ratio which the lessor's interest in the unimproved value of the fee simple bears to the lessee's interest in the unimproved value of the fee simple. If the lessee has no interest in the unimproved value, he is not liable under section 37 to contribute towards land tax.

of the estate or term owned by the contributor, and of all subsequent contributors, bears to the value of the fee simple.

Recovery of contribution. 1787, 1927, s. 51. Cf. U.K. 8 & 9, Geo. 5, c. 40, 1st Sch., Sch. A, No. VIII.

38. (1) Every contribution to which any party is entitled shall be a debt due from the party liable to the contribution to the person entitled thereto, payable on demand.

(2) Every such contribution may also be added to any rent becoming due from the person liable to the contribution to the person entitled thereto, and shall be deemed part of that rent.

(3) Every remedy, by distress, re-entry, or otherwise, exercisable by the person entitled to the contribution in the case of non-payment of the rent, shall be exercisable in case of the non-payment of that additional rent or any part thereof.

Rules for calculating contribution 1787, 1927, s. 52.

39. The calculation of values required to be made for the purpose of fixing the amount of any contribution or payment shall be made in accordance with any tables and rules which are prescribed.

Indemnity to representative taxpayer or contributor. 1787, 1927, s. 53.

40. Every taxpayer and every contributor who pays any tax or contribution in any representative capacity shall be entitled—

(*a*) to recover from the persons entitled to the land taxed, in the proportions in which they are so entitled; or

(*b*) to retain out of any money that comes to him in his representative capacity sufficient to indemnify him against the payments which by this Act he is required to make in his representative capacity.

Contracts shall not relieve from burden of taxation. 1787, 1927, s. 120.

41. (1) No contract or covenant made, or entered into before the fourteenth day of November, eighteen hundred and eighty-four, shall bind any person to relieve any other person of the burden or incidence of any tax for which that last-mentioned person is made liable under this Act, nor shall any contract or covenant made or entered into after that date so bind unless the tax in question is expressly mentioned in the contract or covenant.

(2) No person shall be liable to pay, or to contribute to the payment of, any absentee land tax or additional land tax to the exoneration of any other person, by reason of any contract or covenant made or entered into before the twenty-first day of December, eighteen hundred and ninety-four.

Conveyance with intent to evade land tax.
1787, 1927, s. 121.
Amended by 47, 1952, s. 14 and by 8, 1961, s. 11.

42. (1) If any person has made, after the first day of October, eighteen hundred and ninety-four, or makes, after the commencement of this Act, any conveyance, assignment, transfer, settlement, declaration of trust, gift, or other non-testamentary disposition of land, whether in writing or otherwise, or any agreement affecting land, not *bona fide* for valuable consideration, but with intent to evade the payment or to lessen the amount of the land tax payable by that person—

(*a*) that disposition or agreement shall be deemed fraudulent and void as between that person and the Commissioner; and

(*b*) that person shall be guilty of an offence, and liable to a penalty of five times the amount of the taxes which ought to have been paid in respect of the land so disposed of or affected by the agreement from the date of the disposition or agreement until the date of conviction.

(2) On any prosecution by the Commissioner under this section the onus of proving that any such disposition or agreement was made *bona fide,* or was not made to evade the payment or lessen the amount of tax, shall lie upon the defendant, and if the defendant proves his *bona fides* the cost of that proof shall be borne by the Commissioner.

(3) The person making the disposition or agreement shall, as between himself and any other person affected by the disposition or agreement, be estopped in all courts from raising the question of or disputing the effectiveness and validity of the disposition or agreement.

Securities from transferee for evasion of land tax void.
1787, 1927, s. 122.
Amended by 47, 1952, s. 15 and by 8, 1961, s. 11.

43. If any person makes any disposition or agreement as mentioned in the next preceding section not *bona fide* for valuable consideration, but with intent to evade the payment or to lessen the amount of the land tax payable by him, and accepts any mortgage, incumbrance, or other instrument, for the purpose of giving a security over the land, or any declaration of trust, with reference to the land, or any bond, agreement, bill of exchange, promissory note, or other security for money, that mortgage, incumbrance, instrument, declaration, bond, agreement, bill of exchange, promissory note, or other security for money shall be deemed illegal and void.

PART IV.

Judgments recovered to secure evasion of land tax void. 1787, 1927, s. 123. Amended by 47, 1952, s. 16 and by 8, 1961, s. 11.

44. (1) Any judgment, decree, or order recovered or made against any person for the purpose of effecting a security to any person who has made, after the first day of October, eighteen hundred and ninety-four, or makes, after the commencement of this Act, any disposition or agreement as mentioned in section 42, not *bona fide* for valuable consideration, but with intent to evade the payment or to lessen the amount of the land tax payable by that person, shall be deemed fraudulent and void.

(2) Any court, or a judge or special magistrate of any court, wherein any such judgment, decree, or order has been recovered, may, upon application made by summons by any person affected, set aside that judgment, decree, or order, and all writs of execution and other proceedings issued or taken thereunder, and shall make such order as to costs as appears just.

PART V.

PART V.

OBJECTIONS AND APPEALS.

Valuation boards. 1787, 1927, s. 98a. Cf. U.K. 43 & 44, Vict. c. 43, s. 57. Cf. U.K. 21 & 22, Geo. 5, c. 28, s. 14.

45. (1) For the purposes of this Part there shall be such valuation boards as the Governor determines.

(2) There shall be three members of each board, consisting of a chairman and two other members, who shall be appointed by the Governor.

(3) The members of a board shall hold office for such period, not exceeding seven years, as the Governor determines, but shall be eligible for re-appointment.

Quorum and voting. 1787, 1927, s. 98b.

46. (1) For the conduct of the business of a board any two members shall form a quorum.

(2) At a meeting of a board the decision of the majority shall prevail.

(3) The chairman of a board shall have a deliberative but not a casting vote.

(4) Where, at any meeting of a board at which one of the members is not present, the members present are divided in opinion upon any question, the determination of that question shall be postponed until a meeting at which all the members are present.

Board may not be sued. 1787, 1927, s. 98c.

47. No action or suit shall be brought or maintained against any person who is or has been a member of a board for any act or omission in connection with his duties.

48. The salary or fees and travelling allowances of the board shall be such as the Governor determines. Remuneration of members. 1787, 1927, s. 98d.

49. (1) The Governor may suspend the chairman or any member of a board from office for misbehaviour or incapacity. Removal or suspension of members. 1787, 1927, s. 98c.

(2) Where a person has been suspended under this section, a statement of the cause of the suspension shall be laid before both Houses of Parliament within seven days after the suspension, if Parliament is then sitting, or, if Parliament is not then sitting, then within seven days after the next meeting of Parliament, and if within sixty days thereafter an address is presented to the Governor by the Legislative Council and the House of Assembly praying for the restoration of the suspended person to office, that person shall be restored accordingly, but if no such address is so presented the Governor may declare the office of the suspended person to be vacant, and the office shall thereupon be vacant.

50. A chairman or a member of a board shall be deemed to have vacated his office if— Vacation of office. 1787, 1927, s. 98f.

(*a*) he becomes bankrupt or insolvent, or applies to take the benefit of any Act for the relief of bankrupt or insolvent debtors, or compounds with his creditors or makes an assignment of his salary for their benefit; or

(*b*) he is sentenced to imprisonment for any offence.

51. (1) A taxpayer who is dissatisfied with any assessment for land tax may, within sixty days after the giving of the notice of assessment, post to or lodge with the Commissioner an objection in writing against the assessment, stating fully and in detail the grounds on which he relies. Objections. 1787, 1927, s. 98g. 2233, 1935, s. 20. Cf. U.K. 21 & 22, Geo. 5, c. 28, ss. 14, 19 (4).

(2) The Commissioner shall, with all reasonable despatch, consider the objection, and may either disallow it or allow it either wholly or in part.

(3) The Commissioner shall give to the objector written notice of his decision on the objection.

(4) A taxpayer who is dissatisfied with the decision of the Commissioner may within sixty days after the service by post of notice of that decision in writing request the Commissioner to refer the decision to a valuation board for review of the value assigned to the land in the assessment.

References to board.
1787, 1927, s. 98h.

52. (1) Where a taxpayer has, in accordance with the last preceding section, requested the Commissioner to refer a decision to a valuation board, the Commissioner shall, if the taxpayer's request is accompanied by a deposit of ten shillings refer the decision to the board not later than thirty days after the receipt of the request.

(2) A taxpayer shall be limited on the review to the grounds which he has stated in his objection as being those upon which he objects to the value assigned to his land.

(3) The Commissioner and the taxpayer shall, on the review before the board, be entitled to appear before the board either personally or by counsel or other representative.

(4) The board, on review, shall give a decision and may either confirm the value assigned to the land in the assessment or reduce or increase that value.

(5) If the value assigned to land in the assessment has been reduced by the Commissioner after considering the objection, the reduced value shall be the value dealt with by the board under the preceding subsection.

(6) The board may, if it considers the reference to be frivolous or unreasonable, order the forfeiture of the whole or part of the amount deposited in accordance with subsection (1) of this section. If no order for forfeiture is made, the deposit shall be returned when the board has given its decision.

(7) The Commissioner or a taxpayer may, within thirty days after the date of the board's decision, appeal to the Supreme Court from any decision of the board under this section which, in the opinion of the court, involves a question of law, and the board may refer to the Supreme Court any question of law arising before the board. On any such appeal or reference the Supreme Court may make any order touching the matter in dispute, and any order as to costs, which it deems just.

(8) Where the board has reduced or increased the value assigned to land in an assessment, and no appeal has been made against the decision of the board, the Commissioner shall forthwith amend the assessment accordingly, and the Commissioner shall refund to the taxpayer any tax overpaid by him, or, as the case may be, the taxpayer shall become liable to pay the tax due by him in consequence of any increase in the value assigned to his land.

53. The right of the Commissioner to recover any land tax shall not be suspended by any objection or appeal.

Right to recover tax notwithstanding objection.
1787, 1927, s. 98i.

54. At the hearing of the objection or appeal, the particulars contained in any notice as to any change of ownership of any land (whether the value of such land is the subject-matter of the appeal or not) furnished in the prescribed form by the Registrar-General of Deeds to the Commissioner, shall be receivable as evidence, and such notice shall be *prima facie* evidence of the truth of the particulars contained therein.

Notice of sales to be *prima facie* evidence on appeals against assessment.
1787, 1927, s. 98j (1).

55. At the hearing of the objection or appeal the assessment-book, or a copy of so much thereof as relates to the assessment appealed against certified under the hand of the Commissioner, shall be produced by or on behalf of the Commissioner, and shall be received as evidence of the matters therein stated.

Production of assessment book at hearing.
1787, 1927, s. 98j. (2).

PART VI.

PART VI.

COLLECTION AND RECOVERY OF TAX.

Time for Payment.

56. (1) Land tax shall be calculated as at midnight upon the thirtieth day of June immediately preceding the financial year for which the tax is levied.

Time for calculation and payment of tax.
2233, 1935, s. 4.

(2) Land tax shall be due and payable thirty days after the service of a particular notice showing the amount payable.

(3) When the Commissioner has reason to believe that a taxpayer may leave Australia before the tax due on any assessment will be due and payable, the tax shall be due and payable on such date as the Commissioner fixes and notifies to the taxpayer.

57. The Commissioner may, if sufficient reason is shown, postpone for such period as he thinks proper the day upon which any land tax will become due and payable.

Power of Commissioner to extend time for payment.
1787, 1927, s. 7.
2233, 1935, s. 5.

58. (1) If any land tax is not paid within thirty days after it falls due, interest at the rate of ten pounds per centum per annum from the time when it falls due until payment thereof, shall be added to the amount of that tax, and shall be paid

Fine and interest in default of payment.
1787, 1927, s. 9.
2127, 1933, s. 3.
2233, 1935, s. 6.

by the taxpayer: Provided that the Commissioner may remit any such interest in whole or in part, if sufficient reason is shown.

(2) The Commissioner may also remit any fine or interest on overdue land tax which has become payable before the court, to the purchaser, his heirs and assigns, in such form Act.

Postponement of payment of tax in cases of hardship. Inserted by 8, 1961, s. 12.

58a. Where the Commissioner is satisfied upon application by a taxpayer that payment of the land tax in respect of any financial year by that taxpayer would cause hardship, the Commissioner may postpone payment of the said land tax or any portion for such period or periods as the Commissioner thinks fit. The Commissioner may, if he is of the opinion that the circumstances of the taxpayer have changed and that payment of any land tax so postponed would not in the changed circumstances result in hardship to the taxpayer, require the taxpayer forthwith to pay such land tax or portion thereof. Notwithstanding anything contained in this section, any land tax or portion of land tax, payment of which has been postponed by the Commissioner, shall be and remain a first charge upon the land taxed and shall be recoverable forthwith by the Commissioner upon any change of ownership of land taxed or in the event of the death of the taxpayer from his personal representatives. No penalty for late payment shall be added to any land tax payment of which has been postponed in pursuance of this section in respect of any period of postponement.

Recovery of Taxes.

Recovery by ordinary process. 1787, 1927, s. 99.

59. (1) If any tax is in arrear, the Commissioner, without prejudice to his right to recover that tax in any other way, may sue for and recover it in any court of competent jurisdiction as a debt due to the Commissioner.

(2) Any action for tax may be maintained in the name of the Commissioner, without specifying the name of the person holding the office, and shall not be liable to be abated by any vacancy or change occurring in the office of the Commissioner or otherwise.

Recovery by distress. 1787, 1927, s. 100. Cf. U.K. 38, Geo. 3, c. 5, s. 40. Cf. U.K. 43 & 44, Vict., c. 19, s. 86.

60. (1) If any tax is in arrear for twenty-one days after particular notice has been given to the taxpayer to pay it, the Commissioner or any person authorized by the Commissioner, may thereupon without any warrant distrain the goods and chattels of that taxpayer, wherever they are, for payment of the tax in arrear.

(2) If the sum for which the distress is taken, together with the reasonable costs of distress, is not paid within five days after the distress has been made, then the goods and chattels distrained, or so much as is sufficient to pay that sum and costs, may be sold, and the proceeds, after deducting that sum and costs and all expenses, shall be returned to the taxpayer.

Power to collect tax from persons owing money to taxpayer. 1787, 1927, s. 105a. 1830, 1927, s. 23. 1960, 1930, s. 34. 2127, 1933, s. 9.

61. (1) The Commissioner may by notice in writing (a copy of which shall be forwarded to the taxpayer to the last place of address known to the Commissioner) require—

(*a*) any person by whom any money is due or accruing due or may become due to a taxpayer;

(*b*) any person who holds, or may subsequently hold, money for or on account of a taxpayer;

(*c*) any person who holds or may subsequently hold money on account of some other person for payment to a taxpayer; or

(*d*) any person having authority from some other person to pay money to a taxpayer,

to pay to him forthwith, or upon the money becoming due or being held, or within such further time as the Commissioner allows the money or so much thereof as is sufficient to pay the land tax due by the taxpayer and the interest and costs (if any) imposed by this Act or any court on him in respect of any omission or offence against this Act.

(2) Any person who fails to comply with any notice under this section shall be liable to a penalty not exceeding fifty pounds.

(3) Where the amount payable by a person to whom a notice under subsection (1) of this section has been given is less than the amount of land tax and interest due by the taxpayer, that person shall pay to the Commissioner in reduction of that tax and interest the amount payable by that person to the taxpayer.

(4) Any person making payment in pursuance of this section shall be deemed to have been acting under the authority of the taxpayer and of all other persons concerned, and is hereby indemnified in respect of that payment.

(5) If the land tax and interest are paid before any payment is made under any notice given under subsection (1) of this section, the Commissioner shall forthwith give notice of the payment to the person to whom the notice under subsection (1) was given.

Notice of intention to let or sell.
1787, 1927, s. 101.

62. Whenever any land tax in respect of any land is in arrear for the space of two years, the Commissioner may cause to be published three consecutive weeks in the *Government Gazette* a notice specifying that land, and the amount of the land tax due in respect thereof, and stating that if that tax is not paid within one year from the first publication of the notice, the Commissioner will let the land from year to year as provided by this Act, or will apply to the Supreme Court for a sale thereof.

Letting from year to year.
1787, 1927, s. 102.
Cf. U.K. 38, Geo. 3, c. 5, s. 17.

63. If, after one year from the first publication of the notice, all or any part of the tax due at the time of the first publication is still unpaid, the Commissioner may let the land from year to year and—

(*a*) receive the rents; and

(*b*) apply the rents towards the payment of the tax, and costs, and expenses; and

(*c*) hold any surplus for the persons entitled to the income of the land.

Sale by order of the Supreme Court.
1787, 1927, s. 103.

64. (1) The Commissioner, in lieu of letting the land, may, by petition to the Supreme Court, or any judge thereof, apply for the sale of the land, or of so much thereof as is necessary for the purposes mentioned in subsection (2) of this section.

(2) The court or judge, on being satisfied, by affidavit or otherwise, that the amount of the tax is lawfully due, and was in arrear at the time of the first publication of the notice, and that all acts required by this section to be done by the Commissioner have been done, shall order—

(*a*) that the land, or so much thereof as is sufficient to pay all arrears due up to the time of sale, together with all costs of and attending the application, and of and attending the sale by public auction, be sold; and

(*b*) that the proceeds be paid into court.

(3) The court or a judge shall order payment of the tax, costs, and expenses to be first made out of the proceeds of the sale.

s. 64. In *re* a petition by the Commissioner of Taxes (1937) S.A.S.R. 356. Where notices preparatory to the sale of land for arrears of land tax wrongly described the ownership as being in one person whereas it was owned by him and another person as tenants in common and the land was sold under order of Court, which also wrongly described it as being owned by the one person, held that there was no jurisdiction to amend the description of the title to the land in the order.

(4) The conveyance or transfer, as the case may be, shall be executed by the Master, or some other officer of the court, to the purchaser, his heirs and assigns, in such form as is approved by the court or a judge.

(5) The conveyance or transfer shall vest the land sold in the purchaser for an estate in fee simple, free from all encumbrances.

(6) If the land is under The Real Property Act, 1886, the purchaser shall be entitled to receive a certificate of title to the land purchased.

(7) The balance arising from the proceeds of the sale shall be subject to any orders of the court for the benefit of the persons interested therein.

Transfer to the Crown and cancellation of title. 1787, 1927, s. 104.

65. (1) The owner in fee simple of land unencumbered, except by land tax due thereon, may transfer or convey that land, and deliver the title therefor, to the Commissioner, who shall accept the land on behalf of the Crown.

Substituted by 34, 1942, s. 4.

(2) Where any land which is subject to The Real Property Act, 1886-1939, has been transferred as mentioned in subsection (1) of this section, the Commissioner shall deliver the transfer and the certificate of title to the land to the Registrar-General with a written request that the Minister of Lands shall be registered as the proprietor of the land. The Registrar-General shall thereupon make an indorsement on the certificate of title and in the Register Book to the effect that the land is vested in the Minister of Lands pursuant to this Act and upon the making of such an indorsement the land shall vest accordingly.

Substituted by 34, 1942, s. 4.

(3) Where any land which is not subject to The Real Property Act, 1886-1939, has been conveyed as mentioned in subsection (1) of this section the Registrar-General of Deeds shall register the conveyance under the Registration of Deeds Act, 1936. On being satisfied as to the title of the Commissioner and on payment of all such fees and production of all such plans and maps as would have been required to be paid or produced on an application to bring the land under The Real Property Act, 1886-1939, the Registrar-General shall forthwith issue a certificate of title to the said land in the name of the Minister of Lands.

Substituted by 34, 1942, s. 4.

(4) Where before the passing of the Land Tax Act Amendment Act, 1942, any land subject to The Real Property Act, 1886-1939, has been transferred to the Commissioner and the certificate of title thereto has not been cancelled, the Commis-

s. 65. The expression "Minister of Lands" substituted for "Commissioner of Crown Lands" pursuant to the Amendments Incorporation Act, 1937.

sioner shall upon the coming into operation of the Land Tax Act Amendment Act, 1942, deliver the certificate of title to the Registrar-General with a written request that the Minister of Lands shall be registered as the proprietor of the land. The Registrar-General shall thereupon make an indorsement on the title and in the Register Book to the effect that the land has been vested in the Minister of Lands and upon the making of such indorsement the land shall vest accordingly.

Inserted by 34, 1942, s. 4.

(5) Where before the passing of the Land Tax Act Amendment Act, 1942, any land subject to The Real Property Act, 1886-1939, has been transferred to the Commissioner and the certificate of title thereto has been cancelled, the Minister of Lands may in writing request the Registrar-General to annul the cancellation of the certificate and to register the Minister of Lands as the proprietor of the land.

The Registrar-General shall thereupon make an indorsement on the certificate and in the register book to the effect that the cancellation of the certificate has been annulled and that the land has been vested in the Minister of Lands and upon the making of such indorsement the land shall vest accordingly, and the Registrar-General shall forward the duplicate certificate of title to the Minister of Lands.

Inserted by 34, 1942, s. 4.

(6) All land transferred or conveyed under this section shall be under the control of the Minister of Lands who may sell, lease or otherwise dispose of the land to such persons, and in such manner and upon such terms and conditions as the Minister of Lands approves upon the recommendation of the Land Board.

Inserted by 34, 1942, s. 4.

(7) The Minister of Lands may execute any transfer, lease, conveyance or other document necessary to carry out any transaction entered into under this section. Any such transfer, lease, conveyance or document which relates to land which is subject to The Real Property Act, 1886-1939, shall comply with that Act.

Inserted by 34, 1942, s. 4.

(8) The Registrar-General shall, if so requested by the Minister of Lands, cancel the certificate of title relating to any land vested in the Minister of Lands under this section by making an indorsement on the certificate and in the Register Book of the words "Cancelled at the request of the Minister of Lands". Thereupon the land shall for all purposes be deemed to be Crown land and may be dealt with as though it had never been alienated from the Crown.

(9) The proceeds of every lease, sale or other disposition under this section shall be paid to the Treasurer in aid of the general revenue of the State. Inserted by 34, 1942, s. 4.

(10) For the purposes of this section land shall be regarded as unencumbered if it is not subject to any mortgage, charge, encumbrance or lease, whether statutory or otherwise, and the expression "certificate of title" shall include "land grant". Inserted by 34, 1942, s. 4.

(11) This section shall apply notwithstanding any provisions of The Real Property Act, 1886-1939. Inserted by 34 1942, s. 4.

66. (1) All land tax shall, until payment, be a first charge upon the land taxed, in preference to all rates, mortgages, charges, and encumbrances. Land tax to be a first charge upon land. 1787, 1927, s. 106.

(2) If land tax is payable on land included in more than one land tax assessment, that land tax shall be charged on the land included in each assessment in the proportion that the amount of that assessment bears to the total amount of all the assessments. Amended by 47, 1952, s. 17.

67. No statute of limitation shall bar or affect any action or remedy for recovery of tax. No statute of limitation to apply. 1787, 1927, s. 107.

68. (1) If the Commissioner is satisfied that an overpayment of any tax has been made, he shall, whether an application for refund is made or not, refund the taxpayer the sum overpaid. Refund of overpaid taxes. 1787, 1927, s. 117. 2127, 1933, s. 10.

(2) This section, without any further appropriation or warrant, shall be sufficient authority for the Commissioner to make any such refund.

PART VII. PART VII.

MISCELLANEOUS.

69. Every company which, for the time being, carries on business in the State shall at all times be represented for the purposes of this Act by a person residing in the State; and the following provisions shall apply:— Public officer. 1787, 1927, s 108.

I. That person shall be called the public officer of the company:

II. The public officer shall be appointed within three months after the company has commenced to carry on business in the State:

III. The office of public officer shall be kept constantly filled by making fresh appointments thereto from time to time as may be necessary:

IV. No appointment shall be deemed to be duly made until after notice thereof specifying the name of the officer and an address for service, has been given to the Commissioner:

V. Every company failing, or neglecting, within the time hereinbefore limited in that behalf, to duly appoint a public officer, or to keep the office of such officer constantly filled as aforesaid, shall be liable to a penalty not exceeding fifty pounds for every day during which the failure or neglect continues:

VI. Everything done by any public officer, which he is required to do in his representative capacity, shall be deemed to have been done by the company:

VII. Every service made at the address for service, or on the public officer, or on any person acting, or appearing to act in the business of the company, shall be sufficient for all the purposes of this Act:

VIII. Every company, on any default by the public officer, shall be liable to pay all taxes and do all acts which, pursuant to this Act, should be paid or done by the public officer.

Company owning land deemed to carry on business.
1787, 1927, s. 109.

70. Every company owning land in the State shall, for the purposes of the next preceding section, be deemed to carry on business in the State.

Companies in liquidation.
1787, 1927, s. 110.

71. Any company in course of being wound up, and which at the commencement of the winding-up carried on business in the State, shall be deemed to carry on business in the State so long as the winding-up continues in the State, or with relation to any assets of the company in the State, and shall comply with section 69.

Notice by public officer of liquidation of company.
1787, 1927, s. 111.
1830, 1927, s. 24.

72. (1) Where a company is being wound up, the public officer of that company shall give notice of the winding-up to the Commissioner within fourteen days after the approval of the shareholders for the winding-up has been given, or the order for the winding-up has been made.

(2) Any public officer who fails to comply with this section shall be guilty of an offence against this Act, and shall be liable to a penalty not exceeding fifty pounds.

Duty of occupier to give the name of the owner of land.
1787, 1927, s. 124.
Cf. U.K. 21 & 22, Geo. 5, c. 28, s. 27.

73. If the occupier of any land, or the person in possession of any property, when requested by the Commissioner, or by any other officer appointed or holding office under this Act, to disclose the name of the owner of that land or property, or of the person entitled to receive the income of that land or property—

(*a*) refuses or wilfully omits to disclose that name; or

(*b*) wilfully misstates that name; or

(*c*) neglects and refuses to give any information in his possession which is required by the Commissioner, or any such officer,

that occupier or person shall, for every offence, be liable to a penalty not exceeding twenty pounds.

Commissioner may cause person to be examined before a local court.
1787, 1927, s. 125.

74. (1) The Commissioner may cause any person whom he considers, or suspects, to be capable of giving information which may assist in carrying out this Act—

(*a*) to appear for examination at the local court nearest to the place where that person dwells or carries on business before any special magistrate sitting as a local court of limited jurisdiction; and

(*b*) to answer, on oath, all questions in aid of the purposes of this Act that may, by way of cross-examination or otherwise, be put to him by, or on behalf of, the Commissioner; and

(*c*) to produce any documents he may be required by the Commissioner to produce.

(2) The Commissioner may, for the purposes of this section give written notice under his hand, in the prescribed form, to any person to attend before any such special magistrate sitting as a local court of limited jurisdiction, and, if so required, to produce any documents.

(3) Any person receiving such notice, and being paid such sum as he would be entitled to as a witness upon subpoena from a local court, and not attending or producing documents within his custody or power in accordance therewith, or refusing to answer any such questions as aforesaid, shall be liable to a penalty of not less than ten pounds nor more than one hundred pounds.

(4) Any person who wilfully gives false testimony on being examined under this section shall be guilty of perjury.

(5) The proceedings under this section shall be conducted privately.

Evidence. 1787, 1927, s. 127.

75. (1) The production of the *Government Gazette* containing—

(*a*) any regulations purporting to be regulations under this Act, or any previous Act relating to taxation; or

(*b*) any notice purporting to be published by the Commissioner in pursuance of this Act, or any previous Act relating to taxation; or

(*c*) any notice of the appointment of any officer under this Act, or any previous Act relating to taxation,

shall be conclusive evidence of that regulation, publication, or appointment.

(2) The production of any assessment-book, or of any document under the hand of the Commissioner purporting to be a copy of, or extract from, any assessment-book, shall be conclusive evidence of the making of the assessment, and, except in the case of proceedings on appeal against the assessment, when such a book or document shall be *prima facie* evidence, shall be conclusive evidence that the amount and all the particulars of the assessment appearing in that book or document are absolutely correct.

Summary disposal of proceedings. 1787, 1927, s. 128.

76. Every proceeding under this Act, for any omission, default, offence, or act to which any penalty is attached, where no other mode of proceeding is by this Act provided, shall be disposed of summarily.

Prosecution may be commenced within three years. 1787, 1927, s. 128. Cf. U.K. 43 & 44, Vict. c. 19, s. 21 (4).

77. A prosecution for any offence against this Act may be commenced at any time within three years after the happening of the circumstances alleged to constitute that offence.

Punishment in default of payment of penalty. 1787, 1927, s. 130.

78. (1) In every case of the adjudication of a fine or pecuniary penalty under this Act, and of the non-payment thereof, any justice may commit the offender, or the person making default in payment, to any gaol in the State for any time not exceeding six calendar months: Provided that the imprisonment shall cease on payment of the sum due and the costs of any proceedings which have been taken for the recovery thereof.

(2) This section shall not affect any other remedy under the Justices Act, 1921.

Action against officers, etc. 1787, 1927, s. 131.

79. (1) Any action brought against any officer or person for anything done in pursuance of this Act, or in the execution of the powers or authorities of this Act, shall be brought in the local court nearest to the place where the cause of action arose.

(2) The defendant in any such action may plead the general issue, and give this Act and the special matter in evidence, at the trial.

Regulations. 1787, 1927, s. 112.

80. (1) The Governor may, from time to time, make regulations not inconsistent with this Act for the following purposes, or any of them, that is to say:—

(*a*) Prescribing the duties of all persons engaged, or employed, in the administration of this Act:

(*b*) Regulating the security to be given by any such persons, and defining the limits of districts and places within which any such persons are to act:

(*c*) Prescribing tables and rules for fixing values in order to ascertain the amount of any tax or contribution:

(*d*) Prescribing returns to be furnished by any party to the Commissioner, and the form and contents thereof, and the time and mode of furnishing the same:

(*e*) Imposing a penalty, not exceeding fifty pounds, for any breach of any regulation.

(2) The Governor may, from time to time, make all such other regulations not inconsistent with this Act, either applicable generally or to meet particular cases, as are necessary or desirable to carry out the objects and purposes of this Act, or convenient for the administration thereof.

(3) All such regulations—

(*a*) shall be published in the *Government Gazette*;

(*b*) within fourteen days after the making thereof shall be laid before both houses of Parliament if Parliament is then sitting, and, if Parliament is not then sitting, then within fourteen days after the beginning of the next session of Parliament; and

(*c*) shall have the force of law from the date of such publication.

Sale of regulations. 1787, 1927, s. 114.

81. The Commissioner shall, on payment of a fee of five shillings, furnish to every applicant a printed copy of all regulations for the time being in force.

SCHEDULES.

THE FIRST SCHEDULE.

No. and Year of Act.	Name of Act.
No. 1787 of 1927	Taxation Act, 1927
No. 1830 of 1927	Taxation Amendment Act, 1927
No. 1896 of 1929	Taxation Act Amendment Act, 1929
No. 1960 of 1930	Taxation Act, 1930
No. 1999 of 1931	Land Tax Act, 1931
No. 2127 of 1933	Taxation Act, 1933
No. 2176 of 1934	Taxation Act, 1934
No. 2233 of 1935	Taxation Act, 1935

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 1961 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.

The table also includes cross references to the subject matters dealt with by legislation.

Title or Subject Matter.	Volume.	Page.
ABATTOIRS ACT, 1911-1936	1	1
ABATTOIRS ACT AMENDMENT ACT, 1938	1938	190
ABATTOIRS ACT AMENDMENT ACT, 1946	1946	149
ABATTOIRS ACT AMENDMENT ACT, 1947	1947	68
ABATTOIRS ACT AMENDMENT ACT, 1950	1950	124
Abattoirs *see also* Health: Local Government: Metropolitan and Export Abattoirs: Port Lincoln Abattoirs.		
Abduction *see* Kidnapping		
ABORIGINES ACT, 1934	1	38
ABORIGINES ACT AMENDMENT ACT, 1939	1939	49
ABORIGINES ACT, 1934-1939 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1939	371
Aborigines *see also* Commonwealth Powers: Police Offences		
Absinthe *see* Food and Drugs.		

Title or Subject Matter.	Volume.	Page.
Absconding Debtors *see* Debtors: Local Court: Supreme Court.		
Accidents, Notice of *see* Country Factories: Hospitals: Industrial: Road Traffic.		
Accumulations *see* Law of Property.		
Action, Survival of Causes of *see* Survival of Causes of Action.		
Acts, Administration of *see* Administration of Acts.		
ACTS INTERPRETATION ACT, 1915-1936	1	55
ACTS INTERPRETATION ACT AMENDMENT ACT, 1945	1945	33
ACTS INTERPRETATION ACT AMENDMENT ACT, 1949	1949	212
ACTS INTERPRETATION ACT AMENDMENT ACT, 1957	1957	56
ACTS INTERPRETATION ACT, 1915-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
Acts, Reprint of *see* Acts Republication: Amendments Incorporation.		
ACTS REPUBLICATION ACT, 1934	1	73
Addicts, Alcoholic and Drug *see* Alcohol and Drug Addicts (Treatment).		
Adelaide Circulating Library *see* Libraries and Institutes.		
Adelaide Electric Supply Company *see* Electricity Trust of South Australia: Table of Public Acts of Restricted Application: Table of Private Acts.		
Adelaide Hospital *see* Hospitals: Infectious Diseases Hospital Transfer: Public Charities Funds.		
ADELAIDE SHOW GROUNDS (BY-LAWS) ACT, 1929	1	76
Adelaide Show Grounds *see also* Table of Public Acts of Restricted Application.		
ADMINISTRATION AND PROBATE ACT, 1919-1936.....	1	79
ADMINISTRATION AND PROBATE ACT AMENDMENT ACT, 1937	1937	102
ADMINISTRATION AND PROBATE ACT AMENDMENT ACT, 1956	1956	48
ADMINISTRATION AND PROBATE ACT AMENDMENT ACT, 1960	1960	60
ADMINISTRATION AND PROBATE ACT, 1919-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)....	—	—
THE ADMINISTRATION OF ACTS ACT, 1910.....	1	133
ADMINISTRATION OF JUSTICE ACT, 1921-1926	1	135

Title or Subject Matter.	Volume.	Page.
ADOPTION OF CHILDREN ACT, 1925-1934	1	140
ADOPTION OF CHILDREN ACT AMENDMENT ACT, 1940	1940	6
ADOPTION OF CHILDREN ACT AMENDMENT ACT, 1943	1943	38
ADOPTION OF CHILDREN ACT, 1925-1943 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937) ..	—	—
ADULTERATION OF WINE AND BRANDY (REPEAL) ACT, 1941	1941	17
ADVANCES FOR HOMES ACT, 1928-1935	1	156
ADVANCES FOR HOMES ACT AMENDMENT ACT, 1944.....	1944	51
ADVANCES FOR HOMES ACT AMENDMENT ACT, 1947.....	1947	30
ADVANCES FOR HOMES ACT AMENDMENT ACT, 1949	1949	60
ADVANCES FOR HOMES ACT AMENDMENT ACT, 1951	1951	34
ADVANCES FOR HOMES ACT AMENDMENT ACT, 1957.....	1957	91
ADVANCES FOR HOMES ACT AMENDMENT ACT, 1958	1958	139
ADVANCES TO SETTLERS ACT, 1930	1	193
ADVANCES TO SETTLERS ACT AMENDMENT ACT, 1944	1944	54
ADVANCES TO SETTLERS ACT AMENDMENT ACT, 1952	1952	72
ADVANCES TO SETTLERS ACT AMENDMENT ACT, 1958	1958	125
Advertisements *see* Control of Advertisements : Highways : Local Government.		
Aerial Navigation *see* Air Navigation.		
Affidavits *see* Evidence : Evidence (Affidavits) : Oaths : Supreme Court.		
Affiliation *see* Maintenance.		
Affirmations *see* Oaths.		
AGED AND INFIRM PERSON'S PROPERTY ACT, 1940	1940	100
AGED AND INFIRM PERSONS' PROPERTY ACT AMENDMENT ACT, 1950	1950	63
THE AGENT-GENERAL ACT, 1901-1934	1	206
AGENT-GENERAL ACT AMENDMENT ACT, 1941	1941	14
AGENT-GENERAL ACT AMENDMENT ACT, 1945	1945	6

Title or Subject Matter.	Volume.	Page.
AGENT-GENERAL ACT AMENDMENT ACT, 1948	1948	55
AGENT-GENERAL ACT AMENDMENT ACT, 1949	1949	206
AGENT-GENERAL ACT AMENDMENT ACT, 1953	1953	21
The Agent-General Act, 1901-1934, *has also been amended by the Statutes Amendment (Public Salaries) Act*, 1955, *by the Statutes Amendment (Public Salaries) Act*, 1957, *by the Statutes Amendment (Public Salaries) Act*, 1959, *and by the Statutes Amendment (Public Salaries) Act*, (*No.* 2), 1960.		
Agents, Business *see* Business Agents.		
Agents' Commission *see* Secret Commissions Prohibition.		
Agents, Inquiry *see* Bailiffs and Inquiry Agents Licensing.		
Agents, Land *see* Land Agents.		
Agents, Mercantile *see* Mercantile Law.		
Agents, Tax *see* Income Tax Assessment.		
AGRICULTURAL CHEMICALS ACT, 1955	1955	167
AGRICULTURAL COLLEGE ACT, 1936	1	208
AGRICULTURAL COLLEGE ACT AMENDMENT ACT, 1938	1938	112
AGRICULTURAL COLLEGE ACT, 1936-1938 (*as reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
AGRICULTURAL COLLEGE ACT AMENDMENT ACT, 1940	1940	37
AGRICULTURAL GRADUATES LAND SETTLEMENT ACT, 1922-1935	1	212
AGRICULTURAL GRADUATES LAND SETTLEMENT ACT AMENDMENT ACT, 1938	1938	82
THE AGRICULTURAL HOLDINGS ACT, 1891	1	220
AGRICULTURAL SEEDS ACT, 1938	1938	51
AGRICULTURAL SEEDS ACT AMENDMENT ACT, 1957	1957	72
AGRICULTURAL SEEDS ACT, 1938-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1957.....	—	—
AIR NAVIGATION ACT, 1937	1937	47
Air Raid Precautions *see* Emergency Powers.		
Air Transport *see* Commonwealth Powers.		
ALCOHOL AND DRUG ADDICTS (TREATMENT) ACT, 1961....	1961	178
Alcohol *see also* Inflammable Liquids : Licensing.		

Title or Subject Matter.	Volume.	Page.
Aliens *see* Firearms: Law of Property: Local Government.		
ALSATIAN DOGS ACT, 1934	1	232
ALSATIAN DOGS ACT AMENDMENT ACT, 1949	1949	207
ALSATIAN DOGS ACT, 1934-1949 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
AMENDMENTS INCORPORATION ACT, 1937	1937	49
AMUSEMENTS DUTY (SUSPENSION) ACT, 1942	1942	9
AMUSEMENTS DUTY (FURTHER SUSPENSION) ACT, 1954	1954	92
AMUSEMENTS DUTY (FURTHER SUSPENSION) ACT, 1957	1957	45
AMUSEMENTS DUTY (FURTHER SUSPENSION) ACT, 1960	1960	39
Amusements Duty *see also* Stamp Duties.		
ANATOMY ACT, 1884-1934	1	236
ANATOMY ACT AMENDMENT ACT, 1954	1954	27
ANATOMY ACT AMENDMENT ACT (No. 2), 1954	1954	75
Ancient Lights *see* Law of Property.		
ANIMALS AND BIRDS PROTECTION ACT, 1919-1934	1	242
ANIMALS AND BIRDS PROTECTION ACT AMENDMENT ACT, 1938	1938	19
ANIMALS AND BIRDS PROTECTION ACT, 1919-1938 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1938	285
ANIMALS AND BIRDS PROTECTION ACT AMENDMENT ACT, 1958	1958	159
Animals, Cruelty to *see* Prevention of Cruelty to Animals.		
Anzac Highway, Advertisements near *see* Highways.		
ANZAC HIGHWAY AGREEMENT ACT, 1937	1937	25
ANZAC HIGHWAY AGREEMENT ACT AMENDMENT ACT, 1940	1940	80
Apcel Limited *see* Pulp and Paper Mills Agreement		
APIARIES ACT, 1931-1935	1	263
APIARIES ACT AMENDMENT ACT, 1943	1943	41
Apportionment *see* Law of Property.		
APPRAISERS ACT, 1934	1	271

Title or Subject Matter.	Volume.	Page.
APPRAISERS ACT AMENDMENT ACT, 1961	1961	11
APPRENTICES ACT, 1950	1950	157
Apprentices *see also* Hairdressers Registration: Industrial: Masters and Servants: Pharmacy.		
Appropriation Acts *see* Table of Public Acts of Restricted Application.		
APPROPRIATION (FEDERAL AID ROADS AGREEMENT) ACT, 1947	1947	91
ARBITRATION ACT, 1891-1934	1	273
ARCHITECTS ACT, 1939	1939	198
Artesian Bores *see* Pastoral: Underground Waters Preservation.		
ART GALLERY ACT, 1939	1939	154
ART GALLERY ACT AMENDMENT ACT, 1960	1960	67
ARTIFICIAL BREEDING ACT, 1961	1961	34
Art Unions *see* Lottery and Gaming.		
Assayers *see* Gold Buyers.		
ASSOCIATIONS INCORPORATION ACT, 1956	1956	203
ASSOCIATIONS INCORPORATION ACT AMENDMENT ACT, 1957	1957	55
ASSOCIATIONS INCORPORATION ACT, 1956-1957. (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Associations Incorporation *see also* Community Hotels (Incorporation): Libraries and Institutes.		
AUCTIONEERS ACT, 1934	1	293
AUCTIONEERS ACT AMENDMENT ACT, 1953	1953	14
AUCTIONEERS ACT, 1934-1953 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
AUCTIONEERS ACT AMENDMENT ACT, 1961	1961	57
AUDIT ACT, 1921-1936	1	297
AUDIT ACT AMENDMENT ACT, 1946	1946	126
AUDIT ACT AMENDMENT ACT, 1949	1949	77
AUDIT ACT AMENDMENT ACT, 1951	1951	12

Title or Subject Matter.	Volume.	Page.
AUDIT ACT AMENDMENT ACT, 1957	1957	21
AUDIT ACT, 1921-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Audit Act, 1921-1936, *has also been amended by the Public Finance Act*, 1949, *by the Statutes Amendment* (*Public Salaries*) *Act*, 1955, *by the Statutes Amendment* (*Public Salaries*) *Act*, 1957, *by the Statutes Amendment* (*Public Salaries*) *Act*, 1959, *and by the Statutes Amendment* (*Public Salaries*) *Act* (*No.* 2), 1960.		
Australian Loan Council *see* Financial Agreement.		
THE AUSTRALIAN MINERAL DEVELOPMENT LABORATORIES ACT, 1959	1959	49
Badges *see* Returned Servicemen's Badges.		
Bagatelle *see* Licensing.		
BAILIFFS AND INQUIRY AGENTS LICENSING ACT, 1945	1945	57
Bakers *see* Bread.		
BAKEHOUSES REGISTRATION ACT, 1945	1945	147
BAKEHOUSES REGISTRATION ACT AMENDMENT ACT, 1947	1947	110
BAKEHOUSES REGISTRATION ACT, 1945-1947 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
THE BALLOT ACT OF 1862	1	313
Bank Holidays *see* Holidays.		
BANKING COMPANIES ACT REPEAL ACT, 1946	1946	109
Banking Companies and Partnerships *see* Companies.		
Bank Notes *see* Banking Companies : Stamp Duties.		
Bankers' Books *see* Evidence.		
BARLEY MARKETING ACT, 1947	1947	128
BARLEY MARKETING ACT AMENDMENT ACT, 1952	1952	107
BARLEY MARKETING ACT AMENDMENT ACT, 1953	1953	30
BARLEY MARKETING ACT AMENDMENT ACT, 1956	1956	63
Barmaids *see* Licensing.		
Barristers *see* Legal Practitioners : Supreme Court.		
Basic Wage *see* Industrial.		
Bastardy *see* Maintenance.		

Title or Subject Matter.	Volume.	Page.
Beekeepers *see* Apiaries : Bush Fires : Honey Marketing : Local Government.		
BENEFIT ASSOCIATIONS ACT, 1958	1958	161
Benzol *see* Liquid Fuel.		
Betting *see* Lottery and Gaming.		
Billiards *see* Licensing.		
Bills of Lading *see* Mercantile Law.		
THE BILLS OF SALE ACT, 1886-1935.....	1	329
BILLS OF SALE ACT AMENDMENT ACT, 1940	1940	158
THE BILLS OF SALE ACT, 1886-1940 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Bird Cages *see* Prevention of Cruelty to Animals.		
Birkenhead Bridge *see* Highways.		
Births *see* Adoption of Children : Births and Deaths Registration : Notification of Births.		
BIRTHS AND DEATHS REGISTRATION ACT, 1936	1	345
BIRTHS AND DEATHS REGISTRATION ACT AMENDMENT ACT, 1940	1940	56
BIRTHS AND DEATHS REGISTRATION ACT AMENDMENT ACT, 1942	1942	25
BIRTHS AND DEATHS REGISTRATION ACT AMENDMENT ACT, 1947	1947	112
BIRTHS AND DEATHS REGISTRATION ACT AMENDMENT ACT, 1959	1959	159
BIRTHS AND DEATHS REGISTRATION ACT AMENDMENT ACT, 1960	1960	76
Births Registration *see also* Adoption of Children.		
Blast Furnace *see* Broken Hill Proprietary Company's Indenture.		
Blood Transfusion *see* Emergency Medical Treatment of Children.		
Board of Industry *see* Industrial.		
Boat Harbors for Fishing Boats *see* Fisheries.		
Boilers *see* Steam Boilers and Enginedrivers.		
Bookmakers *see* Lottery and Gaming.		
Boots *see* Footwear Regulation.		
Bores *see* Underground Waters Preservation.		

Title or Subject Matter.	Volume.	Page.
BOTANIC GARDEN ACT, 1935	1	375
BOTANIC GARDEN ACT AMENDMENT ACT, 1940	1940	59
BOTANIC GARDEN ACT AMENDMENT ACT, 1960	1960	170
BOTANIC GARDEN ACT AMENDMENT ACT, 1961	1961	40
BRACHINA TO LEIGH CREEK NORTH COALFIELD RAILWAY AGREEMENT ACT, 1950	1950	137
BRANDS ACT, 1933-1936	1	381
BRANDS ACT AMENDMENT ACT, 1948	1948	11
BRANDS ACT AMENDMENT ACT, 1955	1955	141
BRANDS ACT AMENDMENT ACT, 1957	1957	75
BRANDS ACT AMENDMENT ACT, 1961	1961	58
Brandy Adulteration *see* Food and Drugs: Licensing.		
Breach of Promise *see* Evidence: Survival of Causes of Action.		
BREAD ACT, 1954	1954	93
Bread *see also* Bakehouses Registration.		
Breeding, Artificial *see* Artificial Breeding.		
Brewers *see* Licensing.		
BROADENING OF GAUGE (SOUTH-EASTERN RAILWAYS) ACT, 1944	1944	35
BROKEN HILL PROPRIETARY COMPANY'S INDENTURE ACT, 1937	1937	75
The Broken Hill Proprietary Company's Indenture Act, 1937, *has been amended by the Northern Areas and Whyalla Water Supply Act*, 1940.		
BROKEN HILL PROPRIETARY COMPANY'S STEEL WORKS INDENTURE ACT, 1958	1958	86
Broken Hill Proprietary Company *see also* Northern Areas and Whyalla Water Supply: Table of Public Acts of Restricted Application: Table of Private Acts: Whyalla Town Commission.		
Brokers *see* Sharebrokers.		
Brokers, Licensed Land *see* Real Property.		
Brothels *see* Police Offences.		
Broughton Irrigation *see* Lower River Broughton Irrigation Trust.		

Title or Subject Matter.	Volume.	Page.
Buffer Wild Dog Fence *see* Dog Fence.		
BUILDING ACT, 1923-1935	1	424
BUILDING ACT AMENDMENT ACT, 1940	1940	162
BUILDING ACT, 1923-1940 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1940	353
BUILDING ACT AMENDMENT ACT, 1946	1946	36
BUILDING ACT AMENDMENT ACT, 1953	1953	141
BUILDING ACT, 1923-1953 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Building *see also* Local Government.		
BUILDING CONTRACTS (DEPOSITS) ACT, 1953	1953	52
BUILDING CONTRACTS (DEPOSITS) ACT AMENDMENT ACT 1954	1954	88
Building Control *see* Building Operations.		
Building, Encroachment by *see* Encroachments.		
BUILDING OPERATIONS ACT, 1952	1952	78
THE BUILDING SOCIETIES ACT, 1881-1936	1	513
BUILDING SOCIETIES ACT AMENDMENT ACT, 1938	1938	114
BUILDING SOCIETIES ACT, 1881-1938 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1938	307
Building Societies *see also* Homes: Housing Agreement.		
BULK HANDLING OF GRAIN ACT, 1955	1955	12
BULK HANDLING OF GRAIN ACT AMENDMENT ACT, 1961	1961	9
Bulls, Licensing of *see* Dairy Cattle Improvement.		
Burials *see* Anatomy: Births and Deaths Registration: Coroners: Cremation: Health: Local Government: Medical Practitioners.		
BUSH FIRES ACT, 1960	1960	124
Bush Fires *see also* Volunteer Fire Fighters Fund.		
BUSINESS AGENTS ACT, 1938	1938	173
BUSINESS AGENTS ACT AMENDMENT ACT, 1949	1949	118
BUSINESS AGENTS ACT AMENDMENT ACT, 1951	1951	16

Title or Subject Matter.	Volume.	Page.
BUSINESS AGENTS ACT AMENDMENT ACT, 1954	1954	18
BUSINESS AGENTS ACT, 1938-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
The Business Agents Act, 1938, *has also been amended by the Statute Law Revision Act*, 1957.		
Business Names *see* Registration of Business Names.		
Butter *see* Dairy Industry : Dairy Produce : Food and Drugs : Margarine.		
Cabarets *see* Places of Public Entertainment.		
Cabs *see* Local Government : Metropolitan Taxi-Cab : Road and Railway Transport.		
CAMELS DESTRUCTION ACT, 1925-1926	1	554
Capital Issues Regulations *see* Economic Stability.		
THE CARRIERS ACT, 1891	1	556
Carriers *see also* Road and Railway Transport.		
Cash Order Transactions *see* Money-Lenders.		
Catholic Church Endowment Society *see*, in the Table of Public Acts of Restricted Application, Exchange of Land (Hundred of Noarlunga).		
CATTLE COMPENSATION ACT, 1939	1939	65
CATTLE COMPENSATION ACT AMENDMENT ACT, 1948	1948	109
CATTLE COMPENSATION ACT AMENDMENT ACT, 1951	1951	30
CATTLE COMPENSATION ACT AMENDMENT ACT (No. 2), 1951	1951	76
CATTLE COMPENSATION ACT AMENDMENT ACT, 1954	1954	82
CATTLE COMPENSATION ACT, 1939-1954 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
Cattle Compensation *see also* Stock Diseases.		
CELLULOSE (AUSTRALIA) LIMITED (GOVERNMENT SHARES) ACT, 1957	1957	17
CELLULOSE (AUSTRALIA) LIMITED (GOVERNMENT SHARES) ACT, 1960	1960	45
Cellulose (Australia) Limited *see also* Pulp and Paper Mills Agreement : Surplus Revenue.		
Cemeteries *see* Cremation : Enfield General Cemetery : Local Government : West Terrace Cemetery.		
Censorship *see* Places of Public Entertainment.		

Title or Subject Matter.	Volume.	Page.
CHAFF AND HAY ACT, 1922	1	560
CHAFF AND HAY ACT AMENDMENT ACT, 1938	1938	4
CHAFF AND HAY ACT, 1922-1938 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
CHAFF AND HAY (ACQUISITION) ACT, 1944	1944	6
Chaff and Hay Acquisition *see also* Drought Relief.		
Chain Pharmacy Shops *see* Pharmacy.		
Charitable Collections *see* Collections for Charitable Purposes.		
Charitable Funds *see* Collections for Charitable Purposes: Public Charities Funds.		
Charitable Trusts Procedure *see* Trustee.		
Cheese *see* Dairy Industry : Dairy Produce : Food and Drugs.		
Chemists *see* Pharmacy.		
Child Minding Centres *see* Local Government.		
Children, Adoption of *see* Adoption of Children.		
Children, Courts for Trial of *see* Juvenile Courts.		
Children, Emergency Medical Treatment of *see* Emergency Medical Treatment of Children.		
Children, Evidence of *see* Evidence.		
Children, Guardianship of *see* Guardianship of Infants.		
Children, Legitimation of *see* Births and Deaths Registration.		
CHILDREN'S INSTITUTIONS SUBSIDIES ACT, 1961	1961	60
CHILDREN'S PROTECTION ACT, 1936	1	568
CHILDREN'S PROTECTION ACT AMENDMENT ACT, 1961	1961	19
CHIROPODISTS ACT, 1950	1950	184
CHIROPRACTIC ACT, 1949	1949	84
Circuit Courts *see* Supreme Court.		
CITRUS MARKETING ACT, 1931	1	574
CITY OF WHYALLA COMMISSION ACT, 1944	1944	96
WHYALLA TOWN COMMISSION ACT AMENDMENT ACT, 1949	1949	52
WHYALLA TOWN COMMISSION ACT AMENDMENT ACT, 1961	1961	32

Title or Subject Matter.	Volume.	Page.
City of Whyalla Commission Act Amendment Act, 1961	1961	62
City of Whyalla Town Lands *see* Crown Lands.		
City of Whyalla Water Supply *see* Northern Areas and Whyalla Water Supply.		
Civil Service *see* Public Service.		
Closer Settlement *see* Crown Lands.		
Clubs *see* Licensing.		
Coal Act, 1947	1947	70
Coal Act Amendment Act, 1948	1948	140
Coal Act Amendment Act, 1949	1949	44
Coal Act Amendment Act, 1950	1950	6
Coal Act Amendment Act, 1955	1955	97
Coal Mining *see* Electricity Trust of South Australia : Mining.		
Coal Rationing *see* Coal.		
Collections for Charitable Purposes Act, 1939	1939	73
Collections for Charitable Purposes Act Amendment Act, 1947	1947	45
Collections for Charitable Purposes Act, 1939-1947 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Combines *see* Fair Prices.		
Commissioner of Public Works Incorporation Act, 1917	1	593
Commissioner of Public Works *see also* Ministers' Titles.		
Commissioners for Taking Affidavits *see* Oaths : Supreme Court.		
Commissions, Prohibition of *see* Secret Commissions Prohibition.		
Commissions, Royal *see* Royal Commissions.		
Common Employment, Abolition of Rule of *see* Wrongs.		
Commonwealth and State Housing Agreement Act, 1945	1945	122
Commonwealth and State Housing Supplemental Agreement Act, 1954	1954	141
Commonwealth and State Housing Agreement *see also* Housing Agreement.		
Commonwealth Housing *see* Advances for Homes.		
Commonwealth Income Tax *see* Income Tax Collection.		

Title or Subject Matter.	Volume.	Page.
COMMONWEALTH LEGISLATIVE POWER ACT, 1931	1	594
COMMONWEALTH POWERS ACT, 1943	1943	4
Commonwealth Powers *see also* Air Navigation: Economic Stability.		
Commonwealth National Security Regulations *see* Economic Stability: Prices.		
COMMONWEALTH WATER AGREEMENT RATIFICATION ACT REPEAL ACT, 1954	1954	89
COMMUNITY HOTELS (INCORPORATION) ACT, 1938	1938	93
COMMUNITY HOTELS INCORPORATION ACT AMENDMENT ACT, 1944	1944	57
THE COMPANIES ACT, 1934-1935	1	597
COMPANIES ACT AMENDMENT ACT, 1939.....	1939	349
COMPANIES ACT AMENDMENT ACT, 1952	1952	126
COMPANIES ACT AMENDMENT ACT, 1956	1956	192
COMPANIES ACT, 1934-1956 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
COMPANIES ACT AMENDMENT ACT, 1960	1960	78
The Companies Act, 1934-1935, *has also been amended by the Associations Incorporation Act*, 1956.		
Companies *see also* Banking Companies: Insurance Companies (Deposits): Unclaimed Moneys.		
COMPULSORY ACQUISITION OF LAND ACT, 1925	1	870
COMPULSORY ACQUISITION OF LAND ACT AMENDMENT ACT, 1959	1959	79
Compulsory Voting *see* Electoral.		
CONCILIATION ACT, 1929	1	919
CONSOLIDATION OF REGULATIONS ACT, 1937	1937	124
CONSTITUTION ACT, 1934-1936	2	1
CONSTITUTION ACT AMENDMENT ACT, 1937.....	1937	134
CONSTITUTION ACT AMENDMENT ACT, 1939	1939	365
CONSTITUTION ACT AMENDMENT ACT (No. 2), 1939	1939	368
CONSTITUTION ACT AMENDMENT ACT, 1940.....	1940	89

Title or Subject Matter.	Volume.	Page.
CONSTITUTION ACT AMENDMENT ACT, 1942	1942	16
CONSTITUTION ACT AMENDMENT ACT, 1943	1943	124
CONSTITUTION ACT AMENDMENT ACT, 1947.....	1947	46
CONSTITUTION ACT AMENDMENT ACT, 1950.....	1950	112
CONSTITUTION ACT AMENDMENT ACT, 1951.....	1951	7
CONSTITUTION ACT AMENDMENT ACT (No. 2), 1951	1951	165
CONSTITUTION ACT AMENDMENT ACT, 1953.....	1953	76
CONSTITUTION ACT AMENDMENT ACT (No. 2), 1953	1953	201
CONSTITUTION ACT AMENDMENT ACT, 1955.....	1955	218
CONSTITUTION ACT AMENDMENT ACT, 1959.....	1959	123
CONSTITUTION ACT AMENDMENT ACT, 1961.....	1961	64
CONSTITUTION ACT, 1934-1961 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1961	305
The Constitution Act, 1934-1936, *has also been amended by the Public Finance Act*, 1949, *by the Statutes Amendment (Public Salaries) Act*, 1955, *and by the Statutes Amendment (Public Salaries) Act*, 1960.		
Constitution *see also* Commonwealth Powers.		
Contracts, Building *see* Building Contracts (Deposits).		
Contributory Negligence *see* Wrongs.		
Controlled Access Roads *see* Highways.		
CONTROL OF ADVERTISEMENTS ACT, 1916-1935.....	2	40
CONTROL OF WATERS ACT, 1919-1925.....	2	44
Conversion of Public Securities *see* Commonwealth Legislative Power: Financial Agreement: Financial Emergency.		
Conveyancing *see* Estates Tail: Homestead: Law of Property: Real Property: Registration of Deeds: Settled Estates: Trustee: Wills.		
Convicts' Property *see* Criminal Law Consolidation.		
Co-operative Societies *see* Building Societies: Friendly Societies: Industrial and Provident Societies.		
Copyright *see* Table of Public Acts of Restricted Application.		
Corneal Grafting *see* Anatomy.		

Title or Subject Matter.	Volume.	Page.
CORNSACKS ACT, 1938	1938	124
CORNSACKS ACT AMENDMENT ACT, 1939	1939	18
CORONERS ACT, 1935	2	62
CORONERS ACT AMENDMENT ACT, 1952	1952	161
CORONERS ACT, 1935-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
COUNTRY FACTORIES ACT, 1945	1945	84
COUNTRY HOUSING ACT, 1958	1958	13
COUNTRY HOUSING ACT AMENDMENT ACT, 1960	1960	47
Coupons, Trading *see* Trading Stamps.		
COURSING RESTRICTION ACT, 1927	2	74
Court of Disputed Returns *see* Electoral.		
Courts, Juvenile *see* Juvenile Courts.		
Courts, Maintenance of Order in *see* Law Courts (Maintenance of Order).		
Courts, Restrictions on Publication of Reports of Proceedings of *see* Police Offences.		
Cream *see* Dairy Industry: Food and Drugs: Metropolitan Milk Supply.		
CREMATION ACT, 1891-1936	2	67
Criminal Appeals *see* Criminal Law Consolidation.		
Criminal Children *see* Juvenile Courts.		
Criminal Conversation, Abolition of *see* Matrimonial Causes.		
CRIMINAL LAW CONSOLIDATION ACT, 1935	2	81
CRIMINAL LAW CONSOLIDATION ACT AMENDMENT ACT, 1940	1940	179
CRIMINAL LAW CONSOLIDATION ACT AMENDMENT ACT, 1952	1952	66
CRIMINAL LAW CONSOLIDATION ACT AMENDMENT ACT, 1956	1956	183
CRIMINAL LAW CONSOLIDATION ACT, 1935-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Criminal Law Consolidation Act, 1935, *has also been amended by the Coroners Act Amendment Act*, 1952, *and the Statute Law Revision Act*, 1957.		
Criminal Law *see also* Kidnapping.		
Criminal Mental Defectives *see* Mental Health.		

Title or Subject Matter.	Volume.	Page.
CROWN DEBTORS RELIEF ACT, 1934	2	216
CROWN LANDS ACT, 1929-1936	2	219
CROWN LANDS ACT AMENDMENT ACT, 1937	1937	88
CROWN LANDS ACT AMENDMENT ACT, 1938	1938	95
CROWN LANDS ACT AMENDMENT ACT, 1939	1939	5
CROWN LANDS ACT AMENDMENT ACT (No. 2), 1939	1939	250
CROWN LANDS ACT, 1929-1939 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1939	414
CROWN LANDS ACT AMENDMENT ACT, 1940	1940	61
CROWN LANDS ACT AMENDMENT ACT, 1941	1941	90
CROWN LANDS ACT AMENDMENT ACT, 1944	1944	66
CROWN LANDS ACT, 1929-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
CROWN LANDS ACT AMENDMENT ACT, 1957	1957	68
CROWN LANDS ACT AMENDMENT ACT, 1960	1960	172
The Crown Lands Act, 1929-1936, *has also been amended by the Soil Conservation Act Amendment Act*, 1945, *and the Statute Law Revision Act*, 1952.		
CROWN LANDS DEVELOPMENT ACT, 1943	1943	43
Crown Lands Development *see also* Land Settlement: Land Settlement (Development Leases).		
CROWN RATES AND TAXES RECOVERY ACT, 1945	1945	98
Cruelty to Animals *see* Prevention of Cruelty to Animals.		
Dairies *see* Dairy Industry: Food and Drugs: Health: Metropolitan Milk Supply.		
DAIRY CATTLE IMPROVEMENT ACT, 1921-1934	2	343
DAIRY CATTLE IMPROVEMENT ACT AMENDMENT ACT, 1940	1940	153
DAIRY CATTLE IMPROVEMENT ACT AMENDMENT ACT, 1955	1955	35
DAIRY CATTLE IMPROVEMENT ACT AMENDMENT ACT, 1960	1960	175
DAIRY INDUSTRY ACT, 1928-1935	2	349

Title or Subject Matter.	Volume.	Page.
DAIRY INDUSTRY ACT AMENDMENT ACT, 1937	1937	129
DAIRY INDUSTRY ACT, 1928-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
DAIRY INDUSTRY ACT AMENDMENT ACT, 1942	1942	95
DAIRY INDUSTRY ACT AMENDMENT ACT, 1957	1957	77
DAIRY INDUSTRY ACT AMENDMENT ACT, 1958	1958	168
The Dairy Industry Act, 1928-1935, *has also been amended by the Margarine Act*, 1939.		
DAIRY PRODUCE ACT, 1934-1935	2	366
DAIRY PRODUCE ACT AMENDMENT ACT, 1937	1937	12
DAIRY PRODUCE ACT, 1934-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
DAIRY PRODUCE ACT AMENDMENT ACT, 1938	1938	39
DAIRY PRODUCE ACT AMENDMENT ACT, 1940	1940	23
DAIRY PRODUCE ACT AMENDMENT ACT, 1942	1942	11
DAIRY PRODUCE ACT AMENDMENT ACT, 1944.....	1944	11
DAIRY PRODUCE ACT AMENDMENT ACT, 1946	1946	102
Damages, Survival of Actions for *see* Survival of Causes of Action.		
DANGEROUS DRUGS ACT, 1934	2	372
DANGEROUS DRUGS ACT AMENDMENT ACT, 1955.....	1955	89
DANGEROUS DRUGS ACT, 1934-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
Dangerous Weeds *see* Weeds.		
Dealers *see* Marine Stores : Second-hand Dealers.		
Death Certificates *see* Births and Deaths Registration : Medical Practitioners.		
Death, Survival of Causes of Action after *see* Survival of Causes of Action.		
Deaths Registration *see* Births and Deaths Registration.		
Debt Adjustment *see* Farmers Assistance : Primary Producers Debts.		
DEBTORS ACT, 1936	2	393

Title or Subject Matter.	Volume.	Page.
Declarations *see* Oaths.		
Defamation *see* Wrongs.		
DENTISTS ACT, 1931-1936	2	396
DENTISTS ACT AMENDMENT ACT, 1960	1960	5
Destitute Children *see* Children's Institutions Subsidies: Maintenance.		
Destitute Persons *see* Interstate Destitute Persons Relief: Maintenance.		
DISCHARGED SOLDIERS SETTLEMENT ACT, 1934-1935	2	422
DISCHARGED SOLDIERS SETTLEMENT ACT AMENDMENT ACT, 1940	1940	68
Discharged Soldiers Settlement *see also* Commonwealth Powers: Land Settlement: Livestock (War Service Land Settlement): War Service Land Settlement Agreement.		
Distillers *see* Licensing.		
Distress for Rent *see* Landlord and Tenant: Landlord and Tenant (Control of Rents).		
District Councils *see* Local Government.		
Divorce *see* Matrimonial Causes.		
Divorce Proceedings, Restrictions on Reports of *see* Police Offences.		
DOG FENCE ACT, 1946	1946	155
DOG FENCE ACT AMENDMENT ACT, 1949	1949	152
DOG FENCE ACT AMENDMENT ACT, 1953	1953	19
DOG FENCE ACT AMENDMENT ACT, 1959	1959	81
DOG FENCE ACT AMENDMENT ACT, 1960	1960	91
DOG FENCE ACT AMENDMENT ACT, 1961	1961	42
Dogs *see* Alsatian Dogs: Coursing Restriction: Dog Fence: Registration of Dogs: Wild Dogs.		
DRAUGHT STALLIONS ACT REPEAL ACT, 1955	1955	31
DRIED FRUITS ACT, 1934	2	462
DRIED FRUITS ACT AMENDMENT ACT, 1938	1938	136

Title or Subject Matter.	Volume.	Page.
DRIED FRUITS ACT, 1934-1938 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
DRIED FRUITS ACT AMENDMENT ACT, 1941	1941	127
Drive-in Theatres *see* Places of Public Entertainment.		
Drivers Licences *see* Motor Vehicles.		
DROUGHT RELIEF ACT, 1940	1940	39
DROUGHT AND FROST RELIEF ACT, 1944	1944	43
DROUGHT RELIEF ACT, 1945	1945	29
DROUGHT RELIEF ACT, 1946	1946	1
Drought Relief *see also* Table of Public Acts of Restricted Application.		
Drought Relief Charges *see* Farmers Assistance.		
Drugs *see* Alcohol and Drug Addicts (Treatment): Benefit Associations: Dangerous Drugs: Food and Drugs.		
EARLY CLOSING ACT, 1926-1935	2	477
EARLY CLOSING ACT AMENDMENT ACT, 1940	1946	46
EARLY CLOSING ACT AMENDMENT ACT, 1945	1945	153
EARLY CLOSING ACT AMENDMENT ACT, 1952	1952	59
EARLY CLOSING ACT AMENDMENT ACT, 1953	1953	146
EARLY CLOSING ACT AMENDMENT ACT, 1954	1954	99
EARLY CLOSING ACT AMENDMENT ACT, 1960	1960	177
EARLY CLOSING ACT, 1926-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Earmarks *see* Brands.		
EASTER ACT, 1929	2	524
ECONOMIC STABILITY ACT, 1946	1946	248
EDUCATION ACT, 1915-1935	2	525
EDUCATION ACT AMENDMENT ACT, 1940	1940	122
EDUCATION ACT AMENDMENT ACT, 1941	1941	182
EDUCATION ACT AMENDMENT ACT, 1942	1942	67

Title or Subject Matter.	Volume.	Page.
EDUCATION ACT AMENDMENT ACT, 1945	1945	156
EDUCATION ACT AMENDMENT ACT, 1946	1946	110
EDUCATION ACT AMENDMENT ACT, 1947	1947	75
EDUCATION ACT AMENDMENT ACT, 1947 (No. 2)	1947	76
EDUCATION ACT AMENDMENT ACT, 1948	1948	28
EDUCATION ACT AMENDMENT ACT, 1949	1949	96
EDUCATION ACT AMENDMENT ACT, 1951	1951	98
EDUCATION ACT AMENDMENT ACT, 1954	1954	102
EDUCATION ACT, 1915-1954 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
EDUCATION ACT AMENDMENT ACT, 1960	1960	258
The Education Act, 1915-1935, *has also been amended by the Statutes Amendment* (*Long Service Leave*) *Act*, 1958.		
Education *see also* Apprentices: Salaries Adjustment (Public Service and Teachers).		
Eggs, Marketing of *see* Marketing of Eggs.		
EIGHT MILE CREEK SETTLEMENT (DRAINAGE MAINTENANCE) ACT, 1959	1959	125
Ejectment *see* Crown Lands: Economic Stability: Housing Improvement: Landlord and Tenant: Landlord and Tenant (Control of Rents): Local Courts: Real Property.		
THE ELECTION OF SENATORS ACT, 1903	2	566
Elections *see* Ballot: Constitution: Election of Senators: Electoral: Local Government.		
ELECTORAL ACT, 1929-1934	2	567
ELECTORAL ACT AMENDMENT ACT, 1937	1937	130
ELECTORAL ACT AMENDMENT ACT, 1941	1941	97
ELECTORAL ACT AMENDMENT ACT, 1942	1942	130
ELECTORAL ACT AMENDMENT ACT, 1943	1943	78
ELECTORAL ACT AMENDMENT ACT, 1946	1946	171
ELECTORAL ACT AMENDMENT ACT, 1950	1950	121
ELECTORAL ACT AMENDMENT ACT, 1955	1955	159

Title or Subject Matter.	Volume.	Page.
ELECTORAL ACT, 1929-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
ELECTORAL ACT AMENDMENT ACT, 1959	1959	11
ELECTORAL DISTRICTS (REDIVISION) ACT, 1954	1954	103
Electoral Districts *see also* Constitution.		
ELECTRICAL ARTICLES AND MATERIALS ACT, 1940	1940	125
Electrical Articles and Materials *see also* Electricity.		
ELECTRICITY ACT, 1943	1943	80
The Electricity Act, 1943, *has been amended by the Electricity Trust of South Australia Act*, 1946		
Electricity Rationing *see* Coal.		
ELECTRICITY SUPPLIES (COUNTRY AREAS) ACT, 1950	1950	30
ELECTRICITY TRUST OF SOUTH AUSTRALIA ACT, 1946	1946	5
ELECTRICITY TRUST OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1946	1946	120
ELECTRICITY TRUST OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1949	1949	154
ELECTRICITY TRUST OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1952	1952	53
ELECTRICITY TRUST OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1954	1954	145
ELECTRICITY TRUST OF SOUTH AUSTRALIA ACT 1946-1954 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).	—	—
Electric Supply Works *see* Electricity Supplies (Country Areas) : Local Electricity Undertakings (Security for Loans) : Local Government.		
Elevators *see* Lifts Regulation.		
EMERGENCY POWERS ACT, 1941	1941	8
The Emergency Powers Act, 1941, *has been amended by the Statute Law Revision Act*, 1952.		
EMERGENCY MEDICAL TREATMENT OF CHILDREN ACT, 1960.	1960	189
EMERGENCY SUPPLIES ACT, 1941.....	1941	72
EMPLOYEES REGISTRY OFFICES ACT, 1915-1934	2	632

Title or Subject Matter.	Volume.	Page.
EMPLOYEES REGISTRY OFFICES ACT, 1939	1939	259
EMPLOYEES REGISTRY OFFICES ACT, 1915-1939 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
EMPLOYEES REGISTRY OFFICES ACT AMENDMENT ACT, 1953	1953	78
Employers Liability *see* Wrongs.		
ENCROACHMENTS ACT, 1944	1944	59
ENFIELD GENERAL CEMETERY ACT, 1944	1944	146
ENFIELD GENERAL CEMETERY ACT AMENDMENT ACT, 1949	1949	62
ENFIELD GENERAL CEMETERY (EXCHANGE OF LAND) ACT, 1952	1952	128
ENFIELD GENERAL CEMETERY ACT AMENDMENT ACT, 1956.	1956	36
ENFIELD GENERAL CEMETERY ACT AMENDMENT ACT, 1960	1960	94
Enginedrivers *see* Steamboilers and Enginedrivers.		
Entertainments *see* Amusements Duty (Suspension): Children's Protection: Collections for Charitable Purposes: Licensing: Places of Public Entertainment: Stamp Duties.		
Erosion *see* Crown Lands: Pastoral: Sand Drift: Soil Conservation.		
THE ESTATES TAIL ACT, 1881	2	647
Evictions, Control of *see* Landlord and Tenant (Control of Rents).		
EVIDENCE ACT, 1929-1933	2	649
EVIDENCE ACT AMENDMENT ACT, 1940	1940	129
EVIDENCE ACT AMENDMENT ACT, 1941	1941	100
EVIDENCE ACT AMENDMENT ACT, 1945	1945	133
EVIDENCE ACT AMENDMENT ACT, 1947	1947	7
EVIDENCE ACT AMENDMENT ACT, 1949	1949	121
EVIDENCE ACT AMENDMENT ACT, 1955	1955	85
EVIDENCE ACT AMENDMENT ACT, 1957	1957	94
EVIDENCE ACT, 1929-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1958	235

Title or Subject Matter.	Volume.	Page.
EVIDENCE ACT AMENDMENT ACT, 1960	1960	64
The Evidence Act, 1929-1933, *has also been amended by the Statute Law Revision Act*, 1952.		
EVIDENCE (AFFIDAVITS) ACT, 1928	2	676
Evidence as to Wills *see* Aged and Infirm Persons' Property.		
Exchange, Overseas *see* Commonwealth Powers.		
Executive *see* Constitution.		
Exhumations *see* Coroners.		
EXPLOSIVES ACT, 1936	2	677
EXPLOSIVES ACT AMENDMENT ACT, 1958	1958	126
Export Meat Works *see* Metropolitan and Export Abattoirs.		
Eyes, Removal of from Deceased Persons *see* Anatomy.		
EYRE PENINSULA LAND PURCHASE ACT, 1946	1946	24
Factories *see* Country Factories : Health : Industrial : Local Government : Manufacturing Industries Protection : Noxious Trades.		
Factors *see* Mercantile Law.		
FAIR PRICES ACT, 1924-1935	2	699
Fair Prices *see also* Commonwealth Powers : Prices.		
Family Allowances *see* Commonwealth Powers.		
FARMERS ASSISTANCE ACT, 1933-1936	2	707
FARMERS ASSISTANCE (EXTENSION) ACT, 1938	1938	170
FARMERS ASSISTANCE ACT, 1933-1938 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
FARMERS ASSISTANCE ACT AMENDMENT ACT, 1939	1939	195
The Farmers Assistance Act, 1933-1936, *has also been amended by the Primary Producers Assistance Act*, 1943		
Farmers Relief *see* Drought Relief : Table of Public Acts of Restricted Application.		
Fatal Accidents *see* Survival of Causes of Action : Wrongs.		
FAUNA AND FLORA RESERVE ACT, 1919-1935	2	740
FAUNA AND FLORA RESERVE ACT AMENDMENT ACT, 1940	1940	73

Title or Subject Matter.	Volume.	Page.
FEDERAL AID ROADS AGREEMENT ACT, 1926	2	752
FEDERAL AID ROADS AGREEMENT ACT, 1930	2	756
AMENDING FEDERAL AID ROADS AGREEMENT ACT, 1931	2	760
AMENDING FEDERAL AID ROADS AGREEMENT ACT, 1936	2	765
FEDERAL AID ROADS AGREEMENT ACT, 1937	1937	5
Federal Aid Roads Agreement *see also* Appropriation (Federal Aid Roads Agreement).		
FEES REGULATION ACT, 1927	2	768
Fees, Statutory *see* Statutory Salaries and Fees.		
FENCES ACT, 1924-1926	3	1
Fences *see also* Bush Fires : Dog Fence : Vermin.		
Fencing Loans *see* Advances to Settlers : Loans for Fencing and Water Piping : Vermin.		
Ferries *see* Harbors : Local Government.		
Fertilizers *see* Agricultural Chemicals.		
FIBRE AND SPONGES ACT, 1909-1935	3	27
FIBRE AND SPONGES ACT AMENDMENT ACT, 1937	1937	104
FIBRE AND SPONGES ACT, 1909-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
FINANCIAL AGREEMENT ACT, 1927	3	33
AMENDING FINANCIAL AGREEMENT ACT, 1944	1944	112
Financial Agreement *see also* Supplementary Financial Agreement (Soldiers Settlement Loans).		
FINANCIAL EMERGENCY ACT, 1931-1936	3	46
FINANCIAL EMERGENCY ACT EXTENSION ACT, 1931	3	61
FINANCIAL EMERGENCY ACT EXTENSION ACT, 1934	3	66
FINANCIAL EMERGENCY ACT AMENDMENT ACT, 1937	1937	11
FINANCIAL EMERGENCY ACT EXTENSION ACT, 1939	1939	249
Fingerprints *see* Evidence : Police Offences.		
FIREARMS ACT, 1958	1958	170
Firearms *see also* Animals and Birds Protection : Pistol Licence		
FIRE BRIGADES ACT, 1936	3	78

Title or Subject Matter.	Volume.	Page.
FIRE BRIGADES ACT AMENDMENT ACT, 1938	1938	17
FIRE BRIGADES ACT AMENDMENT ACT, 1942	1942	98
FIRE BRIGADES ACT AMENDMENT ACT, 1944	1944	64
FIRE BRIGADES ACT, 1936-1944 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
FIRE BRIGADES ACT AMENDMENT ACT, 1958	1958	16
Fire Fighters *see* Volunteer Fire Fighters Fund.		
Fires *see* Bush Fires.		
Fireworks *see* Criminal Law Consolidation: Police Offences.		
Firms *see* Companies: Partnership: Registration of Business Names: War Terms Regulation.		
First Offenders *see* Justices: Offenders Probation.		
FISHERIES ACT, 1917-1935	3	115
FISHERIES ACT AMENDMENT ACT, 1938	1938	29
FISHERIES ACT AMENDMENT ACT (No. 2), 1938	1938	171
FISHERIES ACT, 1917-1938 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1938	338
FISHERIES ACT AMENDMENT ACT, 1946	1946	104
FISHERIES ACT AMENDMENT ACT, 1956	1956	67
FISHERIES ACT, 1917-1956 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Fisheries *see also* Whaling.		
Fishing Boats, Accommodation for *see* Fisheries.		
Fishing, Loans for *see* Loans to Producers.		
Fishing Vessels, Control of *see* Marine.		
Flinders Chase *see* Fauna and Flora Reserve.		
Flour Prices *see* Wheat Products Prices.		
FOOD AND DRUGS ACT, 1908-1935	3	139
FOOD AND DRUGS ACT AMENDMENT ACT, 1939	1939	24
FOOD AND DRUGS ACT AMENDMENT ACT, 1943	1943	47
FOOD AND DRUGS ACT AMENDMENT ACT, 1949	1949	242
FOOD AND DRUGS ACT AMENDMENT ACT, 1950	1950	22
FOOD AND DRUGS ACT AMENDMENT ACT, 1953	1953	28

Title or Subject Matter.	Volume.	Page.
FOOD AND DRUGS ACT AMENDMENT ACT, 1954	1954	30
FOOD AND DRUGS ACT, 1908-1954 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
Food for Stock *see* Stock Foods.		
FOOT AND MOUTH DISEASE ERADICATION FUND ACT, 1958..	1958	143
Foot and Mouth Disease *see also* Stock Diseases.		
FOOTWEAR REGULATION ACT, 1920	3	173
FOOTWEAR REGULATION ACT AMENDMENT ACT, 1949	1949	156
FOOTWEAR REGULATION ACT, 1920-1949 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)....	—	—
Foreign Governments *see* Real Property (Foreign Governments).		
Foreshores *see* Harbors : Local Government.		
FORESTRY ACT, 1950	1950	40
FORESTRY ACT AMENDMENT ACT, 1956	1956	69
Forestry *see also* Local Government (Forestry Reserves).		
Fraudulent Conveyances *see* Law of Property.		
FRIENDLY SOCIETIES ACT, 1919-1936	3	178
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1937	1937	121
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1938	1938	233
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1940	1940	92
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1946	1946	32
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1949	1949	79
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1950	1950	109
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1952	1952	46
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1954	1954	90
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1956	1956	162
FRIENDLY SOCIETIES ACT, 1919-1956 (*as reprinted pursuant to the Amendments Incorporation Act*, 1937).....	1956	231
FRIENDLY SOCIETIES ACT AMENDMENT ACT, 1961	1961	66
Friendly Societies *see also* Early Closing : Homes : Pharmacy : Savings Bank of South Australia.		
Frost Relief *see* Drought and Frost Relief.		

Title or Subject Matter.	Volume.	Page.
Fruit *see* Dried Fruits : Fruit and Vegetables (Grading) : Fruit and Vegetables (Prevention of Injury) : Fruit Cases : Fruit Fly : Liens on Fruit : Sale of Fruit : Vine, Fruit, and Vegetable Protection.		
Fruit and Vegetables (Grading) Act, 1934	3	215
Fruit and Vegetables (Prevention of Injury) Act, 1927	3	221
Fruit Cases Act, 1949	1949	125
Fruit Fly Act, 1947	1947	12
Fruit Fly Act Amendment Act, 1948	1948	72
Fruit Fly Act Amendment Act, 1949	1949	85
Fruit Fly Act Amendment Act, 1950	1950	70
Fruit Fly Act Amendment Act, 1952	1952	22
Fruit Fly Act Amendment Act, 1953	1953	56
Fruit Fly Act Amendment Act, 1955	1955	48
Fruit Fly (Compensation) Act, 1954	1954	107
Fruit Fly (Compensation) Act, 1956	1956	37
Fruit Fly (Compensation) Act, 1957	1957	43
Fruit Fly (Compensation) Act, 1958	1958	17
Fruit Fly (Compensation) Act, 1959	1959	30
Fuel, Liquid *see* Liquid Fuel.		
Funeral Benefits *see* Benefit Associations.		
Fungicides *see* Pest Destroyers.		
Furniture *see* Sale of Furniture.		
Game *see* Animals and Birds Protection.		
Gaming *see* Lottery and Gaming.		
Gaols *see* Prisons.		
Garden Suburb Act, 1919-1936.....	3	223
Garden Suburb Act Amendment Act, 1960	1960	191
Gas Act, 1924	3	236
Gas Act Amendment Act, 1950	1950	97
Gas Act Amendment Act, 1954	1954	7

Title or Subject Matter.	Volume.	Page.
GAS ACT AMENDMENT ACT, 1955	1955	55
GAS ACT, 1924-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
GAS ACT AMENDMDNET ACT, 1961	1961	68
Gas *see also* South Australian Gas Company.		
Gas, Natural *see* Mining (Petroleum).		
Gas, Petroleum *see* Liquefied Petroleum Gas.		
Gas Producers *see* Bush Fires.		
Gas Rationing *see* Coal.		
Gasworks *see* Local Government.		
GENERAL TRAMWAYS ACT, 1884-1935	3	264
Gifts *see* Stamp Duties : Succession Duties.		
GOLD BUYERS ACT, 1916-1935	3	294
GOODS (TRADE DESCRIPTIONS) ACT, 1935	3	315
Goods *see also* Prices : Sale of Goods : Textile Products Description : Trading Stamps.		
GOVERNMENT HOUSE DOMAIN DEDICATION ACT, 1927-1935	3	325
Government House Domain *see also* National Soldiers Memorial.		
Government Printer *see* Evidence.		
Governor *see* Constitution.		
Graft from Body of Deceased Person *see* Anatomy.		
Grain *see* Bulk Handling of Grain.		
Grasshoppers *see* Noxious Insects.		
GUARDIANSHIP OF INFANTS ACT, 1940	1940	186
Guarantee, Contracts of *see* Mercantile Law.		
Gun Licences *see* Animals and Birds Protection : Firearms.		
Habitual Criminals *see* Criminal Law Consolidation.		
HAIRDRESSERS REGISTRATION ACT, 1939	1939	161
HAIRDRESSERS REGISTRATION ACT AMENDMENT ACT, 1946	1946	128
HAIRDRESSERS REGISTRATION ACT AMENDMENT ACT, 1951	1951	100
HALLETT COVE TO PORT STANVAC RAILWAY ACT, 1959	1959	32
Hansard *see* Wrongs.		

Title or Subject Matter.	Volume.	Page.
HARBORS ACT, 1936	3	333
HARBORS ACT AMENDMENT ACT, 1943	1943	26
HARBORS ACT AND MARINE ACT AMENDMENT ACT, 1947	1947	43
HARBORS ACT AMENDMENT ACT, 1950	1950	172
HARBORS ACT AMENDMENT ACT, 1953	1953	87
HARBORS ACT AMENDMENT ACT, 1955	1955	155
Harbors for Fishing Boats *see* Fisheries.		
Harmac (Australia) Limited *see* Pulp and Paper Mill (Hundred of Gambier) Indenture.		
HAWKERS ACT, 1934	3	425
HAWKERS ACT AMENDMENT ACT, 1941	1941	12
HAWKERS ACT AMENDMENT ACT, 1948	1948	187
HAWKERS ACT AMENDMENT ACT, 1960	1960	165
Hay *see* Chaff and Hay: Chaff and Hay (Acquisition): Drought Relief.		
HEALTH ACT, 1935-1936	3	432
HEALTH ACT AMENDMENT ACT, 1940	1940	93
HEALTH ACT AMENDMENT ACT, 1941	1941	128
HEALTH ACT AMENDMENT ACT, 1943	1943	27
HEALTH ACT AMENDMENT ACT, 1947	1947	139
HEALTH ACT AMENDMENT ACT, 1950	1950	34
HEALTH ACT AMENDMENT ACT (No. 2), 1950	1950	114
HEALTH ACT AMENDMENT ACT, 1951	1951	102
HEALTH ACT AMENDMENT ACT, 1952	1952	31
HEALTH ACT AMENDMENT ACT, 1953	1953	45
HEALTH ACT AMENDMENT ACT, 1954	1954	33
HEALTH ACT AMENDMENT ACT, 1955	1955	87
HEALTH ACT, 1935-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1955	267
HEALTH ACT AMENDMENT ACT, 1956	1956	71

Title or Subject Matter.	Volume.	Page.
HEALTH ACT AMENDMENT ACT, 1959	1959	163
HEALTH ACT AMENDMENT ACT, 1960	1960	16
HEALTH ACT AMENDMENT ACT, 1961	1961	70
HEALTH ACT, 1935-1961 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Health Act, 1935-1936, *has also been amended by the Noxious Trades Act*, 1943, *and the Statute Law Revision Act*, 1957.		
Health *see also* Commonwealth Powers: Health and Medical Services: Tuberculosis (Commonwealth Arrangement).		
HEALTH AND MEDICAL SERVICES ACT, 1949	1949	237
Helium *see* Mining (Petroleum).		
HIDE AND LEATHER INDUSTRIES LEGISLATION REPEAL ACT, 1956	1956	15
HIDE, SKIN, AND WOOL DEALERS ACT, 1915-1935	3	476
HIDE, SKIN, AND WOOL DEALERS ACT AMENDMENT ACT, 1959	1959	34
HIGHWAYS ACT, 1926-1936	3	483
HIGHWAYS ACT AMENDMENT ACT, 1937	1937	40
HIGHWAYS ACT AMENDMENT ACT, 1938	1938	14
HIGHWAYS ACT AMENDMENT ACT, 1944	1944	161
HIGHWAYS ACT AMENDMENT ACT, 1949	1949	10
HIGHWAYS ACT AMENDMENT ACT, 1953	1953	136
HIGHWAYS ACT AMENDMENT ACT, 1954	1954	111
HIGHWAYS ACT AMENDMENT ACT, 1955	1955	102
HIGHWAYS ACT AMENDMENT ACT, 1960	1960	97
HIGHWAYS ACT, 1926-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Highways Act, 1926-1936, *has also been amended by the Loans for Water Conservation Act*, 1948.		
HIRE-PURCHASE AGREEMENTS ACT, 1960	1960	262
Hire-Purchase Agreements, Stamp Duties on, *see* Stamp Duties.		
THE HOLIDAYS ACT, 1910-1935	3	519
HOLIDAYS ACT AMENDMENT ACT, 1947	1947	8

Title or Subject Matter.	Volume.	Page.
THE HOLIDAYS ACT, 1910-1947 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
HOLIDAYS ACT AMENDMENT ACT, 1958	1958	120
HOLIDAYS ACT AMENDMENT ACT, 1959	1959	58
Homes, Advances for *see* Advances for Homes: Advances to Settlers: Building Societies: Homes: Housing Agreement.		
HOMES ACT, 1941	1941	131
HOMES ACT AMENDMENT ACT, 1947	1947	18
HOMES ACT AMENDMENT ACT, 1949	1949	64
HOMES ACT AMENDMENT ACT, 1950	1950	85
HOMES ACT AMENDMENT ACT, 1951	1951	31
HOMES ACT AMENDMENT ACT, 1952	1952	110
HOMES ACT AMENDMENT ACT, 1956	1956	41
HOMES ACT AMENDMENT ACT, 1957	1957	46
HOMES ACT, 1941-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1957)	1957	218
HOMES ACT AMENDMENT ACT, 1958	1958	84
HOMESTEAD ACT, 1895-1935	3	522
Homing Pigeons *see* Police Offences.		
HONEY MARKETING ACT, 1949	1949	100
HONEY MARKETING ACT AMENDMENT ACT, 1953	1953	127
HONEY MARKETING ACT AMENDMENT ACT, 1959	1959	10
HOSPITALS ACT, 1934	3	531
HOSPITALS ACT AMENDMENT ACT, 1941	1941	23
HOSPITALS ACT AMENDMENT ACT, 1951	1951	60
HOSPITALS ACT AMENDMENT ACT, 1952	1952	50
HOSPITALS ACT AMENDMENT ACT, 1958	1958	182
HOSPITALS ACT AMENDMENT ACT, 1959	1959	134
HOSPITALS ACT AMENDMENT ACT, 1961	1961	72

Title or Subject Matter.	Volume.	Page.
HOSPITALS ACT, 1934-1961 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
HOSPITAL BENEFITS ACT, 1945.....	1945	72
HOSPITAL BENEFITS (AMENDING AGREEMENT) ACT, 1948 .	1948	164
Hospital Benefits *see also* Benefit Associations : Mental Institutions Benefits : Tuberculosis (Commonwealth Arrangement).		
Hospitals, Establishment and Licensing of *see* Health : Local Government : Maintenance : Mental Defectives.		
Hostels *see* Student Hostels (Advances)		
Housing *see* Advances for Homes : Advances to Settlers : Building Operations : Building Societies : Commonwealth and State Housing Agreement : Country Housing : Homes : Housing Agreement : Housing Improvement : Irrigation : South Australian Housing Trust.		
HOUSING AGREEMENT ACT, 1956	1956	20
HOUSING AGREEMENT ACT, 1961	1961	44
HOUSING IMPROVEMENT ACT, 1940	1940	192
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1942	1942	45
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1943	1943	50
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1946	1946	131
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1947	1947	48
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1950	1950	53
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1958	1958	184
HOUSING IMPROVEMENT ACT, 1940-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
HOUSING IMPROVEMENT ACT AMENDMENT ACT, 1961	1961	49
IMMIGRATION ACT, 1923-1935	3	554
IMMIGRATION ACT AMENDMENT ACT, 1937	1937	14
IMMIGRATION ACT, 1923-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
IMPOUNDING ACT, 1920-1935	3	563

Title or Subject Matter.	Volume.	Page.
IMPOUNDING ACT AMENDMENT ACT, 1938	1938	129
IMPOUNDING ACT AMENDMENT ACT, 1947	1947	19
IMPOUNDING ACT, 1920-1947 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).	—	—
IMPRINT ACT, 1951	1951	36
Imprisonment for Debt *see* Debtors		
INCOME TAX ASSESSMENT ACT, 1936	3	593
INCOME TAX ASSESSMENT ACT AMENDMENT ACT, 1941	1941	138
INCOME TAX ASSESSMENT ACT, 1936-1941 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1941	251
INCOME TAX ASSESSMENT ACT AMENDMENT ACT, 1946	1946	174
INCOME TAX COLLECTION ACT, 1940	1940	132
INCOME TAX (RATES) ACT, 1936	3	698
INCOME TAX (RATES) ACT, 1937	1937	42
INCOME TAX (RATES) ACT, 1938	1938	74
INCOME TAX (RATES) ACT, 1939	1939	40
INCOME TAX (RATES) ACT, 1940	1940	48
INCOME TAX (RATES) ACT, 1941	1941	26
INCOME TAX SUSPENSION ACT, 1942	1942	73
The Income Tax Suspension Act, 1942, *has been amended by the Income Tax Assessment Act Amendment Act*, 1946.		
INCOME TAX (WAR-TIME CONCESSIONS) ACT, 1940	1940	96
Indecent Publications *see* Police Offences.		
Indentures of Apprenticeship *see* Apprentices.		
INDUSTRIAL AND PROVIDENT SOCIETIES ACT, 1923-1935	3	703
INDUSTRIAL AND PROVIDENT SOCIETIES ACT AMENDMENT ACT, 1952	1952	56
INDUSTRIAL AND PROVIDENT SOCIETIES ACT AMENDMENT ACT, 1954	1954	48
INDUSTRIAL AND PROVIDENT SOCIETIES ACT, 1923-1954 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—

Title or Subject Matter.	Volume.	Page.
INDUSTRIAL AND PROVIDENT SOCIETIES ACT AMENDMENT ACT, 1958	1958	82
INDUSTRIAL CODE, 1920-1936	3	733
INDUSTRIAL CODE AMENDMENT ACT, 1943	1943	87
INDUSTRIAL CODE AMENDMENT ACT, 1947	1947	143
INDUSTRIAL CODE AMENDMENT ACT, 1948	1948	92
INDUSTRIAL CODE AMENDMENT ACT, 1949	1949	230
INDUSTRIAL CODE AMENDMENT ACT, 1950	1950	55
INDUSTRIAL CODE AMENDMENT ACT (No. 2), 1950	1950	135
INDUSTRIAL CODE AMENDMENT ACT, 1951	1951	25
INDUSTRIAL CODE AMENDMENT ACT (No. 3), 1951	1951	55
INDUSTRIAL CODE AMENDMENT ACT, 1955	1955	68
INDUSTRIAL CODE AMENDMENT ACT (No. 2), 1955	1955	157
INDUSTRIAL CODE, 1920-1955. (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
INDUSTRIAL CODE AMENDMENT ACT, 1958	1958	128
The Industrial Code, 1920-1936, *has also been amended by the Statutes Amendment (Public Salaries) Act*, 1955, *by the Statutes Amendment (Public Salaries) Act*, 1959 *and by the Statutes Amendment (Public Salaries) Act (No. 2)*, 1960		
Industrial Court, Jurisdiction over Motor Drivers *see* Road and Railway Transport.		
Industrial Diseases *see* Workmen's Compensation.		
Industrial Districts *see* Manufacturing Industries Protection: Noxious Trades.		
INDUSTRIES DEVELOPMENT ACT, 1941	1941	106
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1943	1943	53
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1947	1947	147
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1949	1949	159
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1951	1951	77
INDUSTRIES DEVELOPMENT ACT AMENDMENT ACT, 1958	1958	149

Title or Subject Matter.	Volume.	Page.
Industries Encouragement *see* Commonwealth Powers: Industries Development: Industries Establishment: Native Industries Encouragement.		
INDUSTRIES ESTABLISHMENT ACT, 1945	1945	62
Inebriates *see* Aged and Infirm Persons' Property: Alcohol and Drug Addicts (Treatment): Licensing.		
Infants, Guardianship of *see* Guardianship of Infants.		
Infants' Property *see* Administration and Probate: Law of Property: Moneylenders.		
INFECTIOUS DISEASES HOSPITAL TRANSFER ACT, 1947 ...	1947	92
INFLAMMABLE LIQUIDS ACT, 1961	1961	20
Inheritance *see* Administration and Probate: Adoption of Children: Law of Property.		
THE INNKEEPERS ACT, 1888-1935	4	32
Inquests *see* Bush Fires: Coroners: Fire Brigades.		
Inquiry Agents *see* Bailiffs and Inquiry Agents Licensing.		
Insecticides *see* Pest Destroyers.		
Insemination of Stock *see* Artificial Breeding: Stock Diseases.		
Insolvency *see* Table of Public Acts of Restricted Application.		
INSTITUTE OF MEDICAL AND VETERINARY SCIENCE ACT, 1937	1937	109
INSTITUTE OF MEDICAL AND VETERINARY SCIENCE ACT AMENDMENT ACT, 1944	1944	12
INSTITUTE OF MEDICAL AND VETERINARY SCIENCE ACT, 1937-1944 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
INSTITUTE OF MEDICAL AND VETERINARY SCIENCE (SUBSIDY) ACT, 1942	1942	76
INSTITUTE OF MEDICAL AND VETERINARY SCIENCE GRANT ACT, 1948	1948	207
Institute of Technology *see* School of Mines and Industries.		
Institutes *see* Libraries and Institutes.		
Insurance *see* Fire Brigades: Insurance Companies (Deposits): Road Traffic.		

Title or Subject Matter.	Volume.	Page.
Insurance, Third Party *see* Motor Vehicles.		
INTEREST ON CROWN ADVANCES AND LEASES ACT, 1944....	1944	29
INTEREST ON CROWN ADVANCES AND LEASES ACT AMENDMENT ACT, 1951.....	1951	79
Interest Rates *see* Commonwealth Powers.		
INTER-STATE DESTITUTE PERSONS RELIEF ACT, 1910-1934	4	41
INTER-STATE DESTITUTE PERSONS RELIEF ACT AMENDMENT ACT, 1943	1943	29
INTER-STATE DESTITUTE PERSONS RELIEF ACT AMENDMENT ACT, 1955	1955	90
INTER-STATE DESTITUTE PERSONS RELIEF ACT AMENDMENT ACT, 1958	1958	30
INTER-STATE DESTITUTE PERSONS RELIEF ACT, 1910-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
Inter-State Motor Vehicles *see* Road and Railway Transport: Road Traffic.		
Intestate Estates *see* Administration and Probate.		
Irradiating Apparatus *see* Health.		
IRRIGATION ACT, 1930-1936	4	56
IRRIGATION ACT AMENDMENT ACT, 1941	1941	150
IRRIGATION ACT AMENDMENT ACT, 1945	1945	75
IRRIGATION ACT AMENDMENT ACT, 1946	1946	176
IRRIGATION ON PRIVATE PROPERTY ACT, 1939	1939	225
IRRIGATION ON PRIVATE PROPERTY ACT AMENDMENT ACT, 1949	1949	5
IRRIGATION ON PRIVATE PROPERTY ACT AMENDMENT ACT, 1958	1958	130
Irrigation *see also* Lower River Broughton Irrigation Trust: Renmark Irrigation Trust: Water Rates Remission.		
Jervois Bridge *see* Highways.		
Jetties *see* Harbors: Local Government.		
JOINT HOUSE COMMITTEE ACT, 1941	1941	163
Judges' Pensions *see* Industrial: Supreme Court.		

Title or Subject Matter.	Volume.	Page.
Judgments, Reciprocal Enforcement of *see* Administration of Justice.		
Judicial Separation *see* Maintenance: Matrimonial Causes.		
Judiciary *see* Constitution: Supreme Court.		
JURIES ACT, 1927	4	112
JURIES ACT AMENDMENT ACT, 1937	1937	54
JURIES ACT, 1927-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Juries Act, 1927, *has also been amended by the Statute Law Revision Act*, 1957.		
JUSTICES ACT, 1921-1936	4	138
JUSTICES ACT AMENDMENT ACT, 1943	1943	57
JUSTICES ACT, 1921-1943 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
JUSTICES ACT AMENDMENT ACT, 1956	1956	219
JUSTICES ACT AMENDMENT ACT, 1957	1957	97
JUSTICES ACT AMENDMENT ACT, 1960	1960	42
Justices of the Peace *see* Justices: Sex Disqualification (Removal).		
JUVENILE COURTS ACT, 1941	1941	38
Kerosene *see* Inflammable Liquids.		
KIDNAPPING ACT, 1960	1960	194
KINGSTON AND NARACOORTE RAILWAY ALTERATION ACT, 1958	1958	19
Laboratories for Mineral Development *see* Australian Mineral Development Laboratories.		
Land Acquisition *see* Compulsory Acquisition of Land: Lands for Public Purposes Acquisition.		
LAND AGENTS ACT, 1955	1955	231
LAND AGENTS ACT AMENDMENT ACT, 1959	1959	37
LAND AGENTS ACT AMENDMENT ACT, 1960	1960	17
LAND AGENTS ACT, 1955-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—

Title or Subject Matter.	Volume.	Page.
Land Brokers *see* Real Property.		
LANDLORD AND TENANT ACT, 1936	4	241
Landlord and Tenant *see also* Agricultural Holdings: Economic Stability: Housing Improvement: Landlord and Tenant (Control of Rents).		
LANDLORD AND TENANT (CONTROL OF RENTS) ACT, 1942 ..	1942	101
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1946	1946	179
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1947	1947	78
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1948	1948	35
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1949	1949	21
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT (No. 2), 1949	1949	226
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1950	1950	147
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1951	1951	143
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1952	1952	111
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1953	1953	63
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1954	1954	113
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1955	1955	64
LANDLORD AND TENANT (CONTROL OF RENTS) ACT, 1942-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1955	324
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1956	1956	118
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1957	1957	6
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT (No. 2), 1957	1957	157

Title or Subject Matter.	Volume.	Page.
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1958	1958	186
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1959	1959	136
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1960	1960	299
LANDLORD AND TENANT (CONTROL OF RENTS) ACT AMENDMENT ACT, 1961	1961	74
Land Prices *see* Prices.		
Land Salesmen *see* Land Agents.		
LAND SETTLEMENT ACT, 1944	1944	166
LAND SETTLEMENT ACT AMENDMENT ACT, 1948	1948	208
LAND SETTLEMENT ACT AMENDMENT ACT, 1949	1949	204
LAND SETTLEMENT ACT AMENDMENT ACT, 1951	1951	15
LAND SETTLEMENT ACT AMENDMENT ACT, 1952	1952	16
LAND SETTLEMENT ACT AMENDMENT ACT, 1955	1955	101
LAND SETTLEMENT ACT AMENDMENT ACT, 1957	1957	66
LAND SETTLEMENT ACT AMENDMENT ACT, 1958	1958	122
LAND SETTLEMENT ACT AMENDMENT ACT, 1959	1959	17
LAND SETTLEMENT ACT AMENDMENT ACT, 1961	1961	52
The Land Settlement Act, 1944, *has also been amended by the Statutes Amendment* (*Public Salaries*) *Act*, 1960		
Land Settlement *see also* Crown Lands: Crown Lands Development: Eyre Peninsula Land Purchase: Land Settlement (Development Leases): Livestock (War Service Land Settlement): War Service Land Settlement Agreement.		
LAND SETTLEMENT (DEVELOPMENT LEASES) ACT, 1949	1949	17
THE LANDS FOR PUBLIC PURPOSES ACQUISITION ACT, 1914-1935	4	269
LAND TAX ACT, 1936	4	274
LAND TAX ACT AMENDMENT ACT, 1942	1942	118

Title or Subject Matter.	Volume.	Page.
LAND TAX ACT AMENDMENT ACT, 1948	1948	94
LAND TAX ACT AMENDMENT ACT, 1952	1952	132
LAND TAX ACT AMENDMENT ACT, 1961	1961	21
LAND TAX ACT, 1936-1961 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1961	348
Land Transactions, Control of *see* Prices.		
LAW COURTS (MAINTENANCE OF ORDER) ACT, 1928	4	302
LAW OF PROPERTY ACT, 1936	4	305
LAW OF PROPERTY ACT AMENDMENT ACT, 1945	1945	64
LAW OF PROPERTY ACT, 1936-1945 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
LAW OF PROPERTY ACT AMENDMENT ACT, 1956	1956	42
LAW OF PROPERTY ACT AMENDMENT ACT, 1958	1958	33
LAW OF PROPERTY ACT AMENDMENT ACT, 1960	1960	32
Law Society *see* Legal Practitioners: Poor Persons Legal Assistance.		
Leave, Long Service *see* Long Service Leave.		
LEGAL PRACTITIONERS ACT, 1936	4	354
LEGAL PRACTITIONERS ACT AMENDMENT ACT, 1938	1938	83
LEGAL PRACTITIONERS ACT AMENDMENT ACT, 1943	1943	33
LEGAL PRACTITIONERS ACT AMENDMENT ACT, 1948	1948	197
LEGAL PRACTITIONERS ACT, 1936-1948 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Legislature *see* Constitution.		
Legitimation *see* Births and Deaths Registration.		
Leigh Creek Coal *see* Electricity Trust of South Australia		
LEIGH CREEK NORTH COALFIELD TO MARREE RAILWAY AGREEMENT ACT, 1954	1954	118
Leigh Creek Town Lands *see* Crown Lands.		
LEVI PARK ACT, 1948	1948	115
Libel *see* Wrongs.		

Title or Subject Matter.	Volume.	Page.
LIBRARIES AND INSTITUTES ACT, 1939	1939	280
LIBRARIES AND INSTITUTES ACT AMENDMENT ACT, 1946	1946	182
LIBRARIES AND INSTITUTES ACT AMENDMENT ACT, 1948	1948	141
LIBRARIES AND INSTITUTES ACT AMENDMENT ACT, 1950	1950	46
LIBRARIES AND INSTITUTES ACT, 1939-1950 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
LIBRARIES (SUBSIDIES) ACT, 1955	1955	144
LIBRARIES (SUBSIDIES) ACT AMENDMENT ACT, 1958	1958	69
Licensed Land Brokers *see* Real Property.		
LICENSING ACT, 1932-1936	4	375
LICENSING ACT AMENDMENT ACT, 1945	1945	110
LICENSING ACT AMENDMENT ACT, 1949	1949	228
LICENSING ACT AMENDMENT ACT, 1953	1953	86
LICENSING ACT, 1932-1953. (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
LICENSING ACT AMENDMENT ACT, 1954	1954	150
LICENSING ACT AMENDMENT ACT, 1960	1960	196
The Licensing Act, 1932-1936, *has also been amended by the Statute Law Revision Act*, 1957.		
Licensing *see also* Community Hotels (Incorporation): Liquor Licences (Acquired Properties).		
Licks for Stock *see* Stock Medicines.		
Liens for Freight *see* Mercantile Law.		
Liens of Unpaid Vendors *see* Mercantile Law: Sale of Goods.		
LIENS ON FRUIT ACT, 1923-1932	4	542
Liens on Wool *see* Stock Mortgages and Wool Liens.		
Liens, Warehousemen's *see* Warehousemen's Liens.		
Liens, Workmen's *see* Workmen's Liens.		
Life Assurance *see* Table of Public Acts of Restricted Application.		
LIFTS ACT, 1960	1960	204
Lights on Vehicles *see* Road Traffic.		
LIMITATION OF ACTIONS ACT, 1936	4	582

Title or Subject Matter.	Volume.	Page.
LIMITATION OF ACTIONS ACT AMENDMENT ACT, 1948	1948	199
LIMITATION OF ACTIONS AND WRONGS ACTS AMENDMENT ACT, 1956	1956	44
LIMITATION OF ACTIONS ACT AMENDMENT ACT, 1959	1959	101
LIMITATION OF ACTIONS ACT, 1936-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
LIQUID FUEL ACT, 1941	1941	75
LIQUID FUEL ACT, 1949	1949	87
Liquid, Inflammable *see* Inflammable Liquids.		
LIQUEFIED PETROLEUM GAS ACT, 1960	1960	212
LIQUOR LICENCES (ACQUIRED PROPERTIES) ACT, 1948 ...	1948	214
LIVESTOCK (WAR SERVICE LAND SETTLEMENT) ACT, 1947	1947	96
Living Wage *see* Economic Stability : Industrial.		
Loan Acts *see* Table of Public Acts of Restricted Application.		
Loan Council *see* Financial Agreement.		
LOAN MONEY APPROPRIATION (WORKING ACCOUNTS) ACT, 1956	1956	39
LOANS FOR FENCING AND WATER PIPING ACT, 1938	1938	98
LOANS FOR FENCING AND WATER PIPING ACT AMENDMENT ACT, 1940	1940	135
LOANS FOR FENCING AND WATER PIPING ACT AMENDMENT ACT, 1945	1945	27
LOANS FOR FENCING AND WATER PIPING ACT AMENDMENT ACT, 1952	1952	97
LOANS FOR WATER CONSERVATION ACT, 1948	1948	170
Loan Fund Account *see* Public Finance.		
LOANS TO PRODUCERS ACT, 1927	4	616
LOANS TO PRODUCERS ACT AMENDMENT ACT, 1946	1946	53
LOANS TO PRODUCERS ACT AMENDMENT ACT, 1951	1951	32
LOANS TO PRODUCERS ACT, 1927-1951 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Local Acts *see* Table of Public Acts of Restricted Application.		

Title or Subject Matter.	Volume.	Page.
LOCAL COURTS ACT, 1926-1936	4	623
LOCAL COURTS ACT AMENDMENT ACT, 1947	1947	119
LOCAL COURTS ACT AMENDMENT ACT, 1956	1956	154
LOCAL COURTS ACT AMENDMENT ACT, 1959	1959	113
LOCAL COURTS ACT, 1926-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
LOCAL ELECTRICITY UNDERTAKINGS (SECURITIES FOR LOANS) ACT, 1950	1950	176
LOCAL GOVERNMENT ACT, 1934-1936	5	1
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1938	1938	201
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1939	1939	263
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1941	1941	52
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1946	1946	55
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1948	1948	21
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1949	1949	208
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1951	1951	111
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1952	1952	51
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 2), 1952	1952	137
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 1), 1954	1954	40
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 2), 1954	1954	158
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1956-1957	1957	1
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1957	1957	161
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1959	1959	104
LOCAL GOVERNMENT ACT AMENDMENT ACT (No. 2), 1959	1959	180
LOCAL GOVERNMENT ACT, 1934-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
LOCAL GOVERNMENT ACT AMENDMENT ACT, 1961	1961	76
The Local Government Act, 1934-1936, *has also been amended by the Highways Act Amendment Act*, 1938, *the Weights and Measures Act Amendment Act*, 1939, *the Noxious Trades Act*, 1943, *and the Statute Law Revision Act*, 1957.		

Title or Subject Matter.	Volume.	Page.
Local Government *see also* Garden Suburb : Renmark Irrigation Trust : Whyalla Town Commission.		
Local Government By-laws, Offences Against, *see* Police Offences.		
LOCAL GOVERNMENT (CITY OF ENFIELD LOAN) ACT, 1953..	1953	88
LOCAL GOVERNMENT (CITY OF ENFIELD LOAN) ACT AMENDMENT ACT, 1961	1961	27
LOCAL GOVERNMENT (FORESTRY RESERVES) ACT, 1944 ..	1944	77
Local Option *see* Licensing.		
Lockouts *see* Industrial.		
Lodgers' Protection *see* Landlord and Tenant.		
Lodging Houses *see* Health : Local Government.		
LONG SERVICE LEAVE ACT, 1957.....	1957	130
LOTTERY AND GAMING ACT, 1936	5	401
LOTTERY AND GAMING ACT AMENDMENT ACT, 1938.....	1938	40
LOTTERY AND GAMING ACT AMENDMENT ACT (No. 2), 1938	1938	159
LOTTERY AND GAMING ACT AMENDMENT ACT, 1939	1939	45
LOTTERY AND GAMING ACT AMENDMENT ACT (No. 2), 1939	1939	38
LOTTERY AND GAMING ACT AMENDMENT ACT, 1943	1943	23
LOTTERY AND GAMING ACT AMENDMENT ACT, 1945.....	1945	202
LOTTERY AND GAMING ACT AMENDMENT ACT, 1947.....	1947	98
LOTTERY AND GAMING ACT AMENDMENT ACT, 1948.....	1948	201
LOTTERY AND GAMING ACT AMENDMENT ACT, 1949.....	1949	65
LOTTERY AND GAMING ACT AMENDMENT ACT (No. 1), 1950	1950	104
LOTTERY AND GAMING ACT AMENDMENT ACT (No. 2), 1950	1950	198
LOTTERY AND GAMING ACT AMENDMENT ACT (No. 3), 1950	1950	201
LOTTERY AND GAMING ACT AMENDMENT ACT, 1953.....	1953	125
LOTTERY AND GAMING ACT AMENDMENT ACT, 1954.....	1954	174
LOTTERY AND GAMING ACT AMENDMENT ACT, 1955.....	1955	124
LOTTERY AND GAMING ACT AMENDMENT ACT, 1956.....	1956	121

Title or Subject Matter.	Volume.	Page.
LOTTERY AND GAMING ACT, 1936-1956 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1959	273
LOTTERY AND GAMING (CHARITABLE PURPOSES) ACT, 1959	1959	117
LOTTERY AND GAMING (FLOOD RELIEF) ACT, 1956	1956	16
Lottery and Gaming *see also* Prohibited Areas (Application of State Laws).		
LOWER RIVER BROUGHTON IRRIGATION TRUST ACT, 1938.	1938	235
LOWER RIVER BROUGHTON IRRIGATION TRUST ACT AMENDMENT ACT, 1940	1940	139
Lunacy *see* Mental Defectives.		
Lyrup Village Settlement *see* Crown Lands.		
Main Roads *see* Highways.		
MAINTENANCE ACT, 1926-1936	5	461
MAINTENANCE ACT, 1937	1937	63
MAINTENANCE ACT AMENDMENT ACT, 1937	1937	132
MAINTENANCE ACT, 1926-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1937	137
MAINTENANCE ACT AMENDMENT ACT, 1941	1941	189
MAINTENANCE ACT AMENDMENT ACT, 1946	1946	185
MAINTENANCE ACT AMENDMENT ACT, 1948	1948	203
MAINTENANCE ACT AMENDMENT ACT, 1950	1950	87
MAINTENANCE ACT AMENDMENT ACT, 1952	1952	98
MAINTENANCE ACT AMENDMENT ACT, 1957	1957	85
MAINTENANCE ACT AMENDMENT ACT, 1958	1958	189
MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT) ACT, 1922-1925	5	543
MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT) ACT AMENDMENT ACT, 1953	1953	47
MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT) ACT AMENDMENT ACT, 1955	1955	93
MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT) ACT, 1922-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—

Title or Subject Matter.	Volume.	Page.
Maintenance Orders *see also* Inter-State Destitute Persons Relief.		
MANNINGHAM RECREATION GROUND ACT, 1936	5	550
Manufacturing Areas *see* Manufacturing Industries Protection: Noxious Trades.		
MANUFACTURING INDUSTRIES PROTECTION ACT, 1937	1937	52
Manures *see* Agricultural Chemicals.		
MARGARINE ACT, 1939	1939	217
MARGARINE ACT AMENDMENT ACT, 1940	1940	98
MARGARINE ACT AMENDMENT ACT, 1941	1941	194
MARGARINE ACT AMENDMENT ACT, 1948	1948	100
MARGARINE ACT, 1939-1948 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
MARGARINE ACT AMENDMENT ACT, 1952	1952	95
MARGARINE ACT AMENDMENT ACT, 1956	1956	76
MARGINAL LANDS ACT, 1940	1940	140
Marginal Lands *see also* Crown Lands.		
MARINE ACT, 1936	5	556
HARBORS ACT AND MARINE ACT AMENDMENT ACT, 1947	1947	43
MARINE ACT AMENDMENT ACT, 1957	1957	127
THE MARINE STORES ACT, 1898-1935	5	624
MARINE STORES ACT AMENDMENT ACT, 1947	1947	34
THE MARINE STORES ACT, 1898-1947 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
MARINE STORES ACT AMENDMENT ACT, 1958	1958	35
Marketing *see* Barley Marketing: Citrus Marketing: Commonwealth Powers: Dried Fruits: Honey Marketing: Marketing of Eggs: Potato Marketing: Wheat Industry Stabilization.		
MARKETING OF EGGS ACT, 1941	1941	168
MARKETING OF EGGS ACT AMENDMENT ACT, 1942	1942	5

Title or Subject Matter.	Volume.	Page.
MARKETING OF EGGS ACT AMENDMENT ACT, 1945	1945	135
MARKETING OF EGGS ACT AMENDMENT ACT, 1949	1949	9
MARKETING OF EGGS ACT AMENDMENT ACT, 1954	1954	20
MARKETING OF EGGS ACT AMENDMENT ACT, 1957	1957	27
MARKETING OF EGGS ACT AMENDMENT ACT, 1959	1959	44
MARKETING OF EGGS ACT, 1941-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
THE MARKETS CLAUSES ACT, 1870-1935	5	639
THE MARKETS CLAUSES ACT AMENDMENT ACT, 1937	1937	105
MARKET CLAUSES ACT AMENDMENT ACT, 1956	1956	79
THE MARKETS CLAUSES ACT, 1870-1956 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
Marital Coercion *see* Criminal Law Consolidation.		
MARRIAGE ACT, 1936	5	653
MARRIAGE ACT AMENDMENT ACT, 1941	1941	62
MARRIAGE ACT AMENDMENT ACT, 1944	1944	13
MARRIAGE ACT, 1936-1944 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	1944	214
MARRIAGE ACT AMENDMENT ACT, 1950	1950	61
MARRIAGE ACT, 1936-1950 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
MARRIAGE ACT AMENDMENT ACT, 1957	1957	53
MARRIAGE ACT AMENDMENT ACT, 1961	1961	83
Married Women's Property *see* Law of Property.		
Married Women's Protection *see* Maintenance.		
Masseurs *see* Physiotherapists.		
THE MASTERS AND SERVANTS ACT, 1878-1935	5	683
Matches *see* Bush Fires: Industrial: Local Government: White Phosphorus Matches Prohibition.		
Maternity Homes, Licensing of *see* Health.		
MATRIMONIAL CAUSES ACT, 1929-1936	5	693

Title or Subject Matter.	Volume.	Page.
MATRIMONIAL CAUSES ACT AMENDMENT ACT, 1938	1938	278
MATRIMONIAL CAUSES ACT AMENDMENT ACT, 1941	1941	245
MATRIMONIAL CAUSES ACT, 1929-1941 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Matrimonial Causes, Restriction on Publication of Reports of *see* Police Offences.		
Mechanical Coursing *see* Coursing Restriction.		
Medical Benefits *see* Benefit Associations.		
MEDICAL PRACTITIONERS ACT, 1919-1935.....	5	729
MEDICAL PRACTITIONERS ACT AMENDMENT ACT, 1946 ...	1946	186
MEDICAL PRACTITIONERS ACT AMENDMENT ACT, 1950 ...	1950	119
MEDICAL PRACTITIONERS ACT, 1919-1950 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
MEDICAL PRACTITIONERS ACT AMENDMENT ACT, 1954 ...	1954	11
MEDICAL PRACTITIONERS ACT AMENDMENT ACT, 1955 ...	1955	121
Medical Practitioners *see also* Chiropractic: Physiotherapists.		
Medical Science *see* Institute of Medical and Veterinary Science.		
Medical Services *see* Health and Medical Services.		
Medical Treatment of Children *see* Emergency Medical Treatment of Children.		
Medicines for Stocks *see* Stock Medicines.		
Meetings *see* Public Meetings.		
MENTAL HEALTH ACT, 1935-1936	5	746
MENTAL DEFECTIVES ACT AMENDMENT ACT, 1939	1939	12
MENTAL DEFECTIVES ACT AMENDMENT ACT (No. 2), 1939 ...	1939	181
MENTAL DEFECTIVES ACT AMENDMENT ACT, 1941	1941	179
MENTAL DEFECTIVES ACT AMENDMENT ACT, 1945	1945	49
MENTAL DEFECTIVES ACT AMENDMENT ACT, 1950	1950	116
MENTAL DEFECTIVES ACT AMENDMENT ACT, 1953	1953	155
MENTAL DEFECTIVES ACT, 1935-1953 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1953	205

Title or Subject Matter.	Volume.	Page.
MENTAL DEFECTIVES ACT AMENDMENT ACT, 1958	1958	191
MENTAL HEALTH ACT AMENDMENT ACT, 1959	1959	111
MENTAL HEALTH ACT AMENDMENT ACT, 1960	1960	102
MENTAL HEALTH ACT AMENDMENT ACT, 1961	1961	85
Mental Defectives Property *see* Aged and Infirm Persons' Property : Mental Defectives : Law of Property.		
MENTAL INSTITUTION BENEFITS ACT, 1948	1948	226
Mental Nurses *see* Nurses Registration.		
MERCANTILE LAW ACT, 1936	6	1
Meters *see* Gas.		
METROPOLITAN AND EXPORT ABATTOIRS ACT, 1936	6	23
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1937	1937	116
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1945	1945	207
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1948	1948	96
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1952	1952	57
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1954	1954	178
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1955	1955	148
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1956	1956	50
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1957	1957	41
METROPOLITAN AND EXPORT ABATTOIRS ACT AMENDMENT ACT, 1958	1958	21
METROPOLITAN AND EXPORT ABATTOIRS ACT, 1936-1958 (*As reprinted pursuant to the Amendments Incorporation Act, 1937*)	—	—
Metropolitan County Board *see* Food and Drugs : Health.		
METROPOLITAN DRAINAGE ACT, 1935	6	69

Title or Subject Matter.	Volume.	Page.
Metropolitan Drainage *see also* South-Western Suburbs Drainage.		
METROPOLITAN DRAINAGE WORKS (INVESTIGATION) ACT, 1957	1957	39
Metropolitan Infectious Diseases Hospital *see* Infectious Diseases Hospital Transfer.		
METROPOLITAN MILK SUPPLY ACT, 1946	1946	188
METROPOLITAN MILK SUPPLY ACT AMENDMENT ACT, 1948	1948	122
METROPOLITAN MILK SUPPLY ACT AMENDMENT ACT, 1950	1950	76
METROPOLITAN MILK SUPPLY ACT AMENDMENT ACT, 1955	1955	77
METROPOLITAN MILK SUPPLY ACT AMENDMENT ACT, 1956	1956	81
METROPOLITAN MILK SUPPLY ACT AMENDMENT ACT, 1957	1957	47
METROPOLITAN MILK SUPPLY ACT, 1946-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
METROPOLITAN TAXI-CAB ACT, 1956	1956	83
METROPOLITAN TAXI-CAB ACT AMENDMENT ACT, 1957	1957	62
THE METROPOLITAN TRANSPORT ADVISORY COUNCIL ACT, 1954	1954	180
METROPOLITAN TRANSPORT ADVISORY COUNCIL ACT AMENDMENT ACT, 1957	1957	104
METROPOLITAN TRANSPORT ADVISORY COUNCIL ACT AMENDMENT ACT, 1960	1960	19
Midwives *see* Nurses Registration.		
Milk *see* Dairy Industry: Food and Drugs: Health: Metropolitan Milk Supply.		
MILLICENT AND BEACHPORT RAILWAY DISCONTINUANCE ACT, 1959	1959	59
Mineral Development *see* Australian Mineral Development Laboratories.		
MINES AND WORKS INSPECTION ACT, 1920-1935	6	102
MINES AND WORKS INSPECTION ACT AMENDMENT ACT, 1955	1955	83
MINES AND WORKS INSPECTION ACT, 1920-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
MINING ACT, 1930-1931	6	116

Title or Subject Matter.	Volume.	Page.
MINING ACT AMENDMENT ACT, 1931	6	161
MINING ACT AMENDMENT ACT, 1941	1941	49
MINING ACT AMENDMENT ACT, 1945	1945	53
MINING ACT AMENDMENT ACT, 1946	1946	39
MINING ACT AMENDMENT ACT, 1950	1950	72
MINING ACT AMENDMENT ACT, 1951	1951	81
MINING ACT, 1930-1951 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1952	193
MINING ACT AMENDMENT ACT, 1953	1953	116
MINING ACT AMENDMENT ACT, 1955	1955	116
MINING ACT, 1930-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
MINING ACT AMENDMENT ACT, 1958	1958	62
The Mining Act, 1930-1931, *has also been amended by the Mining (Petroleum) Act*, 1940.		
Mining at Leigh Creek *see* Electricity Trust of South Australia.		
Mining for Uranium *see* Uranium Mining.		
MINING (PETROLEUM) ACT, 1940	1940	234
MINING (PETROLEUM) ACT AMENDMENT ACT, 1958	1958	36
MINING (PETROLEUM) ACT, 1940-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
MINISTER OF AGRICULTURE INCORPORATION ACT, 1952	1952	15
MINISTER OF LANDS INCORPORATION ACT, 1947	1947	56
Ministers of the Crown *see* Commissioner of Public Works Incorporation : Constitution : Minister of Agriculture Incorporation : Minister of Lands Incorporation : Ministers' Titles : Treasurer's Incorporation.		
MINISTERS' TITLES ACT, 1944	1944	81
Minor Indictable Offences *see* Justices.		
Model By-laws *see* Local Government.		
MONEY-LENDERS ACT, 1940	1940	265

Title or Subject Matter.	Volume.	Page.
MONEY-LENDERS ACT AMENDMENT ACT, 1960	1960	66
MONEY-LENDERS ACT, 1940-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Money-Lenders Act, 1940, *has also been amended by the Hire-Purchase Agreements Act*, 1960.		
Moneys, Unclaimed *see* Unclaimed Moneys.		
Monopolies *see* Fair Prices.		
Mortgages *see* Law of Property: Real Property: Trustee.		
MORTGAGORS RELIEF ACT, 1931-1936	6	215
MORTGAGORS RELIEF ACT, 1940.....	1940	54
MORTGAGORS RELIEF ACT AMENDMENT ACT, 1941.....	1941	47
MORTGAGORS RELIEF ACT, 1943	1943	63
MORTGAGORS RELIEF ACT, 1931-1943 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Mothercraft Nurses *see* Nurses Registration.		
Motor Omnibuses *see* Local Government: Municipal Tramways Trust.		
Motor Spirit *see* Liquid Fuel.		
MOTOR VEHICLES ACT, 1959	1959	203
MOTOR VEHICLES ACT AMENDMENT ACT, 1960	1960	40
MOTOR VEHICLES ACT AMENDMENT ACT (No. 2), 1960 ..	1960	216
MOTOR VEHICLES ACT AMENDMENT ACT, 1961	1961	86
Motor Vehicles *see also* Local Government: Metropolitan Taxi-Cab: Road and Railway Transport: Road Traffic.		
MOTOR VEHICLES REGISTRATION FEES (REFUNDS) ACT, 1955	1955	29
Municipal Corporations *see* Local Government.		
THE MUNICIPAL TRAMWAYS TRUST ACT, 1935	6	227
MUNICIPAL TRAMWAYS TRUST (LEASES) ACT, 1937	1937	98
MUNICIPAL TRAMWAYS TRUST ACT AMENDMENT ACT, 1940..	1940	301
MUNICIPAL TRAMWAYS TRUST ACT AMENDMENT ACT, 1949	1949	160
MUNICIPAL TRAMWAYS TRUST ACT AMENDMENT ACT, 1952	1952	33
MUNICIPAL TRAMWAYS TRUST ACT, 1935-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—

Title or Subject Matter.	Volume.	Page.
Municipal Tramways Trust *see also* Highways: Metropolitan Transport Advisory Council.		
MUSEUM ACT, 1939	1939	174
National Gallery *see* Art Gallery.		
THE NATIONAL PARK AND WILD LIFE RESERVES ACT, 1891-1935	6	273
NATIONAL PARK ACT AMENDMENT ACT, 1955	1955	106
NATIONAL PARK AND WILD LIFE RESERVES ACT AMENDMENT ACT, 1960	1960	221
THE NATIONAL PLEASURE RESORTS ACT, 1914-1935	6	279
NATIONAL PLEASURE RESORTS ACT AMENDMENT ACT, 1960.	1960	224
National Security Regulations *see* Economic Stability: Prices.		
NATIONAL SOLDIERS MEMORIAL ACT, 1949	1949	128
THE NATIONAL TRUST OF SOUTH AUSTRALIA ACT, 1955	1955	126
National Works *see* Commonwealth Powers.		
NATIVE INDUSTRIES ENCOURAGEMENT ACT, 1872	6	288
NATIVE PLANTS PROTECTION ACT, 1939	1939	191
Neglected Children *see* Maintenance.		
Newspapers, Restriction on Reports of Legal Proceedings *see* Evidence: Juvenile Courts: Police Offences.		
Noisy Trades *see* Local Government: Manufacturing Industries Protection.		
NOMENCLATURE ACT, 1935	6	291
NORTHERN RAILWAY (ALTERATION OF ROUTE) ACT, 1950.	1950	178
THE NORTHERN TERRITORY SURRENDER ACT, 1907	6	293
NORTHERN TERRITORY SURRENDER ACT AMENDMENT ACT, 1919	6	302
NORTH-SOUTH RAILWAY AGREEMENT ACT, 1926	6	305
North-South Railway *see also* Brachina to Leigh Creek North Coalfield Railway Agreement: Northern Railway (Alteration of Route): Railways Standardization Agreement: Stirling North to Brachina Railway (Land and Materials).		

Title or Subject Matter.	Volume.	Page.
Notaries Public *see* Legal Practitioners: Sex Disqualification (Removal).		
NOTIFICATION OF BIRTHS ACT, 1926-1936	6	313
NOXIOUS INSECTS ACT, 1934	6	315
NOXIOUS INSECTS ACT AMENDMENT ACT, 1955	1955	51
NOXIOUS TRADES ACT, 1943	1943	96
NOXIOUS TRADES ACT AMENDMENT ACT, 1955	1955	114
NOXIOUS TRADES ACT, 1943-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Noxious Weeds *see* Weeds.		
Nuisance by Manufactories *see* Health: Local Government: Manufacturing Industries Protection: Noxious Trades.		
Nullity of Marriage *see* Matrimonial Causes.		
Nurse Aides *see* Nurses Registration.		
NURSES REGISTRATION ACT, 1920-1934	6	340
NURSES REGISTRATION ACT AMENDMENT ACT, 1938	1938	85
NURSES REGISTRATION ACT AMENDMENT ACT, 1949	1949	210
NURSES REGISTRATION ACT AMENDMENT ACT, 1954	1954	184
NURSES REGISTRATION ACT AMENDMENT ACT, 1956	1956	122
NURSES REGISTRATION ACT AMENDMENT ACT, 1958	1958	41
NURSES REGISTRATION ACT AMENDMENT ACT, 1959	1959	61
NURSES REGISTRATION ACT, 1920-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
NURSES REGISTRATION ACT AMENDMENT ACT, 1960	1960	226
OATHS ACT, 1936	6	363
Oaths *see also* Evidence.		
OFFENDERS PROBATION ACT, 1913-1934	6	372
OFFENDERS PROBATION ACT AMENDMENT ACT, 1945	1945	114
OFFENDERS PROBATION ACT AMENDMENT ACT, 1951	1951	58
OFFENDERS PROBATION ACT AMENDMENT ACT, 1953	1953	31

Title or Subject Matter.	Volume.	Page.
OFFENDERS PROBATION ACT, 1913-1953 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1953	298
Offensive Trades *see* Health : Noxious Trades.		
Oil, Mining for *see* Mining (Petroleum).		
Oil, Pollution of Water by *see* Prevention of Pollution of Waters by Oil.		
OIL REFINERY (HUNDRED OF NOARLUNGA) INDENTURE ACT, 1958	1958	43
Oils, Inflammable *see* Inflammable Oils.		
OPTICIANS ACT, 1920-1935	6	379
OPTICIANS ACT AMENDMENT ACT, 1949	1949	130
OPTICIANS ACT, 1920-1949 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Osteopaths *see* Physiotherapists.		
Overseas Exchange *see* Commonwealth Powers.		
Oyster Fisheries *see* Fisheries.		
Paper Mill *see* Pulp and Paper Mill (Hundred of Gambier) Indenture : Pulp and Paper Mills Agreement.		
Parking Meters *see* Local Government.		
Parks *see* Crown Lands : Levi Park : Local Government: Public Parks : Recreation Grounds (Joint Schemes) : West Beach Recreation Reserve.		
Parliament *see* Constitution : Electoral : Joint House Committee : Land Settlement : Ministers' Titles : Parliamentary Superannuation : Payment of Members of Parliament : Public Works Standing Committee.		
PARLIAMENTARY SUPERANNUATION ACT, 1948	1948	61
PARLIAMENTARY SUPERANNUATION ACT AMENDMENT ACT, 1949	1949	114
PARLIAMENTARY SUPERANNUATION ACT AMENDMENT ACT, 1953	1953	133
PARLIAMENTARY SUPERANNUATION ACT AMENDMENT ACT, 1957	1957	124
PARLIAMENTARY SUPERANNUATION ACT, 1948-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
PARLIAMENTARY SUPERANNUATION ACT AMENDMENT ACT, 1960	1960	230
PARLIAMENT HOUSE ACT, 1934	6	398

Title or Subject Matter.	Volume.	Page.
Partition *see* Law of Property.		
THE PARTNERSHIP ACT, 1891-1935	6	400
Partnership *see also* Companies: Registration of Business Names.		
PASTORAL ACT, 1936	6	414
PASTORAL ACT AMENDMENT ACT, 1939	1939	116
PASTORAL ACT AMENDMENT ACT, 1944	1944	83
PASTORAL ACT AMENDMENT ACT, 1948	1948	143
PASTORAL ACT AMENDMENT ACT, 1950	1950	100
PASTORAL ACT, 1936-1950 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
PASTORAL ACT AMENDMENT ACT, 1953	1953	13
PASTORAL ACT AMENDMENT ACT, 1959	1959	45
PASTORAL ACT AMENDMENT ACT, 1960	1960	234
The Pastoral Act, 1936, *has also been amended by the Soil Conservation Act*, 1939.		
PAWNBROKERS ACT, 1888-1934	6	464
PAWNBROKERS ACT AMENDMENT ACT, 1950	1950	74
PAYMENT OF MEMBERS OF PARLIAMENT ACT, 1948	1948	68
PAYMENT OF MEMBERS OF PARLIAMENT ACT AMENDMENT ACT, 1951	1951	8
PAYMENT OF MEMBERS OF PARLIAMENT ACT AMENDMENT ACT, 1953	1953	121
PAYMENT OF MEMBERS OF PARLIAMENT ACT AMENDMENT ACT, 1957	1957	142
PAYMENT OF MEMBERS OF PARLIAMENT ACT AMENDMENT ACT, 1958	1958	194
The Payment of Members of Parliament Act, 1948, *has also been amended by the Statutes Amendment (Public Salaries) Act*, 1955, *and by the Statutes Amendment (Public Salaries) Act*, 1960.		
Penalties, Remission of *see* Prisons.		
Perpetuities *see* Law of Property.		
Perpetuities, Rule against *see* Companies.		

Title or Subject Matter.	Volume.	Page.
Pest Destroyers *see* Agricultural Chemicals.		
Petition for Mercy *see* Criminal Law Consolidation.		
Petition of Right *see* Supreme Court.		
Petrol *see* Inflammable Liquids: Liquid Fuel: Oil Refinery (Hundred of Noarlunga) Indenture.		
Petroleum Gas *see* Liquefied Petroleum Gas.		
Petrol Pumps *see* Local Government: Weights and Measures.		
Petrol Rationing *see* Liquid Fuel.		
Petroleum *see* Mining (Petroleum).		
PHARMACY ACT, 1935-1936	6	501
PHARMACY ACT AMENDMENT ACT, 1937	1937	51
PHARMACY ACT AMENDMENT ACT, 1942	1942	77
PHARMACY ACT AMENDMENT ACT, 1947	1947	99
PHARMACY ACT, 1935-1947 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
PHARMACY ACT AMENDMENT ACT, 1951	1951	
PHARMACY ACT AMENDMENT ACT, 1952	1952	100
The Pharmacy Act, 1935-1936, *has also been amended by the Statute Law Revision Act*, 1952.		
PHYLLOXERA ACT, 1936	6	518
PHYLLOXERA ACT AMENDMENT ACT, 1937	1937	100
PHYLLOXERA ACT, 1936-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
PHYLLOXERA ACT AMENDMENT ACT, 1948	1948	124
PHYSIOTHERAPISTS ACT, 1945	1945	166
PHYSIOTHERAPISTS ACT AMENDMENT ACT, 1946	1946	205
PHYSIOTHERAPISTS ACT AMENDMENT ACT, 1948	1948	228
PHYSIOTHERAPISTS ACT AMENDMENT ACT, 1949	1949	116
PHYSIOTHERAPISTS ACT AMENDMENT ACT, 1955	1955	44
Physiotherapists *see also* Chiropractic.		
Pilotage *see* Harbors.		
PISTOL LICENCE ACT, 1929	6	534

Title or Subject Matter.	Volume.	Page.
THE PLACES OF PUBLIC ENTERTAINMENT ACT, 1913-1934....	6	541
PLACES OF PUBLIC ENTERTAINMENT ACT AMENDMENT ACT, 1954	1954	44
PLACES OF PUBLIC ENTERTAINMENT ACT AMENDMENT ACT, 1955	1955	120
PLACES OF PUBLIC ENTERTAINMENT ACT, 1913-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Plants Protection *see* Native Plants Protection.		
Pleasure Resorts *see* National Pleasure Resorts.		
Poisons *see* Dangerous Drugs : Food and Drugs.		
Police *see* Police Offences : Police Regulation : Prohibited Areas (Application of State Laws).		
Police Appeal Board *see* Police Regulation.		
POLICE OFFENCES ACT, 1953	1953	163
POLICE OFFENCES ACT AMENDMENT ACT, 1956	1956	160
POLICE OFFENCES ACT AMENDMENT ACT, 1957	1957	106
POLICE OFFENCES ACT AMENDMENT ACT, 1958	1958	65
POLICE OFFENCES ACT AMENDMENT ACT, 1960.....	1960	1
POLICE OFFENCES ACT AMENDMENT ACT (No. 2), 1960	1960	243
POLICE OFFENCES ACT AMENDMENT ACT (No. 3), 1960....	1960	245
POLICE OFFENCES ACT, 1953-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1960	305
POLICE OFFENCES ACT AMENDMENT ACT, 1961	1961	165
POLICE OFFENCES ACT AMENDMENT ACT (No. 2), 1961.....	1961	167
POLICE PENSIONS ACT, 1954	1954	52
POLICE PENSIONS ACT AMENDMENT ACT, 1954	1954	120
POLICE PENSIONS ACT AMENDMENT ACT, 1956	1956	97
POLICE PENSIONS ACT AMENDMENT ACT, 1957	1957	117
POLICE PENSIONS ACT AMENDMENT ACT, 1959	1959	83
POLICE PENSIONS ACT AMENDMENT ACT, 1960	1960	104
Police Prisons *see* Prisons.		

Title or Subject Matter.	Volume.	Page.
POLICE REGULATION ACT, 1952	1952	167
POLICE REGULATION ACT AMENDMENT ACT, 1955	1955	109
The Police Regulation Act, 1952, *has also been amended by the Statutes Amendment (Public Salaries) Act*, 1955, *by the Statutes Amendment (Public Salaries) Act*, 1957, *by the Statutes Amendment (Public Salaries) Act*, 1959, *and by the Statutes Amendment (Public Salaries) Act (No.* 2), 1960		
Pollution of Water by Oil *see* Prevention of Pollution of Waters by Oil.		
POOR PERSONS LEGAL ASSISTANCE ACT, 1925	6	637
POOR PERSONS LEGAL ASSISTANCE ACT, 1936	6	640
PORT BROUGHTON RAILWAY (DISCONTINUANCE) ACT, 1953	1953	72
PORT LINCOLN ABATTOIRS ACT, 1937	1937	95
Port Stanvac *see* Hallett Cove to Port Stanvac Railway.		
POTATO MARKETING ACT, 1948	1948	145
Poultry Diseases *see* Stock Diseases.		
Powers *see* Law of Property.		
Powers of Attorney *see* Real Property : Registration of Deeds.		
Precious Stones Buyers *see* Gold Buyers.		
Preference to Sailors, Soldiers and Airmen *see* War Service (Preference in Employment).		
Premises, Recovery of *see* Housing Improvement : Landlord and Tenant : Landlord and Tenant (Control of Rents) : Local Courts : Real Property.		
PREVENTION OF CRUELTY TO ANIMALS ACT, 1936	6	643
PREVENTION OF CRUELTY TO ANIMALS ACT AMENDMENT ACT, 1949	1949	215
PREVENTION OF CRUELTY TO ANIMALS ACT, 1936-1949 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
PREVENTION OF CRUELTY TO ANIMALS ACT AMENDMENT ACT, 1954	1954	121
PREVENTION OF CRUELTY TO ANIMALS ACT AMENDMENT ACT, 1960	1960	109
PREVENTION OF POLLUTION OF WATERS BY OIL ACT, 1961	1961	91
Price Fixing *see* Commonwealth Powers : Economic Stability : Fair Prices : Prices.		
PRICES ACT, 1948	1948	3

Title or Subject Matter.	Volume.	Page.
PRICES ACT AMENDMENT ACT, 1949	1949	132
PRICES ACT AMENDMENT ACT, 1950	1950	14
PRICES ACT AMENDMENT ACT, 1951	1951	43
PRICES ACT AMENDMENT ACT, 1952	1952	18
PRICES ACT AMENDMENT ACT, 1953	1953	83
PRICES ACT AMENDMENT ACT, 1954	1954	37
PRICES ACT AMENDMENT ACT, 1955	1955	36
PRICES ACT AMENDMENT ACT, 1956	1956	52
PRICES ACT AMENDMENT ACT, 1957	1957	86
PRICES ACT, 1948-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
PRICES ACT AMENDMENT ACT, 1958	1958	124
PRICES ACT AMENDMENT ACT, 1959	1959	139
PRICES ACT AMENDMENT ACT, 1960	1960	111
PRICES ACT AMENDMENT ACT, 1961	1961	102
Prices Regulations *see* Economic Stability : Prices.		
PRIMARY PRODUCERS ASSISTANCE ACT, 1943	1943	65
PRIMARY PRODUCERS' DEBTS ACT, 1935-1936	6	656
PRIMARY PRODUCERS' DEBTS ACT AMENDMENT ACT, 1937	1937	57
PRIMARY PRODUCERS' DEBTS ACT AMENDMENT ACT, 1939	1939	16
PRIMARY PRODUCERS' DEBTS ACT, 1935-1939 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
PRIMARY PRODUCERS' DEBTS ACT AMENDMENT ACT, 1941	1941	113
The Primary Producers' Debts Act, 1935-1936, *has also been amended by the Primary Producers Assistance Act*, 1943.		
Printers *see* Imprint.		
PRISONS ACT, 1936	6	670
PRISONS ACT AMENDMENT ACT, 1954	1954	66
PRISONS ACT AMENDMENT ACT, 1956	1956	126

Title or Subject Matter.	Volume.	Page.
PRISONS ACT, 1936-1956 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Private Acts *see* Table of Private Acts.		
Private Detectives *see* Bailiffs and Inquiry Agents Licensing.		
Proceedings, Restrictions on Reports of *see* Police Offences.		
Process Servers *see* Bailiffs and Inquiry Agents Licensing.		
Producer Gas Equipment *see* Bush Fires.		
PROHIBITED AREAS (APPLICATION OF STATE LAWS) ACT, 1952	1952	102
Promissory Oaths *see* Oaths.		
PROOF OF SUNRISE AND SUNSET ACT, 1923	6	695
Property *see* Aged and Infirm Persons' Property: Agricultural Holdings: Encroachments: Estates Tail: Homestead: Housing Improvement: Landlord and Tenant: Landlord and Tenant (Control of Rents): Law of Property: Limitation of Actions: Real Property: Registration of Deeds: Settled Estates: Trustee: Wills.		
Prostitution *see* Police Offences.		
Provident Societies *see* Industrial and Provident Societies.		
Publicans *see* Innkeepers: Licensing.		
PUBLIC CHARITIES FUNDS ACT, 1935	6	697
PUBLIC CHARITIES FUNDS ACT AMENDMENT ACT, 1940	1940	155
PUBLIC FINANCE ACT, 1936	6	710
PUBLIC FINANCE ACT AMENDMENT ACT, 1947	1947	23
PUBLIC FINANCE ACT, 1949	1949	162
PUBLIC FINANCE ACT AMENDMENT ACT, 1954	1954	13
PUBLIC FINANCE ACT AMENDMENT ACT, 1960	1960	49
Public Holidays *see* Holidays.		
Public Library *see* Libraries and Institutes.		
PUBLIC MEETINGS ACT, 1912-1934	6	783
Public Moneys *see* Audit.		
Public Notaries *see* Legal Practitioners: Sex Disqualification (Removal).		

Title or Subject Matter.	Volume.	Page.
PUBLIC PARKS ACT, 1943	1943	71
Public Place in Prohibited Areas *see* Prohibited Areas (Application of State Laws).		
PUBLIC SALARIES ACT REPEAL ACT, 1946	1946	106
PUBLIC SERVICE ACT, 1936	7	1
PUBLIC SERVICE ACT AMENDMENT ACT, 1937	1937	123
PUBLIC SERVICE ACT AMENDMENT ACT (No. 2), 1937	1937	126
PUBLIC SERVICE ACT AMENDMENT ACT, 1938	1938	199
PUBLIC SERVICE ACT AMENDMENT ACT, 1940	1940	143
PUBLIC SERVICE ACT AMENDMENT ACT, 1941	1941	82
PUBLIC SERVICE ACT AMENDMENT ACT, 1942	1942	83
PUBLIC SERVICE ACT AMENDMENT ACT, 1945	1945	43
PUBLIC SERVICE ACT AMENDMENT ACT, 1946	1946	137
PUBLIC SERVICE ACT AMENDMENT ACT, 1947	1947	126
PUBLIC SERVICE ACT AMENDMENT ACT, 1948	1948	175
PUBLIC SERVICE ACT AMENDMENT ACT, 1949	1949	67
PUBLIC SERVICE ACT, 1936-1949 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1949	351
PUBLIC SERVICE ACT AMENDMENT ACT, 1950	1950	91
PUBLIC SERVICE ACT AMENDMENT ACT, 1951	1951	121
PUBLIC SERVICE ACT AMENDMENT ACT, 1952	1952	147
PUBLIC SERVICE ACT AMENDMENT ACT, 1953	1953	55
PUBLIC SERVICE ACT AMENDMENT ACT, 1954	1954	123
PUBLIC SERVICE ACT AMENDMENT ACT (No. 2), 1954	1954	127
PUBLIC SERVICE ACT AMENDMENT ACT, 1958	1958	196
PUBLIC SERVICE ACT, 1936-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—

Title or Subject Matter.	Volume.	Page.
The Public Service Act, 1936, *has also been amended by the Statutes Amendment (Public Salaries) Act*, 1955, *by the Statutes Amendment (Public Salaries) Act*, 1957, *by the Statutes Amendment (Long Service Leave) Act*, 1958, *by the Statutes Amendment (Public Salaries) Act*, 1959, *and by the Statutes Amendment (Public Salaries) Act (No. 2)*, 1960		
Public Service *see also* Public Service Arbitration: Salaries Adjustment (Public Service and Salaries).		
PUBLIC SERVICE ARBITRATION ACT, 1961	1961	138
PUBLIC SUPPLY AND TENDER ACT, 1914-1930	7	41
PUBLIC SUPPLY AND TENDER ACT AMENDMENT ACT, 1940	1940	13
PUBLIC WORKS STANDING COMMITTEE ACT, 1927-1935	7	47
PUBLIC WORKS STANDING COMMITTEE ACT AMENDMENT ACT, 1940	1940	3
PUBLIC WORKS STANDING COMMITTEE ACT AMENDMENT ACT, 1944	1944	20
PUBLIC WORKS STANDING COMMITTEE ACT AMENDMENT ACT, 1951	1951	13
PUBLIC WORKS STANDING COMMITTEE ACT AMENDMENT ACT, 1954	1954	191
PUBLIC WORKS STANDING COMMITTEE ACT AMENDMENT ACT, 1955	1955	33
The Public Works Standing Committee Act, 1927-1935, *has also been amended by the Statutes Amendment (Public Salaries) Act*, 1955, *and by the Statutes Amendment (Public Salaries) Act*, 1960.		
PULP AND PAPER MILL (HUNDRED OF GAMBIER) INDENTURE ACT, 1961	1961	103
PULP AND PAPER MILLS AGREEMENT ACT, 1958	1958	198
Queen Elizabeth the Second, Royal Style and Titles of *see* Royal Style and Titles.		
Radioactive Substances *see* Health.		
RADIUM HILL WATER SUPPLY AGREEMENT ACT, 1953	1953	110
Railway Officers Classification Board *see* South Australian Railways Commissioner.		
Railway Service Appeal Board *see* South Australian Railways Commissioner.		

Title or Subject Matter.	Volume.	Page.
Railways *see* Brachina to Leigh Creek North Coalfield Railway Agreement: Kingston and Naracoorte Railway Alteration: Leigh Creek North Coalfield to Marree Railway Agreement: Metropolitan Transport Advisory Council: Millicent and Beachport Railway Discontinuance: Northern Railway (Alteration of Route): North-South Railway Agreement: Port Broughton Railway (Discontinuance): Railways Standardization Agreement: Redhill to Port Augusta Railway Agreement: Road and Railway Transport: South Australian Railways Commissioner: Stirling North to Brachina Railway (Land and Materials): Wandilo and Glencoe Railway (Discontinuance).		
Railways Construction Acts *see* Broadening of Gauge (South-Eastern) Railways: Hallett Cove to Port Stanvac Railway: Woodlands Park to Tonsley Railway: Table of Public Acts of Restricted Application: Table of Private Acts.		
RAILWAYS STANDARDIZATION AGREEMENT ACT, 1949.....	1949	167
Railways Uniform Gauge *see* Commonwealth Powers: Railways Standardization Agreement.		
Rates, Crown *see* Crown Rates and Taxes Recovery.		
THE REAL PROPERTY ACT, 1886-1936	7	59
REAL PROPERTY ACT AMENDMENT ACT, 1939	1939	213
REAL PROPERTY ACT AMENDMENT ACT, 1945	1945	181
THE REAL PROPERTY ACT, 1886-1945 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
REAL PROPERTY ACT AMENDMENT ACT, 1960	1960	167
REAL PROPERTY ACT AMENDMENT ACT, 1961	1961	112
REAL PROPERTY (COMMONWEALTH TITLES) ACT, 1924 ..	7	154
REAL PROPERTY (COMMONWEALTH TITLES) ACT AMENDMENT ACT, 1953	1953	123
REAL PROPERTY (FOREIGN GOVERNMENTS) ACT, 1950 ...	1950	15
REAL PROPERTY (REGISTRATION OF TITLES) ACT, 1945	1945	13
Re-assurances *see* Mercantile Law.		
RECREATION GROUNDS (JOINT SCHEMES) ACT, 1947	1947	102

Title or Subject Matter.	Volume.	Page.
Recreation Grounds (Regulations) Act, 1931-1935 ...	7	158
The Recreation Grounds Taxation Exemption Act, 1910	7	161
Recreation Grounds *see also* Local Government: Public Parks.		
Redivision of Electoral Districts *see* Electoral Districts (Redivision).		
Redhill to Port Augusta Railway Agreement Act, 1935	7	163
Redundant Officers Fund Act, 1936	7	171
Refinery *see* Oil Refinery (Hundred of Noarlunga) Indenture.		
Reformatories *see* Maintenance.		
Registration of Births and Deaths *see* Births and Deaths Registration.		
Registration of Business Names Act, 1928-1932	7	173
Registration of Business Names Act Amendment Act, 1946	1946	114
Registration of Business Names Act Amendment Act, 1950	1950	23
Registration of Business Names Act Amendment Act, 1955	1955	111
Registration of Business Names Act Amendment Act, 1961	1961	114
Registration of Deeds Act, 1935	7	184
Registration of Dogs Act, 1924-1929	7	204
Registration of Dogs Act Amendment Act, 1948.....	1948	103
Registration of Dogs Act Amendment Act, 1957.....	1957	108
Registration of Dogs Act, 1924-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
Registration of Motor Vehicles *see* Motor Vehicles.		
Registry Offices *see* Employees Registry Offices.		
Regulations *see* Acts Interpretation: Consolidation of Regulations.		
Remission of Penalties *see* Prisons.		

Title or Subject Matter.	Volume.	Page.
RENMARK IRRIGATION TRUST ACT, 1936	7	217
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1945	1945	115
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1946	1946	212
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1948	1948	181
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1950	1950	126
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1952	1952	20
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1954 ..	1954	84
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1956	1956	128
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1957	1957	87
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1958	1958	210
RENMARK IRRIGATION TRUST ACT, 1936-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
RENMARK IRRIGATION TRUST ACT AMENDMENT ACT, 1959	1959	85
Rent Restrictions *see* Housing Improvement: Landlord and Tenant (Control of Rents).		
Repatriation *see* Commonwealth Powers: Discharged Soldiers Settlement: Land Settlement: Livestock (War Service Land Settlement): War Service Land Settlement Agreement.		
Rest Homes, Licensing of *see* Health.		
Returned Sailors', Soldiers' and Airmen's Imperial League *see* Returned Servicemen's Badges: Sailors and Soldiers Memorial Hall: Table of Private Acts.		
Returned Sailors, Soldiers and Airmen, Preference in Employment *see* Public Service: War Service (Preference in Employment).		
Returned Sailors, Soldiers, and Airmen, Preservation of Rights of *see* War Service Rights (State Employees).		
RETURNED SERVICEMEN'S BADGES ACT, 1952.....	1952	115
RIVER MURRAY WATERS ACT, 1935	7	287
RIVER MURRAY WATERS ACT AMENDMENT ACT, 1948 ...	1948	230
RIVER MURRAY WATERS ACT AMENDMENT ACT, 1954 ...	1954	129
RIVER MURRAY WATERS ACT AMENDMENT ACT, 1958	1958	71

Title or Subject Matter.	Volume.	Page.
River Murray *see also* Commonwealth Water Agreement: Ratification: Control of Waters: Firearms: Irrigation: Irrigation on Private Property: Northern Areas and Whyalla Water Supply.		
River Torrens (Prohibition of Excavations) Act, 1927-1934	7	917
River Torrens Protection Act, 1949	1949	69
Road Accidents, Notice of *see* Hospitals: Road Traffic.		
Road and Railway Transport Act, 1930-1935	7	320
Road and Railway Transport Act Amendment Act, 1939	1939	358
Road and Railway Transport Act Amendment Act, 1956	1956	53
Road and Railway Transport Act Amendment Act, 1957	1957	115
Road and Railway Transport *see also* Road Charges (Refunds): Road Transport Administration (Barring of Claims).		
Road Charges (Refunds) Act, 1958	1958	15
Roads Agreement *see* Appropriation (Federal Aids Road Agreement): Federal Aid Roads Agreement.		
Roads (Opening and Closing) Act, 1932-1936	7	342
Roads (Opening and Closing) Act Amendment Act, 1946	1946	213
Roads (Opening and Closing) Act, 1932-1946 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Roads *see also* Crown Lands: Housing Improvement: Impounding: Highways: Local Government: Town Planning.		
Road Traffic Act, 1961	1961	217
Road Traffic *see also* Local Government: Motor Vehicles: Road and Railway Transport.		
Road Traffic in Prohibited Areas *see* Prohibited Areas (Application of State Laws).		
Road Transport Administration (Barring of Claims) Act, 1954	1954	193
Roseworthy College *see* Agricultural College: Agricultural Graduates Land Settlement.		
Royal Agricultural and Horticultural Society *see* Adelaide Show Grounds.		

Title or Subject Matter.	Volume.	Page.
Royal Arms *see* Unauthorized Documents.		
ROYAL COMMISSIONS ACT, 1917	7	457
Royal Patronage *see* Associations Incorporation: Companies.		
ROYAL STYLE AND TITLES ACT, 1956	1956	36
Royal Warrant *see* Goods (Trade Descriptions).		
SAILORS AND SOLDIERS MEMORIAL HALL ACT, 1939	1939	81
SALARIES ADJUSTMENT (PUBLIC SERVICE AND TEACHERS) ACT, 1960	1960	250
SALE OF FRUIT ACT, 1915-1935	7	465
SALE OF FURNITURE ACT, 1904-1935	7	473
SALE OF FURNITURE ACT AMENDMENT ACT, 1961	1961	29
THE SALE OF GOODS ACT, 1895-1936	7	475
SALE OF GOODS ACT AMENDMENT ACT, 1937	1937	56
SALE OF GOODS ACT AMENDMENT ACT, 1943	1943	112
SALE OF GOODS ACT AMENDMENT ACT, 1952	1952	76
THE SALE OF GOODS ACT, 1895-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SANDALWOOD ACT, 1930-1936	7	498
SANDALWOOD ACT AMENDMENT ACT, 1940	1940	19
SANDALWOOD ACT AMENDMENT ACT, 1943	1943	15
SANDALWOOD ACT AMENDMENT ACT, 1946	1946	42
SANDALWOOD ACT AMENDMENT ACT, 1949	1949	51
SAND DRIFT ACT, 1923-1935	7	502
Sand Washing *see* River Torrens Protection.		
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT, 1929-1935	7	526
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1942	1942	33
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1945	1945	120

Title or Subject Matter.	Volume.	Page.
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1947	1947	84
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1948	1948	155
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1949	1949	81
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1953	1953	50
SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1958	1958	136
SAVINGS BANK OF SOUTH AUSTRALIA ACT AMENDMENT ACT, 1959	1959	67
THE SAVINGS BANK OF SOUTH AUSTRALIA ACT, 1929-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Savings Bank of South Australia *see also* Homes.		
SCAFFOLDING INSPECTION ACT, 1934	7	557
SCAFFOLDING INSPECTION ACT AMENDMENT ACT, 1940	1940	7
SCAFFOLDING INSPECTION ACT AMENDMENT ACT, 1957	1957	58
SCAFFOLDING INSPECTION ACT AMENDMENT ACT, 1961	1961	169
SCAFFOLDING INSPECTION ACT, 1934-1961 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SCHOOL OF MINES AND INDUSTRIES ACT, 1892-1934	7	565
SCHOOL OF MINES AND INDUSTRIES ACT AMENDMENT ACT, 1959	1959	154
Sea, Oil Pollution of *see* Prevention of Pollution of Waters by Oil.		
SECOND-HAND DEALERS ACT, 1919-1934	7	570
SECOND-HAND DEALERS ACT AMENDMENT ACT, 1949	1949	133
SECOND-HAND DEALERS ACT AMENDMENT ACT, 1950	1950	118
SECOND-HAND DEALERS ACT AMENDMENT ACT, 1958	1958	53
SECOND-HAND DEALERS ACT, 1919-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SECRET COMMISSIONS PROHIBITION ACT, 1920	7	582

Title or Subject Matter.	Volume.	Page.
Seeds *see* Agricultural Seeds.		
Senators *see* Election of Senators.		
Septic Tanks *see* Health.		
Servants *see* Masters and Servants.		
Services, Prices of *see* Prices.		
THE SETTLED ESTATES ACT, 1880	7	590
THE SETTLED ESTATES ACT AMENDMENT ACT, 1889	7	604
SETTLED ESTATES ACT AMENDMENT ACT, 1943	1943	36
SEWERAGE ACT, 1929-1936	7	605
SEWERAGE ACT AMENDMENT ACT, 1946	1946	222
SEWERAGE ACT AMENDMENT ACT, 1953	1953	73
SEWERAGE ACT AMENDMENT ACT, 1955	1955	81
SEWERAGE ACT AMENDMENT ACT, 1960	1960	252
SEX DISQUALIFICATION (REMOVAL) ACT, 1921	7	645
SHAREBROKERS ACT, 1945	1945	35
Shares, Restriction on sale of *see* Companies.		
SHEARERS ACCOMMODATION ACT, 1922-1925	7	647
SHEARERS ACCOMMODATION ACT AMENDMENT ACT, 1942	1942	122
SHEARERS ACCOMMODATION ACT, 1922-1942 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1942	137
SHEARERS ACCOMMODATION ACT AMENDMENT ACT, 1947	1947	62
SHEARERS ACCOMMODATION ACT AMENDMENT ACT, 1958	1958	55
SHEARERS ACCOMMODATION ACT, 1922-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Shearers Accommodation Act 1922-1925, *has also been amended by the Statute Law Revision Act*, 1952.		
Sheep Dipping *see* Stock Diseases.		
Sheriff *see* Supreme Court.		
Shipping *see* Explosives: Harbors: Inflammable Liquids: Marine: Wrongs.		
Shipping Collisions *see* Marine: Supreme Court: Wrongs.		
Shoes *see* Footwear Regulation.		

Title or Subject Matter.	Volume.	Page.
Shops *see* Early Closing : Industrial.		
Showgrounds *see* Adelaide Show Grounds.		
Silver Buyers *see* Gold Buyers.		
Sinking Fund *see* Appropriation (Federal Aid Roads Agreement) : Financial Agreement : Public Finance.		
Skin Dealers *see* Hide, Skin and Wool Dealers.		
Slander *see* Wrongs.		
Slaughterhouses *see* Abattoirs : Health : Local Government : Metropolitan and Export Abattoirs : Port Lincoln Abattoirs.		
Slum Clearance *see* Housing Improvement.		
Snowy Waters Scheme *see* River Murray Waters.		
Soap *see* Food and Drugs.		
Societies *see* Associations Incorporation : Building Societies : Friendly Societies : Industrial and Provident Societies : Trade Union : Unclaimed Moneys.		
SOIL CONSERVATION ACT, 1939	1939	124
SOIL CONSERVATION ACT AMENDMENT ACT, 1943	1943	114
SOIL CONSERVATION ACT AMENDMENT ACT, 1945	1945	213
SOIL CONSERVATION ACT AMENDMENT ACT, 1947	1947	87
SOIL CONSERVATION ACT, 1939-1947 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SOIL CONSERVATION ACT AMENDMENT ACT, 1960	1960	33
Soil Erosion *see* Crown Lands : Pastoral : Sand Drift : Soil Conservation.		
Soldier Settlement *see* Commonwealth Powers : Discharged Soldiers Settlement : Land Settlement : Livestock (War Service Land Settlement) : War Service Land Settlement Agreement.		
Soldiers' Memorial *see* Government House Domain Dedication : National Soldiers Memorial : Sailors and Soldiers Memorial Hall.		
Soldiers' Widows, Housing of *see* Advances for Homes : Housing Improvement.		
Solicitors *see* Legal Practitioners : Supreme Court.		
South Australian Gas Company *see* Gas : Table of Private Acts : Table of Public Acts of Restricted Application.		
SOUTH AUSTRALIAN HOUSING TRUST ACT, 1936	7	653

Title or Subject Matter.	Volume.	Page.
SOUTH AUSTRALIAN HOUSING TRUST ACT AMENDMENT ACT, 1937	1937	107
SOUTH AUSTRALIAN HOUSING TRUST ACT AMENDMENT ACT, 1940	1940	146
SOUTH AUSTRALIAN HOUSING TRUST ACT AMENDMENT ACT, 1942	1942	58
SOUTH AUSTRALIAN HOUSING TRUST ACT AMENDMENT ACT, 1946	1946	225
SOUTH AUSTRALIAN HOUSING TRUST ACT AMENDMENT ACT, 1947	1947	10
SOUTH AUSTRALIAN HOUSING TRUST ACT AMENDMENT ACT, 1948	1948	70
SOUTH AUSTRALIAN HOUSING TRUST ACT AMENDMENT ACT, 1952	1952	149
SOUTH AUSTRALIAN HOUSING TRUST ACT, 1936-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The South Australian Housing Trust Act, 1936, *has also been amended by the Statute Law Revision Act*, 1957.		
South Australian Housing Trust *see also* Country Housing: Enfield General Cemetery (Exchange of Land): Housing Improvement: Industries Development: Landlord and Tenant (Control of Rents): *and*, in the Table of Public Acts of Restricted Application, Exchange of Land (Hundred of Noarlunga)		
SOUTH AUSTRALIAN RAILWAYS COMMISSIONER'S ACT, 1936	7	661
SOUTH AUSTRALIAN RAILWAYS COMMISSIONER'S ACT AMENDMENT ACT, 1938	1938	67
SOUTH AUSTRALIAN RAILWAYS COMMISSIONER'S (APPEAL BOARD) ACT, 1941	1941	202
SOUTH AUSTRALIAN RAILWAYS COMMISSIONER'S ACT AMENDMENT ACT, 1950	1950	182
SOUTH AUSTRALIAN RAILWAYS COMMISSIONER'S ACT AMENDMENT ACT, 1957	1957	110
South Australian Institute of Technology *see* School of Mines and Industry.		
South Australian Trotting League *see* Lottery and Gaming.		
SOUTH-EASTERN DRAINAGE ACT, 1931-1935	7	721

Title or Subject Matter.	Volume.	Page.
South-Eastern Drainage Act Amendment Act, 1947 .	1947	65
South-Eastern Drainage Act Amendment Act, 1948 .	1948	159
South-Eastern Drainage Act Amendment Act, 1959 .	1959	69
South-Western Suburbs Drainage Act, 1959	1959	140
Sparrows *see* Local Government.		
Special Constables *see* Local Government: Police Regulation.		
Spectacle Sellers *see* Opticians.		
Spirits *see* Food and Drugs: Licensing.		
Sponges *see* Fibre and Sponges.		
Stamp Duties Act, 1923-1936	7	762
Stamp Duties Act Amendment Act, 1937	1937	59
Stamp Duties Act Amendment Act, 1938	1938	12
Stamp Duties Act Amendment Act, 1941.....	1941	206
Stamp Duties Act Amendment Act, 1942	1942	62
Stamp Duties Act Amendment Act, 1944	1944	90
Stamp Duties Act Amendment Act, 1945	1945	139
Stamp Duties Act Amendment Act, 1947	1947	107
Stamp Duties Act Amendment Act, 1950	1950	38
Stamp Duties Act Amendment Act, 1952	1952	13
Stamp Duties Act Amendment Act (No. 2), 1952	1952	184
Stamp Duties Act, 1923-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1952	245
Stamp Duties Act Amendment Act, 1953	1953	81
Stamp Duties Act Amendment Act, 1954	1954	87
Stamp Duties Act Amendment Act, 1956	1956	18
Stamp Duties Act Amendment Act, 1959	1959	150
Stamp Duties Act Amendment Act, 1960	1960	21
Stamp Duties Act, 1923-1960 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—

Title or Subject Matter.	Volume.	Page.
The Stamp Duties Act, 1923-1936, *has also been amended by the Statute Law Revision Act*, 1952.		
Stamp Duties *see also* Amusements Duty (Suspension): Cattle Compensation: Lottery and Gaming: Swine Compensation.		
Standard Railways Gauge *see* Commonwealth Powers: Railways Standardization Agreement.		
THE STANDARD TIME ACT, 1898	7	811
STATE BANK ACT, 1925-1936	7	812
STATE BANK ACT AMENDMENT ACT, 1941	1941	85
STATE BANK ACT AMENDMENT ACT, 1954	1954	195
STATE BANK ACT AMENDMENT ACT, 1958	1958	212
State Children *see* Maintenance.		
State Employees *see* War Service Rights (State Employees).		
STATISTICS ACT, 1935	8	1
STATUTE LAW REVISION ACT, 1937	1937	20
STATUTE LAW REVISION ACT, 1952	1952	119
STATUTE LAW REVISION ACT, 1957	1957	112
Statute Law Revision *see also* Table of Public Acts of Restricted Application.		
Statute of Limitations *see* Limitation of Actions.		
STATUTES AMENDMENT (LONG SERVICE LEAVE) ACT, 1958	1958	151
STATUTES AMENDMENT (PUBLIC SALARIES) ACT, 1955	1955	6
STATUTES AMENDMENT (PUBLIC SALARIES) ACT, 1957	1957	10
STATUTES AMENDMENT (PUBLIC SALARIES) ACT, 1959	1959	21
STATUTES AMENDMENT (PUBLIC SALARIES) ACT, 1960	1960	22
STATUTES AMENDMENT (PUBLIC SALARIES) ACT (No. 2), 1960	1960	56
Statutory Declarations *see* Oaths.		
STATUTORY SALARIES AND FEES ACT, 1947	1947	108
STEAM BOILERS AND ENGINEDRIVERS ACT, 1935	8	5

Title or Subject Matter.	Volume.	Page.
STEAM BOILERS AND ENGINEDRIVERS ACT AMENDMENT ACT, 1952	1952	122
STEAM BOILERS AND ENGINEDRIVERS ACT, 1935-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Steel Works *see* Broken Hill Proprietary Company's Steel Works Indenture.		
Still-Births *see* Births and Deaths Registration.		
STIRLING NORTH TO BRACHINA RAILWAY (LAND AND MATERIALS) ACT, 1952	1952	105
STOCK DISEASES ACT, 1934	8	39
STOCK AND POULTRY DISEASES ACT AMENDMENT ACT, 1941	1941	115
STOCK AND POULTRY DISEASES ACT AMENDMENT ACT, 1946	1946	132
STOCK AND POULTRY DISEASES ACT AMENDMENT ACT, 1954	1954	197
STOCK AND POULTRY DISEASES ACT, 1934-1954 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
STOCK DISEASES ACT AMENDMENT ACT, 1956	1956	105
STOCK DISEASES ACT AMENDMENT ACT, 1959	1959	47
STOCK DISEASES ACT AMENDMENT ACT, 1961	1961	54
Stock Diseases *see also* Cattle Compensation: Foot and Mouth Disease Eradication Fund: Swine Compensation.		
STOCK FOODS ACT, 1941	1941	118
STOCK FOODS ACT AMENDMENT ACT, 1944	1944	22
STOCK FOODS ACT AMENDMENT ACT, 1948	1948	99
STOCK FOODS ACT, 1941-1956 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
The Stock Foods Act, 1941, *has also been amended by the Stock Licks Act Repeal Act*, 1956.		
Stock, Insemination of *see* Artificial Breeding: Stock Diseases.		
STOCK LICKS ACT REPEAL ACT, 1956	1956	110
Stock Licks *see* Stock Medicines.		
STOCK MEDICINES ACT, 1939	1939	133

Title or Subject Matter.	Volume.	Page.
The Stock Medicines Act, 1939, *has been amended by the Agricultural Chemicals Act*, 1955 *and the Stock Licks Act Repeal Act*, 1956.		
STOCK MORTGAGES AND WOOL LIENS ACT, 1924-1935.....	8	70
Stock, Veterinary Treatment of *see* Veterinary Districts.		
Storage, Liens on Goods Deposited for *see* Warehousemen's Liens.		
Strikes *see* Industrial.		
STUDENT HOSTELS (ADVANCES) ACT, 1961	1961	116
SUBDIVIDED LAND DEBTS ACT, 1932-1934	8	83
Subdivision of Land *see* Land Agents: Real Property: Town Planning.		
SUCCESSION DUTIES ACT, 1929-1936	8	90
SUCCESSION DUTIES (VARIATION OF DUTIES) ACT, 1939	1939	112
SUCCESSION DUTIES ACT AMENDMENT ACT, 1940	1940	309
SUCCESSION DUTIES ACT AMENDMENT ACT, 1942.....	1942	65
SUCCESSION DUTIES ACT, 1929-1942 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	1942	144
SUCCESSION DUTIES ACT AMENDMENT ACT, 1943	1943	73
SUCCESSION DUTIES ACT AMENDMENT ACT, 1949	1949	173
SUCCESSION DUTIES ACT AMENDMENT ACT, 1950	1950	102
SUCCESSION DUTIES ACT AMENDMENT ACT, 1951	1951	135
SUCCESSION DUTIES ACT AMENDMENT ACT, 1952	1952	152
SUCCESSION DUTIES ACT AMENDMENT ACT, 1954	1954	134
SUCCESSION DUTIES ACT AMENDMENT ACT, 1955	1955	203
SUCCESSION DUTIES ACT, 1929-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SUCCESSION DUTIES ACT AMENDMENT ACT, 1959	1959	199
The Succession Duties Act, 1929-1936, *has also been amended by the Statute Law Revision Act*, 1952.		
Suitors' Funds *see* Supreme Court.		
Summary Jurisdiction *see* Justices: Juvenile Courts.		
Sunrise and Sunset *see* Proof of Sunrise and Sunset.		

Title or Subject Matter.	Volume.	Page.
SUPERANNUATION ACT, 1926-1935	8	129
SUPERANNUATION ACT AMENDMENT ACT, 1938	1938	196
SUPERANNUATION ACT AMENDMENT ACT, 1940	1940	35
SUPERANNUATION ACT AMENDMENT ACT, 1942	1942	87
SUPERANNUATION ACT AMENDMENT ACT, 1946	1946	231
SUPERANNUATION ACT AMENDMENT ACT, 1948	1948	74
SUPERANNUATION ACT AMENDMENT ACT, 1949	1949	223
SUPERANNUATION ACT AMENDMENT ACT, 1951	1951	68
SUPERANNUATION ACT AMENDMENT ACT, 1953	1953	150
SUPERANNUATION ACT AMENDMENT ACT, 1954	1954	201
SUPERANNUATION ACT AMENDMENT ACT, 1955	1955	136
SUPERANNUATION ACT, 1926-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SUPERANNUATION ACT AMENDMENT ACT, 1956	1956	112
SUPERANNUATION ACT AMENDMENT ACT, 1958	1958	214
SUPERANNUATION ACT AMENDMENT ACT, 1960	1960	254
SUPERANNUATION ACT AMENDMENT ACT, 1961	1961	120
Superannuation *see also* Friendly Societies: Libraries and Institutes: Metropolitan Milk Supply: Parliamentary Superannuation: Police Pensions: South Australian Housing Trust.		
SUPPLEMENTARY FINANCIAL AGREEMENT (SOLDIER SETTLEMENT LOANS) ACT, 1934	8	160
Supplies, Emergency *see* Emergency Supplies.		
Supply Acts *see* Table of Public Acts of Restricted Application.		
Supply and Tender Board *see* Public Supply and Tender.		
SUPREME COURT ACT, 1935-1936	8	168
SUPREME COURT ACT AMENDMENT ACT, 1944	1944	178
SUPREME COURT ACT AMENDMENT ACT, 1947	1947	89
SUPREME COURT ACT AMENDMENT ACT, 1951	1951	10

Title or Subject Matter.	Volume.	Page.
SUPREME COURT ACT AMENDMENT ACT, 1952	1952	28
SUPREME COURT ACT AMENDMENT ACT, 1953	1953	129
SUPREME COURT ACT AMENDMENT ACT, 1955	1955	42
SUPREME COURT ACT, 1935-1955 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SUPREME COURT ACT AMENDMENT ACT, 1958	1958	153
SUPREME COURT ACT AMENDMENT ACT, 1960	1960	256
SUPREME COURT ACT AMENDMENT ACT (No. 2), 1960	1960	301
The Supreme Court Act, 1935-1936, *has also been amended by the Statutes Amendment (Public Salaries) Act*, 1955.		
Surgical Operation *see* Emergency Medical Treatment of Children.		
SURPLUS REVENUE ACT, 1938	1938	79
SURPLUS REVENUE ACT AMENDMENT ACT, 1951	1951	83
Surplus Revenue *see also* Public Finance.		
SURVEYORS ACT, 1935	8	216
SURVEYORS ACT AMENDMENT ACT, 1948	1948	101
SURVEYORS ACT AMENDMENT ACT, 1949	1949	90
SURVEYORS ACT, 1935-1949 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
SURVEYORS ACT AMENDMENT ACT, 1956	1956	114
SURVEYORS ACT AMENDMENT ACT, 1961	1961	55
SURVIVAL OF CAUSES OF ACTION ACT, 1940	1940	313
SWINE COMPENSATION ACT, 1936	8	234
SWINE COMPENSATION ACT AMENDMENT ACT, 1940	1940	82
SWINE COMPENSATION ACT AMENDMENT ACT, 1946	1946	107
SWINE COMPENSATION ACT AMENDMENT ACT, 1951	1951	17
SWINE COMPENSATION ACT AMENDMENT ACT (No. 2), 1951	1951	85
SWINE COMPENSATION ACT AMENDMENT ACT, 1954	1954	71
SWINE COMPENSATION ACT AMENDMENT ACT, 1960	1960	27

Title or Subject Matter.	Volume.	Page.
TATIARA DRAINAGE TRUST ACT, 1949	1949	175
Tax Agents *see* Income Tax Assessment.		
Taxation *see* Amusement Duty (Suspension): Crown Rates and Taxes Recovery: Income Tax Assessment: Income Tax Collection: Income Tax (Rates): Income Tax Suspension: Income Tax (Wartime Concessions): Land Tax: Stamp Duties: Succession Duties.		
Taxi-Cabs *see* Local Government: Metropolitan Taxi-Cab: Road and Railway Transport.		
Teachers Salaries Board *see* Education.		
Teachers Superannuation *see* Superannuation.		
Technical Education of Apprentices *see* Apprentices.		
Technical Schools *see* Education.		
Technology, South Australian Institute of *see* School of Mines and Industries.		
Telegraphic Messages *see* Evidence.		
Temporary Housing *see* Building Operations.		
Tenants' Improvements *see* Agricultural Holdings.		
Testamentary Causes *see* Administration and Probate.		
TESTATOR'S FAMILY MAINTENANCE ACT, 1918	8	253
TESTATOR'S FAMILY MAINTENANCE ACT, 1943	1943	75
TESTATOR'S FAMILY MAINTENANCE ACT, 1918-1943 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
TEXTILE PRODUCTS DESCRIPTIONS ACT, 1953	1953	59
Theatres *see* Places of Public Entertainment.		
Third Party Insurance *see* Motor Vehicles.		
Thorium *see* Mining.		
Threats *see* Kidnapping.		
Time *see* Standard Time.		
TOBACCO INDUSTRY PROTECTION ACT, 1934	8	259
Torts *see* Survival of Causes of Action: Wrongs.		
Totalizator *see* Lottery and Gaming: Stamp Duties.		
TOWN PLANNING ACT, 1929	8	261
TOWN PLANNING ACT AMENDMENT ACT, 1955	1955	183

Title or Subject Matter.	Volume.	Page.
TOWN PLANNING ACT AMENDMENT ACT, 1956	1956	130
TOWN PLANNING ACT, 1929-1956 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	1956	278
TOWN PLANNING ACT AMENDMENT ACT, 1957	1957	155
Trade Descriptions *see* Goods (Trade Descriptions): Textile Products Descriptions.		
THE TRADE UNION ACT, 1876-1935	8	270
Trade Unions *see also* Industrial.		
Trade Schools *see* Education.		
TRADING STAMP ACT, 1924-1935	8	280
Transfusion, Blood *see* Emergency Medical Treatment of Children.		
Trap Shooting *see* Prevention of Cruelty to Animals.		
Traffic *see* Local Government: Motor Vehicles: Police Offences: Road and Railway Transport: Road Traffic.		
Tramways *see* General Tramways: Municipal Tramways Trust.		
Transport Control *see* Emergency Powers: Local Government: Metropolitan Taxi-Cab: Metropolitan Transport Advisory Council: Road and Railway Transport: Road Traffic: Road Transport Administration (Barring of Claims).		
Travelling Stock *see* Crown Lands: Impounding: Pastoral: Soil Conservation: Stock and Poultry Diseases: Travelling Stock Waybills.		
THE TRAVELLING STOCK WAYBILLS ACT, 1911-1936	8	286
TRAVELLING STOCK WAYBILLS ACT AMENDMENT ACT, 1947	1947	36
THE TRAVELLING STOCK WAYBILLS ACT, 1911-1947 (As *reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
TRAVELLING STOCK WAYBILLS ACT AMENDMENT ACT, 1956	1956	59
TRAVELLING STOCK WAYBILLS ACT AMENDMENT ACT, 1960	1960	37
TREASURER'S INCORPORATION ACT, 1949	1949	52
Trees, Protection of *see* Crown Lands: Highways: Native Plants Protection: Local Government: Pastoral: Soil Conservation: Weeds.		
TRESPASSING ON LAND ACT, 1951	1951	86

Title or Subject Matter.	Volume.	Page.
Trotting League *see* Lottery and Gaming.		
TRUSTEE ACT (No. 2), 1931	8	297
TRUSTEE ACT, 1936	8	303
TRUSTEE ACT AMENDMENT ACT, 1940	1940	20
TRUSTEE ACT AMENDMENT ACT, 1941	1941	212
TRUSTEE ACT AMENDMENT ACT, 1942	1942	43
TRUSTEE ACT, 1936-1942 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1942	185
TRUSTEE ACT AMENDMENT ACT, 1946	1946	119
TRUSTEE ACT AMENDMENT ACT, 1950	1950	7
TRUSTEE ACT AMENDMENT ACT, 1953	1953	152
TRUSTEE ACT, 1936-1953 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
Trust, National *see* National Trust of South Australia.		
TUBERCULOSIS (COMMONWEALTH ARRANGEMENT) ACT, 1949	1949	201
Tuberculosis *see also* Health.		
UNAUTHORIZED DOCUMENTS ACT, 1916	8	342
UNCLAIMED MONEYS ACT, 1891-1935	8	345
Uncontrolled Children *see* Maintenance.		
UNDERGROUND WATERS PRESERVATION ACT, 1959	1959	165
Unemployment Collections *see* Collections for Charitable Purposes.		
UNEMPLOYMENT RELIEF COUNCIL ACT, 1930	8	348
Unemployment Relief *see also* Commonwealth Powers.		
Uniform Railway Gauge *see* Commonwealth Powers: Railways Standardization Agreement.		
Unions *see* Industrial: Trade Union.		
UNIVERSITY OF ADELAIDE ACT, 1935-1936	8	352
UNIVERSITY OF ADELAIDE ACT AMENDMENT ACT, 1937	1937	3
UNIVERSITY OF ADELAIDE ACT, 1935-1937 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—

Title or Subject Matter.	Volume.	Page.
UNIVERSITY OF ADELAIDE ACT AMENDMENT ACT, 1942	1942	34
UNIVERSITY OF ADELAIDE ACT AMENDMENT ACT, 1943 ..	1943	71
UNIVERSITY OF ADELAIDE ACT AMENDMENT ACT, 1946....	1946	23
UNIVERSITY OF ADELAIDE ACT AMENDMENT ACT, 1950 ..	1950	17
University of Adelaide *see also* Waite Agricultural Research Institute Grant.		
URANIUM MINING ACT, 1949.....	1949	54
URANIUM MINING ACT AMENDMENT ACT, 1951	1951	41
URANIUM MINING ACT AMENDMENT ACT, 1952	1952	39
URANIUM MINING ACT AMENDMENT ACT, 1954	1954	139
Uranium *see also* Mining : Prohibited Areas (Application of State Laws).		
Uranium Production Working Account *see* Loan Money Appropriation (Working Accounts).		
VACCINATION ACT, 1936	8	367
Valuers *see* Appraisers.		
Vegetables *see* Fruit and Vegetables (Grading) : Fruit and Vegetables (Prevention of Injury) : Vine, Fruit and Vegetable Protection.		
Vehicles Licensing *see* Road Traffic.		
VENEREAL DISEASES ACT, 1947	1947	149
Venereal Diseases *see also* Aborigines : Criminal Law Consolidation.		
VERMIN ACT, 1931-1936	8	396
VERMIN ACT AMENDMENT ACT, 1939	1939	122
VERMIN ACT AMENDMENT ACT, 1942	1942	126
VERMIN ACT AMENDMENT ACT, 1943	1943	16
VERMIN ACT AMENDMENT ACT, 1944	1944	92
VERMIN ACT AMENDMENT ACT, 1945	1945	44
VERMIN ACT AMENDMENT ACT, 1953	1953	17
VERMIN ACT AMENDMENT ACT, 1954	1954	73

Title or Subject Matter.	Volume.	Page.
VERMIN ACT AMENDMENT ACT, 1957	1957	143
VERMIN ACT, 1931-1957 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
VERMIN ACT AMENDMENT ACT, 1959	1959	100
VERMIN ACT AMENDMENT ACT, 1960	1960	112
The Vermin Act, 1931-1936, *has also been amended by the Loans for Fencing and Water Piping Act*, 1938.		
Vermin Destroyers *see* Agricultural Chemicals.		
VETERINARY DISTRICTS ACT, 1940	1940	315
Veterinary Hospitals *see* Local Government.		
Veterinary Medicines *see* Stock Medicines.		
Veterinary Science *see* Institute of Medical and Veterinary Science.		
VETERINARY SURGEONS ACT, 1935-1936	8	511
VETERINARY SURGEONS ACT AMENDMENT ACT, 1938	1938	132
VETERINARY SURGEONS ACT AMENDMENT ACT, 1952	1952	157
VETERINARY SURGEONS ACT, 1935-1952 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
VETERINARY SURGEONS ACT AMENDMENT ACT, 1957	1957	33
VINE, FRUIT, AND VEGETABLE PROTECTION ACT, 1885-1936	8	525
VINE, FRUIT, AND VEGETABLE PROTECTION ACT AMENDMENT ACT, 1959	1959	76
Vineyards Protection *see* Phylloxera.		
Vivisection *see* Prevention of Cruelty to Animals.		
Voluntary Payments for Local Government Offences *see* Police Offences.		
VOLUNTEER FIRE FIGHTERS FUND ACT, 1949	1949	217
VOLUNTEER FIRE FIGHTERS FUND ACT AMENDMENT ACT, 1957	1957	89
Wages *see* Industrial: Masters and Servants.		
Wages Attachment *see* Mercantile Law.		
WAITE AGRICULTURAL RESEARCH INSTITUTE GRANT ACT, 1948	1948	163

Title or Subject Matter.	Volume.	Page.
Waite Agricultural Research Institute *see also* University of Adelaide.		
WALLAROO DISTILLERY ACT, 1948	1948	242
WANDILO AND GLENCOE RAILWAY (DISCONTINUANCE) ACT, 1959	1959	78
WAREHOUSEMEN'S LIENS ACT, 1941	1941	64
War Emergency Powers *see* Emergency Powers.		
War Emergency Supplies *see* Emergency Supplies.		
WAR FUNDS REGULATION ACT, 1916-1935	8	534
War Funds *see also* Collections for Charitable Purposes.		
War Restrictions *see* Economic Stability: Emergency Powers: Landlord and Tenant (Control of Rents).		
WAR SERVICE HOMES AGREEMENT ACT, 1934	8	542
War Service Homes *see also* Advances for Homes.		
WAR SERVICE LAND SETTLEMENT AGREEMENT ACT, 1945	1945	142
War Service Land Settlement *see also* Livestock (War Service Land Settlement).		
WAR SERVICE (PREFERENCE IN EMPLOYMENT) ACT, 1943	1943	118
War Service (Preference in Employment) *see also* Public Service.		
WAR SERVICE RIGHTS (STATE EMPLOYEES) ACT, 1945	1945	151
WAR TERMS REGULATION ACT, 1920	8	547
WATER CONSERVATION ACT, 1936	8	549
Water Conservation Loans *see* Loans for Water Conservation.		
Water Piping Loans *see* Loans for Fencing and Water Piping.		
Water, Pollution of by Oil *see* Prevention of Pollution of Waters by Oil.		
WATER RATES REMISSION ACT, 1957	1957	35
Water Supply Loans *see* Loans for Water Conservation.		
Water, Underground *see* Underground Waters Preservation.		
WATERWORKS ACT, 1932-1936	8	579
WATERWORKS ACT AMENDMENT ACT, 1954	1954	136

Title or Subject Matter.	Volume.	Page.
WATERWORKS ACT AMENDMENT ACT, 1956	1956	29
Waterworks *see also* Northern Areas and Whyalla Water Supply: Radium Hill Water Supply Agreement.		
Waybills for Stock *see* Travelling Stock Waybills.		
WEEDS ACT, 1956	1956	135
WEIGHTS AND MEASURES ACT, 1934	8	626
WEIGHTS AND MEASURES ACT AMENDMENT ACT, 1938 ...	1938	3
WEIGHTS AND MEASURES ACT AMENDMENT ACT, 1939	1939	27
WEIGHTS AND MEASURES ACT AMENDMENT ACT, 1940 ...	1940	77
WEIGHTS AND MEASURES ACT AMENDMENT ACT, 1941	1941	50
WEIGHTS AND MEASURES ACT AMENDMENT ACT, 1944.....	1944	182
WEIGHTS AND MEASURES ACT AMENDMENT ACT, 1953 ...	1953	23
WEIGHTS AND MEASURES ACT AMENDMENT ACT, 1958 ...	1958	24
WEIGHTS AND MEASURES ACT, 1934-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937).....	—	—
The Weights and Measures Act, 1934, *has also been amended by the Statute Law Revision Act*, 1952.		
Wells *see* Underground Waters Preservation.		
WEST BEACH RECREATION RESERVE ACT, 1954	1954	213
West Terrace Cemetery *see* Table of Public Acts of Restricted Application.		
WHALING ACT, 1937	1937	68
Wheat Bulk Handling *see* Bulk Handling of Grain.		
WHEAT INDUSTRY STABILIZATION ACT, 1946	1946	239
WHEAT INDUSTRY STABILIZATION ACT, 1958	1958	222
WHEAT PRICE STABILIZATION SCHEME BALLOT ACT, 1953..	1953	148
WHEAT PRICE STABILIZATION SCHEME BALLOT ACT AMENDMENT ACT, 1954	1954	15
WHEAT STABILIZATION SCHEME BALLOT ACT, 1948	1948	86

Title or Subject Matter.	Volume.	Page.
WHITE PHOSPHORUS MATCHES PROHIBITION ACT, 1915-1934	8	654
Whyalla Blast Furnace *see* Broken Hill Proprietary Company's Indenture.		
Whyalla City Commission *see* City of Whyalla Commission.		
Whyalla Town Lands *see* Crown Lands.		
Whyalla Water Supply *see* Northern Areas and Whyalla Water Supply.		
Width of Tires *see* Road Traffic.		
WILD DOGS ACT, 1931	8	657
WILD DOGS ACT AMENDMENT ACT, 1938	1938	37
WILD DOGS ACT, 1931-1938 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	—	—
WILD DOGS ACT AMENDMENT ACT, 1948	1948	185
WILD DOGS ACT AMENDMENT ACT, 1951	1951	91
WILD DOGS ACT AMENDMENT ACT, 1953	1953	18
WILD DOGS ACT AMENDMENT ACT, 1954	1954	16
WILD DOGS ACT AMENDMENT ACT, 1961	1961	134
Wild Dogs *see also* Dog Fence.		
Wildflowers Protection *see* Native Plants Protection.		
Wild Life Reserves *see* National Park.		
WILLS ACT, 1936	8	665
WILLS ACT AMENDMENT ACT, 1940	1940	21
Wills *see also* Administration and Probate: Aged and Infirm Persons' Property: Law of Property.		
Wine Adulteration *see* Food and Drugs: Licensing.		
WOODLANDS PARK TO TONSLEY RAILWAY ACT, 1955	1955	146
Woods and Forests *see* Forestry: Local Government (Forestry Reserves).		
Woods and Forests Working Account *see* Loan Money Appropriation (Working Accounts).		
Wool Dealers *see* Hide, Skin, and Wool Dealers.		
Wool Liens *see* Stock Mortgages and Wool Liens.		
Wool Products *see* Textile Products Description.		

Title or Subject Matter.	Volume.	Page.
WORKMEN'S COMPENSATION ACT, 1932-1935	8	693
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1938.	1938	274
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1940 ..	1940	339
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1941 ..	1941	242
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1943 .	1943	120
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1944....	1944	108
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1947 .	1947	156
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1950	1950	78
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1951..	1951	45
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1953 .	1953	105
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1954 .	1954	235
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1955 .	1955	152
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1956 .	1956	149
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1958 .	1958	155
WORKMEN'S COMPENSATION ACT, 1932-1958 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1958	271
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1960 .	1960	29
WORKMEN'S COMPENSATION ACT AMENDMENT ACT, 1961 .	1961	175
THE WORKMEN'S LIENS ACT, 1893-1936	8	733
Works *see* Commonwealth Powers.		
WRONGS ACT, 1936	8	750
WRONGS ACT AMENDMENT ACT, 1939	1939	97
WRONGS ACT AMENDMENT ACT, 1940	1940	151
WRONGS ACT AMENDMENT ACT, 1944	1944	33
WRONGS ACT AMENDMENT ACT, 1951	1951	138
LIMITATION OF ACTIONS AND WRONGS ACTS AMENDMENT ACT, 1956	1956	44

Title or Subject Matter.	Volume.	Page.
WRONGS ACT AMENDMENT ACT, 1956	1956	152
WRONGS ACT AMENDMENT ACT, 1958	1958	220
WRONGS ACT AMENDMENT ACT, 1959	1959	119
WRONGS ACT, 1936-1959 (*As reprinted pursuant to the Amendments Incorporation Act*, 1937)	1959	352
The Wrongs Act, 1939, *has also been amended by the Statute Law Revision Act*, 1952.		
Wrongs *see also* Survival of Causes of Action.		
Zoning of Milk Deliveries *see* Metropolitan Milk Supply.		

TABLE OF PUBLIC ACTS WHICH ARE OBSOLETE OR SUPERSEDED OR OF LOCAL OR RESTRICTED APPLICATION.

The following table contains a list of the public Acts of the Parliament of South Australia passed up to the end of 1961 which were unrepealed as at that time and which were of a local or restricted application or of which the operation had been superseded by Commonwealth legislation or wholly or partially exhausted. These Acts are not included in Volumes 1 to 8 of the South Australian Statutes, 1837-1936.

Title of Act.	Year.	Number
Adelaide Electric Supply Company's Act, 1931	1931	2009
The Adelaide Electric Supply Company Act, 1944	1944	17
See also (in the Table of Public General Acts) Electricity Trust of South Australia Act, 1946, *and* (in the Table of Private Acts) The South Australian Electric Light and Motive Power Company's Act, 1897 *and* The Adelaide Electric Supply Company's Act, 1922		
The Adelaide Gaol Reserve Alteration Act, 1911	1911	1039
Adelaide Park Lands Act, 1928	1928	1868
The Adelaide Park Lands Alteration Act, 1913	1913	1140
Adelaide Park Lands Alteration Act, 1917	1917	1275
Adelaide Park Lands Alteration Act, 1961	1961	5
Adelaide Park Lands Appropriation Act, 1880	1880	171
The Adelaide Show Grounds Act, 1913	1913	1136
Adelaide Show Grounds Act Amendment Act, 1923	1923	1590
Adelaide Show Grounds Act Amendment Act, 1925	1925	1706
Adelaide Show Grounds Act Amendment Act, 1935	1935	2202
Alberton Cemetery Act, 1938	1938	2396
Angas Recreation Park Act, 1937	1937	2347
Appropriation Act, 1936	1936	2295
Appropriation Act, 1937	1937	2349
Appropriation Act (No. 2), 1937	1937	2364
Appropriation Act, 1938	1938	2397
Appropriation Act, 1939	1939	10
Appropriation Act, 1940	1940	17
Appropriation Act (No. 2), 1940	1940	30
Appropriation Act, 1941	1941	9
Appropriation Act (No. 2), 1941	1941	33
Appropriation Act, 1942	1942	9
Appropriation Act, 1943	1943	10
Appropriation Act, 1944	1944	12

Title of Act.	Year.	Number
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
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
Appropriation Act (No. 1), 1952	1952	1
Appropriation Act (No. 2), 1952	1952	26
Appropriation Act (No. 1), 1953	1953	1
Appropriation Act (No. 2), 1953	1953	17
Appropriation Act (No. 1), 1954	1954	1
Appropriation Act (No. 2), 1954	1954	26
Appropriation Act (No. 1), 1955	1955	2
Appropriation Act (No. 2), 1955	1955	22
Appropriation (Grasshopper Destruction) Act, 1955	1955	53
Appropriation Act (No. 1), 1956	1956	1
Appropriation Act (No. 2), 1956	1956	11
Appropriation (Flood Relief) Act, 1956	1956	3
Appropriation (Flood Relief) Act (No. 2), 1956	1956	40
Appropriation Act (No. 1), 1957	1957	4
Appropriation Act (No. 2), 1957	1957	20
Appropriation Act (No. 1), 1958	1958	1
Appropriation Act (No. 2), 1958	1958	12
Appropriation Act (No. 1), 1959	1959	1
Appropriation Act (No. 2), 1959	1959	12
Appropriation Act (No. 1), 1960	1960	2
Appropriation Act (No. 2), 1960	1960	29
Appropriation Act, 1961	1961	6
The Church of England in Australia Constitution Act, 1961	1961	43
The Copyright Act, 1878	1878	95
Da Costa Samaritan Fund (Incorporation of Trustees) Act, 1953	1953	54
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, 1928	1929	1926
The Encounter Bay, Goolwa, and Waitpinga Boundaries Act	1884	313
Exchange of Land (Hundred of Noarlunga) Act, 1959	1959	11
Farmers Relief Act, 1931	1931	1996
Farmers Relief Act Extension Act, 1931	1931	2057
Farmers Relief Act, 1932	1932	2100
Frost Relief Act, 1927	1927	1829

Title of Act.	Year.	Number.
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 the Broken Hill Proprietary Company's Steel Works Indenture Act, 1958, *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
John Miller Park Act, 1954	1954	54
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
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
Mile End Overway Bridge Act, 1925	1925	1713
Mile End Overway Bridge Act Amendment Act, 1960	1960	23
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 Act, 1936	1936	2280
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, 1877	1878	91
Port Adelaide Reserves Act, 1871	1871	6
Port Augusta Park Lands Act, 1882	1882	258
Port Augusta Sub-Branch R.S.S. and A.I.L.A. (Purchase of Land) Act, 1952	1952	11

Title of Act.	Year.	Number.
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 Land Revestment Act, 1960	1960	28
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
Public Purposes Loan Act, 1952	1952	4
Public Purposes Loan Act, 1953	1953	4
Public Purposes Loan Act, 1954	1954	11
Public Purposes Loan Act, 1955	1955	11
Public Purposes Loan Act, 1956	1956	5
Public Purposes Loan Act, 1957	1957	10
Public Purposes Loan Act, 1958	1958	4
Public Purposes Loan Act (No. 1), 1959	1959	2
Public Purposes Loan Act (No. 2), 1959	1959	7
Public Purposes Loan Act, 1960	1960	21
Public Purposes Loan Act, 1961	1961	2
Public Service Superannuation Fund (Arrangement) Act, 1960	1960	63
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
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

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
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
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

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
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
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

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
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 Australian Gas Company's Act Amendment Act, 1952	1952	12
See also (in the Table of Private Acts) The South Australian Gas Company's Act, 1861.		
South-Eastern Lands Contract Annulment Act, 1917	1917	1300
Statute Law Revision Act, 1934	1934	2168
Statute Law Revision Act, 1935	1935	2246
Statute Law Revision Act, 1936	1936	2293
Statute Law Revision Act (No. 2), 1936	1936	2316
Strathalbyn Soldiers' Memorial Gardens Act, 1940	1940	51

Title of Act.	Year.	Number.
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
Supply Act (No. 1), 1952	1952	2
Supply Act (No. 2), 1952	1952	3
Supply Act (No. 3), 1952	1952	17
Supply Act (No. 1), 1953	1953	2
Supply Act (No. 2), 1953	1953	3
Supply Act (No. 1), 1954	1954	2
Supply Act (No. 2), 1954	1954	3
Supply Act (No. 3), 1954	1954	16
Supply Act (No. 1), 1955	1955	1
Supply Act (No. 2), 1955	1955	5
Supply Act (No. 3), 1955	1955	16
Supply Act (No. 1), 1956	1956	2
Supply Act (No. 2), 1956	1956	4
Supply Act (No. 1), 1957	1957	5
Supply Act (No. 2), 1957	1957	7
Supply Act (No. 3), 1957	1957	13
Supply Act (No. 1), 1958	1958	2
Supply Act (No. 2), 1958	1958	3
Supply Act (No. 1), 1959	1959	3
Supply Act (No. 2), 1959	1959	4
Supply Act (No. 3), 1959	1959	9
Supply Act (No. 1), 1960	1960	9

Title of Act.	Year.	Number.
Supply Act (No. 1), 1961	1961	1
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
Water Frontages Repeal Act, 1960	1960	40
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
The Young Women's Christian Association of Port Pirie Incorporated (Port Pirie Parklands) Act, 1955	1955	19

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 1961 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, 1897 *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	—

Title of Act.	Year.	Number.
The East-End Market Act, 1872	1872	—
Elders Executor Company's Act, 1910	1910	—
Elders Executor Company's Amendment Act, 1915	1915	—
Executors Company's Act, 1885	1885	—
Executors Company's Amendment Act, 1900	1900	—
Executors Company's Amendment Act, 1915	1915	—
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	—
The Naracoorte Town Square Act, 1952	1952	—
National Marine and Fire Insurance Company Act, 1867	1867	—
National Marine Insurance Company's Act Amendment Act, 1873	1873	—
The Parkin Congregational Mission of South Australia Act, 1961	1961	—
The Parkin Trust Incorporated Act, 1926	1926	—
The Parkin Trust Incorporated Act Amendment Act, 1961	1961	—
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	—

Title of Act.	Year.	Number.
Railway Acts—*continued.*		
See also (in the Table of Public General Acts) The Broken Hill Proprietary Company's Indenture Act, 1937, and the Broken Hill Proprietary Company's Steel Works Indenture Act, 1958, *and* (in the Table of Public Acts of Restricted Application) The Hummock Hill to Iron Knob Tramway Extension Act, 1927.		
Glenelg Railway Act Further Amendment Act, 1889.	1889	—
Grange and Military Road Railway Act	1878	—
Largs Bay Railway Act	1882	—
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, Incorporation 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 *and* (in the Table of Public Acts of Restricted Application) the South Australian Gas Company's Act Amendment Act, 1952.		
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	—

Title of Act.	Year.	Number.
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
Associations Incorporation Act, 1939	Associations Incorporation Act, 1956
Banking Companies Act, 1935	Banking Companies Act Repeal Act, 1946
Bread Act, 1936	Bread Act, 1954
Bread Act Amendment Act, 1949	Statute Law Revision Act, 1957
Building Materials Act, 1945-1949	Building Materials Act, 1949
Building Materials Act, 1949-1951	Building Operations Act, 1952
Bush Fires Act, 1933-1957	Bush Fires Act, 1960
Collections for Unemployment Act, 1930 ...	Collections for Charitable Purposes Act, 1939
Commonwealth Powers (Air Navigation) Act, 1921	Air Navigation Act, 1937
Commonwealth Water Agreement Ratification Act, 1940	Commonwealth Water Agreement, Ratification Act Repeal Act, 1954
Convicted Inebriates Act, 1913	Alcohol and Drug Addicts (Treatment) Act, 1961
Cornsacks Act, 1931-1935	Statute Law Revision Act, 1937
Debt Adjustment Act, 1929-1932	Statute Law Revision Act, 1957
Debt Adjustment Act, 1932	Statute Law Revision Act, 1957
Draught Stallions Act, 1932-1933	Draught Stallions Act Repeal Act, 1955
Employers' Liability Act, 1934	Wrongs Act Amendment Act, 1944
Fertilizers Act, 1918	Agricultural Chemicals Act, 1955
Firearms Act, 1956	Firearms Act, 1958
Firearms Registration Act, 1919	Firearms Act, 1958
Firearms Registration (River Murray) Act, 1929	Firearms Act, 1958
French Red Cross Fund Act, 1940	Statute Law Revision Act, 1952
Government Labour Exchange Act, 1931 ..	Statute Law Revision Act, 1957
The Guardianship of Infants Act, 1887	Guardianship of Infants Act, 1940
Hide and Leather Industries Act, 1948	Hide and Leather Industries Legislation Repeal Act, 1956
Hide and Leather Industries Act Suspension Act, 1954	Hide and Leather Industries Legislation Repeal Act, 1956
Hire-Purchase Agreements Act, 1931	Hire-Purchase Agreements Act, 1960
Imprint Act, 1863-1881	Imprint Act, 1951
Increase of Rent (War Restrictions) Act, 1939-1941	Landlord and Tenant (Control of Rents) Act, 1942

Title of Act Repealed.	Title of Repealing Act.
Inebriates Act, 1908-1934	Alcohol and Drug Addicts (Treatment) Act, 1961
Infectious Diseases Hospital Act, 1922-1943	Infectious Diseases Hospital Transfer Act, 1947
Inflammable Oils Act, 1908-1954	Inflammable Liquids Act, 1961
Insurance Companies (Deposits) Act, 1924-1931	Statute Law Revision Act, 1957
Juries Act, 1844	Statute Law Revision Act, 1937
Kowulka Railway Act, 1922	Kowulka Branch Railway Act, 1948
Land Agents Act, 1925-1950	Land Agents Act, 1955
Landlord and Tenant (Rent Reduction) Act, 1932-1936	Statute Law Revision Act, 1957
Land Settlement Act Extension Act, 1956	Land Settlement Act Amendment Act, 1957
Leigh Creek Coal Act, 1942	Electricity Trust of South Australia Act Amendment Act, 1946
Life Assurance Companies Act (Partial Suspension) Act, 1943	Statute Law Revision Act, 1952
Lifts Regulation Act, 1908-1934	Lifts Act, 1960
Loans for Fencing and Water Piping Act, 1930	Loans for Fencing and Water Piping Act, 1938
Margarine Act, 1934	Margarine Act, 1939
The Meters and Gas Act, 1881	Gas Act Amendment Act, 1954
The Mining on Private Property Act, 1909-1916	Mining Act Amendment Act, 1941
Money-lenders Act, 1924	Money-lenders Act, 1940
National Bank of Australasia Act, 1859-1863	Statute Law Revision Act, 1957
Northern Areas and Whyalla Water Supply Act, 1940	Broken Hill Proprietary Company's Steel Works Indenture Act, 1958
Noxious Weeds Act, 1931-1939	Weeds Act, 1956
Payment of Members of Parliament Act, 1936-1944	Payment of Members of Parliament Act, 1948
Pest Destroyers Act, 1919-1934	Agricultural Chemicals Act, 1955
Police Pensions Act, 1929-1951	Police Pensions Act, 1954
Port Adelaide Water Frontage Act, 1886	Water Frontages Act Repeal Act, 1960
Port Adelaide Water Frontage Act, 1902	Water Frontages Act Repeal Act, 1960
Port Adelaide Water Frontages Act, 1910	Water Frontages Act Repeal Act, 1960
Port Pirie Park Lands Act, 1932	Port Pirie Park Lands Repeal Act, 1951
Producer Gas Equipment Act, 1942	Statute Law Revision Act, 1952
Public Library, Museum, and Art Gallery, and Institutes Act, 1936	Libraries and Institutes Act, 1939
Public Officers Salaries Act, 1952	Public Officers Salaries Act, 1953
Public Officers Salaries Act, 1953	Statutes Amendment (Public Salaries) Act, 1955
Public Salaries Act, 1936	Public Salaries Act Repeal Act 1946
Public Service Superannuation Fund Act, 1902-1913	Public Service Superannuation Fund (Arrangement) Act, 1960
Railways Standardization Agreement Act, 1946	Railways Standardization Agreement Act, 1949

Title of Act Repealed.	Title of Repealing Act.
Remission of Fees Act, 1941	Statute Law Revision Act, 1952
Remission of Registration Fees Act, 1942 ..	Statute Law Revision Act, 1952
Road Traffic Act, 1934-1959	Road Traffic Act, 1961
Road Traffic Board Act, 1960	Road Traffic Act, 1961
State Salaries (Commonwealth Taxation) Act, 1916	Statute Law Revision Act, 1937
Stock Licks Act, 1931.....	Stock Licks Act Repeal Act, 1956
The Teachers Superannuation Act, 1890-1928	Superannuation Act Amendment Act, 1949
Technical Education of Apprentices Act, 1917-1940	Apprentices Act, 1950
Textile Products Description Act, 1944	Textile Products Description Act, 1953
Trespassing on Land Act, 1928.....	Trespassing on Land Act, 1951
Use of Firearms Restriction Act, 1917	Firearms Act, 1958
Venereal Diseases Act, 1920	Venereal Diseases Act, 1947
Wheat Industry Stabilization Act, 1948-1953	Wheat Industry Stabilization Act, 1954
Wheat Industry Stabilization Act, 1954-1955	Wheat Industry Stabilization Act, 1958
Wheat Products Prices Act, 1938	Statute Law Revision Act, 1957
The Woods and Forests Act, 1882-1934	Forestry Act, 1950

TABLE OF ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION

TABLE OF PUBLIC GENERAL ACTS AFFECTED BY AMENDMENT OR JUDICIAL DECISION.

This table contains a list of Public General 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. Acts which have been repealed since April, 1937, are shown in the Table of Acts Repealed.

This 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 1960 Appeal Cases, 103 Commonwealth Law Reports, and 28 South Australian Industrial Reports, and up to page 220 of 1961 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 s. 3. Amended by No. 2421, s. 2, 1938, p. 190 s. 4. Amended by No. 2421, s. 3, 1938, p. 190 s. 13. Substituted by No. 2421, s. 4, 1938, p. 191 s. 26. Substituted by No. 2421, s. 5, 1938, p. 191 s. 27. Amended by No. 2421, s. 6, 1938, p. 192 s. 34. Amended by No. 2421, s. 7, 1938, p. 192 s. 40. Amended by No. 2421, s. 8, 1938, p. 192 s. 41. Amended by No. 2421, s. 9 (1), 1938, p. 192 s. 42. Amended by No. 2421, s. 9 (1) and (2), p. 192 s. 43. Amended by No. 2421, s. 9 (1) and (3), pp. 192, 193 s. 45. Amended by No. 2421, s. 10, 1938, p. 193 s. 46. Amended by No. 2421, s. 11, 1938, p. 193, and by No. 44, s. 2, 1950, p. 124 s. 48. Amended by No. 2421, s. 12, 1938, p. 193, and by No. 26, s. 2, 1947, p. 68 s. 50. Amended by No. 2421, s. 13, 1938, p. 194 s. 51. Amended by No. 2421, s. 14, 1938, p. 194 s. 53. Amended by No. 2421, s. 15, 1938, p. 194 s. 55. Amended by No. 2421, s. 16, 1938, p. 194 s. 62. Amended by No. 2421, s. 17, 1938, p. 194 s. 65. Amended by No. 2421, s. 18, 1938, p. 194 s. 73. Amended by No. 2421, s. 19, 1938, p. 194 s. 74. Substituted by No. 2421, s. 20, 1938, p. 195 ss. 74a to 74g. Enacted by No. 32, s. 2, 1946, p. 149 s. 79. Amended by No. 2421, s. 21, 1938, p. 195

Act Affected.	How Affected.
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
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 s. 15. *Spiller v. Webb and another* (1940) S.A.S.R. 102 s. 22. *International Hotel Limited v. McNally* (1940) 64 C.L.R. 24; 14 A.L.J. 267 s.22a. Enacted by No. 10, s. 3, 1945, p. 33 *Nilson v. The State of South Australia and others* (1955) 93 C.L.R. 292 *Pioneer Tourist Coaches Proprietary Limited v. The State of South Australia and others* (1955) 93 C.L.R. 307 s. 27. Amended by No. 10, s. 4, 1945, p. 34 s. 32. *Heffernan v. Richardson* (1946) S.A.S.R. 201 s. 33. Amended by No. 23, s. 3, 1957, p. 56 s. 33b. Enacted by No. 58, s. 4, 1949, p. 213 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 s. 50. *O'Sullivan v. Friebe* (1956) S.A.S.R. 89
Administration and Probate Act, 1919-1936 (Vol. 1, p. 79)	s. 17. Amended by No. 24, s. 3, 1960, p. 60 s. 18. Amended by No. 24, s. 4, 1960, p. 60 s. 21. *In re Knabenschuh* (1938) S.A.S.R. 136 *In re Smale* (1940) S.A.S.R. 391 *In re Bathern* (1941) S.A.S.R. 266 s. 23. *In the Estate of Constantine, deceased, Constantine v. Constantinides* (1947) S.A.S.R. 415 *In the estate of Constantine, deceased, Constantine v. Constantinides* (1960) S.A.S.R. 19 s. 31. Amended by No. 24, s. 5, 1960, p. 61 s. 52. *In re Hawker* (1939) S.A.S.R. 426 s. 54. Amended by No. 19, s. 4, 1956, p. 48 s. 55. *In re Gardiner* (1938) S.A.S.R. 6 *In the estate of E.F., deceased* (1948) S.A.S.R. 97 s. 56. Amended by No. 24, s. 6, 1960, p. 61 s. 61. Amended by No. 2368, s. 2 (1), 1937, p. 102 and by No. 24, s. 7, 1960, p. 61 s. 62. Amended by No. 24, s. 8, 1960, p. 61 s. 65. Amended by No. 24, s. 9, 1960, p.61 s. 68. Repealed by No. 24, s. 10, 1960, p. 61 s. 69. *In re Jackson*, (1944) S.A.S.R. 82 *In re Scott, deceased* (1948) S.A.S.R. 193 *In re Grose, deceased* (1949) S.A.S.R. 55 *In re Symons, deceased* (1949) S.A.S.R. 289. *In the estate of Hunter, deceased* (1957) S.A.S.R. 194 *In the estate of Martin, deceased* (1958) S.A.S.R. 365 s. 70. *In re Babbage. Cave v. Babbage* (1936) S.A.S.R. 356 *In the Estate of Hughes, deceased* (1947) S.A.S.R. 325; 22 A.L.J. 89 s. 71. Substituted by No. 19, s. 5, 1956, p. 48 s. 102. Amended by No. 24, s. 11, 1960, p. 61 s. 102a. Amended by No. 24, s. 12, 1960, p. 62 s. 106. Amended by No. 24, s. 13, 1960, p. 62 s. 110. Amended by No. 24, s. 14, 1960, p. 62 s. 112. Substituted by No. 2368, s. 3, 1937, p. 102 s. 113. Repealed by No. 2368, s. 3, 1937, p. 102 s. 116. Amended by No. 24, s. 15, 1960, p. 63

Act Affected.	How Affected.
Administration and Probate Act, 1919-1936 (Vol. 1. p. 79)—*continued.*	s. 117. Amended by No. 24, s. 16, 1960, p. 63 s. 119a. Enacted by No. 24, s. 17, 1960, p. 63 s. 122. Amended by No. 2368, s. 4, 1937, p. 103 Second schedule. Repealed by No. 2368, s. 5, 1937, p. 103
Adoption of Children Act, 1925-1934 (Vol. 1, p. 140)	s. 2. Amended by No. 18, s. 2, 1943, p. 38 s. 5. Amended by No. 18, s. 3, 1943, p. 38 *In re A and B* (*Infants*) 1950 S.A.S.R. 235 s. 6. *In re G. and D.* (*Infants*) (1954) S.A.S.R. 40 s. 14. Amended by No. 4, s. 2, 1940, p. 6 s. 19. Enacted by No. 18, s. 4, 1943, p. 39
Advances for Homes Act, 1928-1935 (Vol. 1, p. 156)	s. 3. Amended by No. 13, s. 4 (2), 1947, p. 31 and by No. 37, s. 7 (2), 1958, p. 142 s. 4. Amended by No. 13, s. 2 (2), 1947, p. 31 s. 7. Amended by No. 13, s. 2 (1), 1947, p. 30 s. 8. Substituted by No. 19, s. 2, 1951, p. 34 s. 11. Repealed by No. 13, s. 4 (1), 1947, p. 31 s. 16. Repealed by No. 13, s. 5, 1947, p. 31 Heading to Division III. of Part III. Amended by No. 13, s. 4 (2), 1947, p. 31 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, by No. 19, s. 3, 1951, p. 35, by No. 35, s. 2, 1957, p. 91 and by No. 37, s. 2, 1958, p. 139 s. 19. Amended by No. 21, s. 5, 1944, p. 52 s. 20. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 21. Amended by No. 13, s. 4 (2), 1947, p. 31 Heading to Division IV. of Part III. Amended by No. 13, s. 4 (2), 1947, p. 31 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, by No. 19, s. 4, 1951, p. 35, and by No. 37, s. 3, 1958, p. 140 s. 23. Amended by No. 13, s. 4 (2), 1947, p. s. 24. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 25. Amended by No. 21, s. 7, 1944, p. 52 31 s. 29. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 30. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 32. Amended by No. 35, s. 3, 1957, p. 92, and by No. 37, s. 4, 1958, p. 140 s. 32a. Enacted by No. 35, s. 4, 1957, p.92 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, by No. 19, s. 5, 1951, p. 35, and by No. 37, s. 5, 1958, p. 140 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, by No. 19, s. 6, 1951, p. 35, by No. 35, s. 5, 1957, p. 92, and by No. 37, s. 6, 1958, p. 140 s. 42. Amended by No. 19, s. 7, 1951, p. 35 s. 43. Substituted by No. 35, s. 6, 1957, p. 93 s. 45. Amended by No. 13, s. 4 (2), 1947, p. 31 s. 46. Amended by No. 21, s. 10, 1944, p. 53 ss. 47 to 65. Repealed by No. 37, s. 7 (1), 1958, p. 142 s. 69. Amended by No. 37, s. 8, 1958, p. 142 s. 70. Amended by No. 37, s. 9, 1958, p. 142 s. 74. Substituted by No. 37, s. 10, 1958, p. 142
Advances to Settlers Act, 1930 (Vol. 1, p. 193)	s. 3. Amended by No. 28, s. 2, 1952, p. 72 s. 5. Amended by No. 22, s. 3, 1944, p. 56 s. 7. Amended by No. 28, s. 3, 1952, p. 73 s. 11. Amended by No. 28, s. 4, 1952, p. 73

Act Affected.	How Affected.
Advances to Settlers Act, 1930 (Vol. 1, p. 193)—*continued.*	s. 12a. Enacted by No. 22, s. 2, 1944, p. 54 and amended by No. 28, s. 5, 1952, p. 73 and by No. 32, s. 2, 1958, p. 125 s. 17a. Enacted by No. 28, s. 6, 1952, p. 74 s. 18. Amended by No. 28, s. 7, 1952, p. 74 s. 19. Amended by No. 28, s. 8, 1952, p. 74 s. 21. Amended by No. 28, s. 9, 1952, p. 74 s. 28. Amended by No. 28, s. 10, 1952, p. 75 s. 30. Repealed by No. 28, s. 11, 1952, p. 75
Aged and Infirm Persons' Property Act, 1940 (1940, p. 100)	s. 16a. Enacted by No. 22,s. 2, 1950, p. 63 s. 16b. Enacted by No. 22, s. 2, 1950, p. 64 s. 29. Amended by No. 22, s. 3, 1950, p. 64
Agent-General Act, 1901-1934 (Vol. 1, p. 206)	s. 5. Substituted by No. 10, s. 3, 1953, p. 21, and amended by No. 3, s. 2, 1955, p. 6, by No. 3, s. 2, 1957, p. 10, by No. 10, s. 2, 1959, p. 21, and by No. 22, s. 2, 1960, p. 56 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 s. 4a. Enacted by No. 2410, s. 4, 1938, p. 112 ss. 9 and 10. Repealed by No. 15, s. 2, 1940, p. 37 s. 14. Enacted by No. 15, s. 3, 1940, p. 37
Agricultural Graduates Land Settlement Act, 1922-1935 (Vol. 1, p. 212)	s. 9. Amended by No. 2403, s. 2, 1938, p. 82
Agricultural Seeds Act, 1938 (1938, p. 51)	s. 3. Amended by No. 28, s. 3, 1957, p. 72 s. 4. Amended by No. 28, s. 4, 1957, p. 73 s. 5. Amended by No. 28, s. 5, 1957, p. 73 s. 7. Amended by No. 28, s. 6, 1957, p. 73 s. 8. Amended by No. 28, s. 7, 1957, p. 73 s. 19. Amended by No. 28, s. 8, 1957, p. 73 s. 26. Amended by No. 28, s. 9, 1957, p. 74
Alsatian Dogs Act, 1934 (Vol. 1, p. 232)	s. 3. Amended by No. 55, s. 2, 1949, p. 207
Anatomy Act, 1884-1934 (Vol. 1, p. 236)	Long Title. Amended by No. 12, s. 3, 1954, p. 27 s. 18a. Enacted by No. 12, s. 4, 1954, p. 27 s. 18b. Enacted by No. 25, s. 3, 1954, p. 75 Heading to s. 19. Enacted by No. 12, s. 5, 1954, p. 29
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. *See also* the following paragraph
Animals and Birds Protection Act, 1919-1938 (1938, p. 285)	s. 19a. Enacted by No. 43, s. 3, 1958, p. 159 s. 33. Amended by No. 43, s. 4, 1958, p. 160
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
Appraisers Act, 1934 (Vol. 1, p. 271)..	s. 4. Amended by No. 4, s. 3, 1961, p. 10

Act Affected.	How Affected.
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
Architects Act, 1939 (1939 p. 198)	s. 28. *Thompson v. Ewens* (1958) S.A.S.R. 193
Art Gallery Act, 1939 (1939, p. 154) ...	s. 5. Amended by No. 27, s. 3, 1960, p. 67
Associations Incorporation Act, 1956 (1956, p. 203)	s. 22. Amended by No. 22, s. 2, 1957, p. 55
Auctioneers Act, 1934 (Vol. 1, p. 293)	s. 3. Amended by No. 6, s. 3, 1953, p. 14 s. 4. Amended by No. 6, s. 4, 1953, p. 15 s. 5. Amended by No. 6, s. 5, 1953, p. 15 s. 5a. Enacted by No. 6, s. 6, 1953, p. 15 s. 8a. Enacted by No. 6, s. 7, 1953, p. 15 s. 10a. Enacted by No. 20, s. 3, 1961, p. 57 s. 11. Repealed by No. 6, s. 8, 1953, p. 16 s. 13. Enacted by No. 6, s. 9, 1953, p. 16
Audit Act, 1921-1936 (Vol. 1, p. 297)..	s. 3a. Enacted by No. 8 s. 3, 1957, p. 21 s. 6. Amended by No. 26, s. 3, 1946, p. 126, by No. 23, s. 3, 1949, p. 77, by No. 7, s. 3, 1951, p. 12, by No. 3, s. 3, 1955, p. 6, by No. 3, s. 3, 1957, p. 10, by No. 10, s. 3, 1959, p. 21, and by No. 22, s. 3, 1960, p. 56 s. 7. Amended by No. 8, s. 4, 1957, p. 22 s. 11. Amended by No. 8, s. 5, 1957, p. 22 s. 12. Amended by No. 8, s. 6, 1957, p. 22 s. 17. Substituted by No. 8, 1957, p. 22 ss. 18 to 23. Repealed by No. 48, s. 2, 1949, p. 162 s. 26. Amended by No. 8, s. 8, 1957, p. 22 s. 31. Amended by No. 8, s. 9, 1957, p. 23 s. 32. Substituted by No. 8, s. 10, 1957, p. 23 s. 36. Substituted by No. 8, s. 11, 1957, p. 23 s. 37. Amended by No. 8, s. 12, 1957, p. 24 s. 38. Amended by No. 8, s. 13, 1957, p. 24 s. 39. Amended by No. 8, s. 14, 1957, p. 25 s. 40a. Enacted by No. 8, s. 15, 1957, p. 25 s. 41. Amended by No. 8. s. 16, 1957, p. 25 s. 41a. Enacted by No. 8, s. 17, 1957, p. 25 ss. 42 and 43. Repealed by No. 8, s. 18, 1957, p. 26 s. 45a. Enacted by No. 8, s. 19, 1957, p. 26
Bakehouses Registration Act, 1945 (1945, p. 147)	s. 3. Amended by No. 43, s. 2, 1947, p. 110 s. 3a. Enacted by No. 43, s. 3, 1947, p. 111 s. 9. Amended by No. 43, s. 4, 1947, p. 111
Barley Marketing Act, 1947 (1947, p. 128)	s. 4. Amended by No. 37, s. 3, 1952, p. 107 and by No. 14, s. 4, 1953, p. 30 s. 5a. Enacted by No. 37, s. 4, 1952, p. 107 s. 9. Amended by No. 37, s. 5, 1952, p. 108 s. 14. Amended by No. 24, s. 3, 1956, p. 63 s. 14a. Enacted by No. 24, s. 4, 1956, p. 63 s. 19. Amended by No. 37, s. 6, 1952, p. 108 s. 20. Amended by No. 24, s. 5, 1956, p. 64 s. 22. Substituted by No. 37, s. 7, 1952, p. 109 and amended by No. 24, s. 6, 1956, p. 64

Act Affected.	How Affected.
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 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 s. 11 (6). Amended by No. 52, s. 3, 1940, p. 158 s. 17. Amended by No. 52, s. 4, 1940, p. 158 ss. 19a to 19e. Enacted by No. 52, s. 5, 1940, pp. 158-161 s. 28. Amended by No. 52, s. 6, 1940, p. 161 s. 37. *Miller v. O'Sullivan* (1947) S.A.S.R. 148 Sixth schedule. Amended by No. 52, s. 7 (1), 1940, p. 161 Seventh schedule. Amended by No. 52, s. 7 (2), 1940, p. 161
Births and Deaths Registration Act, 1936 (Vol. 1, p. 345)	s. 4. Amended by No. 21, s. 2, 1940, p. 56 and by No. 11, s. 7, 1942, p. 30 s. 11. Amended by No. 44, s. 16 (2), 1947, p. 117 s. 14. Amended by No. 44, s. 3, 1947, p. 112 s. 15. Amended by No. 44, s. 4, 1947, p. 113, and by No. 47, s. 4, 1959, p. 159 s. 16. Amended by No. 44, s. 5, 1947, p. 113 s. 17. Amended by No. 44, s. 6, 1947, p. 114 s. 19. Amended by No. 44, s. 7, 1947, p. 114, and by No. 43, s. 5, 1959, p. 160 s. 20. Amended by No. 44, s. 8, 1947, p. 114, and by No. 47, s. 6, 1959, p. 160 s. 22. Amended by No. 44, s. 9, 1947, p. 114, and by No. 47, s. 7, 1959, p. 160 s. 28. Amended by No. 44, s. 10, 1947, p. 114, and by No. 47, s. 8, 1959, p. 160 s. 29. Amended by No. 47, s. 9, 1959, p. 161 s. 31. Amended by No. 44, s. 11, 1947, p. 115, by No. 47, s. 10, 1959, p. 161, and by No. 30, s. 3, 1960, p. 76 s. 32. Amended by No. 47, s. 11, 1959, p. 161 s. 32a. Enacted by No. 47, s. 12, 1959, p. 162 s. 33. Amended by No. 47, s. 13, 1959, p. 162 s. 34. Amended by No. 47, s. 14, 1959, p. 162 s. 35. Amended by No. 11, s. 2, 1942, p. 25 s. 36. Substituted by No. 44, s. 12, 1947, p. 115 s. 36a. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 3, 1942, p. 26 s. 36b. Enacted by No. 21, s. 3, 1940, p. 57 and amended by No. 11, s. 4, 1942, p. 26 s. 36c. Enacted by No. 21, s. 3, 1940, p. 58 and amended by No. 11, s. 5, 1942, p. 26 s. 36d. Enacted by No. 21, s. 3, 1940, p. 58, and amended by No. 44, s. 13, 1947, p. 115. s. 36e. Enacted by No. 21, s. 3, 1940, p. 58 ss. 36f to 36j. Enacted by No. 11, s. 6, 1942 pp. 27-29 s. 36k. Enacted by No. 11, s. 6, 1942, p. 29, and amended by No. 44, s. 14, 1947, p. 116 s. 36e. Enacted by No. 11, s. 6, 1942, p. 29 s. 43. *Adorjan v. Adorjan and Mado* (1954) S.A.S.R. 15 s. 52. Amended by No. 44, s. 15, 1947, p. 116 s. 53a. Enacted by No. 44, s. 16 (1), 1947, p. 116 s. 56. Amended by No. 44, s. 17, 1947, p. 117 Fourth schedule. Amended by No. 44, s. 18, 1947, p. 117 Ninth schedule. Amended by No. 44, s. 19, 1947, p. 117 Fourteenth schedule. Amended by No 44, s. 20, 1947, p. 118, and by regulations *Gazette* 22nd March, 1951, p. 647. Fifteenth schedule. Enacted by No. 44, s. 21, 1947, p. 118

Act Affected.	How Affected.
Botanic Garden Act, 1935 (Vol. 1, p. 375)	s. 3. Amended by No. 13, s. 3, 1961, p. 40 s. 5. Amended by No. 22, s. 3, 1940, p. 59 s. 6. Amended by No. 13, s. 4, 1961, p. 40 s. 7. Substituted by No. 22, s. 4, 1940, p. 59 ss. 7a and 7b. Enacted by No. 22, s. 4, 1940, p. 60 s. 10a. Enacted by No. 22, s. 5, 1940, p. 60 s. 9. Amended by No. 13, s. 5, 1961, p. 41 s. 11. Amended by No. 13, s. 6, 1961, p. 41 s. 13. Amended by No. 13, s. 7, 1961, p. 41. s. 15a. Enacted by No. 45, s. 3, 1960, p. 170 s. 17. Amended by No. 45, s. 4, 1960, p. 171
Brands Act, 1933-1936 (Vol. 1, p. 381)	s. 3. Amended by No. 29, s. 2, 1957, p. 75 s. 4. Amended by No. 23, s. 2, 1948, p. 112, by No. 45, s. 2, 1955, p. 141, and by No. 29, s. 3, 1957, p. 75 s. 14. Amended by No. 45, s. 3, 1955, p. 141 s. 18. Amended by No. 23, s. 3, 1948, p. 112, and by No. 45, s. 4, 1955, p. 142 s. 27. Amended by No. 23, s. 4, 1948, p. 113 s. 28. Substituted by No. 45, s. 5(1), 1955, p. 142 s. 32. Amended by No. 23, s. 5, 1948, p. 113 Heading to Part VIII. Amended by No. 29, s. 4, 1957, p. 75 s. 54. Amended by No. 29, s. 5, 1957, p. 75 s. 55. Amended by No. 29, s. 6, 1957, p. 76 s. 56. Substituted by No. 29, s. 7, 1957, p. 76 s. 57. Substituted by No. 29, s. 7, 1957, p. 76 s. 62. Substituted by No. 23, s. 6, 1948, p. 113 s. 63. Amended by No. 23, s. 7, 1948, p. 114 s. 68. Amended by No. 45, s. 6, 1955, p. 142 s. 70. Amended by No. 21, s. 3, 1961, p. 58 s. 75, Amended by No. 29, s. 8, 1957, p. 76 s. 75a. Enacted by No. 23, s. 8, 1948, p. 114 Third schedule. Amended by No. 23, s. 9, 1948, p. 114 Sixth schedule. Amended by No. 23, s. 10, 1948, p. 114
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.
Building Act, 1923-1940 (1940, p. 353)	s. 8. Amended by No. 10, s. 7, 1946, p. 37 and by No 48, s. 2, 1953, p. 141 s. 9. Amended by No. 48, s. 3, 1953, p. 142 s. 9a. Amended by No. 10, s. 2, 1946, p. 36 s. 19. *Griffiths v. Appelbee* (1948) S.A.S.R. 339 s. 20. Amended by No. 48, s. 4, 1953, p. 142 s. 27. Amended by No. 48, s. 5, 1953, p. 143 s. 27a. Enacted by No. 48., s. 6, 1953, p. 143 s. 28. Amended by No. 10, s. 7, 1946, p. 37 s. 34. Amended by No. 10, s. 7, 1946, p. 37 s. 36a. Enacted by No. 10, s. 7, 1946, p. 37 s. 55. Amended by No. 10, s. 7, 1946, p. 37 s. 56. Amended by No. 10, s. 3, 1946, p. 37 s. 68a. Enacted by No. 48, s. 7, 1953, p. 143 s. 72. Amended by No. 10, s. 4, 1946, p. 37 s. 75. Amended by No. 10, s. 5, 1946, p. 37 s. 79. Amended by No. 48, s. 8, 1953, p. 144 s. 82. Amended by No. 48, s. 9. 1953, p. 144 *Ross Chenoweth Ltd. v. Hayes* (1955) S.A.S.R. 66 s. 83. Amended by No. 10, s. 7, 1946, p. 37 s. 84. Amended by No. 48, s. 10, 1953, p. 144 s. 85. Amended by No. 48, s. 11, 1953, p. 144 s. 86. Amended by No. 48, s. 12, 1953, p. 144 s. 98a. Amended by No. 10, s. 6, 1946, p. 37

Act Affected.	How Affected.
Building Act, 1923-1940 (1940, p. 353) —*continued.*	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, *Gazette* 27th September, 1951, p. 826, *Gazette* 28th August, 1952, p. 683, *Gazette* 30th October, 1952, p. 1149, *Gazette* 23rd April, 1953, p. 970, *Gazette* 8th April, 1954, p. 713, *Gazette* 28th October, 1954, p. 1079, *Gazette* 28th April, 1955, p. 987, *Gazette* 29th September, 1955, p. 715, *Gazette* 6th September, 1956, p. 528, *Gazette* 6th February, 1958, p. 491, *Gazette* 17th April, 1958, p. 1090, *Gazette* 30th October, 1958, p. 1183, *Gazette* 27th November, 1958, p. 1432, *Gazette* 14th May, 1959, p. 1033, *Gazette* 24th September, 1959, p. 774, *Gazette* 5th November, 1959, p. 1109, *Gazette* 17th March, 1960. p. 779, *Gazette* 24th November, 1960, p, 1436, *Gazette* 8th December, 1960, p. 1612, *Gazette* 9th March, 1961, p. 536, and *Gazette* 15th February, 1962, p. 300 Fourth schedule. Amended by regulations *Gazette*, 11th April, 1946, p. 636. Seventh schedule. Amended by regulations *Gazette*, 11th April, 1946, p. 636, *Gazette* 6th September, 1956, p. 528, *Gazette* 14th May, 1959, p. 1033, and *Gazette* 9th March 1961, p. 536 Eighth schedule. Amended by regulations *Gazette*, 11th April, 1946, p. 636, *Gazette* 28th August, 1952, p. 683, and *Gazette* 30th October, 1952, p. 1149
Building Contracts (Deposits) Act, 1953 (1953, p. 52)	s. 4. Amended by No. 30, s. 2, 1954, p. 88
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
Bulk Handling of Grain Act, 1955 (1955, p. 11)	s. 4a. Enacted by No. 3, s. 3, 1961, p. 9
Business Agents Act, 1938 (1938, p. 173)	s. 4. Amended by No. 9, s. 3, 1954, p. 18 s. 13a. Enacted by No. 35, s. 2, 1949, p. 118 s. 14a. Enacted by No. 9, s. 4, 1954, p. 19 s. 16. Amended by No. 35, s. 3, 1949, p. 119 s. 18. Amended by No. 10, s. 2, 1951, p. 16 s. 19. Amended by No. 42, s. 3, 1957, p. 112 s. 22. Amended by No. 42, s. 3, 1957, p. 112 s .39. *Veitch v. Easson, Maloney v. Easson* (1949) S.A.S.R. 9 *Drozd and another v. Vaskos and another* (1960) S.A.S.R. 88
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 s. 5. Amended by No. 22, s. 3, 1948, p. 109 s. 6. Amended by No. 22, s. 4, 1948, p. 110, and by No. 33, s. 2, 1951, p. 76 s. 8. Amended by No. 22, s. 5, 1948, p. 110 s. 13. Amended by No. 22, s. 6, 1948, p. 111 and by No. 27, s. 2, 1954, p. 82
Chaff and Hay Act, 1922 (Vol. 1, p. 560)	s. 9. Amended by No. 2384, s. 2, 1938, p. 4 s. 22. Amended by No. 2384, s. 3, 1938, p. 4
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

Act Affected.	How Affected.
Children's Protection Act, 1936 (Vol. 1, p. 568)	s. 19. Amended by No. 7, s. 3, 1961, p. 19
City of Whyalla Commission Act, 1944 (1944, p. 96)	s. 1. Amended by No. 11, s. 3, 1961, p. 32. s. 2. Amended by No. 15, s. 3, 1949, p. 57 and by No. 11, s. 3, 1961, p. 32. s. 3. Amended by No. 11, s. 3, 1961, p. 32 s. 4. Amended by No. 11, s. 3, 1961, p. 32 s. 5. Amended by No. 11, s. 3, 1961, p. 32 s. 6. Amended by No. 11, s. 3, 1961, p. 32 s. 7. Amended by No. 11, s. 3, 1961, p. 32 s. 9. Amended by No. 11, s. 3, 1961, p. 32 s. 10. Amended by No. 11, s. 3, 1961, p. 32 s. 13. Amended by No. 11, s. 4, 1961, p. 33 s. 14. Amended by No. 11, s. 3, 1961, p. 32 s. 16. Amended by No. 11, s. 5, 1961, p. 33 s. 20. Amended by No. 11, s. 3, 1961, p. 32 s. 21. Amended by No. 11, s. 3, 1961, p. 32 s. 22. Amended by No. 11, s. 3, 1961, p. 32 s. 24. Amended by No. 11, s. 3, 1961, p. 32 s. 26. Amended by No. 11, s. 3, 1961, p. 32 s. 27. Amended by No. 11, s. 3, 1961, p. 32 and by No. 23, s. 3, 1961, p. 62 s. 27a. Enacted by No. 15, s. 4, 1949, p. 58 and amended by No. 11, s. 3, 1961, p. 32 s. 27b. Enacted by No. 15, s. 4, 1949, p. 58 s. 27c. Enacted by No. 15, s. 4, 1949, p. 59 and amended by No. 11, s. 3, 1961, p. 32 s. 27d. Enacted by No. 15, s. 4, 1949, p. 59 s. 27e. Enacted by No. 15, s. 4, 1949, p. 59 s. 32. Amended by No. 11, s. 3, 1961, p. 32
Coal Act, 1947 (1947, p. 70).....	s. 12. Amended by No. 10, s. 3, 1949, p. 44 s. 13a. Enacted by No. 10, s. 4, 1949, p. 45 s. 13b. Enacted by No. 10, s. 4, 1949, p. 45 s. 19. Amended by No. 29, s. 3, 1948, p. 140, by No. 4, s. 3, 1950, p. 6, and by No. 30, s. 3, 1955, p. 97
Collections for Charitable Purposes Act, 1939 (1939, p. 73)	s. 16. Amended by No. 18, s. 3, 1947, p. 45
Commonwealth and State Housing Agreement Act, 1945 (1945, p. 122)	Schedule. Amended by No. 52, schedule, 1954, p. 142, and by No. 9, schedule, 1956, p. 22
Community Hotels (Incorporation) Act, 1938 (1938, p. 93)	s. 7. Enacted by No. 23, s. 3, 1944, p. 57 s. 8. Enacted by No. 23, s. 3, 1944, p. 58
The Companies Act, 1934-1935 (Vol. 1, p. 597)	s. 1. Amended by No. 31, s. 4, 1960, p. 78 s. 8. Amended by No. 46, ss. 3 and 26, 1939, pp. 349, 356 s. 9. *In re Commonwealth Homes and Investment Company Limited* (1943) S.A.S.R. 211 *In re Riverton Sheep Dip* (1943) S.A.S.R. 344 *In re Proprietary Articles Trade Association of South Australia Incorporated* (1949) S.A.S.R. 88 s. 27a. Enacted by No. 46, s. 4, 1939, p. 349 s. 35. Amended by No. 46, s. 26, 1939, p. 356 s. 36. *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94 s. 37. Amended by No. 46, s. 26, 1939, p. 356, and by No. 55, s. 3, 1956, p. 192 s. 38. Amended by No. 55, s. 4 (1), 1956, p. 193 s. 39. Substituted by No. 55, s. 5, 1956, p. 193

Act Affected.	How Affected.
The Companies Act, 1934-1935 (Vol. 1, p. 597)—*continued.*	s. 49. Amended by No. 55, s. 6, 1956, p. 194. *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 s. 51. Amended by No. 55, s. 7, 1956, p. 194 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 s. 56. Amended by No. 46, s. 5, 1939, p. 350 s. 57. Amended by No. 46, s. 6, 1939, p. 350 s. 64. Amended by No. 46, s. 26, 1939, p. 356 s. 74. *In the matter of Southern Acceptance Corporation Ltd.* (1954) S.A.S.R. 124 s. 76. *In re Colton, Palmer & Preston, Limited* (1936) S.A.S.R. 434 s. 83. Amended by No. 55, s. 8, 1956, p. 194 s. 100. *In re Lawson Constructions (Pty.) Limited* (1942) S.A.S.R. 201 s. 107. Amended by No. 46, s. 26, 1939, p. 356 ss. 114a to 114o. Enacted by No. 31, s. 5, 1960, pp. 79-89 s. 119. Amended by No. 55, s. 9, 1956, p. 194. *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94 s. 121. Amended by No. 55, s. 10, 1956, s. 195 s. 124. *Commonwealth Homes and Investment Company Limited v. Mackellar* (1939) 63 C.L.R. 351; 13 A.L.J. 382 s. 125. Amended by No. 46, s. 7, 1939, p. 350 *Ansett v. Guinea Airways Limited and Potter* (1945) S.A.S.R. 94 s. 129. Amended by No. 46, ss. 8 and 26. 1939, pp. 350, 356, and by No. 45, s. 3, 1952, p. 126 s. 130. Amended by No. 46, s. 26, 1939, p. 356 and by No. 45, s. 4, 1952, p. 126 s. 131. Amended by No. 55, s. 11, 1956, p. 195 s. 133. Amended by No. 46, s. 26, 1939, p. 356 *South Norseman Gold Mines No Liability v. MacDonald* (1937) S.A.S.R. 53 s. 139. Amended by No. 46, s. 9, 1939, p. 351 s. 142. Amended by No. 55, s. 12, 1956, p. 195 s. 147. Amended by No. 46, s. 10, 1939, p. 351 s. 149. Amended by No. 46, s. 26, 1939, p. 356 s. 153. Amended by No. 46, s. 11, 1939, p. 351 s. 154. Amended by No. 46, s. 12, 1939, p. 351 s. 158a. Enacted by No. 46, s. 13, 1939, p. 352 and amended by No. 31, s. 6, 1960, p. 90 s. 161. Amended by No. 46, s. 14, 1939, p. 353 s. 163. *Rex v. McDonnell* (1940) S.A.S.R. 388 s. 165. Amended by No. 46, s. 15, 1939, p. 353 s. 166. Amended by No. 46, s. 16, 1939, p. 353 s. 176. Amended by No. 46, ss. 17 and 26, 1939, pp, 353, 356, by No. 45, s. 5, 1952, p. 126, and by No. 55, s. 13, 1956, p. 195 s. 179. Amended by No. 46, s. 18, 1939, p. 354 s. 194. Amended by No. 46, s. 26, 1939, p. 356 *In re Bond's Motor Service Limited* (1953) S.A.S.R 92 s. 196. Amended by No. 46, s. 26, 1939, p. 356 s. 206. Amended by No. 46, s. 19, 1939, p. 354 s. 270. Amended by No. 46, s. 20, 1939, p. 354 s. 279 (7). *In re Bond's Motor Services Ltd. (In liquidation)* (1953) S.A.S.R. 100 s. 293. Amended by No. 46, s. 26, 1939, pp. 356

Act Affected	How Affected.
The Companies Act, 1934-1935 (Vol. 1, p. 597)—*continued.*	s. 311. Amended by No. 46, s. 21, 1939, p. 354 s. 316. Amended by No. 46, s. 22, 1939, p. 354 s. 353. Amended by No. 45, s. 6, 1952, . 127 s. 358. Amended by No 46, s. 23, 1939, p. 354 ss. 358a to 358m. Enacted by No. 55, s. 14, 1956, pp. 195-200 s. 361a. Enacted by No. 46, s. 24, 1939, p. 354 s. 361b. Enacted by No. 46, s. 24, 1939, p. 355 s. 361c. Enacted by No. 46, s. 24, 1939, p. 355 s. 363. Amended by No. 55, s. 15, 1956, p. 200 s. 365. Amended by No. 55, s. 16, 1956, p. 200 *Maddaford v. De Vantee* (1951) S.A.S.R. 259 s. 366. Amended by No. 55, s. 17, 1956, p. 201 *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) *In re E. and B. Chemicals and Wool Treatment Proprietary Limited* (1940) S.A.S.R. 267 s. 367. Amended by No. 46, s. 26, 1939, p. 356 s. 368. Amended by No. 46, s. 25, 1939, p. 356, and by No. 55, s. 18, 1956, p. 201 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) s. 386. Amended by No. 55, s. 19, 1956, p. 202 s. 391. *Rex v. McDonnell* (1940) S.A.S.R. 388 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) s. 400. Amended by No. 55, s. 20, 1956, p. 202 s. 401. Repealed by No. 56, s. 3 (2), 1956, p. 203 Second schedule. Amended by No. 46, s. 26, 1936, p. 356 *Re Lasscock's Nurseries Limited (In Liquidation); McPhail v. Mitton* 14 A.L.J. 270 Third schedule. Amended by regulations *Gazette* 5th June, 1958, p. 1787 Fourth schedule. Amended by regulations *Gazette* 5th June, 1958, p. 1787 Fifth schedule. Amended by regulations *Gazette* 5th June, 1958, p. 1787 Eighth schedule. Amended by regulations *Gazette* 5th June, 1958, p. 1787 Tenth schedule. Amended by regulations *Gazette* 5th June, 1958, p. 1787 Eleventh schedule. Amended by regulations *Gazette* 5th June, 1958, p. 1787 Thirteenth schedule. Substituted by regulations *Gazette* 5th June, 1958, p. 1787
Compulsory Acquisition of Land Act, 1925 (Vol. 1, p. 870)	s. 12. *W. T. Flint & Son., Ltd. v. The Corporation of the City of Adelaide* (1952) S.A.S.R., 107 *Adelaide Fruit and Produce Exchange Co. Ltd. v. Corporation of the City of Adelaide* 35 A.L.J.R. 29 s. 30. Amended by No. 28, s. 3, 1959. p. 79 s. 31. Amended by No. 28, s. 4, 1959, p. 79 s. 33. Amended by No. 28, s. 5, 1959, p. 80 *Adelaide Fruit and Produce Exchange Co. Ltd. v. Corporation of the City of Adelaide* 34 A.L.J.R. 229 *Adelaide Fruit and Produce Exchange Co. Ltd. v. Corporation of the City of Adelaide* 35 A.L.J.R. 29 s. 42. *Minister of Education v. Bosworth and others* (1950) S.A.S.R. 145 s. 44a. Enacted by No. 28, s. 6, 1959, p. 80

Act Affected	How Affected.
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, by No. 48, 1949, p. 162, by No. 38, 1950, p. 112, by No. 4, 1951, p. 7, by No. 28, 1953, p. 76, by No. 56, 1953, p. 201, by No. 3, 1955, p. 6, by No. 59, 1955, p. 218, by No. 39, 1959, p. 123, by No. 8, 1960, p. 22, and by No. 24, 1961, p. 64, and with notes of judicial decisions, is reprinted in this volume, p. 305.
Control of Advertisements Act, 1916-1935 (Vol. 2, p. 40)	s. 4. *Miller v. Penfolds Wines Limited* (1937) S.A.S.R. 11 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)	s. 10. Amended by No. 53, s., 3, 1952, p. 161 s. 15a. Enacted by No. 53, s. 4, 1952, p. 162 s. 19. Amended by No. 53, s. 5, 1952, p. 162 s. 20. Amended by No. 53, s. 6, 1952, p. 162 s. 20a. Enacted by No. 53, s. 7, 1952, p. 162 s. 20b. Enacted by No. 53, s. 7, 1952, p. 163 s. 20c. Enacted by No. 53, s. 7, 1952, p. 163 s. 21. Amended by No. 53, s. 8, 1952, p. 164 s. 21a. Enacted by No. 53, s. 9, 1952, p. 164 s. 21b. Enacted by No. 53, s. 9, 1952, p. 164 s. 22. Amended by No. 53, s. 10, 1952, p. 164 s. 25a. Enacted by No. 53, s. 11, 1952, p. 164 s. 25b. Enacted by No. 53, s. 11, 1952, p. 165 s. 30a. Enacted by No. 53, s. 12, 1952, p. 165 First schedule. Amended by regulations *Gazette* 26th April, 1951, p. 928, and *Gazette* 30th June, 1955, p. 1549 Second schedule. Amended by No. 53, s. 13, 1952, p. 165
Country Housing Act, 1958 (1958, p. 13)	s. 3a. Enacted by No. 19, s. 3, 1960, p. 47 s. 4. Amended by No. 19, s. 4, 1960, p. 48
Criminal Law Consolidation Act, 1935 (Vol. 2, p. 81)	s. 14. Amended by No. 53, s. 14, 1952, p. 166 *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 s. 14a. Enacted by No. 27, s. 3, 1952, p. 66 s. 15. Amended by No. 27, s. 4, 1952, p. 67 s. 38. Substituted by No. 54, s. 3, 1940, p. 179 *Teague v. McLachlan* (1957) S.A.S.R. 286 s. 38a. Enacted by No. 27, s. 5, 1952, p. 67 *Teague v. McLachlan* (1957) S.A.S.R. 286 s. 46. Substituted by No. 27, s. 6, 1952, p. 67 *Rex v. Muirhead and Bracegirdle: Ex parte The Attorney-General and another* (1942) S.A.S.R. 226 *Church v. Roberts* (1946) S.A.S.R. 65 *Gray v. Jones* (1948) S.A.S.R. 201 s. 50. Amended by No. 54, s. 4, 1940, p. 180 s. 51. Amended by No. 54, s. 4, 1940, p. 180 s. 52. Amended by No. 54, s. 4, 1940, p. 180 s. 52a. Enacted by No. 54, s. 5, 1940, p. 180 s. 54. Amended by No. 27, s. 7, 1952, p. 68 s. 55. Amended by No. 27, s. 8, 1952, p. 68 s. 56. *R. v. Mogg* (1948) S.A.S.R. 32 22; A.L.J. 190 s. 57a. Enacted by No. 27, s. 9, 1952, p. 68 s. 57b. Enacted by No. 27, s. 9, 1952, p. 69, and amended by No. 42, s. 3, 1957, p. 112 *Stokes v. Bragg* (1955) S.A.S.R. 311 *Page v. Butcher* (1957) S.A.S.R. 165

Act Affected.	How Affected.
Criminal Law Consolidation Act, 1935 (Vol. 2, p. 81)—*continued.*	s. 63. Amended by No. 54, s. 6, 1940, p. 180 s. 76a. Enacted by No. 27, s. 10, 1952, p. 70 and amended by No. 42, s. 3, 1957, p. 112 s. 77. Substituted by No. 54, s. 7, 1940, p. 180 and amended by No. 54, s. 3, 1956, p. 183 *Rex v. Clough* (1941) S.A.S.R. 51 s. 77a. Enacted by No. 54, s. 7, 1940, p. 181 and amended by No. 27, s. 11, 1952, p. 70, and by No. 54, s. 4, 1956, p. 184 *O'Sullivan v. De Young* (1956) S.A.S.R. 211 s. 82. *R. v. Lindner* (1938) S.A.S.R. 412 s. 116. *Charlton v. Crafter* (1943) S.A.S.R. 158 s. 130. *R. v. Lower* (1948) S.A.S.R. 227; 22 A.L.J. 432 s. 131. *Feist v. Bonython* (1944) S.A.S.R. 176 s. 132. *Reece v. Harris* (1943) S.A.S.R. 127 s. 158. *R. v. Shillingford* (1954) S.A.S.R. 206 *R. v. Beaumont* (1955) S.A.S.R. 110 s. 170. Substituted by No. 54, s. 8, 1940, p. 183 *Rex v. Andrews* (1943) S.A.S.R. 44 s. 172. *R. v. De Kuyper* (1948) S.A.S.R. 108 s. 176. *Cowan v. O'Sullivan* (1947) S.A.S.R. 181 s. 184. *Dowd v. Dayman* (1939) S.A.S.R. 70 s. 191. *R. v. Martyn and Martyn* (1954) S.A.S.R. 161 s. 192. *R. v. Martyn and Martyn* (1954) S.A.S.R. 161 s. 195. *Brook v. Crafter* (1937) S.A.S.R. 366 *R. v. Lower* (1948) S.A.S.R. 227; 22 A.L.J. 432 s. 197a. Enacted by No. 54, s. 9, 1940, p. 183 s. 199. Amended by No. 54, s. 10, 1940, p. 184 s. 200. Amended by No. 54, s. 11, 1940, p. 184 s. 268. *Rex v. Sayers* (1943) S.A.S.R. 146 s. 300. Substituted by No. 54, s. 6, 1956, p. 184 *R. v. Costello and others* (1937) S.A.S.R. 150 ss. 300a to 300h. Enacted by No. 54, s. 6, 1956, pp. 185-188 s. 313. Substituted by No. 27, s. 12, 1952, p. 70 and amended by No. 54, s. 7, 1956, p. 189 s. 319. Amended by No. 42, s. 3, 1957, p. 112 *R. v. Martin* (1937) S.A.S.R. 70 *Rex v. Tregaskis* (1937) S.A.S.R. 358 *R. v. Cook* (1955) S.A.S.R. 304 s. 321. Substituted by No. 54, s. 8 (1), 1956, p. 189 *R v Dinham* (1960) S.A.S.R. 121 s. 322. Repealed by No. 54, s. 9, 1956, p. 189 s. 323. Substituted by No. 54, s. 10, 1956, p. 189 *R. v. White* (1948) S.A.S.R. 198 ss. 324 and 325. Repealed by No. 54, s. 10, 1956, p. 189 ss. 326 and 327. Repeaeld by No. 54, s. 11, 1956, p. 190 s. 328. Substituted by No. 54, s. 12 (1), 1956, p. 190 s. 328a. Enacted by No. 54, s. 12, 1940, p. 185 s. 352. *R. v. Burch* (1939) S.A.S.R. 270 s. 353. *R. v. Semaschko* (1936) S.A.S.R. 337 *Rex v. Butler* (1939) S.A.S.R. 265 s. 354. *R. v. Lindner* (1938) S.A.S.R. 412 s. 357. *Rex v. Pullman* (1942) S.A.S.R. 262 s. 367. *Rex v. Tregaskis* (1937) S.A.S.R. 358 s. 369. *R. v. McPherson* (1939) S.A.S.R. 181 Schedules 4 to 7. Repealed by No. 54, s. 12, 1956, p. 191
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

Act Affected.	How Affected.
Crown Lands Act, 1929-1939 (1939, p. 414)	s. 5. Amended by No. 26, s. 3, 1944, p. 66 s. 9. Amended by No. 26, s. 4, 1944, p. 66 s. 11. Amended by No. 26, s. 5, 1944, p. 67 s. 22a. Enacted by No. 25, s. 3, 1941, p. 90 s. 22b. Enacted by No. 26, s. 6, 1944, p. 67 Part V., Division III.A. Heading amended by No. 26, s. 7, 1944, p. 67 s. 41d. Amended by No. 26, s. 8, 1944, p. 67 s. 41f. Enacted by No. 26, s. 9, 1944, p. 68 s. 44. Amended by No. 23, s. 3, 1940, p. 61 Part VI. Heading amended by No. 23, s. 4, 1940, p. 62 s. 50b. Enacted by No. 26, s. 10, 1944, p. 68 s. 53. Amended by No. 23, s. 5, 1940, p. 62 s. 58. Substituted by No. 25, s. 4, 1941, p. 91 s. 66a. Enacted by No. 25, s. 5, 1941, p. 91 s. 144. Amended by No. 26, s. 11, 1944, p. 69 s. 145. Amended by No. 26, s. 12, 1944, p. 69 s. 152. Amended by No. 26, s. 13, 1944, p. 69 s. 153. Amended by No. 26, s. 14, 1944, p. 69 s. 154. Amended by No. 26, s. 15, 1944, p. 70 s. 155. Amended by No. 26, s. 16, 1944, p. 70 s. 170. Amended by No. 26, s. 17, 1944, p. 70 s. 170a. Amended by No. 23, s. 6, 1940, p. 62, and by No. 26, s. 18, 1944, p. 71 s. 170b. Amended by No. 26, s. 19, 1944, p. 71 s. 178. Amended by No. 23, s. 7, 1940, p. 62 s. 181. Amended by No. 25, s. 6, 1941, p. 92 and by No. 46, s. 3, 1960, p. 172 s. 184. Amended by No. 26, s. 20, 1944, p. 72 s. 199. Amended by No. 23, s. 8, 1940, p. 62, and by No. 26, s. 21, 1944, p. 72 s. 200. Amended by No. 26, s. 22, 1944, p. 72 s. 201. Amended by No. 25, s. 7, 1941, p. 92, and by No. 26, s. 23, 1944, p. 72 s. 203. Amended by No. 26, s. 24 1944, p. 72 s. 204. Repealed by No. 46, s. 4, 1960, p. 173 s. 204a. Amended by No. 46, s. 5, 1960, p. 173 s. 206. Amended by No. 26, s. 35, 1944, p. 73 s. 207. Amended by No. 26, s. 26, 1944, p. 73 s. 208. Amended by No. 26, s. 27, 1944, p. 73 s. 208aa. Amended by No. 26, s. 28, 1944, p. 73 s. 209a. Enacted by No. 26, s. 29, 1944, p. 73 s. 210. Amended by No. 23, s. 9, 1940, p. 62 s. 211. Amended by No. 25, s. 8, 1941, p. 93 s. 211a. Enacted by No. 23, s. 10, 1940, p. 63, and amended by No. 26, s. 30, 1944, p. 74 and by No. 42, s. 3, 1952, p. 120 s. 212. Amended by No. 23, s. 11, 1940, p. 63 s. 214. Repealed by No. 23, s. 12, 1940, p. 63 s. 216. Repealed by No. 23, s. 13, 1940, p. 63 s. 220. Amended by No. 46, s. 6, 1960, p. 173 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 s. 222. Amended by No. 23, s. 15, 1940, p. 63 s. 223. Amended by No. 23, s. 16, 1940, p. 64 s. 225. Amended by No. 25, s. 10, 1941, p. 94 and by No. 46, s. 7, 1960, p. 173 *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 s. 226. *Badenoch v. Nuske* (1940) S.A.S.R. 160 *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 s. 227. *Badenoch v. Nuske* (1940) S.A.S.R. 160 *In re Symon: Public Trustee v. Symon and others* (1944) S.A.S.R. 102 s. 227a. Enacted by No. 23, s. 17, 1940, p. 64

Act Affected.	How Affected.
Crown Lands Act, 1929-1939 (1939, p. 414)—*continued.*	s. 228a. Enacted by No. 23, s. 18, 1940, p. 64 s. 232. Amended by No. 23, s. 19, 1940, p. 65 s. 234a. Enacted by No. 26, s. 32, 1944, p. 74 s. 235. Amended by No. 26, s. 33, 1944, p. 74 s. 244a. Enacted by No. 26, s. 34, 1944, p. 75 s. 249a. Enacted by No. 25, s. 11, 1941, p. 94 s. 252a. Enacted by No. 25, s. 12, 1941, p. 95 s. 261. Amended by No. 27, s. 3, 1957, p. 68 s. 261a. Enacted by No. 27, s. 4, 1957, p. 70 s. 262b. Enacted by No. 23, s. 20, 1940, p. 65 s. 263a. Amended by No. 26, s. 35, 1944, p. 75 s. 263b. Enacted by No. 23, s. 21, 1940, p. 65, and amended by No. 26, s. 36, 1944, p. 75 s. 263b. Enacted by No. 44, s. 12, 1945, p. 225 s. 265b. Enacted by No. 26, s. 37, 1944, p. 76 s. 271a. Enacted by No. 23, s. 22, 1940, p. 66 s. 271b. Enacted by No. 23, s. 22, 1940, p. 66 s. 271c. Enacted by No. 25, s. 14, 1941, p. 95 s. 275. Amended by No. 23, s. 23, 1940, p. 67, and by No. 25, s. 13, 1941, p. 95 *Chapman v. Strawbridge* (1910) S.A.L.R. 118 s. 278. *Hall v. Barker* (1954) S.A.S.R. 86 s. 293. Amended by No. 23, s. 24, 1940, p. 67 s. 294a. Enacted by No. 23, s. 25, 1940, p. 67
Dairy Cattle Improvement Act, 1921-1934 (Vol. 2, p. 343)	s. 6. Amended by No. 47, s. 3, 1960, p. 175 s. 7a. Enacted by No. 49, s. 2, 1940, p. 153 and repealed by No. 47, s. 4, 1960, p. 176 First schedule. Amended by No. 9, s. 2(1), 1955, p. 35
Dairy Industry Act, 1928-1935 (Vol. 2, p. 349)	s. 2. Repealed by No. 30 s. 3, 1957, p. 77 s. 3. Amended by No. 30, s. 4, 1957, p. 77 s. 4. Amended by No. 2378, s. 3, 1937, p. 129, by No. 37, s. 2 (2) ,1939, p. 217, by No. 31, s. 3, 1942, p. 95, and by No. 30, s. 5, 1957, p. 78 s. 6a. Enacted by No. 30, s. 6, 1957, p. 79 Heading to section 7. Amended by No. 30, s. 7. 1957, p. 79 s. 7. Amended by No. 31, s. 4, 1942, p. 95 and by No. 30, s. 8, 1957, p. 79 s. 8. Amended by No. 37, s. 2 (2), 1939, p. 217 by No. 31, s. 5, 1942, p. 96, and by No. 30, s. 15, 1957, p. 83 s. 11. Amended by No. 37, s. 2 (2), 1938, p. 217 by No. 31, s. 6, 1942, p. 96, and by No. 30, s. 15, 1957, p. 83 s. 12. Amended by No. 31, s. 7, 1942, p. 96, and by No. 30, s. 15, 1957, p. 83 s. 13 Amended by No. 30, s. 15, 1957, p. 83 s. 19. Amended by No. 31, s. 8, 1942, p. 96, and by No. 30, s. 9, 1957, p. 81 s. 20. Amended by No. 30, s. 10, 1957, p. 82 s. 21. Amended by No. 31, s. 9, 1942, p. 96, and by No. 30, s. 11, 1957, p. 82 s. 22a. Enacted by No. 45, s. 3, 1958, p. 168 s. 24. Substituted by No. 30, s. 12, 1957, p. 82 s. 24a. Enacted by No. 30, s. 13, 1957, p. 83 s. 25. Amended by No. 30, s. 14, 1957, p. 83 s. 26. Amended by No. 31, s. 11, 1942, p. 97, and by No. 30, s. 15, 1957, p. 83 s. 27. Amended by No. 31, s. 12, 1942, p. 97, and by No. 30, s. 15, 1957, p. 83 s. 28. Amended by No. 31, s. 13, 1942, p. 97, and by No. 30, s. 15, 1957, p. 83
Dairy Produce Act, 1934-1935 (Vol. 2, p. 336)	s. 3. Amended by No. 17, s. 3, 1946, p. 102 s. 5. Amended by No. 12, s. 3, 1940, p. 23 s. 8. Amended by No. 17, s. 4, 1946, p. 103

Act Affected.	How Affected.
Dairy Produce Act, 1934-1935 (Vol. 2, p. 336)—*continued*	s. 15a. Enacted by No. 2345, s. 3, 1937, p. 12 s. 15b. Enacted by No. 17, s. 5, 1946, p. 103 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
Dangerous Drugs Act, 1934 (Vol. 2, p. 372)	s. 4. Amended by No. 31, s. 3 (1), 1955, p. 98 s. 5. Amended by No. 31, s. 4, 1955, p. 99 s. 6a. Enacted by No. 31, s. 5, 1955, p. 100 s. 7. Amended by No. 31, s. 6, 1955, p. 100 s. 10. Amended by No. 31, s. 7, 1955, p. 100 s. 12. Amended by No. 31, s. 8, 1955, p. 100
Dentists Act, 1931-1936 (Vol. 2, p. 396)	s. 4. Amended by No. 3, s. 3, 1960, p. 5 s. 6. Amended by No. 3, s. 4, 1960, p. 6 s. 12. Amended by No. 3, s. 5, 1960, p. 7 s. 14a. Enacted by No. 3, s. 6, 1960, p. 7 s. 15. Amended by No. 3, s. 7, 1960, p. 7 s. 16a. Enacted by No. 3, s. 8, 1960, p. 8 s. 18. Amended by No. 3, s. 9, 1960, p. 8 s. 21. *Taylor v. The Dental Board of South Australia* (1940) S.A.S.R. 306 s. 22a. Enacted by No. 3, s. 10, 1960, p. 9 s. 23. Amended by No. 3, s. 11, 1960, p. 9 ss. 28 and 29. Repealed by No. 3, s. 12, 1960, p. 9 ss. 31, 32, 32a, 32b and 33. Repealed by No. 3, s. 12, 1960, p. 9 s. 40. Amended by No. 3, s. 13, 1960, p. 9 *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 s. 41. Amended by No. 3, s. 14, 1960, p. 9 s. 43. Amended by No. 3, s. 15, 1960, p. 10 s. 44. Amended by No. 3, s. 16, 1960, p. 10 s. 44a. Enacted by No. 3, s. 17, 1960, p. 10 s. 44b. Enacted by No. 3, s. 17, 1960, p. 10 s. 45. Amended by No. 3, s. 18, 1960, p. 11. *In re the Dentists Act*, 1931-1936. *Ex parte Schonfeldt* (1939) S.A.S.R. 380 s. 46. Substituted by No. 3, s. 19, 1960, p. 11 s. 47. Repealed by No. 3, s. 20, 1960, p. 11 s. 48. Amended by No. 3, s. 21, 1960, p. 11 *McGrath v. Syme. Schonfeldt v. Syme* (1950) S.A.S.R. 14 s. 48a. Enacted by No. 3, s. 22, 1960, p. 12 s. 50. Repealed by No. 3, s. 23, 1960, p. 12 s. 52. Amended by No. 3, s. 24, 1960, p. 12 s. 53. Amended by No. 3, s. 26, 1960, p. 13 s. 56. Amended by No. 3, s. 25, 1960, p. 13 *Syme v. McFarling* (1953) S.A.S.R. 207 s. 56a. Enacted by No. 3, s. 27, 1960, p. 13 s. 57. Amended by No. 3, s. 28, 1960, p. 13 s. 57a. Enacted by No. 3, s. 29, 1960, p. 14 s. 60. Amended by No. 3, s. 30, 1960, p. 14 Second schedule. Amended by No. 3, s. 31, 1960, p. 15 Third and fourth schedules. Repealed by No. 3, s. 12, 1960, p. 9
Discharged Soldiers Settlement Act, 1934-1935 (Vol. 2, p. 422)	s. 24. Amended by No. 24, s. 3, 1940, p. 68 ss. 24a to 24c. Enacted by No. 24, s. 4, 1940, pp. 69, 70 ss. 29a and 29b. Enacted by No. 24, s. 5, 1940, p. 71
Dog Fence Act, 1946 (1946, p. 155)...	s. 22. Amended by No. 29, s. 3, 1959, p. 81 s. 23a. Enacted by No. 43, s. 2, 1949, p. 152 s. 24. Amended by No. 43, s. 3, 1949, p. 53, by No. 9, s. 2, 1953, p. 19, and by No. 14, s. 3, 1961, p. 42

Act Affected.	How Affected.
Dog Fence Act, 1946 (1946, p. 155)—*continued*	s. 26. Amended by No. 9, s. 3, 1953, p. 19 and by No. 14, s. 4, 1961, p. 42 s. 27. Repealed by No. 14, s. 5, 1961, p. 42 s. 29. Amended by No. 14, s. 6, 1961, p. 43 s. 31. Amended by No. 9, s. 5, 1953, p. 20, and by No. 14, s. 7, 1961, p. 43 s. 32a. Enacted by No. 43, s. 4, 1949, p. 153 s. 43. Substituted by No. 32, s. 3, 1960, p. 91 s. 44. Substituted by No. 52, s. 3, 1960, p. 92 s. 44a. Enacted by No. 32, s. 3, 1960, p. 93
Dried Fruits Act, 1934 (Vol. 2, p. 462).	s. 8. Amended by No. 2415, s. 3, 1938, p. 136 s. 17a. Enacted by No. 34, s. 3, 1941, p. 127 s. 18. Substituted by No. 2415, s. 4, 1938, p. 136 s. 23. Amended by No. 2415, s. 5, 1938, p. 137 s. 24. Amended by No. 2415, s. 6, 1938, p. 137 s. 24a. Enacted by No. 2415, s. 7, 1938, p. 138 s. 33. Amended by No. 2415, s. 8, 1938, p. 139 *Warnecke v. Pope* (1950) S.A.S.R., 113 s. 34. Amended by No. 2415, s. 9, 1938, p. 139 s. 35. Amended by No. 2415, s. 10, 1938, p. 139 s. 39. Repealed by No. 2415, s. 11, 1938, p. 139
Early Closing Act, 1926-1935 (Vol 2, p. 477)	s. 4. Amended by No. 48, s. 3, 1960, p. 177 *Goodwins of Newton Pty. Limited v. Gurry* (1959) S.A.S.R. 295 s. 5. Amended by No. 48, s. 4, 1960, p. 177 s. 6. Amended by No. 48, s. 5, 1960, p. 178 s. 8. Amended by No. 48, s. 6, 1960, p. 178 s. 14. Amended by No. 48, s. 7, 1960, p. 178 s. 16. Repealed by No. 48, s. 8, 1960, p. 178 s. 18a. Enacted by No. 48, s. 9, 1960, p. 178 s. 25a. Amended by No. 48, s. 10, 1960, p. 179 s. 25b. Amended by No. 48, s. 11, 1960, p. 179 s. 25c. Amended by No. 48, s. 12, 1960, p. 179 s. 25d. Amended by No. 48, s. 13, 1960, p. 180 s. 25e. Amended by No. 48, s. 14, 1960, p. 180 s. 25f. Substituted by No. 48, s. 15, 1930, p. 181 s. 25g. Amended by No. 48, s. 16, 1960, p. 181 s. 26. Amended by No. 48, s. 17, 1960, p. 182 s. 29. Amended by No. 48, s. 18, 1960, p. 182 s. 30. Amended by No. 48, s. 19, 1960, p. 182 s. 31. Amended by No. 48, s. 20, 1960, p. 183 s. 34. Amended by No. 48, s. 21, 1960, p. 183 s. 35. Amended by No. 18, s. 3, 1940, p. 46, by No. 36, s. 3, 1945, p. 153, and by No. 35, s. 3, 1954, p. 99 s. 36. Amended by No. 18, s. 4, 1940, p. 46, by No. 36, s. 4, 1945, p. 154, and by No. 35, s. 4, 1954, p. 99 s. 36a. Enacted by No. 25, s. 3, 1952, p. 59 s. 37. Amended by No. 48, s. 22, 1960, p. 184 s. 37a. Enacted by No. 36, s. 5, 1945, p. 154 and amended by No. 48, s. 23, 1960, p. 184 s. 38. Amended by No. 48, s. 24, 1960, p. 184 s. 39. Amended by No. 18, s. 5, 1940, p. 46 and by No. 48, s. 25, 1960, p. 184 s. 40. Substituted by No. 48, s. 26, 1960, p. 185 s. 41. Repealed by No. 48, s. 27, 1960, p. 185 ss. 43 and 44. Repealed by No. 48, s. 27, 1960, p. 185 s. 45. Amended by No. 48, s. 28, 1960, p. 185 s. 46. Amended by No. 48, s. 29, 1960, p. 185 s. 47. Substituted by No. 48, s. 30, 1960, p. 185 s. 48. Amended by No. 35, s. 5, 1954, p. 100 and by No. 48, s. 31, 1960, p. 186 s. 49. Amended by No. 48, s. 32, 1960, p. 186 s. 50. Amended by No. 18, s. 6, 1940, p. 47, by No. 35, s. 6, 1954, p. 100, and by No. 48, s. 33, 1960, p. 187

Act Affected.	How Affected.
Early Closing Act, 1926-1935 (Vol 2, p. 477)—*continued*	s. 53. Amended by No. 18, s. 7, 1940, p. 47 s. 56. Amended by No. 18, s. 8, 1940, p. 47 s. 57. Operation restricted by No. 35, s. 13, 1954, p. 101 s. 72. Amended by No. 35, s. 7, 1954, p. 100 and by No. 48, s. 34, 1960, p. 187 *Gurry v. Badenoch* (1936) S.A.S.R. 441 s. 73a. Enacted by No. 25, s. 4, 1952, p. 60 s. 74. Amended by No. 35, p. 8, 1954, p. 100 s. 75. Amended by No. 18, s. 9, 1940, p. 47 s. 76. Amended by No. 18, s. 10, 1940, p. 47 s. 77. Repealed by No. 35, s. 9, 1954, p. 100 s. 78. Repealed by No. 18, s. 11, 1940, p. 47 s. 90. Amended by No. 48, s. 35, 1960, p. 187 Second schedule. Amended by No. 49, s. 3, 1953, p. 146, by No. 35, s. 10, 1954, p. 100 and by No. 48, s. 36, 1960, p. 188 Third schedule. Amended by No. 36, s. 6, 1945, p. 155, by No. 35, s. 11, 1954, p. 100 and by No. 48, s. 37, 1960, p. 185 Fourth schedule. Varied by regulation *Gazette* 1st October, 1959, p. 826 Fifth schedule. Repealed by No. 35, s. 12, 1954, p. 101
Education Act, 1915-1935 (Vol. 2, p. 525)	s. 3. Amended by No. 24, s. 3, 1942, p. 67 and by No. 68, s. 4, 1960, p. 258 s. 4. Amended by No. 43, s. 2, 1941, p. 182, and by No. 37, s. 3, 1945, p. 156 s. 15. Amended by No. 43, s. 3, 1941, p. 182, and by No. 37, s. 4, 1945, p. 156 s. 15a. Enacted by No. 22, s. 3, 1946, p. 110 s. 16. Amended by No. 43, s. 4, 1941, p. 183 s. 18a. Enacted by No. 31, s. 3, 1949, p. 96 and amended by No. 43, s. 3, 1951, p. 98 and by No. 40, s. 4, 1958, p. 151 s. 18b. Enacted by No. 31, s. 3, 1949, p. 98 and amended by No. 68, s. 5(1), 1960, p. 258 s. 18c. Enacted by No. 31, s. 3, 1949, p. 99 and substituted by No. 43, s. 4, 1951, p. 98 s. 18d. Enacted by No. 31, s. 3, 1949, p. 99 s. 19. Substituted by No. 37, s. 5, 1945, p. 157 s. 20. Substituted by No. 37, s. 5, 1945, p. 157 s. 21. Substituted by No. 37, s. 5, 1945, p. 157 s. 22. Substituted by No. 37, s. 5, 1945, p. 157 s. 23. Substituted by No. 37, s. 5, 1945, p. 158 ss. 23a to 23d. Enacted by No. 37, s. 5, 1945, p. 158 s. 25. Amended by No. 43, s. 6, 1941, p. 183 s. 25a. Enacted by No. 29, s. 3, 1947, p. 76 s. 26. Amended by No. 43, s. 7, 1941, p. 184 s. 26a. Enacted by No. 43, s. 8, 1941, p. 184 s. 26b. Enacted by No. 43, s. 8, 1941, p. 184 s. 27. Amended by No. 43, s. 9, 1941, p. 184 s. 28. Amended by No. 43, s. 10, 1941, p. 185 ss. 28a to 28c. Enacted by No. 37, s. 6, 1945, pp. 158-160 s. 28ca. Enacted by No. 3, s. 3, 1948, p. 28 ss. 28d to 28p. Enacted by No. 37, s. 6, 1945, pp. 160-162 s. 28q. Enacted by No. 37, s. 6, 1945, p. 162 and amended by No. 36, s. 3, 1954, p. 102 ss. 28r to 28s. Enacted by No. 37, s. 6, 1945, p. 162 s. 28t. Enacted by No. 37, s. 6, 1945, p. 163 and repealed by No. 68, s. 6, 1960, p. 259 ss. 28u to 28z. Enacted by No. 37, s. 6, 1945, pp. 163, 164 ss. 28za to 28zd. Enacted by No. 68, s. 7, pp. 259-261 s. 31. Amended by No. 43, s. 11, 1941, p. 185 s. 32. Amended by No. 43, s. 12, 1941, p. 186

Act Affected.	How Affected.
Education Act, 1915-1935 (Vol. 2, p. 525)—*continued.*	s. 32a. Enacted by No. 43, s. 13, 1941, p. 186 s. 38a. Enacted by No. 43, s. 14, 1941, p. 186 s. 39. Amended by No. 43, s. 15, 1941, p. 186 s. 40a. Enacted by No. 22, s. 4, 1946, p. 111 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 s. 42. Amended by No. 43, s. 17, 1941, p. 186, and by No. 22, s. 6, 1946, p. 112 s. 43. Amended by No. 43, s. 18, 1941, p. 187 s. 44. Amended by No. 22, s. 7, 1946, p. 112 s. 45. Amended by No. 22, s. 6, 1946, p. 112 s. 46. Amended by No. 43, s. 19, 1941, p. 187 s. 48. Amended by No. 22, s. 7, 1946, p. 112 s. 52. Amended by No. 22, s. 7, 1946, p. 112 s. 57. Amended by No. 22, s. 7, 1946, p. 112 s. 58. Amended by No. 22, s. 7, 1946, p. 112 s. 59a. Enacted by No. 24, s. 4, 1942, p. 67 and varied by proclamation *Gazette* 15th August, 1958, p. 1274 ss. 59b to 59n. Inserted by No. 24, s. 4, 1942, pp. 68-72 s. 60. Amended by No. 43, s. 20, 1941, p. 187 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 s. 67. Amended by No. 22, s. 7, 1946, p. 112 s. 68. Amended by No. 43, s. 21, 1941, p. 188 Second schedule. Amended by No. 22, s. 7, 1946, p. 112 Third schedule. Amended by No. 22, s. 7, 1946, p. 112
Electoral Act, 1929-1934 (Vol. 2, p. 567)	s. 8. Substituted by No. 52, s. 3, 1955, p. 159 s. 13. Amended by No. 2379, s. 2, 1937, p. 130 s. 71. Amended by No. 2379, s. 3, 1937, p. 130 s. 73. Amended by No. 2379, s. 4, 1937, p. 131, by No. 43, s. 2, (1), 1950, p. 121, by No. 52, s. 4, 1955, p. 160, and by No. 6, s. 3, 1959, p. 11 s. 74. Amended by No. 43, s. 2 (2), 1950, p. 121 s. 75. Amended by No. 52, s. 5, 1955, p. 160 s. 76. Amended by No. 52, s. 6, 1955, p. 161 s. 80. Substituted by No. 43, s. 3, 1950, p. 122, and amended by No. 52, s. 7, 1955, p. 161 s. 81. Amended by No. 26, s. 3, 1941, p. 98, and by No. 52, s. 8, 1955, p. 161 s. 86. Amended by No. 26, s. 4, 1941, p. 98, and by No. 52, s. 9, 1955, p. 161 s. 96. Amended by No. 2379, s. 5, 1937, p. 131 s. 101. Amended by No. 26, s. 5, 1941, p. 99 s. 103. Amended by No. 2379, s. 6, 1937, p. 131 s. 110a. Enacted by No. 35, s. 3, 1946, p. 171 s. 118a. Enacted by No. 37, s. 3, 1942, p. 130, and amended by No. 43, s. 4, 1950, p. 122 s. 123. Amended by No. 52, s. 10, 1955, p. 161 s. 125. Amended by No. 26, s. 6, 1941, p. 99 s. 136. Amended by No. 52, s. 11, 1955, p. 162 s. 137. Amended by No. 52, s. 12, 1955, p. 162 s. 138. Repealed by No. 52, s. 13, 1955, p. 162 s. 154. Amended by No. 26, s. 7, 1941, p. 99 ss. 155a to 155c. Enacted by No. 52, s. 14, 1955, pp. 162-164 s. 198. Amended by No. 30, s. 2, 1943, p. 78 Fifth schedule. Amended by proclamation *Gazette* 20th February, 1958, p. 627.
Electricity Act, 1943 (1943, p. 80)	s. 2. Amended by No. 3, s. 39, 1946, p. 16

Act Affected.	How Affected.
Electricity Trust of South Australia Act, 1946 (1946, p. 5)	s. 6. Amended by No. 22, s. 3, 1952, p. 53, and by No. 53, s. 3, 1954, p. 145 s. 8a. Enacted by No. 22, s. 4, 1952, p. 53 and repealed by No. 53, s. 4, 1954, p. 145 s. 15. *The Electricity Trust of South Australia v. Linterns Limited* (1950) S.A.S.R. 133 s. 20a. Enacted by No. 22, s. 5, 1952, p. 54 ss. 26a to 26d. Enacted by No. 53, s. 5, 1954, pp. 145-147 s. 28. Amended by No. 25, s. 3, 1946, p. 120 s. 30. Amended by No. 25, s. 4, 1946, p. 120 s. 31. Substituted by No. 25, s. 5, 1946, p. 120 s. 32. Substituted by No. 25, s. 5, 1946, p. 122 s. 33. Repealed by No. 25, s. 5, 1946, p. 120 *s. Bennett & Fisher Ltd. v. Electricity Trust of South Australia* 35 A.L.J.R. 481 ss. 43a to 43d. Enacted by No. 25, s. 6, 1946, pp. 122, 123 s. 43da. Enacted by No. 44, s. 3, 1949, p. 154 ss. 43e to 43h. Enacted by No. 25, s. 6, 1946, p. 124 s. 44. Amended by No. 25, s. 6, 1946, p. 125
Emergency Powers Act, 1948 (1941, p. 8)	s. 2. Amended by No. 42, s. 3, 1952, p. 121
Employees Registry Offices Act, 1915-1934 (Vol. 2, p. 632)	s. 2a. Enacted by No. 41, s. 3, 1939, p. 259 s. 13. Substituted by No. 29, s. 3, 1953, p. 78 s. 13a. Enacted by No. 29, s. 3, 1953, p. 79 s. 14. Amended by No. 29, s. 4, 1953, p. 79 s. 14a. Enacted by No. 29, s. 5, 1953, p. 79 Fifth schedule. Repealed by No. 29, s. 6, 1953, p. 80)
Encroachments Act, 1944 (1944, p. 59)	s. 2. *Bolton and another v. Clutterbuck and others* (1955) S.A.S.R. 253
Enfield General Cemetery Act, 1944 (1944, p. 146)	s. 14. Amended by No. 33, s. 3, 1960, p. 94 s. 16. Amended by No. 33, s. 4, 1960, p. 94 s. 22a. Enacted by No. 35, s. 5, 1960, p. 95 s. 23. Amended by No. 17, s. 2, 1949, p. 62, and by No. 46, s. 8, 1952, p. 130, and by No. 12, s. 2, 1956, p. 36 s. 24. Amended by No. 17, s. 3, 1949, p. 62 and by No. 46, s. 9, 1952, p. 130 s. 27. Amended by No. 33, s. 6, 1960, p. 95 s. 32. Amended by No. 33, s. 7, 1960, p. 95 s. 33. Amended by No. 33, s. 8, 1960, p. 96 s. 38. Amended by No. 33, s. 9, 1960, p. 96 s. 39. Amended by No. 33, s. 10, 1960, p. 96 s. 42. Amended by No. 33, s. 11, 1960, p. 96 Fourth schedule. Amended by No. 17, s. 4, 1949, p. 62 and by No. 46, s. 10, 1952, p. 130
Evidence Act, 1929-1933 (Vol. 2, p. 649)	This Act, as amended by No. 40, 1940, p. 129, No. 27, 1941, p. 100, No. 29, 1945, p. 133, No. 5, 1947, p. 7, No. 36, 1949, p. 121, No. 42, 1952, p. 119, No. 26, 1955, p. 85 and No. 36, 1957, p. 94, and with notes of judicial decisions, is reprinted in the 1958 volume, p. 235. *See also* the following paragraph
Evidence Act, 1929-1957 (1958, p. 235)	s. 18. *Stuart v. The Queen* (1959) 101 C.L.R. 1; 33 A.L.J.R. 113, affirming *R. v. Stuart* (1959) S.A.S.R. 144 s. 30. *Adami v. The Queen* 33 A.L.J.R. 391 affirming *R. Adami* (1959) S.A.S.R. 81 s. 34c. *In the estate of Constantine, deceased; Constantine v. Constantinides* (1960) S.A.S.R. 19 *Murphy v. Haskell* (1961) S.A.S.R. 1 s. 40. *Verran (falsely called Wilton v. Spearman (falsely called Wilton)* (1959) S.A.S.R. 259 s. 67. Amended by No. 25, s. 3, 1960, p. 64

Act Affected.	How Affected.
Explosives Act, 1936 (Vol. 2, p. 677)	s. 42. Amended by No. 33, s. 3, 1958, p. 126 s. 52. Amended by No. 33, s. 4, 1958, p. 126
Fair Prices Act, 1924-1935 (Vol. 2, p. 699)	s. 11. *In the matter of an application under the Fair Prices Act*, 1924-1935 (1961) S.A.S.R. 33
Farmers Assistance Act, 1933-1936 (Vol. 2, p. 707)	ss. 5 and 6. Repealed by No. 26, s. 13, 1943, p. 68 s. 12. Amended by No. 2418, s. 2, 1938, p. 170, and by No. 26, s. 14, 1943, p. 68 s. 13. Amended by No. 26, s. 15, 1943, p. 68 s. 16. Amended by No. 26, s. 16, 1943, p. 68 s. 29. Amended by No. 2418, s. 3, 1938, p. 170 s. 31. *Chapman v. Wade* (1939) S.A.S.R. 298 s. 41. Amended by No. 33, s. 3, 1939, p. 195 ss. 42 to 57. Repealed by No. 26, s. 18, 1943, p. 69 s. 60. Amended by No. 26, s. 19, 1943, p. 69 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 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 s. 24a. Enacted by No. 25, s. 2, 1944, p. 64 s. 26. Amended by No. 7, s. 2, 1958, p. 16 s. 27a. Enacted by No. 25, s. 3, 1944, p. 64 s. 32. Amended by No. 2389, s. 3 (2), 1938, p. 18 s. 53. Amended by No. 2389, s. 2, 1938, p. 17 and by No. 32, s. 3, 1942, p. 98 s. 54. Amended by No. 32, s. 4, 1942, p. 98 s. 58. Amended by No. 2389, s. 3 (3), 1938, p. 18 s. 60a. Enacted by No. 32, s. 5, 1942, p. 99 s. 68. Amended by No. 32, s. 6, 1942, p. 100
Fisheries Act, 1917-1935 (Vol. 3, p. 115)	This Act, as amended by No. 2391, 1938, p. 29 and No. 2419, 1938, p. 171, and with notes of judicial decisions, is reprinted in the 1938 volume, p. 338. *See also* the following paragraph
Fisheries Act, 1917-1938 (1938, p. 338)	s. 4. Amended by No. 18, s. 2, 1946, p. 104 s. 6. Amended by No. 18, s. 3, 1946, p. 104 s. 7a. Enacted by No. 26, s. 3, 1956, p. 67 s. 13. Amended by No. 18, s. 4, 1946, p. 104 s. 14. Amended by No. 18, s. 5, 1946, p. 105 s. 14a. Amended by No. 18, s. 6, 1946, p. 105 s. 53. Amended by No. 18, s. 7, 1946, p. 105

Act Affected.	How Affected.
Food and Drugs Act, 1908-1935 (Vol. 3, p. 139)	s. 5. Amended by No. 13, s. 3, 1954, p. 30 s. 5a. Enacted by No. 21, s. 2, 1943, p. 74 s. 5b. Enacted by No. 13, s. 4, 1954, p. 31 s. 6a. Enacted by No. 13, s. 5, 1954, p. 31 s. 15. Amended by No. 8, s. 3, 1939, p. 24, and by No. 67, s. 2, 1949, p. 242 s. 15a. Enacted by No. 8, s. 4, 1939, p. 24 s. 22a. *Gepp v. Anderson* (1949) S.A.S.R. 135 s. 25a. Enacted by No. 21, s. 3, 1943, p. 47 s. 27. Amended by No. 13, s. 2, 1953, p. 28 s. 29. Amended by No. 21, s. 4, 1943, p. 48 s. 51. Amended by No. 10, s. 2, 1950, p. 22 s. 57. Substituted by No. 21, s. 5, 1943, p. 48 s. 58. Amended by No. 21, s. 6, 1943, p. 49 s. 61. Amended by No. 21, s. 7, 1943, p. 49, by No. 13, s. 3, 1953, p. 29, and by No. 13, s. 6, 1954, p. 32 s. 61a. Enacted by No. 21, s. 8, 1943, p. 49 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 s. 6. Substituted by No. 45, s. 3, 1949, p. 158 s. 10. Amended by No. 45, s. 4, 1949, p. 158
Forestry Act, 1950 (1950, p. 40)	s. 6. Amended by No. 27, s. 2, 1956, p. 69
Friendly Societies Act, 1919-1936	This Act, as amended by No. 2374, 1937, p. 121, No. 2425, 1938, p. 233, No. 32, 1940, p. 92, No. 8, 1946, p. 32, No. 24, 1949, p. 79, No. 37, 1950, p. 109, No. 19, 1952, p. 46, No. 32, 1954, p. 90, and No. 52, 1956, p. 162, and with notes of judicial decisions, is rerpinted in the 1956 volume, p. 231. *See also* the following paragraph
Friendly Societies Act, 1919-1956 (1956, p. 231)	s. 7. Amended by No. 25, s. 3, 1961, p. 66 s. 9. Amended by No. 25, s. 4, 1961, p. 67 s. 9a. Amended by No. 25, s. 5, 1961, p. 67 s. 12. Amended by No. 25, s. 6, 1961, p. 67 s. 23. Amended by No. 25, s. 7, 1961, p. 67 Second schedule. Varied by proclamation, *Gazette* 14th December, 1961, p. 1963
Fruit Fly Act, 1947 (1947, p. 12).....	s. 3. Amended by No. 23, s. 3, 1953, p. 56 s. 4. Amended by No. 11, s. 2, 1948, p. 72, by No. 27, s. 3, 1949, p. 85, by No. 24, s. 2, 1950, p. 70, by No. 10, s. 3, 1952, p. 22, by No. 23, s. 4, 1953, p. 56, and by No. 14, s. 3, 1955, p. 48 s. 5. Amended by No. 11, s. 3, 1948, p. 72, and by No. 27, s. 4, 1949, p. 85 s. 8. Amended by No. 23, s. 5, 1953, p. 57 Schedule. Substituted by No. 14, s. 4, 1955, p. 48
Garden Suburb Act, 1919-1936 (Vol. 3, p. 223)	s. 15. Amended by No. 50, s. 4, 1960, p. 191 ss. 16, 17 and 18. Repealed by No. 50, s. 5, 1960, p. 192 s. 23. Amended by No. 50, s. 6, 1960, p. 192 s. 23b. Amended by No. 50, s. 7, 1960, p. 192 s. 23d. Repealed by No. 50, s. 8, 1960, p. 192 s. 28. Amended by No. 50, s. 10, 1960, p. 193 s. 29. Repealed by No. 50, s. 5, 1960, p. 192
Gas Act, 1924 (Vol. 3, p 236)	s. 5. Amended by No. 4, s. 4, 1954, p. 7 s. 5a. Enacted by No. 4, s. 5, 1954, p. 8 s. 7. Amended by No. 4, s. 6, 1954, p. 8 s. 8. Amended by No. 4, s. 9, 1954, p. 9 s. 9. Amended by No. 4, s. 9, 1954, p. 9 s. 12. Amended by No. 4, s. 9, 1954, p. 9

Act Affected.	How Affected.
Gas Act 1924 (Vol. 3, p. 236)—*continued*	s. 13. Amended by No. 4, s. 9, 1954, p. 9 s. 15. Amended by No. 4, s. 9, 1954, p. 9 s. 16. Amended by No. 4, s. 9, 1954, p. 9 s. 17. Amended by No. 4, s. 9, 1954, p. 9 s. 18. Amended by No. 33, s. 3, 1950, p. 97 and by No. 4, s. 9. 1954, p. 9 s. 19. Amended by No. 4, s. 7, 1954, p. 8 s. 20. Amended by No. 4, s. 9, 1954, p. 9 s. 21. Amended by No. 4, s. 9, 1954, p. 9 s. 23. Amended by No. 4, s. 9, 1954, p. 9 s. 25. Amended by No. 4, s. 9, 1954, p. 9 s. 27. Amended by No. 33, s. 4, 1950, p. 98, and by No. 26, s. 3, 1961, p. 68 s. 29a. Enacted by No. 33, s. 5, 1950, p. 98 s. 30. Amended by No. 33, s. 6, 1950, p. 99 s. 31. Amended by No. 33, s. 7, 1950, p. 99 s. 33. Amended by No. 33, s. 8, 1950, p. 99 s. 35. Amended by No. 33, s. 9, 1950, p. 99 s. 36. Amended by No. 33, s. 10, 1950, p. 99 s. 38. Substituted by No. 17, s. 3, 1955, p. 55 ss. 39 and 40. Repealed by No. 17, s. 3, 1955, p. 55 s. 40a. Enacted by No. 17, s. 4, 1955, p. 56 s. 41. Amended by No. 17, s. 5, 1955, p. 56 s. 43. Amended by No. 17, s. 6, 1955, p. 56, and by No. 26, s. 4, 1961, p. 69. s. 44. Repealed by No. 17, s. 7, 1955, p. 56 s. 45 Substituted by No. 17, s. 8, 1955, p. 56 s. 45a. Enacted by No. 33, s. 11, 1950, p. 99 s. 45b. Enacted by No. 17, s. 9, 1955, p. 56 s. 46. Amended by No. 17, s. 10, 1955, p. 58 s. 49. Amended by No. 17, s. 11, 1955, p. 59 s. 50. Amended by No. 17, s. 12, 1955, p. 59 s. 51. Repealed by No. 17, s. 13, 1955, p. 59 s. 55. Amended by No. 4, s. 8, 1954, p. 9 s. 56. Enacted by No. 17, s. 14, 1955, p. 59 First schedule. Amended by No. 33 ,s. 12, 1950, p. 99 and by No. 4, s. 9, 1954, s. 9 Second schedule. Repealed by No. 17, s. 15, 1955, p. 59
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 *Wilkinson v. Wilkinson* (1944) S.A.S.R. 239 *In the matter of Santa Maria Gazzola, Maria Anna Gazzola, and Augusto Bruno Gazzola (Infants)* (1953) S.A.S.R. 333 s. 10. *In re H., an Infant* (1960) S.A.S.R. 55 s. 11. *Hedges v. Hedges* (1944) S.A.S.R. 266 *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 s. 19a. Enacted by No. 27, s. 3, 1946, p. 129 s. 21. Amended by No. 44, s. 2, 1951, p. 100 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 s. 71a. Enacted by No. 52, s. 2, 1950, p. 172 s. 71b. Enacted by No. 50, s. 3, 1955, p. 155 s. 115. Amended by No. 34, s. 3, 1953, p. 87 s. 116. Amended by No. 17, s. 3, 1947, p. 43 s. 144. Amended by No. 34, s. 4, 1953, p. 87 Fourth schedule. Enacted by No. 52, s. 3, 1950, p. 172
Hawkers Act, 1934 (Vol. 3, p. 425) ...	s. 9a. Enacted by No. 5, s. 2, 1941, p. 12. s. 9b. Enacted by No. 5, s. 2, 1941, p. 13 s. 11. Amended by No. 5, s. 3, 1941, p. 13 s. 16a. Enacted by No. 5, s. 4, 1941, p. 13

Act Affected.	How Affected.
Hawkers Act, 1934 (Vol. 3, p. 425)—*continued*	s. 20. Amended by No. 42, s. 3, 1948, p. 187 and by No. 43, s. 3(1), 1960, p. 165 *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, No. 34, 1943, p. 96, No. 48, 1947, p. 139, No. 14, 1950, p. 34, No. 39, 1950, p. 114, No. 45, 1951, p. 102, No. 15, 1952, p. 31, No. 18, 1953, p. 45, No. 14, 1954, p. 33, and No. 27, 1955, p. 87, and with notes of judicial decisions, is reprinted in the 1955 volume, p. 267. *See also* the following paragraph
Health Act, 1935-1955 (1955, p. 267)..	s. 51. Amended by No. 28, s. 4(c), 1956, p. 74 s. 61. Amended by No. 28, s. 4(d), 1956, p. 74 s. 77. Amended by No. 28, s. 4(a), 1956, p. 74 s. 81. Amended by No. 28, s. 4(e), 1956, p. 74 s. 83. Amended by No. 28, s. 4(d), 1956, p. 74 s. 85. Amended by No. 28, s. 4(c), 1956, p. 74 s. 88. Amended by No. 28, s. 4(c), 1956, p. 74 s. 90. Amended by No. 28, s. 4(d), 1956, p. 74 s. 95. Amended by No. 28, s. 4(b), 1956, p. 74 s. 98. Amended by No. 28, s. 4(c), 1956, p. 74 s. 100. Amended by No. 28, s. 4(c), 1956, p. 74 s. 101. Amended by No. 28, s. 4(c), 1956, p. 74 s. 102. Amended by No. 28, s. 4(c), 1956, p. 74 s. 110. Amended by No. 28, s. 4(d), 1956, p. 74 s. 111. Amended by No. 28, s. 4(d), 1956, p. 74 s. 112. Amended by No. 28, s. 4(d), 1956, p. 74 s. 113. Amended by No. 28, s. 4(c), 1956, p. 74 s. 117. Amended by No. 28, s. 4(c), 1956, p. 74 *Piro and another v. Boorman* (1958) S.A.S.R. 226 s. 118. Amended by No. 28, s. 4(d), 1956, p. 74 s. 119. Amended by No. 28, s. 4(d), 1956, p. 74 s. 121. Amended by No. 28, s. 4(c), 1956, p. 74 s. 123. Amended by No. 28, s. 4(d), 1956, p. 74, by No. 48, s. 3, 1959, p. 163, and by No. 4, s. 3, 1960, p. 16 s. 124. Amended by No. 28, s. 4(d), 1956, p. 74, and by No. 42, s. 3, 1957, p. 112 s. 127. Amended by No. 28, s. 4(b), 1956, p. 74 s. 128. Amended by No. 28, s. 4(b), 1956, p. 74 s. 132. Amended by No. 28, s. 4(d), 1956, p. 74 s. 134. Amended by No. 28, s. 4(b), 1956, p. 74 s. 135. Amended by No. 28, s. 4(a), 1956, p. 74 s. 137. Amended by No. 28, s. 4(b), 1956, p. 74 s. 138. Amended by No. 28, s. 4(d), 1956, p. 74 s. 139. Amended by No. 28, s. 4(b), 1956, p. 74 s. 140. Amended by No. 28, s. 4(d), 1956, p. 74 s. 146. Amended by No. 28, s. 4(d), 1956, p. 74 s. 146a. Amended by No. 28, s. 4(d), 1956, p. 74, and by No. 27, s. 3, 1961, p. 70 ss. 146o to 146q. Enacted by No. 28, s. 3, pp. 71-73 s. 147. Amended by No. 28, s. 4(c), 1956, p. 74 s. 151. Amended by No. 28, s. 4(c), 1956, p. 74 s. 156. Amended by No. 28, s. 4(c), 1956, p. 74 s. 169. Amended by No. 28, s. 4(e), 1956, p. 74
Hide, Skin, and Wool Dealers Act, 1915-1935 (Vol. 3, p. 476)	s. 2. Amended by No. 15, s. 4, 1959, p. 34 s. 10. Amended by No. 15, s. 5, 1959, p. 35 s. 12. Substituted by No. 15, s. 6, 1959, p. 35 s. 13. Substituted by No. 15, s. 7, 1959, p. 36 s. 16. Amended by No. 15, s. 8, 1959, p. 36
Highways Act, 1926-1936 (Vol. 3, p. 483)	s. 6. Amended by No. 34, s. 3, 1960, p. 97 s. 7. Amended by No. 34, s. 4, 1960, p. 97 s. 8. Amended by No. 47, s. 2, 1953, p. 136 s. 11. Amended by No. 2388, s. 5, 1938, p. 16

Act Affected.	How Affected.
Highways Act, 1926-1936 (Vol. 3, p. 483) —*continued.*	s. 14. Amended by No. 47, s. 3, 1953, p. 136 s. 16. Amended by No. 2388, s. 5, 1938, p. 16 s. 17. Amended by No. 47, s. 4, 1953, p. 136 s. 20. Amended by No. 47, s. 5, 1953, p. 136 s. 20a. Amended by No. 47, s. 6, 1953, p. 137 s. 20b. Amended by No. 47, s. 7, 1953, p. 137 s. 20c. Enacted by No. 36, s. 2, 1944, p. 161, and amended by No. 47, s. 8, 1953, p. 137 s. 22. Amended by No. 47, s. 9, 1953, p. 137 s. 23. Amended by No. 47, s. 10, 1953, p. 137 s. 26. Amended by No. 47, s. 11, 1953, p. 137 s. 26a. Amended by No. 47, s. 12, 1953, p. 137 s. 26b. Amended by No. 34, s. 5, 1960, p. 98 s. 26c. Enacted by No. 36, s. 3, 1944, p. 162 s. 26d. Enacted by No. 36, s. 4, 1944, p. 162 s. 27a. Amended by No. 47, s. 13, 1953, p. 137 s. 27b. Enacted by No. 6, s. 2, 1949, p. 10, and amended by No. 47, s. 14, 1953, p. 137 s. 27ba. Enacted by No. 6, s. 2, 1949, p. 132 s. 27d. Amended by No. 36, s. 5, 1944, p. 16 s. 28. Substituted by No. 47, s. 16, 1953, p. 138 s. 29. *Bonnett v. Commissioner of Highways* (1956) S.A.S.R. 10 ss. 30a to 30e. Enacted by No. 34, s. 6, 1960, pp. 98-100 Part III. Heading amended by No. 36, s. 9, 1944, p. 164 s. 31. Substituted by No. 2388, s. 3, 1938, p. 14, and amended by No. 36, ss. 6 (2) and 9, 1944, pp. 163, 164, by No. 6, s. 3, 1949, p. 14, and by No. 33, s. 3 (1), 1955, p. 102 s. 31a. Amended by No. 2350, s. 4, 1937, p. 40 and repealed by No. 2388, s. 3, 1938, p. 14, and new section enacted by No. 33, s. 4, 1955, p. 102 s. 32. Amended by No. 2388, ss. 4 and 5, 1938, p. 16, by No. 36, s. 6 (1), 1944, p. 163, by No. 38, s. 18, 1948, p. 174, and by No. 47, s. 17, 1953, p. 138 s. 33. Amended by No. 2388, ss. 5 and 6, 1938, p. 16 s. 34. Amended by No. 2388, s. 5, 1938, p. 16 s. 35. Amended by No. 2350, s. 5, 1937, p. 40, and by No. 47, s. 18, 1953, p. 138 s. 36. Amended by No. 2350, s. 6, 1937, p. 41 s. 36a. Enacted by No. 36, s. 7, 1944, p. 164 and substituted by No. 40, s. 2, 1954, p. 111 s. 36b. Enacted by No. 47, s. 19, 1953, p. 138 s. 36c. Enacted by No. 47, s. 19, 1953, p. 139 s. 36d. Enacted by No. 47, s. 19, 1953, p. 139 s. 36e. Enacted by No. 47, s. 19, 1953, p. 140 s. 37. Amended by No. 47, s. 20, 1953, p. 140 s. 38. Amended by No. 47, s. 21, 1953, p. 140 s. 39. Amended by No. 47, s. 22, 1953, p. 140 s. 39c. Amended by No. 36, s. 9, 1944, p. 164 s. 39d. Amended by No. 36, s. 8, 1944, p. 164 s. 43. Amended by No. 34 s. 7, 1960, p. 101
Holidays Act, 1910-1935 (Vol. 3, p. 519)	s. 3b. Enacted by No. 29, s. 4, 1958, p. 121 s. 4a. Enacted by No. 6, s. 3, 1947, p. 8 Second schedule. Amended by No. 6, s. 4, 1947, p. 9 Third schedule. Enacted by No. 29, s. 5, 1958, p. 121
Holidays Act Amendment Act, 1958 (1958, p. 120)	2. Amended by No. 21, s. 2, 1959, p. 58
Homes Act, 1941 (1941, p. 131).....	This Act, as amended by No. 9, 1947, p. 18, No. 18, 1949, p. 64, No. 30, 1950, p. 85, No. 17, 1951, p. 31, No. 38, 1952, p. 110, No. 15, 1956, p. 41 and No. 18, 1957, p. 46, and with notes of judicial decisions, is reprinted in the 1957 volume, p. 218. *See also* the following paragraph

Act Affected	How Affected.
Homes Act, 1941-1957 (1957, p. 218)	s. 4. Amended by No. 27, s. 2, 1958, p. 84 s. 7. Amended by No. 27, s. 3, 1958, p. 84
Honey Marketing Act, 1949 (1949, p. 100)	s. 21. Amended by No. 44, s. 3, 1953, p. 127 s. 36a. Enacted by No. 44, s. 4, 1953, p. 127 s. 37. Amended by No. 44, s. 5, 1953, p. 128 and by No. 5, s. 3, 1959, p. 10
Hospitals Act, 1934 (Vol. 3, p. 531)...	s. 4. Amended by No. 10, s. 2, 1941, p. 23 s. 33. Amended by No. 47, s. 4, 1958, p. 182 s. 47. Amended by No. 10, s. 4, 1941, p. 23, and by No. 41, s. 3, 1959, p. 134 *Spiller v. Webb and another* (1940) S.A.S.R. 10 s. 48. Amended by No. 28, s. 3, 1961, p. 72 s. 49. Substituted by No. 30, s. 3, 1951, p. 61 and amended by No. 20, s. 2, 1952, p. 50 ss. 50 to 55. Substituted by No. 30, s. 3, 1951, pp. 61-65 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
Housing Agreement Act, 1956 (1956, p. 20)	Schedule. Amended by No. 15, schedule, 1961, p. 46
Housing Improvement Act, 1940 (1940, p. 192)	s. 4. Amended by No. 15, s. 2, 1942, p. 45 s. 11. Substituted by No. 15, s. 3, 1942, p. 46 s. 11a. Enacted by No. 15, s. 3, 1942, p. 46 s. 11b. Enacted by No. 15, s. 3, 1942, p. 46 s. 11c. Enacted by No. 15, s. 3, 1942, p. 46 s. 16. Amended by No. 15, s. 4, 1942, p. 46, by No. 19, s. 2, 1950, p. 53, by No. 48, s. 2, 1958, p. 184, and by No. 16, s. 3, 1961, p. 49 s. 16a. Enacted by No. 16, s. 4, 1961, p. 51 s. 18. Amended by No. 28, s. 2, 1946, p. 131 s. 21a. Enacted by No. 22, s. 2, 1943, p. 50 s. 23. Amended by No. 19, s. 3, 1950, p. 54 s. 26. Repealed by No. 20, s. 2, 1947, p. 48 s. 43. Amended by 48, s. 3, 1958, p. 185 s. 44a. Enacted by No. 15, s. 5, 1942, p. 46 s. 54. Amended by No. 15, s. 6, 1942, p. 47 s. 55. Amended by No. 15, s. 7, 1942, p. 47 s. 56a. Enacted by No. 22, s. 3, 1943, p. 51 s. 56b. Enacted by No. 22, s. 3, 1943, p. 51 s. 57. Amended by No. 15, s. 8, 1942, p. 47 s. 58. Amended by No. 15, s. 9, 1942, p. 47 s. 59. Amended by No. 22, s. 4, 1943, p. 51 s. 74. Amended by No. 22, s. 5, 1943, p. 52 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 s. 11. Amended by No. 10, s. 2, 1947, p. 19 s. 12. Amended by No. 10, s. 3, 1947, p. 20 s. 14. Amended by No. 2413, s. 3, 1938, p. 129, and by No. 10, s. 4, 1947, p. 20 s. 19. Amended by No. 2413, s. 4, 1938, p. 129 s. 25. Amended by No. 10, s. 5, 1947, p. 20 s. 26. Amended by No. 10, s. 6, 1947, p. 20 s. 28. Amended by No. 2413, s. 5, 1938, p. 130 s. 32. Amended by No. 10, s. 7, 1947, p. 20

Act Affected.	How Affected.
Impounding Act, 1920-1935 (Vol. 3, p. 563)—*continued.*	s. 33. Amended by No. 10, s. 8, 1947, p. 21 s. 34. Amended by No. 10, s. 9, 1947, p. 21 s. 39. Amended by No. 10, s. 10, 1947, p. 21 s. 42. Amended by No. 10, s. 11, 1947, p. 21 s. 46. Amended by No. 2413, s. 6, 1938, p. 130, and by No. 10, s. 12, 1947, p. 21 *Snell v. Ryan* (1951) S.A.S.R. 59 s. 46a. Enacted by No. 2413, s. 7, 1938, p. 130 Fifth schedule. Amended by No. 2413, s. 8, 1938, p. 131 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.S.R. 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) 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) 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) s. 251. Amended by No. 36, s. 3, 1946, p. 174
Income Tax Suspension Act, 1942 (1942, p. 73)	s. 8. Repealed by No. 36, s. 4, 1946, p. 175
Industrial and Provident Societies Act, 1925-1935 (Vol. 3, p. 703)	s. 5. Amended by No. 26, s. 3, 1958, p. 82 s. 8. *United Co-operative Dairymen Ltd. v. Rayner* (1952) S.A.S.R. 81 s. 15. Amended by No. 23, s. 3, 1952, p. 56 s. 16. Amended by No. 23, s. 4, 1952, p. 56 s. 25. Amended by No. 26, s. 4 (1), 1958, p. 82 s. 26. Amended by No. 26, s. 5, 1958, p. 83 s. 27. Amended by No. 26, s. 6, 1958, p. 83 s. 59. Substituted by No. 26, s. 7, 1958, p. 83 s. 65. Amended by No. 19, s. 3, 1954, p. 48 Second schedule. Amended by No. 26, s. 8, 1958, p. 83
Industrial Code, 1920-1936 (Vol. 3, p. 733)	s. 2. Amended by No. 32, s. 4 (1), 1943, p. 90 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 *Clerks Case* (1941) 17 S.A.I.R. 13 *Junior Constables Case* (1943) 17 S.A.I.R. 334 *Hospitals Employees Case*, 25, S.A.I.R. 189 *Seamen (Manning Scale) Case* 28 S.A.I.R. 295 s. 11. Amended by No. 49, s. 3, 1947, p. 143 s. 12. Amended by No. 49, s. 4, 1947, p. 143 ss. 12a. to 12c. Enacted by No. 49, s. 5, 1947, pp. 143, 144 s. 12d. Enacted by No. 49, s. 5, 1947, p. 144, and substituted by No. 21, s. 3, 1955, p. 68

Act Affected.	How Affected.
Industrial Code, 1920-1936 (Vol. 3, p. 733)—*continued.*	s. 12e. Enacted by No. 49, s. 5, 1947, p. 145, and substituted by No. 21, s. 3, 1955, p. 69 s. 12ea. Enacted by No. 21, s. 3, 1955, p. 70 s. 12f. Enacted by No. 49, s. 5, 1947, p. 145, and amended by No. 21, s. 4, 1955, p. 70 s. 12g. Enacted by No. 49, s. 5, 1947, p. 145 ss. 12h and 12i. Enacted by No. 49, s. 5, 1947, p. 146 and repealed by No. 21, s. 5, 1955, p. 71 s. 13. Amended by No. 49, s. 6, 1947, p. 146, by No. 15, s. 2, 1948, p. 92, by No. 14, s. 4, 1951, p. 25, by No. 3, s. 6, 1955, p. 7, by No. 34, s. 3, 1958, p. 128, by No. 10, s. 4, 1959, p. 21, and by No. 20, s. 4, 1960, p. 56 s. 17. *Broken Hill Proprietary Company Employees (Variation of Award) Case (No. 2)* 19 S.A.I.R. 160 *Agricultural Implement Manufacturers' Clerks Case* 19 S.A.I.R. 245 *Miscellaneous Mining Case* 19 S.A.I.R. 287 *Municipal Corporation Employees Case* 21 S.A.I.R. 5 *Tug and Barge Employees (Deckhands, etc.) Case (No. 1)* 21 S.A.I.R. 88 *Forty-Hour Week Case* 21 S.A.I.R. 239 *Boarding House, Cafe, etc., Employees (Right of Entry) Case* 21 S.A.I.R. 273 s. 17 (1) (*a*). *In re Country Bricklayers and Country Builders' Labourers Awards* (1939) 16 S.A.I.R. 1 *Caretakers and Cleaners (Right of Entry) Case* (1941) 16 S.A.I.R. 308 *Right of Entry (Adelaide Hospital) Case* (1944) 18 S.A.I.R. 81 s. 17 (1) (*b*). *In re The Industry of Carpenters and Joiners* (1936) S.A.S.R. 417 : 14 S.A.I.R. 18 *In re The Industry of Plastering* (1937) S.A.S.R. 217 : 14 S.A.I.R. 38 *Typewriters Mechanics Case* (1938) 15 S.A.I.R. 30 *Commercial Travellers Case* (1938) 15 S.A.I.R. 162 *Retail Pharmaceutical Chemists Case* (1939) 15 S.A.I.R. 452 *In re Wages and Working Conditions of Persons employed as Clerks and Clerical Workers and Office Workers* (1941) S.A.S.R. 65 *Clerks Case* (1939) 16 S.A.I.R. 84 *Window-Display Employees Case* 20 S.A.I.R. 172 *Country Watchmen Case* 22 S.A.I.R. 178 *Plasterers and Terrazo Workers Board (Interpretation) Case* 25 S.A.I.R. 57 *Stock and Station Agents Employees Case* 27 S.A.I.R. 83 s. 17 (1) (*c*). *Whyalla Wharf Workers Case* 19 S.A.I.R. 1 s. 17 (2). *Boarding House, Cafe, Etc., Employees (Annual Leave, Etc.) Case* (1942) 17 S.A.I.R. 279I7 *Bicycle Manufacturing, Etc., Case* (1943) 17 S.A.I.R., 302 *Shop Assistants Case* 19 S.A.I.R. 378 *Shop Assistants (Uniforms, Etc.) Case* 22 S.A.I.R. 213 s. 18. *Country Hotels (Variation of Award) Case* (1941) 17 S.A.I.R., 53 *Country Boarding House, Cafe, Etc., Employees (Variation of Award) Case* (1942) 17 S.A.I.R., 298 s. 21. *Whyalla and Iron Knob Case* (1937) 14 S.A.I.R. 141 *Saddlery, Leatherware, Etc., Board Case* (1937) 14 S.A.I.R. 156 *Coopers Case* (1937) 14 S.A.I.R. 200 *Milk Processing and Cheese, Etc. Manufacturing Case* (1938) 15 S.A.I.R. 61

Act Affected.	How Affected.
Industrial Code, 1920-1936 (Vol. 3, p. 733)—*continued.*	*Rope and Nail Making Industry (Hours) Case* (1930) 15 S.A.I.R. 113 *Woolscourers Case* (1938) 15 S.A.I.R. 201 *Rubber Workshops and Tyre Re-Treading Case* (1938) 15 S.A.I.R. 236 *Country Quarries Case* (1935) 15 S.A.I.R. 253 *Country Stonemasons Case* (1939) 15 S.A.I.R. 342 *Salt and Gypsum Industries Case* (1938-1939) 15 S.A.I.R. 357 *Bread-carters (Annual Leave) Case* (1939) 16 S.A.I.R. 11 *British Tube Mills Case* (1940) 16 S.A.I.R. 138 *Photographers Case* (1941) 16 S.A.I.R. 210 *Shop and Warehouse Employees (Hours) Case* (1941) 16 S.A.I.R. 221 *Caretakers and Cleaners Case* (1940) 16 S.A.I.R. 214 *Cement Manufacturing Industry Case* (1941) 67 S.A.I.R. 347 *Country Hotel Barmen Case* (1941) 16 S.A.I.R. 378 *Clerks (Marginal Rates) Case* 24 S.A.I.R. 143 s. 21 (1) (*e*). *Government Hospitals, Etc., Board Case* (1939) 15 S.A.I.R. 302 s. 21 (1) (*f*). *Rope and Nail Making Industry (Hours) Case* (1930) 15 S.A.I.R. 113 s. 21 (1) (*g*). *Country Hotels Case* (1936) 15 S.A.I.R. 109 *Jamestown Shop and Warehouse Employees (Common Rule) Case* (1938) 15 S.A.I.R. 271 *Brick, Tile and Earthenware Making (Common Rule) Case* 21 S.A.I.R. 179 s. 21 (1) (*i*). *Country Breadcarters Case* (1938) 15 S.A.I.R. 20 *Caretakers and Cleaners (Right of Entry) Common Rule Case* (1941) 16 S.A.I.R. 342 *Police Officers Case* (1942) 17 S.A.I.R. 71 *Abattoirs Board Employees Case* (1942) 17 S.A.I.R. 273 *South Australian Gas Company Clerical Workers Case* (1943) 17 S.A.I.R. 314 s. 21 (1) (*o*). *Cleaners Case* (1936) 14 S.A.I.R. 63 *Rubber Workshops and Tyre Re-treading Case* (1938) 16 S.A.I.R. 126 *Asbestos-Cement Manufacturing (Variation of Award) Case* (1941) 16 S.A.I.R. 359 *The Broken Hill Proprietary Company Employees Case* (1940) 16 S.A.I.R. 391 s. 21 (1) (*p*). *South Australian Gas Company Clerical Workers Case* (1943) 17 S.A.I.R. 314 s. 21 (1) (*t*). *Bank Employees (Holiday Pay) Case* (1942) 17 S.A.I.R. 205 *Plasterers and Terrazo Workers Board (Interpretation) Case* 25 S.A.I.R. 57 s. 21a. Enacted by No. 15, s. 3, 1948, p. 92 *In re Consolidating Awards and Orders* 22 S.A.I.R. 353 s. 30. Amended by No. 65, s. 3, 1949, p. 230 s. 36 (2). *Mount Burr Forest Case* (1938) 16 S.A.I.R. 103 *Broken Hill Proprietary Company Employees (Variation of Award) Case (No. 1)* 19 S.A.I.R. 58 *In re Broken Hill Proprietary Company Employees Award* (Case No. 1) 20 S.A.I.R. 123 *Goods (Obnoxious Substances) Transhipping Case* 20 S.A.I.R. 155 s. 40. *In re The Industry of Plastering* (1937) S.A.S.R. 217 : 14 S.A.I.R. 38 s. 41 (*g*). *In re The Industry of Plastering* (1937) S.A.S.R. 217 : 14 S.A.I.R. 38

Act Affected.	How Affected.
Industrial Code, 1920-1936 (Vol. 3, p. 733)—*continued.*	s. 43. Amended by No. 65, s. 4, 1949, p. 231 *Cleaners Case* (1936) 14 S.A.I.R. 63 s. 45. Amended by No. 65, s. 5, 1949, p. 231, and by No. 14, s. 5, 1951, p. 26 s. 46. Amended by No. 65, s. 6, 1949, p. 232 s. 46c. Amended by No. 65, s. 7, 1949, p. 232 s. 47. *Port Pirie Shop and Warehouse Employees (Variation of Award) Case* (1944) 18 S.A.I.R. 1 *Motor Vehicles Drivers (Variation of Awards) Case* (1944) 18 S.A.I.R. 220 *Bank Clerks (Variation of Award) Case* 20 S.A.I.R. 14 *Fibrous Plasterers (Common Rule) Case* 28 S.A.I.R. 235 s. 54. *Plumbers and Gasfitters Board Case* 22 S.A.I.R. 188 s. 55. *Shop Board No. 2 Case* (1940) 16 S.A.I.R. 77 s. 57. Amended by No. 15, s. 4, 1948, p. 93 *Municipal Corporations and District Councils Board Case* (1936) S.A.I.R. 6 *Hydraulic Engineer's Department Board Case* (1937) 14 S.A.I.R. 132 *Shop Board No. 1 Case* (1940) 16 S.A.I.R. 264 *Clerks Board No. 1 Case* 21 S.A.I.R. 74 *Retail Pharmaceutical Chemists Board Case* 26 S.A.I.Ro 144 s. 63. *Association of Architects, Engineers, Surveyors and Draughtsmen (Registration Case)* 27 S.A.I.R. 115 s. 65. *Women Teachers' Guild Registration Case* (1939) 16 S.A.I.R. 31 *Amalgamated Society of Carpenters and Joiners of South Australia (Registration) Case* 25 S.A.I.R. 156 s. 66. *Women Teachers' Guild Registration Case* (1939) 16 S.A.I.R. 31 *S.A. Gas Company's Salaried Officers' Association Case* (1944) 18 S.A.I.R. 57 *Adelaide Electric Supply Company's Salaried Officers' Association Case* (1944) 18 S.A.I.R. 200 s. 71. *Ironworkers' Association Case,* 20 S.A.I.R. 67 *Ryan v. Federated Clerks Union of Australia (South Australian Branch) and others* (1951) S.A.S.R. 249 s. 85. *The Bank Officials' Association Case* (1942) 17 S.A.I.R. 217 *Brick, Tile and Pottery Union (De-registration) Case* 19 S.A.I.R. 351 s. 100. *Gregg v. Plasterer's Society of S.A.* 28 S.A.I.R.33 s. 102. *Chief Inspector v. Plasterers' Society of South Australia* 26 S.A.I.R. 76 s. 121. *Modra Homann Wooltana Fertilisers Ltd. v. Hatch* (1941) 16 S.A.I.R. 253 *Cooper, Daley, Juckes v. Hunkin* (1942) S.A.S.R., 162 s. 123. *Sugars v. Cavanagh* 28 S.A.I.R. 98 *Plasterers Society of S.A. (De-registration) Case* 28 S.A.I.R. 168 *Australian Workers' Union, South Australian Branch—New Rules* 28 S.A.I.R. 320 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 (Definition of "improver" *Opie and Opie v. Stephens* (1938) 15 S.A.I.R. 48 (Definition of "industrial matters" (*Government Masters, Mates, Etc., Board Case* (1935) 13 S.A.I.R. 318 s. 145. *Plasterers Demarcation Board Case* 27 S.A.I.R. 153 s. 146. *In re Employer Representatives on Industrial Boards,* 23 S.A.I.R., 95

Act Affected.	How Affected.
Industrial Code, 1920-1936 (Vol. 3, p. 733)—*continued.*	s. 148. Amended by No. 15, s. 5, 1948, p. 93 *In re Employee Representatives on Industrial Boards* 25 S.A.I.R. 208 *Shop Board (No. 1) (Selection of Representative Members) Case* 28 S.A.I.R. 273 s. 152. *In re Appointment of Chairman of Industrial Board,* 23 S.A.I.R. 173 *In re Appointment of Chairmen of Shop Boards* 24 S.A.I.R. 40 s. 156. *In re Filling of Vacancy on Industrial Board* 23 S.A.I.R. 233 s. 167. Amended by No. 15, s. 6, 1948, p. 93, by No. 27, s. 2, 1951, p. 55, and by No. 51, s. 3, 1955, p. 157 *Painters and Decorators' Etc., Board Case* (1936) 14 S.A.I.R. 74 *Building Board Case* (1938) 15 S.A.I.R. 86 *Boarding House, Cafe, Etc., Employees (Annual Leave, Etc.) Case* (1942) 17 S.A.I.R. 279 *Brick, Tile, and Earthenware Making Case* 19 S.A.I.R. 85 *Shop Board No. 2 Case* 20 S.A.I.R. 47 *Shop Assistants (Sick Leave) Case* 21 S.A.I.R. 92 s. 167 (*a*). *Hydraulic Engineer's Department Board Case* (1937) 14 S.A.I.R. 132 *Retail Pharmaceutical Chemists' Board (Interpretation) Case* (1937) 14 S.A.I.R. 180 *Building Board Case* (1937) 14 S.A.I.R. 189 *Sinclair v. The Friendly Societies Medical Association Incorporated* (1938) 15 S.A.I.R. 7 *Municipal Corporations and District Councils Board Case* (1938) 15 S.A.I.R. 141 *Abattoirs Board Case* (1939) 15 S.A.I.R. 412 *Government General Construction Workers Board Case (No. 2)* (1941) 16 S.A.I.R. 333 *Stone, Gravel and Sand Board Case* (1941) 16 S.A.I.R. 372 *Municipal Officers Board Determination Case* (1944) 18 S.A.I.R. 17 *Shop Assistants (Uniforms, Etc.) Case,* 22 S.A.I.R. 213 *Government Storemen, Packers, etc., Board Case* 27 S.A.I.R. 53 s. 167 (*b*). *Saddlery, Leatherware, Etc., Board Case* (1937) 14 S.A.I.R. 156 *Radio Manufacturing, Etc., Board Case* (1938) 15 S.A.I.R. 58 *Printing Board Case* (1939) 15 S.A.I.R. 407 *Shop Board Case* (1940) 16 S.A.I.R. 77 *Shop and Warehouse Employees (Hours) Case* (1941) 16 S.A.I.R.221 *Shop Boards (Nos 1 and 2) Case* 26 S.A.I.R. 1 s. 167 (*c*). *Engineering and Water Supply Department Board Case* (1939) 15 S.A.I.R. 395 *Storemen and Packers Board Case* (1941) 16 S.A.I.R. 236 *Painters and Decorators etc. Board Case* 27 S.A.I.R. 98 s. 167 (*e*). *Municipal Corporations and District Councils Board Case* (1936) 14 S.A.I.R. 6 *Municipal Corporations and District Councils Board Case* (1938) 15 S.A.I.R. 141 s. 167 (*h*). *Breadcarters Board Case* (1941) 16 S.A.I.R. 296 *Fibrous Plaster Board Case* 24 S.A.I.R. 257 s. 168. *Service Stations and Parking Stations Board Case* (1941) 16 S.A.I.R. 292 *Breadcarters Board Determination (Interpretation)*

Act Affected	How Affected.
Industrial Code, 1920-1936 (Vol. 3, p. 733)—*continued.*	*Case* (1944) 18 S.A.I.R. 48 *Restaurant Board Case* 22 S.A.I.R. 134 *Glanville Pipe Works Board Case* 22 S.A.I.R. 297 s. 169. Amended by No. 65, s. 8, 1949, p. 233 s. 170. *Restaurant Board Appeal Case* 20 S.A.I.R. 197 s. 180 (*f*). *Bicycle Makers Board Case* (1938) 15 S.A.I.R. 15 *Government Masters, Mates, Etc., Board Case* (1939) 15 S.A.I.R. 268 *Jewellers and Opticians' Board Case* (1939) 15 S.A.I.R. 436 *Shop Board No. 2 Case* (1941) 16 S.A.I.R. 283 s. 181. *Engineering and Water Supply Department Board Case* 24 S.A.I.R. 1 s. 183. *Laundries Board Case* (1941) 16 S.A.I.R. 186 *Government General Construction Workers Board Case* (*No.* 1) (1941) 16 S.A.I.R. 326 s. 186. Amended by No. 51, s. 4, 1955, p. 157 s. 186 (3). *Painters and Decorators' Etc., Board Case* (1936) 14 S.A.I.R. 74 s. 189. *Shop Board No. 2 Case* (1940) 16 S.A.I.R. 51 s. 194. Amended by No. 65, s. 9, 1949, p. 233, and by No. 14, s. 6, 1951, p. 26 s. 195. Amended by No. 65, s. 10, 1949, p. 234 s. 195b. Amended by No. 65, s. 11, 1949, p. 235 s. 207. *Gurry v. Lonsdale* (1941) 16 S.A.I.R. 206 s. 209. *Pitt Ltd. v. Cavanagh* 27 S.A.I.R. 122 s. 216. *Shop Assistants (Right of Entry) Case* 21 S.A.I.R. 8 s. 218. Amended by No. 2346, s. 4, 1937, p. 22 ss. 219 to 223a. Repealed by No. 51, s. 39, 1950, p. 170 s. 235. *Opie and Opie v. Stephens* (1938) 15 S.A.I.R. 48 *Western v. Baldock* (1944) 18 S.A.I.R. 34 s. 253. Amended by No. 14, s. 7, 1951, p. 26 s. 255. Substituted by No. 14, s. 8, 1951, p. 27 s. 256. Amended by No. 14, s. 9, 1951, p. 27 s. 257. Substituted by No. 14, s. 10, 1951, p. 27 s. 262. *Hairdressers Board Determination (Interpretation) Case* 19 S.A.I.R. 344 s. 264a. Enacted by No. 65, s. 12, 1949, p. 235 s. 269a. Enacted by No. 65, s. 13, 1949, p. 235, and amended by No. 20, s. 5, 1950, p. 56 s. 269b. Enacted by No. 20, s. 6, 1950, p. 57 s. 269c. Enacted by No. 47, s. 3, 1950, p. 135 s. 276. Amended by No. 32, s. 4 (2), 1943, p. 90 s. 279. Amended by No. 20, s. 7, 1950, p. 59, and by No. 14, s. 3, 1951, p. 25 s. 321. *Kerr v. Leaney* (1937) S.A.S.R. 495 *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 *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 *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 s. 360. Substituted by No. 32, s. 2, 1943, p. 87 ss. 360a to 360f. Enacted by No. 32, s. 3, 1943, pp. 88-90 Fourth schedule. Repealed by No. 51, s. 39, 1950, p. 170 Sixth schedule. Substituted by regulation *Gazette* 1st October, 1959, p. 824
Industries Development Act, 1941 (1941, p. 106)	s. 8. Amended by No. 23, s. 3, 1943, p. 53 s. 10. Amended by No. 23, s. 4, 1943, p. 53 s. 14. Amended by No. 50, s. 3, 1947, p. 147 s. 15. Repealed by No. 23, s. 5, 1943, p. 53

Act Affected.	How Affected.
Industries Development Act, 1941 (1941, p. 106)—*continued.*	s. 16a. Enacted by No. 23, s. 6, 1943, p. 54 s. 16aa. Enacted by No. 34, s. 3, 1951, p. 77 s. 16b. Enacted by No. 23, s. 6, 1943, p. 54 s. 17. Amended by No. 23, s. 7, 1943, p. 55 s. 18. Substituted by No. 23, s. 8, 1943, p. 55 s. 19a. Enacted by No. 50, s. 4, 1947, p. 148, and amended by No. 46, s. 3, 1949, p. 159 s. 20. Amended by No. 23, s. 9, 1943, p. 55 s. 22. Amended by No. 23, s. 10, 1943, p. 55 s. 23. Amended by No. 23, s. 11, 1943, p. 56 s. 25. Enacted by No. 39, s. 2, 1958, p. 149
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 s. 3. Amended by No. 35, s. 3, 1951, p. 80
Inter-State Destitute Persons Relief Act, 1910-1934 (Vol. 4, p. 41)	s. 4. Amended by No. 28, s. 3, 1955, p. 90 s. 6. Amended by No. 14, s. 3 (1), 1943, p. 29, and by No. 28, s. 4, 1955, p. 91 s. 7. Amended by No. 14, s. 3 (1), 1943, p. 29, and by No. 28, s. 5, 1955, p. 91 s. 12a. Enacted by No. 14, s. 4, 1943, p. 29 s. 14. Amended by No. 14, ss. 3 (1) 5, 1943, pp. 29, 30, and by No. 28, s. 6, 1955, p. 91 s. 15. Amended by No. 28, s. 7, 1955, p. 91 s. 16. Amended by No. 28, s. 8, 1955, p. 91 s. 18a. Enacted by No. 13, s. 3, 1958, p. 30 s. 19. Amended by No. 14, s. 3 (1), 1943, p. 29, and by No. 28, s. 9, 1955, p. 91 s. 20. Amended by No. 28, s. 10, 1955, p. 92 s. 21a. Enacted by No. 14, s. 6, 1943, p. 30 s. 22. Substituted by No. 14, s. 7, 1943, p. 31 s. 27a. Amended by No. 28, s. 11, 1955, p. 92 First schedule. Amended by No. 28, s. 12, 1955, p. 92 Second schedule. Amended by No. 28, s. 13, 1955, p. 92
Irrigation Act, 1930-1936 (Vol. 4, p. 56)	s. 4. Amended by No. 38, s. 16, 1941, p. 162 s. 6. Amended by No. 38, s. 2, 1941, p. 150 s. 15. Repealed by No. 21, s. 2, 1945, p. 75 s. 23. Amended by No. 38, s. 3, 1941, p. 150 s. 25. Amended by No. 38, s. 4, 1941, p. 150 s. 28. Amended by No. 21, s. 3, 1945, p. 75 s. 29. Amended by No. 21, s. 4, 1945, p. 75 s. 30. Amended by No. 21, s. 5, 1945, p. 76 s. 31. Amended by No. 21, s. 6, 1945, p. 76 s. 34. Substituted by No. 21, s. 7, 1945, p. 77 s. 35a. Enacted by No. 21, s. 8, 1945, p. 77 s. 47. Amended by No. 38, s. 5, 1941, p. 151, and by No. 21, s. 9, 1945, p. 78 s. 48a. Enacted by No. 38, s. 6, 1941, p. 151 s. 48b. Enacted by No. 21, s. 10, 1945, p. 78 ss. 60 to 64. Repealed by No. 38, s. 10, 1941, p. 152 s. 68. Amended by No. 38, s. 7, 1941, p. 151 s. 74. Amended by No. 38, s. 8, 1941, p. 151 s. 75. Amended by No. 38, s. 9, 1941, p. 151, and by No. 21, s. 18 (1), 1945, p. 82 s. 80a. Enacted by No. 38, s. 11, 1941, p. 152 s. 80b. Enacted by No. 38, s. 11, 1941, p. 152 s. 80c. Enacted by No. 38, s. 11, 1941, p. 153 and substituted by No. 21, s. 11 (1), 1945, p. 79

Act Affected.	How Affected.
Irrigation Act, 1930-1936 (Vol. 4, p. 56) —*continued.*	s. 80d. Enacted by No. 38, s. 11, 1941, p. 153, and amended by No. 21, s. 12, 1945, p. 79 s. 80e. Enacted by No. 38, 1941, s. 11, p. 154 s. 80f. Enacted by No. 38, 1941, s. 11, p. 154 and amended by No. 21, s. 13, 1945, p. 80. s. 80g. Enacted by No. 38, 1941, s. 11, p. 155, and amended by No. 21, s. 14, 1945, p. 80 s. 80h. Enacted by No. 38, 1941, s. 11, p. 156 s. 80i. Enacted by No. 38, s. 11, 1941, p. 156, and amended by No. 21, s. 15, 1945, p. 81 s. 80j. Enacted by No. 38, s. 11, 1941, p. 158, and amended by No. 21, s. 16, 1945, p. 81 s. 80k. Enacted by No. 21, s. 17, 1945, p. 81 s. 80l. Enacted by No. 21, s. 17, 1945, p. 82 s. 91a. Enacted by No. 37, s. 2, 1946, p. 176 s. 108. Amended by No. 21, s. 18 (2), 1945, p. 82 s. 109. Amended by No. 21, s. 18 (3), 1945, p. 83 s. 110. Amended by No. 21, s. 18 (4), 1945, p. 83 s. 111. Amended by No. 21, s. 18 (5), 1945, p. 83 ss. 113a. to 113d. Enacted by No. 38, s. 12, 1941, pp. 159-161 s. 117. Amended by No. 38, s. 14, 1941, p. 162 s. 118a. Enacted by No. 38, s. 13, 1941, p. 161 s. 121a. Enacted by No. 38, s. 15, 1941, p. 162 Third schedule. Amended by No. 21, s. 19, 1945, p. 83
Irrigation on Private Property Act, 1939 (1939, p. 225)	s. 4. Amended by No. 35, s. 3, 1958, p. 130 s. 5. Amended by No. 35, s. 4, 1958, p. 131 s. 9. Amended by No. 35, s. 19, 1958, p. 134 s. 10. Amended by No. 35, s. 5, 1958, p. 131 s. 12. Amended by No. 35, s. 19, 1958, p. 134 s. 23. Amended by No. 35, s. 19, 1958, p. 134 s. 24. Amended by No. 35, s. 19, 1958, p. 134 s. 28. Amended by No. 35, s. 6, 1958, p. 132 s. 34. Amended by No. 35, ss. 8 and 19, 1958, pp. 132, 134 s. 37. Amended by No. 35, s. 9, 1958, p. 132 s. 37a. Enacted by No. 35, s. 7, 1958, p. 132 s. 38. Amended by No. 35, s. 10, 1958, p. 133 s. 38a. Enacted by No. 35, s. 11, 1958, p. 133 s. 39. Amended by No. 3, s. 2, 1949, p. 5 and by No. 35, s. 19, 1958, p. 134 s. 40. Amended by No. 35, s. 19, 1958, p. 134 s. 41. Amended by No. 35, s. 19, 1958, p. 134 s. 44. Amended by No. 35, s. 19, 1958, p. 134 s. 47. Amended by No. 35, s. 19, 1958, p. 134 s. 48. Amended by No. 3, s. 3, 1949, p. 5 s. 48a. Enacted by No. 3, s. 4, 1949, p. 6 s. 53. Amended by No. 35, s. 19, 1958, p. 134 s. 54. Amended by No. 35, s. 19, 1958, p. 134 s. 55. Amended by No. 35, s. 12, 1958, p. 133 s. 58. Amended by No. 35, s. 13, 1958, p. 134 s. 60. Amended by No. 35, s. 14, 1958. p. 134 s. 61. Amended by No. 35, s. 15, 1958, p. 134 s. 64. Amended by No. 35, s. 16, 1958, p. 134 s. 73. Enacted by No. 35, s. 17, 1958, p. 134 First schedule. Amended by No. 35, s. 18, 1958, p. 134
Juries Act, 1927 (Vol. 4, p. 112)	s. 3. Amended by No. 42, s. 3, 1957, p. 112 s. 9. Amended by No. 42, s. 3, 1957, p. 112 s. 10. Amended by No. 42, s. 3, 1957, p. 112 s. 23. Amended by No. 42, s. 3, 1957, p. 112 s. 55a. Enacted byNo. 2356, s. 3, 1937, p. 54 s. 56. Amended by No. 2356, s. 4, 1937, p. 54 s. 89. Amended by No. 42, s. 3, 1957, p. 112

Act Affected.	How Affected.
Juries Act, 1927 (Vol. 4, p. 112) *—continued.*	s. 92. Amended by No. 42, s. 3, 1957, p. 112 Third schedule. Amended by No. 2356, s. 5, 1937, p. 55 Eighth Schedule. Varied by proclamation *Gazette* 31st August, 1961, p. 824
Justices Act, 1921-1936 (Vol. 4, p. 138)	s. 4. Amended by No. 57, s. 3, 1956, p. 219 s. 10. Substituted by No. 24, s. 3, 1943, p. 57 s. 18. Substituted by No. 24, s. 4, 1943, p. 58 s. 22. Amended by No. 37, s. 4, 1957, p. 97 s. 22a. *Smallacombe v. Day* (1943) S.A.S.R. 368 s. 40. Substituted by No. 24, s. 5, 1943, p. 59 s. 51. Substituted by No. 24, s. 6, 1943, p. 59 *Sutter and Wife v. Virgo* (1941) S.A.S.R. 113 *Crafter v. Bruce* (1941) S.A.S.R. 269 *Gurry v. Lonsdale* (1941) 16 S.A.I.R. 206 *Crafter v. Green* (1943) S.A.S.R. 162 *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) s. 52. *Nottage v. Tarac Manufacturers (Adelaide) Limited* (1941) S.A.S.R. 162 *Grow v. Geflin and others* (1945) S.A.S.R. 78 s. 53. *Smith v. Dayman. Dayman v. Thomson* (1938) S.A.S.R. 477 *Thomas v. Hansberry* (1958) S.A.S.R. 127 s. 56. *S.A. Asbestos Syndicate N.L. v. Coola Products Limited* (1937) S.A.S.R. 1 s. 57a. Enacted by No. 37, s. 5, 1957, p. 97, and amended by No. 17, s. 3, 1960, p. 42 s. 62. Amended by No. 37, s. 6, 1957, p. 99 s. 62a. Enacted by No. 24, s. 7, 1943, p. 60 s. 62b. Enacted by No. 37, s. 7, 1957, p. 99 s. 62c. Enacted by No. 37, s. 7, 1957, p. 101, and amended by No. 17, s. 4, 1960, p. 44 s. 65. Amended by No. 24, s. 8, 1943, p. 60, and by No. 37, s. 8, 1957, p. 102 s. 68. *Whittle v. Delderfield* (1943) S.A.S.R. 1 *Brauer v. O'Sullivan* (1957) S.A.S.R. 185 s. 69. *Maddern v. Dayman* (1939) S.A.S.R. 12 s. 69a. Enacted by No. 57, s. 4 (1), 1956, p. 220 s. 70a. Enacted by No. 24, s. 9, 1943, p. 60 s. 70b. Enacted by No. 24, s. 9, 1943, p. 61 s. 71. *Talbot v. Bevan* (1961) S.A.S.R. 47 s. 75. Amended by No. 24, s. 10, 1943, p. 61 *Bond v. Cocks* (1938) S.A.S.R. 14 *Bond v. Gilbert* (1938) S.A.S.R. 37 *Verran v. Roberts* (1938) S.A.S.R. 256 *Dayman v. Darwin* (1939) S.A.S.R. 29 *Harris v. Treglown* (1944) S.A.S.R. 42 *All Cars Ltd. v. McCann* 19 A.L.J. 129, appeal to the High Court dismissed, 69 C.L.R. 639 (note) *Saler v. Klingbiel* (1945) S.A.S.R. 171 ss. 92a and 92b. Enacted by No. 57, s. 5 (1), 1956, pp. 220, 221 s. 106. Amended by No. 24, s. 11, 1943, p. 61 s. 106a. Enacted by No. 24, s. 12, 1943, p. 61 and amended by No. 57, s. 6, 1956, p. 222 *The Queen v. Mills: ex parte Edwards* (1958) S.A.S.R. 54 s. 108. Amended by No. 57, s. 7, 1956, p. 222 s. 110. Amended by No. 57, s. 8, 1956, p. 222 s. 113. Amended by No. 24, s. 13, 1943, p. 62 s. 115. Amended by No. 24, s. 14, 1943, p. 62 s. 120. Amended by No. 57, s. 9 (1), 1956, p. 222 and by No. 37, s. 9, 1957, p. 103 s. 123. Amended by No. 57, s. 10, 1956, p. 222

Act Affected.	How Affected.
Justices Act, 1921-1936 (Vol. 4, p. 138) —*continued.*	s. 123a. Enacted by No. 57, s. 11, 1956, p. 223 s. 125. *Mines v. Doddrell* (1938) S.A.S.R. 90, affirming *Mines v. Doddrell* (1937) S.A.S.R. 406 s. 136. *R. v. Corcoran* (1957) S.A.S.R. 115 s. 161. Amended by No. 57, s. 12, 1956, p. 223 s. 161a. Enacted by No. 57, s. 13 (1), 1956, p. 223 s. 163. Amended by No. 57, s. 14, 1956, p. 224 *Commissioner of Police v. Brady* (1954) S.A.S.R. 314 s. 165. *Potter v. Neave* (1944) S.A.S.R. 19 *Jarvis v. Jarvis* (1947) S.A.S.R. 12 s. 167. Repealed by No. 57, s. 15, 1956, p. 225 s. 168. Substituted by No. 57, s. 16, 1956, p. 225 s. 169. Repealed by No. 57, s. 17, 1956, p. 225 s. 171. Amended by No. 57, s. 18, 1956, p. 226 *Potter v. Neave* (1944) S.A.S.R. 19 s. 172. Substituted by No. 57, s. 19, 1956, p. 226 *Williams v. Stewart* (1944) S.A.S.R. 254 *Dawe v. Northwood* (1951) S.A.S.R. 73 *Morley v. Bond* (1955) S.A.S.R. 198 s. 173. Substituted by No. 57, s. 19, 1956, p. 226 s. 174. Amended by No. 57, s. 20, 1956, p. 227 s. 175. Amended by No. 57, s. 21, 1956, p. 227 s. 177. Amended by No. 57, s. 22, 1956, p. 227 *Maddison v. McCormick* (1939) S.A.S.R. 97 *Gray v. Jones* (1948) S.A.S.R. 201 *Aston v. Hincks, vice Fitzgerald* (1950) S.A.S.R. 182 *Watts v. Welch. Tobin v. Welch* (1950) S.A.S.R. 289 s. 179. Amended by No. 57, s. 23, 1956, p. 227 s. 180. Repealed by No. 57, s. 24, 1956, p. 227 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 *Curyer v. Foote* (1939) S.A.S.R. 203 *Williams v. Wight* (1943) S.A.S.R. 301 *Crafter v. McKeough* (1943) S.A.S.R. 371, reversing *Crafter v. McKeough* (1943) S.A.S.R. 310 *Wright v. O'Sullivan* (1948) S.A.S.R. 307 s. 183. *Crafter v. McKeough* (1943) S.A.S.R. 371 reversing *Crafter v. McKeough* (1943) S.A.S.R. 310 *Brodie v. Chard* (1945) S.A.S.R. 27 *Rosey v. Wilson* (1959) S.A.S.R. 54 s. 185. *Logan v. Copp* (1942) S.A.S.R. 45 Second schedule. Amended by rules *Gazette* 21st September, 1961, p. 1032
Land Agents Act, 1955 (1955, p. 231)	s. 9. Amended by No. 16, s. 3, 1959, p. 37 s. 10. Amended by No. 16, s. 4, 1959, p. 37 s. 16. Repealed by No. 16, s. 30, 1959, p. 43 s. 27. Amended by No. 16, s. 5, 1959, p. 38 s. 28. Amended by No. 16, s. 6, 1959, p. 38 s. 32. Amended by No. 16, s. 7, 1959, p. 38 s. 35. Amended by No. 16, s. 8, 1959, p. 38 s. 36. Amended by No. 16, s. 9, 1959, p. 38 s. 43. Amended by No. 16, s. 10, 1959, p. 38 s. 47. Amended by No. 16, s. 11, 1959, p. 38 s. 49. Amended by No. 16, s. 12, 1959, p. 39 s. 50. Amended by No. 16, s. 13, 1959, p. 39 s. 54. Amended by No. 16, s. 14, 1959, p. 39 s. 55. Amended by No. 16, s. 15, 1959, p. 39 s. 56. Amended by No. 16, s. 16, 1959, p. 39 s. 60. Substituted by No. 16, s. 17, 1959, p. 39 s. 61. Amended by No. 16, s. 18, 1959, p. 40 s. 64. Amended by No. 16, s. 19, 1959, p. 40 s. 64a. Enacted by No. 16, s. 20, 1959, p. 41 s. 65. Amended by No. 5, s. 3, 1960, p. 17 *Hansberry v. Conaghty* (1959) S.A.I.R. 68

Act Affected.	How Affected.
Land Agents Act, 1955 (1955 p. 231)—*continued.*	s. 72. Amended by No. 16, s. 21, 1959, p. 41 s. 73. Amended by No. 16, s. 22, 1959, p. 41 s. 77a. Enacted by No. 5, s. 4, 1960, p. 18 s. 78a. Enacted by No. 16, s. 23, 1959, p. 41 s. 79. Amended by No. 16, s. 24, 1959, p. 42 s. 80. Amended by No. 16, s. 25, 1959, p. 42 s. 81. Substituted by No. 16, s. 26, 1959, p. 42 s. 82. Substituted by No. 16, s. 27, 1959, p. 42 s. 88a. Enacted by No. 16, s. 28, 1959, p. 42 s. 92. Amended by No. 16, s. 29, 1959, p. 42
Landlord and Tenant Act, 1936 (Vol. 4, p. 241)	s. 10. *Briggs v. Pinchbeck* (1937) S.A.S.R. 30 s. 11. *Hinton v. Fawcett* (1957) S.A.S.R. 213
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, No. 51, 1951, p. 143, No. 39, 1952, p. 111, No. 25, 1953, p. 63, No. 41, 1954, p. 113, and No. 20, 1955, p. 64, and with notes of judicial decisions, is reprinted in the 1955 volume, p. 324. *See also* the following paragraph
Landlord and Tenant (Control of Rents) Act, 1942-1955 (1955, p. 324)	s. 4. *Piro and another v. Boorman* (1958) S.A.S.R. 226 s. 6. Amended by No. 53, s. 3, 1957, p. 157, by No. 42, s. 3, 1959, p. 137, and by No. 29, s. 3, 1961, p. 75 *Williams and another v. Thomson and another* (1961) S.A.S.R. 23 s. 13. *Mahoney v. Whitelaw* (1956) S.A.S.R. 138 s. 21. Amended by No. 53, s. 4, 1957, p. 158 and by No. 29, s. 4, 1961, p. 75 s. 24. Amended by No. 53, s. 5 (1), 1957, p. 158 s. 33. Amended by No. 53, s. 5 (2), 1957, p. 158 s. 40. Amended by No. 70, s. 3, 1960, p. 300 s. 42. Amended by No. 53, s. 6 (1), 1957, p. 158 and by No. 70, s. 4, 1960, p. 300 *Crooks National Stores Pty. Ltd. v. Collie* 31 A.L.J. 833 s. 48a. Enacted by No. 29, s. 5, 1961, p. 75 s. 54. Amended by No. 42, s. 4, 1959, p. 137 s. 55c. Amended by No. 41, s. 3, 1956, p. 118, by No. 53, s. 6 (2), 1957, p. 158, and by No. 42, s. 5, 1959, p. 137 s. 55d. Enacted by No. 2, s. 3, 1957, p. 6 and amended by No. 13, s. 8, 1957, p. 159 and by No. 42, s. 6, 1959 p. 137 s. 60. Amended by No. 53, s. 9, 1957, p. 159 and by No. 42, s. 7, 1959, p. 137 s. 60a. Enacted by No. 49, s. 3, 1958, p. 187 s. 72. Amended by No. 41, s. 4, 1956, p. 119 s. 100a. Enacted by No. 41, s. 5, 1956, p. 119 s. 103b. Enacted by No. 53, s. 10, 1957, p. 160 s. 123. Amended by No. 41, s. 6, 1956, p. 120, by No. 53, s. 11, 1957, p. 160, by No. 49, s. 4, 1958, p. 188, by No. 42, s. 8, 1959, p. 138, by No. 70, s. 5, 1960, p. 300, and by No. 29, s. 6, 1961, p. 75
Land Settlement Act, 1944 (1944, p. 166)	s. 2. Amended by No. 49, s. 3, 1948, p. 208 s. 5. Amended by No. 53, s. 3, 1949, p. 204, by No. 7, s. 3, 1952, p. 16, by No. 32, s. 3, 1955, p. 101, by No. 26, s. 4, 1957, p. 66, by No. 30, s. 3, 1958, p. 122, by No. 8, s. 3, 1959, p. 17, and by No. 17, s. 3, 1961, p. 52

Act Affected.	How Affected.
Land Settlement Act, 1944 (1944, p. 166) —*continued*	s. 10. Amended by No. 9, s. 3, 1951, p. 15, and by No. 8, s. 4, 1960, p. 23 s. 27a. Enacted by No. 49, s. 4, 1948, p. 208, and amended by No. 26, s. 5, 1957, p. 67, by No. 30, s. 4, 1958, p. 123, by No. 8, s. 4, 1959, p. 18, and by No. 17, s. 4, 1961, p. 53 s. 29. Amended by No. 49, s. 5, 1948, p. 209 s. 29a. Enacted by No. 49, s. 6, 1948, p. 210 s. 29b. Enacted by No. 49, s. 6, 1948, p. 210 s. 29c. Enacted by No. 49, s. 6, 1948, p. 210 Schedule. Enactedby No. 49, s. 7, 1948, p. 210
Land Tax Act, 1936 (Vol. 4. p. 274)	This Act, as amended by No. 34, 1942, p. 118, by No. 16, 1948, p. 94, by No. 47, 1952, p. 132, and by No. 8, 1961, p. 21, and with notes of judicial decisions, is reprinted in this volume, p. 348
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 s. 24. Amended by No. 18, s. 3, 1945, p. 64, and by No. 12, s. 3, 1960, p. 32 s. 26. *Reid v. Zoanetti* (1943) S.A.S.R. 92 *Hambly-Clark v. Forsaith* (1953) S.A.S.R. 270 s. 57a. Enacted by No. 16, s. 3, 1956, p. 42 s. 60. *In re Walter's Settlement* (1954) S.A.S.R. 300 s. 62a. Enacted by No. 14, s. 3, 1958, p. 33 s. 105. Amended by No. 12, s. 4, 1960, p. 32 *Oates v. Oates* (1949) S.A.S.R. 37 *In re Palmers' Question; Palmer v. Palmer* (1952) S.A.S.R. 218 *Martin v Martin* 33 A.J.L.R. 362
Legal Practitioners Act, 1936 (Vol. 4, p. 354)	s. 11a. Enacted by No. 44, s 3, 1948, p. 197 s. 24. *In re . . . a practitioner of the Supreme Court* (1937) S.A.S.R. 316. *In re . . . a practitioner of the Supreme Court* (1940) S.A.S.R. 154 *In re . . . a practitioner of the Supreme Court* (1941) S.A.S.R. 48 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 124 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 181 *In re . . . a practitioner of the Supreme Court* (1942) S.A.S.R. 188 s. 51 *In the matter of a practitioner of the Supreme Court* (1960) S.A.S.R. 178 s. 53. *In the matter of a practitioner of the Supreme Court* (1960) S.A.S.R. 178 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 s. 5. Amended by No. 18, s. 2, 1950, p. 46 s. 65. Amended by No. 18, s. 3, 1950, p. 46 s. 67. Substituted by No. 18, 4 (1), 1950, p. 46 s. 68. Amended by No. 18, s. 4 (2), 1950, p. 46 s. 70. *Williams v. Coulthard and others* (1948) S.A.S.R. 183; 22 A.L.J. 431 s. 82. Amended by No. 18, s. 8, 1950, p. 47 s. 85a. Enacted by No. 18, s. 6 (1), 1950, p. 47 s. 89a. Enacted by No. 18, s. 7, 1950, p. 47 s. 97. Amended by No. 18, s. 8, 1950, p. 48 s. 106. Amended by No. 30, s. 2, 1948, p. 141, and by No. 18, s. 9, 1950, p. 48 s. 107. Amended by No. 18, s. 10, 1950, p. 49

Act Affected.	How Affected.
Libraries and Institutes Act, 1939 (1939, p. 280)—*continued.*	Heading to Division VI. of Part V. Amended by No. 39, s. 4 (6), 1946, p. 184 s. 109. Amended by No. 39, s. 2, 1946, p. 182, and by No. 18, s. 11 (2), 1050, p. 50 s. 109a. Enacted by No. 39, s. 3, 1946, p. 182 s. 109b. Enacted by No. 39, s. 3, 1946, p. 183 s. 110. Repealed by No. 18, s. 6 (2), 1950, p. 47 s. 111. Substituted by No. 18, s. 11 (1), 1950, p. 50 s. 112. Amended by No. 39, s. 4 (2), 1946, p. 184 s. 113. Substituted by No. 18, s. 11 (3), 1950, p. 50 s. 116. Amended by No. 39, s. 4 (3), 1946, p. 184 s. 117. Amended by No. 39, s. 4 (4), 1946, p. 184, and by No. 18, s. 12, 1950, p. 50 s. 118. Amended by No. 39, s. 4 (5), 1946, p. 184 s. 118a. Enacted by No. 18, s. 13, 1950, p. 51
Libraries (Subsidies) Act, 1955 (1955, p. 144)	s. 2. Amended by No. 24, s. 2, 1958, p. 69
Licensing Act, 1932-1936 (Vol. 4, p. 375)	s. 3. Amended by No. 55, s. 3, 1954, p. 150 s. 6. Amended by No. 52, s. 3, 1960, p. 196 s. 10. *Landers v. Miller*. *McNally v. Miller* (1945 S.A.S.R. 4 *The Queen v. The Midland Licensing Court and others; ex parte Roberts, Roberts v. The Clerk of the Licensing Court and others* (1959) S.A.S.R. 229 s. 14a. Enacted by No. 52, s. 4, 1960, p. 197 s. 16. Amended by No. 55, s. 4, 1954, p. 150 s. 18. Amended by No. 52, s. 5, 1960, p. 198 s. 22. Amended by No. 55, s. 5, 1954, p. 150 s. 23. Amended by No. 55, s. 6, 1954, p. 150 s. 30. Varied by regulations *Gazette* 20th September, 1956, p. 629 s. 39. *White v. The Corporation of the City of West Torrens* (1957) S.A.S.R. 268 s. 40. *Leahy v. Karavas and another. Leahy v. Sanderson* (1947) S.A.S.R. 272 s. 41. *Lange v. Croxton* (1952) S.A.S.R. 91 *Gartrell v. Barker and others* (1956) S.A.S.R. 258 *The Queen v. The Midland Licensing Court and others; ex parte Roberts, Roberts v. The Cerk of the Licensing Court and others* (1959) S.A.S.R. 229 s. 51. *Tully v. Eldridge* (1947) S.A.S.R. 53 s. 57. Amended by No. 42, s. 3, 1957, p. 112 *Goldfinch v. McNally* (1945) S.A.S.R. 217 s. 61. Amended by No. 55, s. 8, 1954, p. 151 s. 66. *Lorenzo v. McNally* (1942) S.A.S.R. 27 *De Young v. Eldridge* (1951) S.A.S.R. 112 s. 69. *Leahy v. Karavas and another. Leahy v. Sanderson* (1947)S.A.S.R. 272 s. 71 (3). Varied by regulations *Gazette* 20th September, 1956, p. 629 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 s. 77 (7). *Hann v. Arthur* (1936) S.A.S.R. 344 *Edington v. Smith* (1938) S.A.S.R. 390. Special leave to appeal to the High Court refused, 62 C.L.R. 751 (note). *Hamilton v. Virgo* (1940) S.A.S.R. 69 *Dudley v. O'Sullivan* (1953) S.A.S.R. 8 *Gardiner v. O'Sullivan* (1955) S.A.S.R. 172 *Curtis v. O'Sullivan* (1955) S.A.S.R. 307 *Panizza v. O'Sullivan* (1956) S.A.S.R. 279 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

Act Affected.	How Affected.
Licensing Act, 1932-1936 (Vol. 4, p. 375) —*continued.*	s. 92. *Parkyn v. Crafter* (1941) S.A.S.R. 132 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 s. 118. Amended by No. 33, s. 3, 1953, p. 86 s. 134 (3). Varied by regulations *Gazette* 20th September, 1956, p. 629 s. 140. *Boulton v. O'Sullivan* (1951) S.A.S.R. 288 *O'Sullivan v. Friebe* (1956) S.A.S.R. 89 s. 140a. *McMahon v. Crafter* (1940) S.A.S.R. 11 *Mertin v. Carr-Fish* (1940) S.A.S.R. 449 *Tully v. O'Sullivan* (1956) S.A.S.R. 106 s. 148. Amended by No. 52, s. 6, 1960, p. 198 s. 149. Amended by No. 52, s. 7, 1960, p. 198 s. 149a. Enacted by No. 52, s. 8, 1960, p. 198 s. 150a. Enacted by No. 24, s. 3, 1945, p. 110 and varied by regulations *Gazette* 20th September, 1956, p. 629 *Maccianas v. O'Sullivan* (1954) S.A.S.R. 272 ss. 150b to 150c. Enacted by No. 24, s. 3, 1945, p. 112 s. 150d. Enacted by No. 24, s. 3, 1945, p. 112 and amended by No. 52, s. 9, 1960, p. 198 s. 161. *Manuels v. Crafter* (1940) S.A.S.R. 7 s. 170. *Belling v. O'Sullivan* (1950) S.A.S.R. 43 s. 172. Amended by No. 33, s. 4, 1953, p. 86 *Williams v. Wight* (1943) S.A.S.R. 301 s. 177. *Davis v. Harris* (1946) S.A.S.R. 144 s. 182. Amended by No. 55, s. 9, 1954, p. 151 s. 189. *Smith v. Kite* (1939) S.A.S.R. 79 *Lenthall v. King* (1940) S.A.S.R. 82 *Crafter v. McKeough* (1943) S.A.S.R. 371, reversing *Crafter v. McKeough* (1943) S.A.S.R. 310 *Heffernan v. Richardson* (1946) S.A.S.R. 201 *O'Sullivan v. Bastian* (No. 2) (1948) S.A.S.R. 17 *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) *Panizza. v. O'Sullivan* (1956) S.A.S.R. 279 *Brebner v. Harmstorf and another* (1961) S.A.S.R. 116 s. 194. *Davis v. Stewart* (1946) S.A.S.R. 68 s. 197a. Amended by No. 55, s. 10, 1954, p. 151, and by No. 52, s. 10 (1), 1960, p. 198 s. 198. Amended by No. 55, s. 11, 1954, p. 151, and by No. 52, s. 11 (1), 1960, p. 199 *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 s. 198a. Enacted by No. 55, s. 12, 1954, p. 152 s. 199. Amended by No. 24, s. 4, 1945, p. 113, varied by regulations *Gazette* 20th September, 1956, p. 629, and amended by No. 52, s. 12, 1960, p. 199 ss. 199a and 199b. Enacted by No. 52, s. 13, 1960, pp. 199-201 s. 200. Substituted by No. 64, s. 3, 1949, p. 228 *Gemmell v. Goldsworthy* (1942) S.A.S.R. 55 s. 203. Amended by No. 55, ss. 13 and 14, 1954, p. 152, and by No. 52, s. 14 (1), 1960, p. 202 s. 209. Amended by No. 55, s. 15, 1954, p. 155, and by No. 52, s. 15 (1), 1960, p. 202 *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 s. 212. Amended by No. 52, s. 16, 1960, p. 203 s. 223. Substituted by No. 55, s. 16, 1954, p. 153 s. 224. Substituted by No. 55, s. 16, 1954, p. 153

Act Affected.	How Affected.
Licensing Act, 1932-1936 (Vol. 4, p. 375) —*continued.*	s. 225. Amended by No. 55, s. 17, 1954, p. 154 s. 226. Amended by No. 55, s. 18, 1954, p. 154 s. 227. Substituted by No. 55, s. 19, 1954, p. 154 s. 228 Substituted by No. 55, s. 20, 1954, p. 155 s. 230. Substituted by No. 55, s. 21, 1954, p. 155 s. 231. Substituted by No. 55, s. 21, 1954, p. 152 s. 232. Substituted by No. 55, s. 21, 1954, p. 152 Heading to Division II of Part VIII. Amended by No. 55, s. 22, 1954, p. 156 s. 238. Amended by No. 55, s. 23, 1954, p. 156 s. 241. Amended by No. 55, s. 24, 1954, p. 156 s. 244. Amended by No. 55, s. 25, 1954, p. 156 s. 246. Amended by No. 55, s. 26, 1954, p. 156 s. 247. Repealed by No. 55, s. 27, 1954, p. 157 s. 248. Substituted by No. 55, s. 28, 1954, p. 157 s. 249. Amended by No. 55, s. 29, 1954, p. 157 s. 250. Repealed by No. 55, s. 30, 1954, p. 157 s. 251. Repealed by No. 55, s. 30, 1954, p. 157 s. 260. *Mertin v. Carr-Fish* (1940) S.A.S.R. 449 *Norman v. Crafter* (1942) S.A.S.R. 53 s. 267. *Crafter v. Green* (1943) S.A.S.R. 162 *Davies v. O'Sullivan* (1948) S.A.S.R. 9 s. 268. *O'Sullivan v. Bastian* (*No.* 1); *Harvey v. O'Sullivan* (1947) S.A.S.R. 396; 22 A.L.J. 94 s. 270. *Ex parte Bickford* (1937) S.A.S.R. 128 s. 275. Amended by No. 55, s. 31, 1954, p. 157 Schedule B. Amended by No. 55, s. 32, 1954, p. 157 and by No. 52, s. 17, 1960, p. 203 Schedule W. Amended by proclamations *Gazette* 10th March, 1955, p. 549 and *Gazette* 31st March, 1955, p. 757
Life Assurance Companies Act, 1936 (Vol. 4, p. 548)	s. 7. *Kemp v. Plew and another* (1887) 21 S.A.L.R. 115 *In re Noonan* (1904) S.A.L.R. 151 *In re Kerr* (1943) S.A.S.R. 8 s. 24. *In re Chapman; Executor Trustee and Agency Company of South Australia Limited v. Chapman* (1944) S.A.S.R. 131 s. 53. Substituted by No. 40, s. 3, 1941, p. 167 s. 72a. Enacted by No. 42, s. 3, 1939, p. 261
Limitation of Actions Act, 1936 (Vol. 4, p. 582)	s. 4. Amended by No. 45, s. 3, 1948, p. 199 s. 12. Amended by No. 45, s. 4, 1948, p. 199 s. 27. Amended by No. 45, s. 5, 1948, p. 199 s. 33. Amended by No. 45, s. 6, 1948, p. 200 s. 34. Amended by No. 45, s. 7, 1948, p. 200 s. 35. Amended by No. 17, s. 3, 1956, p. 44 *Hillier v. Leitch* (1936) S.A.S.R. 490 *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 *Wallis v. Crowe and others* (1942) S.A.S.R. 23 *Streicher and another v. E. S. & A. Bank Limited* (1945) S.A.S.R. 207 *Williams v. Milotin* 31 A.L.J. 820 *Williams v. Milotin* (1957) C.L.R. 465, affirming *Milotin v. Williams* (1957) S.A.S.R. 228 s. 36. Substituted by No. 17, s. 4, 1956, p. 45 *Hillier v. Leitch* (1936) S.A.S.R. 490 s. 45. Amended by No. 45, s. 8, 1948, p. 200 *Pointon v. Walkley* (1951) S.A.S.R. 121 s. 47. Enacted by No. 33, s. 3, 1959, p. 101
Loans for Fencing and Water Piping Act, 1938 (1938, p. 98)	s. 3. Amended by No. 42, s. 4 (1), 1940, p. 136 s. 9a. Enacted by No. 8, s. 2, 1945, p. 27 s. 12. Amended by No. 42, s. 2, 1940, p. 135

Act Affected.	How Affected.
Loans for Fencing and Water Piping Act, 1938 (1938, p. 98)—*continued*	s. 16. Substituted by No. 32, s. 2, 1952, p. 97 s. 22. Substituted by No. 42, s. 3, 1940, p. 136 First schedule. Amended by No. 42, s. 4 (2), 1940, p. 136 Second schedule. Enacted by No. 42, s. 5, 1940, p. 136
Loans to Producers Act, 1927 (Vol. 4, p. 616)	s. 4. Substituted by No. 18, s. 3, 1951, p. 32 s. 5. Amended by No. 18, s. 4, 1951, p. 33 s. 5a. Amended by No. 18, s. 5, 1951, p. 33 s. 5b. Enacted by No. 15, s. 3, 1946, p. 53, and amended by No. 18, s. 6, 1951, p. 33 s. 7. Amended by No. 15, s. 4, 1946, p. 54 s. 8a. Enacted by No. 15, s. 5, 1946, p. 54 s. 10. Amended by No. 15, s. 6, 1946, p. 54 s. 11. Amended by No. 15, s. 7, 1946, p. 54 s. 13. Amended by No. 18, s. 7, 1951, p. 33
Local Courts Act, 1926-1936 (Vol. 4, p. 623)	s. 25. Amended by No. 50, s. 4, 1956, p. 154 s. 26. Amended by No. 50, s. 5, 1956, p. 155 s. 27. Amended by No. 36, s. 3, 1959, p. 113 s. 28. Amended by No. 36, s. 4, 1959, p. 114 s. 31. Amended by No. 50, s. 6, 1956, p. 155 *Homburg v. Fromm* (1951) S.A.S.R. 97 s. 40. Amended by No. 50, s. 7, 1956, p. 155 s. 41. Amended by No. 50, s. 8, 1956, p. 155 s. 42. Amended by No. 50, s. 9, 1956, p. 155 *Elder's Trustee and Executor Company, Limited v. Jones* (1937) S.A.S.R. 184 s. 49. *R. v. Local Court of Port Adelaide. Ex parte Wood* (1943) S.A.S.R. 285 s. 58. *Thoneman v. Holmes* (1945) S.A.S.R. 227 *Millbank v. Price* (1954) S.A.S.R. 166 s. 63. *Riedel v. Freeman Motors Limited* (1938) S.A.S.R. 364 s. 80. Amended by No. 50, s. 10, 1956, p. 156 s. 84. *R. v. Ray: Ex parte Smith* (1948) S.A.S.R. 216; 22 A.L.J. 378 s. 101. Substituted by No. 50, s. 11, 1956, p. 156 s. 102. Amended by No. 50, s. 12, 1956, p. 157 s. 107. Amended by No. 45, s. 3, 1947, p. 119 s. 110. Amended by No. 50, s. 13, 1956, p. 157 s. 111. Amended by No. 50, s. 14, 1956, p. 157 s. 114. Amended by No. 36, s. 5, 1959, p. 114 s. 120. *Clothier v. Piercy* (1945) S.A.S.R. 45 s. 122. *Fridd v. Smith* (1948) S.A.S.R. 161; 22 A.L.J. 377 s. 126. Amended by No. 45, s. 4, 1947, p. 119 s. 153. Amended by No. 45, s. 5, 1947, p. 119 s. 174a. Amended by No. 50, s. 15, 1956, p. 157 s. 174f. Amended by No. 36, s. 6, 1959, p. 114 s. 175. Amended by No. 36, s. 7, 1959, p. 115 s. 176. Amended by No. 36, s. 8, 1959, p. 116 s. 178. *Ex parte Day* (1944) S.A.S.R. 93 s. 179. Amended by No. 36, s. 9, 1959, p. 116 s. 181. Amended by No. 36, s. 10, 1959, p. 116 s. 183a. Enacted by No. 45, s. 6, 1947, p. 120 s. 216. Amended by No. 50, s. 16, 1956, p. 157 s. 223. Amended by No. 45, s. 7, 1947, p. 120 s. 225. *Boyle and another v. Jukes* (1944) S.A.S.R. 184 s. 228. Amended by No. 50, s. 17, 1956, p. 157 s. 230. Amended by No. 50, s. 18, 1956, p. 157 s. 259. Amended by No. 50, s. 19, 1956, p. 158 s. 271. Amended by No. 45, s. 8, 1947, p. 120 *Copeland v. Buck* (1938) S.A.S.R. 214, reversing *Copeland v. Buck* (1937) S.A.S.R. 518 s. 272. Substituted by No. 45, s. 9, 1947, p. 120 s. 273. Amended by No. 45, s. 10, 1947, p. 121

Act Affected.	How Affected.
Local Courts Act, 1926-1936 (Vol. 4, p. 623)—*continued.*	s. 274. Amended by No. 45, s. 11, 1947, p. 121 s. 275. Substituted by No. 45, s. 12, 1947, p. 121 s. 276. Amended by No. 45, s. 13, 1947, p. 121 s. 277. Substituted by No. 45, s. 14, 1947, p. 122 s. 278. Substituted by No. 45, s. 14, 1947, p. 123 s. 279. Substituted by No. 45, s. 14, 1947, p. 124 s. 280. Substituted by No. 45, s. 14, 1947, p. 125 s. 281. Repealed by No. 45, s. 14, 1947, p. 122 s. 295. Amended by No. 50, s. 20, 1956, p. 158 s. 296. Amended by No. 50, s. 21, 1956, p. 159 Fourth schedule. Substituted by proclamation *Gazette* 20th January, 1949, p. 113 and amended by proclamations *Gazette* 20th December, 1951, p. 1553; *Gazette* 6th December, 1956, p. 1277 Fifth schedule. Substituted by rules of court *Gazette* 17th December, 1953, p. 1460
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, by No. 16, ss. 8 (11), 15 (9), 17 and 49 (6), 1946, pp. 59, 53, 72, 90, by No. 48, s. 15 (6), 1952 p. 142, and by No. 1, s. 3, 1957, p. 5, and by No. 54, s. 41, 1957, p. 174 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, by No. 51, ss. 2 and 21, 1948, pp. 217, 223, by No. 48, ss. 2 and 20, 1952, pp. 137, 144, by No. 56, s. 2, 1954, p. 158, and by No. 54, s. 2, 1957, p. 161 *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288 *Queen Victoria Maternity Hospital Incorporated v. City of Burnside* (1959) S.A.S.R. 91 s. 6. Amended by No. 16, s. 65, 1946, p. 98 s. 7. Amended by No. 16, s. 4 (1), 1946, p. 56 and by No. 48, s. 3, 1952, p. 137 s. 9. Amended by No. 2424, s. 3, 1938, p. 202 s. 9a. Enacted by No. 30, s. 3, 1961, p. 76 s. 12. Amended by No. 30, s. 4, 1961, p. 77. s. 21. Amended by No. 43, s. 28, 1939, p. 279 s. 24. Amended by No. 16, s. 4 (2), 1946, p. 57, and by No. 50, s. 3, 1959, p. 180 s. 27. Amended by No. 46, s. 2, 1951, p. 111 s. 27a. Enacted by No. 46, s. 3, 1951, p. 111 s. 29. Amended by No. 16, s. 65, 1946, p. 98 s. 34. Amended by No. 43, s. 28, 1939, p. 279 s. 46. Amended by No. 16, s. 65, 1946, p. 98, and by No. 51, s. 21, 1948, p. 223 s. 47. Amended by No. 21, s. 2, 1952, p. 51 and by No. 48, s. 4 (1), 1952, p. 138 s. 48. Amended by No. 21, s. 3, 1952, p. 52 and by No. 48, s. 4 (2), 1952, p. 138 s. 49. Amended by No. 46, s. 4, 1951, p. 112 s. 51. Amended by No. 2424, s. 4, 1938, p. 202 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, by No. 51, s. 3, 1948, p. 218, and by No. 34, s. 2, 1959, p. 104 s. 54. Amended by No. 2424, s. 7, 1938, p. 202, and by No. 16, s. 2 (2), 1946, p. 55 s. 57. Amended by No. 16, s. 65, 1946, p. 98 s. 57a. Enacted by No. 46, s. 5, 1951, p. 112 and amended by No. 48, s. 20, 1952, p. 144 s. 65. Amended by No. 2424, s. 8, 1938, p. 202, by No. 16, s. 65, 1946, p. 98, by No. 56, s. 33, 1954, p. 72, and by No. 34, s. 3 (1), 1959, p. 104 s. 73. Amended by No. 16, s. 6, 1946, p. 57, and by No. 54, s. 3, 1957, p. 162

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 74. Substituted by No. 48, s. 5, 1952, p. 138 s. 75. Repealed by No. 48, s. 5, 1952, p. 138 s. 79. Amended by No. 2424, s. 9, 1938, p. 203 s. 82. Amended by No. 43, s. 28, 1939, p. 279, and by No. 56, s. 33, 1954, p. 172 s. 83. Amended by No. 54, s. 4, 1957, p. 162 s. 84. Amended by No. 16, s. 7, 1946, p. 57 s. 86. Amended by No. 16, s. 65, 1946, p. 98 s. 86a. Enacted by No. 2424, s. 10, 1938, p. 203 Heading to Division I. of Part VI. Amended by No. 16, s. 8 (1), 1946, p. 57 s. 87. Repealed by No. 16, s. 8 (2), 1946, p. 57 s. 88. Amended by No. 16, s. 9 (1), 1946, p. 60, and by No. 50, s. 4, 1959, p. 181 s. 89. Substituted by No. 16, s. 8 (3), 1946, p. 58 s. 90. Substituted by No. 16, s. 8 (3), 1946, p. 58 *Wache v. Parham* (1937) S.A.S.R. 116 s. 91. Substituted by No. 16, s. 8 (3), 1946, p. 58 s. 92. Substituted by No. 16, s. 8 (3), 1946, p. 59 s. 93. Substituted by No. 16, s. 8 (3), 1946, p. 59 ss. 94 to 98. Repealed by No. 16, s. 8 (3), 1946, p. 58 s. 99. Repealed by No. 16, s. 8 (4), 1946, p. 59 s. 100. Amended by No. 2424, s. 12, 1938, p. 203 and by No. 30, s. 5, 1961, p. 77 s. 101. Amended by No. 16, s. 2 (3), 1946, p. 55 s. 101a. Enacted by No. 16, s. 12 (3), 1946, p. 61 s. 104. Amended by No. 16, s. 8 (5), 1946, p. 59 and by No. 48, s. 6, 1952, p. 138 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 s. 106. Amended by No. 51, s. 21, 1948, p. 223 s. 107. Amended by No. 56, s. 33, 1954, p. 172 s. 108. Amended by No. 2424, s. 15, 1938, p. 204 and by No. 56, s. 33, 1954, p. 172 s. 111. Amended by No. 16, s. 11, 1946, p. 60 s. 115. Amended by No. 2424, s. 16, 1938, p. 204, by No. 16, s. 12 (1), 1946, p. 60, and by No. 30, s. 6, 1961, p. 77. s. 116. Amended by No. 16, s. 2 (5), 1946, p. 56 s. 117. Amended by No. 2424, s. 17, 1938, p. 205, and by No. 16, s. 8 (6), 1946, p. 59 *Wache v. Parham* (1937) S.A.S.R. 116 s. 118. Amended by No. 2424, s. 18, 1938, p. 206, and by No. 16, s. 8 (7), 1946, p. 59 s. 120. Amended by No. 16, s. 13 (1), 1946, p. 62 s. 122. Amended by No. 16, s. 9 (2), 1946, p. 60 s. 126. Amended by No. 2424, s. 19, 1938, p. 206, and by No. 16, s. 65, 1946, p. 98 s. 127. Amended by No. 2424, s. 20, 1938, p. 206 s. 128. Amended by No. 2424, s. 21, 1938, p. 206 s. 130. Amended by No. 16, s. 64 (8), 1946, p. 97 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, by No. 51, s. 4, 1948, p. 218, and by No. 56, s. 3, 1954, p. 159 s. 142a. Enacted by No. 2424, s. 23, 1938, p. 206 s. 144. Amended by No. 2424, s. 24, 1938, p. 207 s. 147. Amended by No. 2424, s. 25, 1938, p. 207, and by No. 34, s. 3 (2), 1959, p. 105 s. 155. Amended by No. 54, s. 5, 1957, p. 162 s. 157. Amended by No. 16, s. 14, 1946, p. 62, by No. 48, s. 7, 1952, p. 138, and by No. 30, s. 7, 1961, p. 77 *Rex v. The Clerks Appeal Board. Ex parte District Council of West Torrens* (1941) S.A.S.R. 54 s. 158. Amended by No. 54, s. 6 (1), 1957, p. 162

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 163. Amended by No. 43, s. 28, 1939, p. 279 Heading to Part IXA. Amended by No. 16, s. 15 (8), 1946, p. 63 s. 163a. Enacted by No. 2424, s. 26 (1), 1938, p. 207 and substituted by No. 16, s. 15 (1), 1946, p. 62 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 s. 163f. Enacted by No. 2424, s. 26 (1), 1938, p. 208, and amended by No. 16, s. 15 (3), 1946, p. 63 s. 163g. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and amended by No. 16, s. 15 (4), 1946, p. 63 *Rex v. The Clerks Appeal Board. Ex parte District Council of West Torrens* (1941) S.A.S.R. 54 s. 163h. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and amended by No. 16, s. 15 (5), 1946, p. 63 s. 163i. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and repealed by No. 16, s. 15 (6), 1946, p. 63 s. 163j. Enacted by No. 2424, s. 26 (1), 1938, p. 209, and substituted by No. 16, s. 15 (7), 1946, p. 63 s. 163k. Enacted by No. 16, s. 16, 1946, p. 64 s. 163l. Enacted by No. 16, s. 16, 1946, p. 64, and amended by No. 51, s. 21, 1948, p. 223 ss. 163m to 163r. Enacted by No. 16, s. 16, 1946, pp. 65, 66 s. 163s. Enacted by No. 16, s. 16, 1946, p. 65, and amended by No. 51, s. 21, 1948, p. 223 ss. 163t and 163u. Enacted by No. 16, s. 16, 1946, p. 67 s. 163v. Enacted by No. 16, s. 16, 1949, p. 67, and amended by regulations *Gazette* 9th August, 1951, p. 292 ss. 163w to 163y. Enacted by No. 16, s. 16, 1946, pp. 67, 68 s. 163z. Enacted by No. 16, s. 16, 1946, p. 69, and amended by No. 54, s. 7, 1957, p. 162 ss. 163bb and 163cc. Enacted by No. 16, s. 16, 1946, p. 69 s. 163dd. Enacted by No. 16, s. 16, 1946, p. 69, and amended by No. 46, s. 6, 1951, p. 113, and by No. 54, s. 8, 1957, p. 163 ss. 163ee to 163nn. Enacted by No. 16, s. 16, 1949, pp. 69-72 ss. 164a and 164b. Enacted by No. 2424, s. 27, 1938, pp. 209, 210 s. 165. Amended by No. 16, s. 65, 1946, p. 98 s. 169. Amended by No. 2424, s. 28, 1938, p. 210, by No. 46, s. 7, 1951, p. 113, and by No. 56, s. 4, 1954, p. 159 s. 170. Amended by No. 51, s. 21, 1948, p. 223 s. 171. Amended by No. 51, s. 21, 1948, p. 223 s. 172. Amended by No. 16, s. 10, 1946, p. 60, by No. 56, s. 5, 1954, p. 159, and by No. 36, s. 8, 1961, p. 78 s. 172a. Enacted by No. 2424, s. 29, 1938, p. 210 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 s. 173a. Enacted by No. 46, s. 8, 1951, p. 113 s. 178. Amended by No. 16, s. 19 (1), 1946, p. 72 s. 178a. Enacted by No. 30, s. 97, 1961, p. 78 s. 180. Amended by No. 2424, s. 109, 1938, p. 231, by No. 48, s. 20, 1952, p. 144, and by No. 54, s. 9 (1), 1957, p. 163 s. 181. Amended by No. 2424, s. 109, 1938, p. 231 s. 182. Amended by No. 48, s. 20, 1952, p. 144 s. 183. Amended by No. 48, s. 20, 1951, p. 144 s. 184. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, ss. 19 (2) and 65, 1946, pp. 72, 98

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 184a. Enacted by No. 56, s. 6, 1954, p. 160 and amended by No. 30, s. 10, 1961, p. 78 s. 184b. Enacted by No. 56, s. 6, 1954, p. 160 and amended by No. 30, s. 11, 1961, p. 78 s. 187. Amended by No. 16, s. 65, 1946, p. 98 s. 188. Amended by No. 2424, ss. 32 and 109, 1938, pp. 211, 231 by No. 48, s. 20, 1952, p. 144, and by No. 54, s. 9 (2), 1957, p. 163 s. 188a. Enacted by No. 30, s. 12, 1961, p. 78 s. 193. Amended by No. 16, s. 65, 1946, p. 98, and by No. 56, s. 7(1), 1954, p. 160 s. 196a. Enacted by No. 2424, s. 33, 1938, p. 211 s. 197. Amended by No. 2424, s. 34, 1938, p. 211 s. 198. Amended by No. 16, s. 65, 1946, p. 98, and by No. 56, s. 7(2), 1954, p. 161 s. 203. Amended by No. 2424, s. 35, 1938, p. 211 and by No. 48, s. 8, 1952, p. 138 s. 204. Amended by No. 2424, s. 36 (1), 1938, p. 211, and by No. 46, s. 9, 1951, p. 114 s. 205. Amended by No. 2424, s. 36 (2), 1938, p. 212, by No. 46, s. 10, 1951, p. 114, and by No. 56, s. 8, 1954, p. 161 s. 206. Amended by No. 16, s. 65, 1946, p. 98 and by No. 48, s. 9, 1952, p. 139 s. 207. Amended by No. 48, s. 10, 1952, p. 139 s. 207a. Enacted by No. 46, s. 11, 1951, p. 115 s. 212. Amended by No. 56, ss. 9 and 33, 1954, pp. 162, 172, and by No. 30, s. 13, 1961, p. 78 s. 212a. Enacted by No. 56, s. 10, 1954, p. 162, and amended by No. 30, s. 14, 1961, p. 78 s. 214. Amended by No. 56, s. 11, 1954, p. 162, and by No. 30, s. 15, 1961, p. 78 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 *Baker v. The Corporation of the Town of Hindmarsh* (1960) S.A.S.R., 299 s. 215. Amended by No. 30, s. 16, 1961, p. 79 s. 227. Amended by No. 2424, s. 37, 1938, p. 212 s. 228. Amended by No. 2424, s. 38 (2), 1938, p. 213, and by No. 34, s. 4 (1), 1959, p. 105 s. 233a. Enacted by No. 2424, s. 38 (1), 1938, p. 212, and amended by No. 46, s. 12, 1951, p. 115, and by No. 34, s. 4 (2), 1959, p. 105 s. 234. Amended by No. 56, s. 2, 1949, p. 208, by No. 48, s. 20, 1952, p. 144, and by No. 56, s. 12 (1), 1954, p. 161 s. 235. Amended by No. 2424, s. 109, 1938, p. 231 s. 237. Amended by No. 46, s. 13 (1), 1951, p. 115 s. 238. Amended by No. 48, s. 20, 1952, p. 144 s. 239. Amended by No. 46, s. 13 (2), 1951, p. 115 s. 240. Amended by No. 48, s. 20, 1952, p. 144 s. 243. Amended by No. 56, s. 3, 1949, p. 208, by No. 46, s. 13 (3), 1951, p. 115, and by No. 56, s. 12 (2), 1954, p. 161 s. 244. Amended by No. 56, s. 4, 1949, p. 208, by No. 48, s. 20, 1952, p. 144, and by No. 56, s. 12 (3), 1954, p. 161 s. 244a. Enacted by No. 56, s. 13, 1954, p. 163 and amended by No. 30, s. 17, 1961, p. 79 s. 245. Amended by No. 56, s. 5, 1949, p. 208 s. 246. Amended by No. 56, s. 6, 1949, p. 209, by No. 46, s. 13 (4), 1951, p. 115, and by No. 56, s. 12 (4) 1954, p. 163 s. 247. Amended by No. 56, s. 7, 1949, p. 209, by No. 48, s. 20, 1952, p. 144, and by No. 56, s. 12 (5), 1954, p. 163 s. 248. Amended by No. 56, s. 8, 1949, p. 209 s. 251. Amended by No. 2424, s. 39, 1938, p. 213, and by No. 43, s. 4 (1), 1939, p. 264

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 252. Amended by No. 43, s. 4 (3), 1939, p. 264 s. 254. Amended by No. 16, s. 65, 1946, p. 98 s. 255. Amended by No. 2424, s. 40, 1938, p. 213 s. 257. Amended by No. 30, s. 18, 1961, p. 79 s. 262. Amended by No. 2424, s. 109, 1938, p. 231 s. 264. Amended by No. 43, s. 4 (4), 1939, p. 264 s. 267a. Enacted by No. 50, s. 5, 1959, p. 181 s. 268. Amended by No. 16, s. 20, 1946, p. 72 s. 269. Amended by No. 16, s. 21, 1946, p. 73 s. 274. Amended by No. 43, s. 5, 1939, p. 265 s. 276. Amended by No. 43, s. 6, 1939, p. 265, and by No. 16, s. 22, 1946, p. 73 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 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 s. 282. Amended by No. 43, s. 7 (2), 1939, p. 268 s. 284. Amended by No. 2424, s. 109, 1938, p. 231 s. 286. Amended by No. 2424, s. 41, 1938, p. 213 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, by No. 46, s. 14, 1951, p. 115, by No. 48, s. 11 (1), 1952, p. 139, by No. 56, s. 14, 1954, p. 163, by No. 54, s. 10, 1957, p. 163, by No. 34, s. 5, 1959, p. 105, and by No. 30, s. 19, 1961, p. 79 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, by No. 51, s. 6, 1948, p. 219, and by No. 48, s. 11 (2), 1952, p. 139 s. 289. Amended by No. 46, s. 15, 1951, p. 116, by No. 56, s. 33, 1954, p. 172, and by No. 54, s. 6 (2), 1957, p. 162 s. 289a. Enacted by No. 16, s. 28, 1946, p. 77 and amended by No. 48, s. 20, 1952, p. 144, by No. 56, s. 15, 1954, p. 163, and by No. 34, s. 6, 1959, p. 106 s. 290a. Enacted by No. 16, s. 29, 1946, p. 77 s. 290b. Enacted by No. 16, s. 30, 1946, p. 77 s. 290c. Enacted by No. 56, s. 16, 1954, p. 163, and amended by No. 30, s. 20, 1961, p. 80 s. 291. Repealed by No. 2424, s. 45, 1938, p. 214 s. 296. Amended by No. 2424, s. 46, 1938, p. 214, by No. 16, s. 26 (2), 1946, p. 76, and by No. 54, s. 11 (1), 1957, p. 163 s. 297. Amended by No. 54, s. 11 (2), 1957, p. 163 s. 298a. Enacted by No. 16, s. 31, 1946, p. 78 s. 298b. Enacted by No. 30, s. 21, 1961, p. 80 s. 299. Amended by No. 2388, s. 7, 1938, p. 16, and by No. 43, s. 8, 1939, p. 268 s. 300. Amended by No. 51, s. 7 (2), 1948, p. 219 s. 300a. Enacted by No. 51, s. 7 (1), 1948, p. 219 s. 301. Amended by No. 16, s. 65, 1946, p. 98 and by No. 48, s. 20, 1952, p. 144 s. 303. Amended by No. 48, s. 20, 1952, p. 144 s. 304. Amended by No. 48, s. 20, 1952, p. 144 s. 305. Amended by No. 48, s. 20, 1952, p. 144 s. 306. Amended by No. 2424, s. 47, 1938, p. 214 s. 308. Substituted by No. 16, s. 32, 1946, p. 78, and amended by No. 54, s. 12 (1) 1957, p. 163 s. 309. Substituted by No. 16, s. 32, 1946, p. 80 s. 310. Substituted by No. 16, s. 32, 1946, p. 81 s. 310a. Enacted by No. 16, s. 32, 1946, p. 82, and amended by No. 54, s. 12 (2) 1957, p. 163 s. 310b. Enacted by No. 16, s. 32, 1946, p. 82, and amended by No. 54, s. 12 (3), 1957, p. 163 s. 313a. Enacted by No. 2424, s. 48, 1938, p. 214 s. 314. *Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451

Act Affected.	How Affected.
Local Government Act, 1934–1936 (Vol. 5, p. 1)—*continued.*	s. 315. Amended by No. 16, s. 65, 1946, p. 98 s. 316. *Dubois v. District Council of Noarlunga* (1959) S.A.S.R. 127 s. 317. Amended by No. 51, s. 8, 1948, p. 219 s. 319. Amended by No. 2424, s. 49, 1938, p. 214, by No. 51, s. 9, 1948, p. 220, by No. 46, s. 16, 1951, p. 116, by No. 17, s. 3, 1954, p. 40, by No. 54, s. 13, 1957, p. 164, and by No. 34, s. 7, 1959, p. 106 *Corporation of the Town of Campbelltown v. Johnson* (1954) S.A.S.R. 247 s. 322. Amended by No. 46, s. 17 (1), 1951, p. 117 s. 324. Amended by No. 46, s. 17 (2), 1951, p. 117 s. 325. Amended by No. 54, s. 14, 1957, p. 164 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, by No. 46, s. 18, 1951, p. 117, and by No. 17, s. 4, 1954, p. 42 *Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451 s. 330. Amended by No. 2424, s. 52, 1938, p. 215 s. 332. Amended by No. 56, s. 33, 1954, p. 172 and by No. 54, s. 15, 1957, p. 164 s. 337a. Enacted by No. 2424, s. 53, 1938, p. 215 s. 338. Amended by No. 2424, s. 109, 1938, p. 231 s. 339. Amended by No. 2424, s. 109, 1938, p. 231 s. 342. Amended by No. 2424, ss. 54 and 55, 1938, p. 215, and by No. 16, s. 34, 1946, p. 83 s. 343. Amended by No. 2424, s. 56, 1938, p. 215 s. 344. Amended by No. 43, s. 28, 1939, p. 27 9 s. 344a. Enacted by No. 2424, s. 57, 1938, p. 215 s. 348. Amended by No. 2424, s. 58, 1938, p. 217 *Bowden v. The Corporation of the Town of Murray Bridge* (1936) S.A.S.R. 451 s 352. Substituted by No. 34, s. 8, 1959, p. 107 s. 355. Amended by No. 16, s. 35, 1946, p. 83 s. 355a. Enacted by No. 51, s. 11, 1948, p. 220 s. 355b. Enacted by No. 48, s. 12, 1952, p. 140 s. 357. Amended by No. 16, s. 36 (1), 1946, p. 83 s. 358. Amended by No. 2424, s. 60, 1938, p. 217, by No. 56, s. 17, 1954, p. 164, and by No. 41, s. 25, 1960, p. 123 (which section was repealed by No. 50, 1961, s. 3) s. 360. Amended by No. 16, s. 37, 1946, p. 83 s. 361. Amended by No. 2424, s. 61, 1938, p. 217 s. 362a. Enacted by No. 51, s. 12, 1948, p. 220 s. 362b. Enacted by No. 56, s. 18, 1954, p. 165. s. 364. Amended by No. 2424, s. 62, 1938, p. 217 s. 365. Amended by No. 2424, s. 63, 1938, p. 217, and by No. 16, s. 38, 1946, p. 83 s. 365a. Enacted by No. 43, s. 10, 1939, p. 269 s. 365b. Enacted by No. 16, s. 39, 1946, p. 83 s. 366. Amended by No. 2424, s. 64, 1938, p. 218 s. 366a. Enacted by No. 2424, s. 65, 1938, p. 218 s. 368. Amended by No. 16, s. 65, 1946, p. 98 s. 369. Amended by No. 16, s. 40, 1946, p. 84 Heading to s. 370. Repealed by No. 30, s. 22 (1), 1961, p. 80 s. 370. Amended by No. 2424, s. 66, 1938, p. 218, and by No. 30, 1961, s. 22 (2), p. 80 Heading before s. 371. Enacted by No. 30, s. 22 (3), 1961, p. 80 s. 371. Amended by No. 2424, s. 67, 1938, p. 218 s. 372. Repealed by No. 16, s. 36 (2), 1946, p. 83 Heading to s. 373. Amended by No. 30, s. 23 (1), 1961, p. 80 s. 373. Amended by No. 43, s. 11, 1939, p. 269, by No. 56, s. 19, 1954, p. 165, and by No. 50, s. 6, 1959, p. 181, and by No. 30, s. 22 (2), 1961, p. 80 *Hughes v. Matters* (1950) S.AS.R. 240

Act Affected.	How Affected.
Local Government Act, 1934–1936 (Vol. 5, p. 1)—*continued.*	s. 374. Amended by No. 16, s. 41. (1) and (2), 1946, p. 84, and by No. 51, s. 21, 1948, p. 223 s. 375. Amended by No. 16, s. 42, 1946, p. 85, and by No. 46, s. 19, 1951, p. 117 s. 380. Amended by No. 16, s. 43, 1946, p. 86 s. 382. Amended by No. 2424, s. 68, 1938, p. 218 and by No. 56, s. 33, 1954, p. 172 s. 382a. Enacted by No. 16, s. 44, 1946, p. 86 s. 382b. Enacted by No. 16, s. 45, 1946, p. 86 s. 382c. Enacted by No. 56, s. 20 (1), 1954, p. 165 s. 383. Amended by No. 2424, s. 69, 1938, p. 218, by No. 16, s. 46, 1946, p. 88, by No. 48, s. 13, 1952, p. 140, by No. 56, s. 20 (2), 1954, p. 166, by No. 54, s. 16, 1957, p. 164, and by No. 50, s. 7, 1959, p. 182 s. 384. *R. v. McIntosh and another* (1938) S.A.S.R. 375 s. 399. Amended by No. 30, s. 24, 1961, p. 80 s. 416. Amended by No. 46, s. 20, 1951, p. 117, and by No. 56, s. 33, 1954, p. 172. s. 424. Amended by No. 54, s. 17, 1957, p. 164 s. 425. Amended by No. 17, s. 5, 1954, p. 43, and by No. 54, s. 18 (1), 1957, p. 165 s. 427. Amended by No. 50, s. 8, 1959, p. 182 s. 427a. Enacted by No. 2424, s. 70, 1938, p. 219 and repealed by No. 50, s. 9, 1959, p. 182 s. 428. Amended by No. 50, s. 10, 1959, p. 182 s. 430. Amended by No. 50, s. 11, 1959, p. 182 s. 435. Amended by No. 16, s. 65, 1956, p. 98, by No. 46, s. 21, 1951, p. 118, by No. 54, s. 18 (2), 1957, p. 165, and by No. 50, s. 12, 1959, p. 182 s. 436. Amended by No. 34, s. 9, 1959, p. 108 s. 439. Amended by No. 2424, s. 109, 1938, p. 231 s. 442 Amended by No. 54, s. 19, 1957, p. 165 s. 449. Amended by No. 43, s. 12, 1939, p. 270, and by No. 51, s. 13, 1948, p. 221 s. 449a. Enacted by No. 43, s. 13, 1939, p. 271, and amended by No. 16, s. 47, 1946, p. 89 s. 449aa. Enacted by No. 51, s. 14, 1948, p. 221 s. 449b. Enacted by No. 51, s. 15, 1948, p. 221 s. 457. Amended by No. 30, s. 25, 1961, p. 80 *Attorney-General v. The Corporation of the City of Mitcham* (1957) S.A.S.R. 174 s. 459. Amended by No. 16, s. 65, 1946, p. 98, and by No. 56, s. 21, 1954, p. 167 s. 459a. Enacted by No. 54, s. 20, 1957, p. 165 s. 460. Repealed by No. 56, s. 22 (1), 1954, p. 167 s. 461. Repealed by No. 16, s. 48 (1), 1946, p. 89 s. 462. Repealed by No. 56, s. 22 (1), 1954, p. 167 s. 463. Repealed by No. 56, s. 22 (1), 1954, p. 167 s. 464. Amended by No. 2424, s. 71 (1), 1938, p. 219, and by No. 16, s. 49 (2), 1946, p. 89 s. 465. Amended by No. 2424, s. 71 (2), 1938, p. 219, and by No. 16, s. 65, 1946, p. 98 s. 466. Amended by No. 2424, s. 71 (3), 1938, p. 219, and by No. 16, s. 49 (3), 1946, p. 89 s. 468. Amended by No. 2424, s. 71 (4), 1938, p. 219, and by No. 16, s. 65, 1946, p. 98 s. 469a. Enacted by No. 2424, s. 71 (5), 1938, p. 220 s. 470. Amended by No. 2424, s. 71 (6), 1938, p. 220 s. 472. Amended by No. 2424, s. 71 (7), 1938, p. 220, and by No. 16, s. 65, 1946, p. 98 s. 473. Amended by No. 2424, s. 71 (8), 1938, p. 221 s. 474. Amended by No. 2424, s. 71 (9), 1938, p. 221 s. 474a. Enacted by No. 2424, s. 71 (10), 1938, p. 221 s. 474b. Enacted by No. 16, s. 49 (4), 1946, p. 89 ss. 475a to 475g. Enacted by No.1, s. 2, 1957, pp. 1-4 s. 490. Amended by No. 51, s. 21, 1948, p. 223 s. 491. Amended by No. 51, s. 21, 1948, p. 223 s. 493. Amended by No. 51, s. 21, 1948, p. 223

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 497. Amended by No. 16, s. 65, 1946, p. 98 s. 504a. Enacted by No. 43, s. 14, 1939, p. 271 s. 507a. Enacted by No. 16, s. 50, 1946, p. 90 s. 514a. Enacted by No. 54, s. 21, 1957, p. 166 s. 528. Amended by No. 2424, s. 72 (1), 1938, p. 221, by No. 56, s. 23 (1), 1954, p. 167, and by No. 54, s. 41, 1957, p. 174 s. 529. Amended by No. 2424, s. 72 (2), 1938, p. 222, and by No. 56, s. 23 (2), 1954, p. 168 s. 530a. Enacted by No. 54, s. 22, 1957, p. 166 s. 530b. Enacted by No. 34, s. 10, 1959, p. 108 s. 536a. Enacted by No. 2424, s. 73 (1), 1938, p. 222, and amended by No. 56, s. 24, 1954, p. 168 s. 537. Amended by No. 54, s. 23, 1957, p. 166 s. 540a. Enacted by No. 16, s. 51 (1), 1946, p. 91 s. 545. Repealed by No. 2424, s. 73 (2), 1938, p. 222 s. 547. Repealed by No. 16, s. 65, 1946, p. 98 s. 548. Amended by No. 2424, s. 74, 1938, p. 222, and by No. 43, s. 15, 1939, p. 272 s. 549. Repealed by No. 16, s. 51 (2), 1946, p. 92 s. 550. Amended by No. 30, s. 26, 1961, p. 81 s. 550a. Enacted by No. 2424, s. 75, 1938, p. 222 s. 550b. Enacted by No. 48, s. 14, 1952, p. 140 s. 552. Amended by No. 16, s. 52 (2), 1946, p. 92, and by No. 30, s. 27, 1961, p. 81 s. 555. Amended by No. 2424, s. 76, 1938, p. 224 s. 555a. Enacted by No. 16, s. 52 (1), 1946, p. 92 Heading to Part XXVIII. Amended by No. 34, s. 3, 1943, p. 96 ss. 556 to 568. Repealed by No. 34, s. 3, 1943, p. 96 s. 569. Amended by No. 34, s. 3, 1943, p. 96 s. 570. Amended by No. 34, s. 3, 1943, p. 96 s. 571. Amended by No. 16, s. 53 (1), 1946, p. 93 s. 572. Amended by No. 16, s. 53 (2), 1946, p. 93 s. 591. Amended by No. 2424, s. 77, 1938, p. 224 s. 591a. Enacted by No. 2424, s. 78, 1938, p. 224 s. 620. Amended by No. 16, s. 54, 1946, p. 93 s. 623. Repealed by No. 46, s. 22 (1), 1951, p. 118 Heading to s. 629. Amended by No. 48, s. 15 (1), 1952, p. 142 s. 629. Amended by No. 48, s. 15 (2), 1952, p. 142 s. 630. Amended by No. 48, s. 15 (3), 1952, p. 142 s. 631. Amended by No. 48, s. 15 (4), 1952, p. 142 s. 632. Amended by No. 48, s. 15 (5), 1952, p. 142 Heading to s. 640. Enacted by No. 51, s. 16 (2), 1948, p. 222 s. 640. Amended by No. 51, s. 16 (1), 1948, p. 222 Heading to s. 641. Repealed by No. 51, s. 16 (2), 1948, p. 222 s. 664a. Enacted by No. 16, s. 55, 1946, p. 93 s. 665. Amended by No. 56, s. 25, 1954, p. 169 s. 666. Amended by No. 46, s. 23, 1951, p. 118, by No. 54, s. 64, 1957, p. 167, and by No. 34, s. 11, 1959, p. 108 s. 666a. Enacted by No. 43, s. 16, 1939, p. 272 s. 666b. Enacted by No. 54, s. 25 (1), 1957, p. 167, and amended by No. 30, s. 28, 1961, p. 81 s. 666c. Enacted by No. 54, s. 26, 1957, p. 169 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, by No. 46, ss. 24 and 25 (1), 1951, p. 118, by No. 48, ss. 15 (7), 16 (1) and 17, 1952, pp. 142, 143, by No. 56, ss. 20 (3), (4), 26 (1), and 27, 1954, pp. 166, 169, and 170, by No. 42, s. 3, 1957, p. 112 by No. 54, ss. 25 (2), 27 and 28 (1), 1957, pp. 168, 170, by No. 50, s. 13, 1959, p. 182, and by No. 30, ss. 29 and 30, 1961, p. 81

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 667 (47) *Coombe v Chaston* (1960) S.A.S.R. 161 s. 669. Amended by No. 43, ss. 18 and 19 (1), 1939, p. 273, by No. 34, s. 3, 1943, p. 96, byNo. 51, s. 18 (2), 1948, p. 222, by No. 46, ss. 22 (2), 25 (2), and 26, 1951, pp. 118, 119, by No. 48, ss. 15 (8), and 20, 1952, pp. 143, 144, by No. 56, ss. 26 (2), and 28, 1954, pp. 169, 170, and by No. 54, s. 28 (2), 1957, p. 170 *Loftes v. Barrington* (1943) S.A.S.R. 333; 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, by No. 46, s. 27, 1951, p. 119, by No. 48, s. 16 (2), 1952, p. 143, by No. 56, s. 22 (2), 1954, p. 167, by No. 54, s. 28 (3), 1957, p. 170, and by No. 30, s. 31, 1961, p. 81 s. 673. Amended by No. 48, s. 20, 1952, p. 144 s. 674. Amended by No. 48, s. 20, 1952, p. 144 s. 676. Repealed by No. 54, s. 29, 1957, p. 170 *Ross Chenoweth Ltd. v. Hayes* (1955) S.A.S.R. 66 s. 677. Amended by No. 16, s. 65, 1946, p. 98 s. 684. Amended by No. 34, s. 12, 1959, p. 108 s. 686. Amended by No. 16, s. 65, 1946, p. 98 s. 686a. Enacted by No. 48, s. 18, 1952, p. 143 s. 689. Amended by No. 46, s. 28, 1951, p. 119 s. 691. Amended by No. 43, s. 20, 1939, p. 274, by No. 16, s. 65, 1946, p. 98, by No. 51, s. 21, 1948, p. 223, and by No. 56, s 22 (3), 1954, p. 167 s. 692. Amended by No. 56, s. 33, 1954, p. 172 s. 693. Amended by No. 16, s. 59, 1946, p. 94 s. 695. Amended by No. 2424, s. 84, 1938, p. 225, and by No. 54, s. 30, 1957, p. 170 s. 696. Amended by No. 2424, s. 85, 1938, p. 225 s. 705. Amended by No. 16, s. 2 (6), 1946, p. 56 s. 709. *Wache v. Parham* (1937) S.A.S.R. 116 *Baker v. The Corporation of the Town of Hindmarsh* (1958) S.A.S.R. 92 s. 710. Amended by No. 2424, s. 86, 1938, p. 225, and by No. 16, s. 65, 1946, p. 98 *Wache v. Parham* (1937) S.A.S.R. 116 s. 716. Amended by No. 2424, s. 109, 1938, p. 231 s. 719. Amended by No. 54, s. 31, 1957, p. 171 s. 721a. Enacted by No. 56, s. 29, 1954, p. 170, and repealed by No. 54, s. 25 (2), 1957, p. 168 s. 730. *The University of Adelaide v. The District Council of Mitcham* (1937) S.A.S.R. 288 s. 731. Amended by No. 2424, s. 109, 1938, p. 231 s. 739. Amended by No. 2424, s. 87, 1938, p. 225 s. 742. Amended by No. 2424, s. 88, 1938, p. 225 s. 743a. Enacted by No. 50, s. 14, 1959, p. 183 s. 755a. Enacted by No. 46, s. 29 (1), 1951, p. 120 s. 755b. Enacted by No. 34, s. 13, 1959, p. 109 s. 766. Amended by No. 46, s. 29 (2), 1951, p. 120 s. 769a. Enacted by No. 2424, s. 89, 1938, p. 226 s. 778a. Enacted by No. 16, s. 60, 1946, p. 94 s. 779. Amended by No. 34, s. 14, 1959, p. 109 s. 779a. Enacted by No. 43, s. 21, 1939, p. 274 s. 779b. Enacted by No. 16, s. 62, 1946, p. 95, and amended by No. 56, s. 30, 1954, p. 171 s. 780. Amended by No. 16, s. 41 (4), 1946, p. 84 s. 780a. Enacted by No. 2424, s. 90, 1938, p. 226 s. 781a. Enacted by No. 43, s. 22, 1939, p. 275, and amended by No. 51, s. 19, 1948, p. 223 s. 782. Amended by No. 51, s. 21, 1948, p. 223 s. 782a. Enacted by No. 43, s. 23, 1939, p. 275 s. 783. Amended by No. 16, s. 61, 1946 p. 95, by No. 51, s. 20, 1948, p. 223, by No. 54, s. 32, 1957, p. 171, and by No. 34, s. 15, 1959, p. 109 s. 784. Amended by No. 34, s. 16, 1959, p. 109

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	s. 785. Amended by No. 54, s. 33, 1957, p. 171 s. 788. Amended by No. 16, s. 63, 1946, p. 96 s. 789. Amended by No. 56, s. 26 (3), 1954, p. 169 s. 789a. Enacted by No. 43, s. 24, 1939, p. 276 s. 791. Amended by No. 30, s. 32, 1961, p. 81 s. 796. Amended by No. 2424, s. 91, 1938, p. 226 s. 797. Amended by No. 2424, s. 92, 1938, p. 226, by No. 51, s. 21, 1948, p. 223, and by No. 50, s. 15, 1959, p. 183 s. 803. Amended by No. 16, s. 65, 1946, p. 98 s. 804. Amended by No. 16, s. 13, (2) 1946, p. 62 s. 806. Amended by No. 50, s. 16, 1959, p. 183 s. 808. Amended by No. 16, s. 8 (8), 1946, p. 59 s. 809. Amended by No. 2424, s. 93, 1938, p. 227, and by No. 16, s. 8 (9), 1946, p. 59 s. 810. Amended by No. 2424, s. 94, 1938, p. 227, and by No. 51, s. 21, 1948, p. 223 s. 817. Amended by No. 2424, s. 95, 1938, p. 227 s. 819. Amended by No. 16, s. 12 (2), 1946, p. 61 s. 820. Amended by No. 16, s. 9 (3) and (4), 1946, p. 60 s. 824. Amended by No. 2424, s. 96, 1938, p. 229 s. 825. Amended by No. 2424, s. 97, 1938, p. 229 s. 827. Amended by No. 2424, s. 98, 1938, p. 229 s. 829. Amended by No. 16, s. 65, 1946, p. 98 s. 831. Amended by No. 2424, s. 99, 1938, p. 229 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, by No. 51, s. 21, 1948, p. 223, by No. 54, s. 34, 1957, p. 171, and by No. 34, s. 17 (1), 1959, p. 109 s. 834. Amended by No. 2424, s. 101, 1938, p. 229, by No. 16, s. 64 (2), 1946, p. 96, by No. 54, s. 35, 1957, p. 131, and by No. 34, s. 17 (2), 1959, p. 109 s. 835. Amended by No. 16, s. 64 (3) and (9), 1946, pp. 96, 97 s. 840. Amended by No. 2424, s. 102, 1938, p. 230, by No. 16, s. 64 (4), 1946, p. 96, by No. 48, s. 19 (1), 1952, p. 144, by No. 56, s. 31, 1954, p. 171, and by No. 54, s. 36 (1), 1957 p. 172 s. 841. Amended by No. 16, s. 64 (5), 1946, p. 96, by No. 48, s. 20, 1952, p. 144, and by No. 54, s. 41, 1957, p. 174 s. 846. Amended by No. 16, s. 64 (6), 1946, p. 97 s. 847. Amended by No. 50, s. 17, 1959, p. 184 s. 855a. Enacted by No. 50, s. 18, 1959, p. 184 s. 858. Amended by No. 2424, s. 103, 1938, p. 230 s. 865. Amended by No. 30, s. 33, 1961, p. 82 s. 871a. Enacted by No. 17, s. 3, 1941, p. 52 and amended by No. 56, s. 32, 1954, p. 171 ss. 871b. to 871f. Enacted by No. 17, s. 3, 1941, pp. 53-56 s. 871g. Enacted by No. 17, s. 3, 1941, p. 57 and amended by No. 16, s. 65, 1946, p. 98 ss. 871h to 871s. Enacted by No. 17, s. 3, 1941, pp. 58-61 s. 871t. Enacted by No. 54, s. 37, 1957, p. 172 s. 874. Amended by No. 2424, s. 104, 1938, p. 230 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 s. 885. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, s. 65, 1946, p. 98 s. 886. Amended by No. 2424, s. 109, 1938, p. 231, and by No. 16, s. 65, 1946, p. 98 s. 886b. Enacted by No. 54, s. 38, 1957, p. 172 s. 889. Enacted by No. 54, s. 39, 1957, p. 172 s. 890. Repealed by No. 2424, s. 105, 1938, p. 230 s. 892. Repealed by No. 2424, s. 105, 1938, p. 230 s. 896. Repealed by No. 48, s. 20, 1952, p. 144

Act Affected.	How Affected.
Local Government Act, 1934-1936 (Vol. 5, p. 1)—*continued.*	ss. 900 to 906. Repealed by No. 2424, s. 105, 1938, p. 230 Third schedule. Repealed by No. 16, s. 8 (10), 1946, p. 59 Fourth schedule. Repealed by No. 16, s. 8 (10), 1946, p. 59 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 Tenth schedule. Amended by No. 54, s. 40, 1957, p. 173 Eleventh schedule. Amended by No. 43, s. 27, 1939, p. 278, and by No. 16, ss. 23 (2) and 65, 1946, pp. 75, 98 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 Eighteenth schedule. Amended by No. 2424, s. 106, pp. 90, 98 (2), 1938, p. 230 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, by No. 51, s. 21, 1948, p. 223, and by No. 48, ss. 19 (2), 20, 1952, p. 144, by No. 54, ss. 36 (2), 41, 1957, pp. 172, 174, and No. 34, s. 17 (3), 1959, p. 109 Twenty-second schedule. Enacted by No. 2424, s. 108, 1938, p. 231
Local Government Act Amendment Act (No. 2), 1952 (1952, p. 137)	Schedule. Amended by No. 56, s. 33, 1954, p. 172
Local Government Act Amendment Act, 1957 (1957, p. 161)	s. 27. Amended by No. 34, s. 18 (1), 1959, p. 110
Local Government (City of Enfield Loan) Act, 1953 (1953, p. 88)	Long title. Amended by No. 9, s. 3, 1961, p. 27 s. 4. Amended by No. 9, s. 4, 1961, p. 28
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, No. 58, 1950, p. 201, No. 43, 1953, p. 125, No. 57, 1954, p. 174, No. 42, 1955, p. 124, and No. 42, 1956, p. 121, and with notes of judicial decisions, is reprinted in the 1959 volume p. 273. *See also* the following paragraph
Lottery and Gaming Act, 1936-1956 (1959, p. 273)	s. 7. *Ampol Petroleum Ltd. v. O'Sullivan* (1960) S.A.S.R. 137 s. 8. *Ampol Petroleum Ltd. v. O'Sullivan* (1960) S.A.S.R. 137 s. 105. *Campbell v. Inkley* (1960) S.A.S.R. 273 *Duthie v. Brebner* (1961) S.A.S.R. 183
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 *Rule v. Colquhoun* (1955) S.A.S.R. 222 s. 9. Amended by No. 47, s. 10, 1948, p. 205 s. 12. Amended by No. 47, s. 10, 1948, p. 205

Act Affected.	How Affected.
Maintenance Act, 1926-1937 (1937, p. 137)—*continued.*	s. 12a. Enacted by No. 47, s. 5, 1948, p. 204 s. 14. Substituted by No. 47, s. 6, 1948, p. 204 s. 23. Repealed by No. 44, s. 4, 1941, p. 189 s. 24. Amended by No. 44, s. 5, 1941, p. 190 s. 25. Substituted by No. 33, s. 3, 1952, p. 98 s. 28. Amended by No. 47, s. 10, 1948, p. 205 *Hampel v. Hampel* (1946) S.A.S.R. 317, reversing *Hampel v. Hampel* (1945) S.A.S.R. 123; 20 A.L.J. 67 s. 43. *Anderson v. Taylor* (1957) S.A.S.R. 131 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 *Durdin v. Durdin* (1956) S.A.S.R. 128 s. 47. *Hunter v. Hunter* (1957) S.A.S.R. 152 s. 48. Amended by No. 31, s. 3, 1950, p. 87 and by No. 33, s. 4, 1952, p. 99 s. 48a. Enacted by No. 44, s. 6, 1941, p. 190 s. 54. Amended by No. 31, s. 4, 1950, p. 87 and by No. 33, s. 5, 1952, p. 99 s. 59. *Williams v. Short* (1939) S.A.S.R. 369 s. 59a. *Williams v. Short* (1939) S.A.S.R. 369 *Lugg v. Wright* (1941) S.A.S.R. 106 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). *Kalms v. Wright* (1940) S.A.S.R. 170 *Mahoney v. Wright* (1943) S.A.S.R. 61 s. 62. Amended by No. 31, s. 5, 1950, p. 88 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 *Garden v. Garden* 2 A.L.J. 66 *Manuel v. Manuel* (1940) S.A.S.R. 362 *Kolosche v. Kolosche* (1943) S.A.S.R. 191 *Fisher v. Fisher* (1945) S.A.S.R. 145 s. 67. Substituted by No. 44, s. 7, 1941, p. 190 s. 68. *Garden v. Garden* 2 A.L.J. 66 s. 72. *Fisher v. Fisher* (1945) S.A.S.R. 145 s. 73. *Freer v. Freer* (1948) S.A.S.R. 76 s. 91. Amended by No. 44, s. 8, 1941, p. 191 *King v. King* (1940) S.A.S.R. 214 *Jenner v. Watson* (1956) S.A.S.R. 241 s. 100. Amended by No. 44, s. 9, 1941, p. 191 s. 102. *Neale v. Colquhoun* (1944) S.A.S.R. 119 s. 102a. Enacted by No. 31, s. 6, 1950, p. 88 s. 103. Amended by No. 44, s. 10, 1941, p. 119 and by No. 31, s. 7, 1950, p. 88 s. 104. Repealed by No. 31, s. 8, 1950, p. 88 s. 105. Amended by No. 44, s. 11, 1941, p. 192, and by No. 47, s. 7, 1948, p. 204 *Mackay. v. Colquhoun.* (1956) S.A.S.R. 318 s. 108. Amended by No. 44, s. 12, 1941, p. 192 *Neale v. Colquhoun* (1944) S.A.S.R. 119 s. 109. Amended by No. 47, s. 8, 1948, p. 205 s. 110. Amended by No. 44, s. 13, 1941, p. 192 s. 111. Amended by No. 44, s. 14, 1941, p. 192 s. 112. Amended by No. 44, s. 15, 1941, p. 192, and by No. 31, s. 9, 1950, p. 89 s. 113. Amended by No. 44, s. 16, 1941, p. 192 *R. v. Jorgenson* (1953) S.A.S.R. 90 s. 117. Repealed by No. 44, s. 17, 1941, p. 192 s. 122a. Enacted by No. 44, s. 18, 1941, p. 192 and amended by No. 50, s. 3, 1958, p. 189 s. 123. Amended by No. 31, s. 10, 1950, p. 89 s. 126. Amended by No. 40, s. 3, 1946, p. 185 s. 127. Amended by No. 31, s. 11, 1950, p. 89 s. 132a. Enacted by No. 50, s. 4, 1958, p. 190 s. 133. Amended by No. 50, s. 5, 1958, p. 190 s. 150. Amended by No. 47, s. 9, 1948, p. 205, by No. 31, s. 12, 1950, p. 89, and by No. 31, s. 3, 1957, p. 85 s. 151. Amended by No. 50, s. 6, 1958, p. 190

Act Affected.	How Affected.
Maintenance Act, 1926-1937 (1937, p. 137)—*continued.*	s. 152a. Enacted by No. 50, s. 7, 1958, p. 190 s. 157. Amended by No. 31, s. 13, 1950, p. 89 s. 158. Amended by No. 31, s. 14, 1950, p. 89 s. 163. Amended by No. 44, s. 19, 1941, p. 192 s. 165. Amended by No. 44, s. 20, 1941, p. 193 s. 166. Amended by No. 44, s. 21, 1941, p. 193 s. 177a. Enacted by No. 50, s. 8, 1958, p.190 s. 182. Amended by No. 31, s. 15, 1950, p. 89 s. 182a. Enacted by No. 33, s. 6, 1952, p. 99 s. 186. Amended by No. 31, s. 16, 1950, p. 89 s. 188. Amended by No. 31, s. 17, 1950, p. 89 s. 189. Amended by No. 31, s. 18, 1950, p. 90 s. 195. Repealed by No. 31, s. 19, 1950, p. 90 Second schedule. Amended by No. 44, s. 22, 1941, p. 193
Maintenance Orders (Facilities for Enforcement) Act, 1922-1925 (Vol. 5, p. 543)	Long title. Amended by No. 19, s. 3, 1953, p. 47 s. 2. Amended by No. 19, s. 4, 1953, p. 47 s. 4. Amended by No. 29, s. 3, 1955, p. 93 s. 5. Amended by No. 29, s. 4, 1955, p. 93 s. 6. Amended by No. 19, s. 5, 1953, p. 48, and by No. 29, s. 5, 1955, p. 94 *Jarvis v. Jarvis* (1947) S.A.S.R. 12 s. 6a. Enacted by No. 29, s. 6, 1955, p. 95 s. 12. Amended by No. 19, s. 6, 1953, p. 48, and by No. 29, s. 7, 1955, p. 95 s. 13. Enacted by No. 19, s. 7, 1953, p. 49, and amended by No. 29, s. 8, 1955, p. 96
Margarine Act, 1939 (1939, p. 217) ...	s. 3. Amended by No. 35, s. 3, 1940, p. 98 s. 3a. Enacted by No. 35, s. 4, 1940, p. 99 Heading before s. 20. Amended by No. 45, s. 3, 1941, p. 194 s. 20. Amended by No. 45, s. 4, 1941, p. 194, by No. 19, s. 3, 1948, p. 100, by No. 31, s. 2, 1952, p. 95, and by No. 30, s. 3 (1), 1956, p. 76 s. 20a. Enacted by No. 35, s. 5, 1940, p. 99 s. 25. Amended by No. 45, s. 5, 1941, p. 195 s. 25a. Enacted by No. 45, s. 6, 1941, p. 195
Marine Act, 1936 (Vol. 5, p. 556)	ss. 67a to 67g. Enacted by No. 46, s. 3, 1957, pp. 127, 128 s. 145. Amended by No. 17, s. 4, 1947, p. 44
The Marine Stores Act, 1898-1935 (Vol. 5, p. 624)	s. 10. Amended by No. 15, s. 2, 1958, p. 35 s. 13. Amended by No. 14, s. 2, 1947, p. 34 s. 30. Amended by No. 14, s. 3, 1947, p. 34 Fifth schedule. Amended by No. 14, s. 4, 1947, p. 35, and by regulations, *Gazette* 5th September, 1957, p. 525
Marketing of Eggs Act, 1941 (1941, p. 168)	s. 16. Amended by No. 5, s. 3, 1949, p. 9 s. 18a. Enacted by No. 3, s. 3, 1942, p. 5 s. 27. Amended by No. 3, s. 4, 1942, p. 6 s. 35. Amended by No. 30, s. 3, 1945, p. 135, by No. 5, s. 4, 1949, p. 9, by No. 10, s. 3, 1954, p. 20, by No. 9, s. 3, 1957, p. 27, and by No. 17, s. 3, 1959, p. 44
The Markets Clauses Act, 1870-1935 (Vol. 5, p. 639)	s. 10a. Enacted by No. 31, s. 3, 1956, p. 79 s. 13. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 14. Substituted by No. 31, s. 4, 1956, p. 80 s. 21. Substituted by No. 31, s. 5, 1956, p. 80 s. 26a. Enacted by No. 2370, s. 2, 1937, p. 105

Act Affected.	How Affected.
The Markets Clauses Act, 1870-1935 (Vol. 5, p. 639)—*continued*	s. 31. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 36. *Tucker v. Bishop* (1936) S.A.S.R. 345 s. 38. *Tucker v. Bishop* (1936) S.A.S.R. 345 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
Marriage Act, 1936-1944 (1944, p. 214)	s. 4. Amended by No. 31, s. 3, 1961, p. 83 s. 14. Substituted by No. 21, s. 2, 1950, p. 61 s. 32. *Kruse (otherwise Suits) v. Suits* (1960) S.A.S.R. 124 s. 33. Amended by No. 31, s. 4, 1961, p. 83 s. 42a. Enacted by No. 21, s. 4, 1957, p. 53 s. 49. Amended by No. 31, s. 5, 1961, p. 84 Sixth schedule. Amended by regulations *Gazette* 22nd March, 1951, p. 647, and by No. 31, s. 6, 1961, p. 84
Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)	s. 5. *K (otherwise W.) v. W.* (1939) S.A.S.R. 68 s. 6. *Daws v. Daws* (1941) S.A.S.R. 186 *Carey v. Carey* (1942) S.A.S.R. 62 *Evans v. Evans and Berry* (1942) S.A.S.R. 223 17, A.L.J. 61 *Bradford v. Bradford* (1943) S.A.S.R. 123, affirming *Bradford v. Bradford* (1943) S.A.S.R. 5 *Field v. Field* (1944) S.A.S.R. 71 *Maitland v. Maitland* (1944) S.A.S.R. 80 *McCoy v. McCoy and Court* (1944) S.A.S.R. 274, reversing *McCoy v. McCoy* (1944) S.A.S.R. 231 *Savenis v. Savenis and Szmeck* (1950) S.A.S.R. 309; 25 A.L.J. 72 *Schawrowas v. Schawrowas* (1951) S.A.S.R. 75 *Cross v. Cross* (1951) S.A.S.R. 172 *Vassallo v. Vassallo and Hutton* (1952) S.A.S.R. 129 *Fokas (otherwise Milkalauskaite) v. Fokas* (1952) S.A.S.R. 152 *Adorjan v. Adorjan and Mado* (1954) S.A.S.R. 15 *Morris v. Morris* (1955) S.A.S.R. 80 *Della Torre v. Della Torre* (1955) S.A.S.R. 278 *Kirsch v Kirsch* (1958), S.A.S.R. 258 *Kruse (otherwise Suits) v. Suits* (1960) S.A.S.R. 124 s. 6 (*a*). *Craske v. Craske* (1936) S.A.S.R. 439 *Carter v. Carter* (1937) S.A.S.R. 16 *Greenfield v. Greenfield and Barber* (1938) S.A.S.R. 435 *Williams v. Williams* (1939) S.A.S.R. 20 *Pate v. Pate and Morris* (1939) S.A.S.R. 440 *W. v. W.* (1941) S.A.S.R. 144 *Scott v. Scott and Chamberlain* (1942) S.A.S.R. 19 *Ramsey v. Ramsey* (1942) S.A.S.R. 74 *McKinnon v. McKinnon* (1942) S.A.S.R. 107 *Eustice v. Eustice and Creasy* (1942) S.A.S.R. 256 *Hewton v. Hewton* (1944) S.A.S.R. 54 *Wilson v. Wilson and Roberts* (1946) S.A.S.R. 226; 21 A.L.J. 316 *Wright v. Wright* 22 (1948) 77 C.L.R. 191; 22 A.L.J. 534 *Tetley v. Tetley* (1949) S.A.S.R. 66 *Phillis v. Phillis and Gee* (1953) S.A.S.R. 290 *Hamlyn v. Hamlyn* (1958) S.A.S.R. 68 s. 6 (*b*). *Dunkley v. Dunkley* (1938) S.A.S.R. 325 *Wilkinson v. Wilkinson* (1943) S.A.S.R. 207 *Templer v. Templer* (1944) S.A.S.R. 32 *Dahlitz v. Dahlitz* (1945) S.A.S.R. 47; 19 A.L.J. 271

Act Affected.	How Affected.
Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)—*continued.*	*McCann v. McCann* (1947) S.A.S.R. 108 *Semmens v. Semmens* (1947) S.A.S.R. 352; 22 A.L.J. 91 *Cox v. Cox* (1949) S.A.S.R. 117 *Harper v. Harper* (1951) S.A.S.R. 66 *Truscott v. Truscott* (1951) S.A.S.R. 181 *Siggins v. Siggins* (1951) S.A.S.R. 227 *Sorrell v. Sorrell* (1954) S.A.S.R. 113 *Sangster v. Sangster* (1954) S.A.S.R. 129 *Beattie v. Beattie* (1954) S.A.S.R. 143
	s. 6 (*c*). Amended by No. 2428, s. 3 (1), 1938, p. 278 *Lawlor v. Lawlor and Freeman* (1937) S.A.S.R. 44 *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 *Hamilton v. Hamilton* (1937) S.A.S.R. 162 *Dedrick v. Dedrick* (1938) S.A.S.R. 302 *Sinclair v. Sinclair* (1938) S.A.S.R. 360 *Sawford v. Sawford* (1939) S.A.S.R. 55 *Phillis v. Phillis* (1939) S.A.S.R. 125 *Sheehan v. Sheehan* (1940) S.A.S.R. 315 *Shurven v. Shurven* (1943) S.A.S.R. 52 *Struthers v. Struthers* (1943) S.A.S.R. 89 *Maddigan v. Maddigan* (1943) S.A.S.R. 142 *Goldner v. Goldner* (1944) S.A.S.R. 63 *Bellamy v. Bellamy* (1944) S.A.S.R. 271 *Gillies v. Gillies* (1945) S.A.S.R. 1 *Morgan v. Morgan* (1945) S.A.S.R. 175 *Gordon v. Gordon* (1946) S.A.S.R. 168; 21 A.L.J. 157 *Saxby v. Saxby* 20 A.L.J. 436 *Harval v. Harval* (1946) S.A.S.R. 259 *Robinson v. Robinson* (1946) S.A.S.R. 264 *Beck v. Beck* (1946) S.A.S.R. 309 *Morgan v. Morgan* (1947) S.A.S.R. 51 *White v. White* (1950) S.A.S.R. 186 *Blaikie v. Blaikie* (1950) S.A.S.R. 247 *Preston v. Preston* (1950) S.A.S.R. 305 *Hayes v. Hayes* (1951) S.A.S.R. 118 *Mewett v. Mewett* (1952) S.A.S.R. 148 *Green v. Green* (1954) S.A.S.R. 104 *Jovanovic v. Jovanovic* (1955) S.A.S.R. 309 *Jongschaap v. Jongschaap* (1956) S.A.S.R. 264 *Daniluk v. Daniluk*, (1956) S.A.S.R. 275
	s. 6 (*d*). *McGuire v. McGuire* (1943) S.A.S.R. 167 *Ware v. Ware* (1950) S.A.S.R. 203 *Pinnington v. Pinnington* (1952) S.A.S.R. 256 *McKinnon v. McKinnon* (1953) S.A.S.R. 259
	s. 6 (*g*). *Cotter v. Cotter* (1953) S.A.S.R. 325
	s. 6 (*h*). *C. v. C.* (1939) S.A.S.R. 377 *Bowering v. Bowering* (1944) S.A.S.R. 145
	s. 6 (*i*). Amended by No. 51, s. 3 (1), 1941, p. 245 *Davis v. Davis* (1943) S.A.S.R. 203 *Read v. Read* (1944) S.A.S.R. 26 *Erskine. v. Erskine.* (1957) S.A.S.R. 129
	s. 6 (*j*). Amended by No. 2428, s. 3 (1), 1938, p. 278 *Williams v. Williams* (1951) S.A.S.R. 18
	s. 6 (*k*). Enacted by No. 2428, s. 3 (1), 1938, p. 278 *West v. West* (1940) S.A.S.R. 303
	s. 6a. Enacted by No. 51, s. 4, 1941, p. 246 *Robinson v. Robinson* (1946) S.A.S.R. 264 *Beck v. Beck* (1946) S.A.S.R. 309 *Daulby v. Daulby* (1947) S.A.S.R. 175 *Roberts v. Roberts* (1948) S.A.S.R. 337 *Sosnowski v. Sosnowski* (1954) S.A.S.R. 201
	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
	s. 7 (*c*). *Richardson v. Richardson* (1938) S.A.S.R. 137

Act Affected.	How Affected.
Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)—*continued.*	s. 8. Amended by No. 51, s. 5, 1941, p. 246 s. 9. *Besanko v. Besanko* (1949) S.A.S.R. 275 *Corlevivh v. Corlevich (otherwise Kusulja)* (1958) S.A.S.R. 131 s. 10. *Martin v. Martin and Long* (1944) S.A.S.R. 59 *Bell v. Bell* (1944) S.A.S.R. 247 *Wright v. Wright* (1948) 77 C.L.R. 191; 22 A.L.J. 53; *Lahiff v. Lahiff and Weaver* (1959) S.A.S.R. 155 s. 11. *Corigliano v. Corigliano and others* (1959) S.A.S.R. 208 s. 11 (*a*). *Haeveker v. Haeveker* (1937) 57 C.L.R. 6394 10 A.L.J. 469 *Downing v. Downing* (1942) S.A.S.R. 17 *Bland v. Bland and Pascoe* (1942) S.A.S.R. 59 *Martin v. Martin and Long* (1944) S.A.S.R. 59 *Adams v. Adams* (1944) S.A.S.R. 68 *Snelling v. Snelling* (1944) S.A.S.R. 148 *Robertson v. Robertson* (1945) S.A.S.R. 65 *Fairey v. Fairey* (1947) S.A.S.R. 69; 21 A.L.J. 274 *Eriksen v. Eriksen* (1947) S.A.S.R. 82; 21 A.L.J. 274 *Whiting v. Whiting and Chellow* (1947) S.A.S.R. 363; 22 A.L.J. 94 *Francis v. Francis* (1947) S.A.S.R. 427 *Gale v. Gale* (1952) 86 C.L.R. 378; 26 A.L.J. 450, affirming *Gale v. Gale and Osmond* (1951) S.A.S.R. 207 *Sangster v. Sangster* (1954) S.A.S.R. 129 *Krawczyk v. Krawczyk and Kowalczyk* (1955) S.A.S.R. 129 *Viant v. Viant and Richardson* (1955) S.A.S.R. 146 *Conn v. Conn* (1955) S.A.S.R. 160 *Knuckey v. Knuckey and Wilton* (1959) S.A.S.R. 101 *Fenwick v. Fenwick* (1960) S.A.S.R. 67 *Vrska v. Vrska and Krutsky* (1960) S.A.S.R. 74 s. 11 (*b*). *Amber v. Amber* (1937) S.A.S.R. 27 *Barlow v. Barlow and Klemich and Angus* (1937) S.A.S.R. 246 *White v. White* (1938) S.A.S.R. 133 *Todd v. Todd and Close* (1938) S.A.S.R. 304 *Percival v. Percival* (1944) S.A.S.R. 40 *Tuckwell v. Tuckwell* (1952) S.A.S.R. 240 *Johannsen v. Johannsen* (1953) S.A.S.R. 141 *Mericka v. Mericka* (1954) S.A.S.R. 74 *Stephenson v. Stephenson* (1954) S.A.S.R. 308 *Knuckey v. Knuckey and Wilton* (1959) S.A.S.R. 101 *Schuman v. Schuman and another* 35 A.L.J.R. 398 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 *Haeveker v. Haeveker* (1937) 57 C.L.R. 639; 10 A.L.J. 469 *Preece v. Preece* (1938) S.A.S.R. 195 *Stuckey v. Stuckey and Camphuyunder* (1938) S.A.S.R. 286 *Greenfield v. Greenfield and Barber* (1938) S.A.S.R 435 *Deane v. Deane* (1942) S.A.S.R. 199 *Allen v. Allen* (1942) S.A.S.R. 257 *Bradford v. Bradford* (1943) S.A.S.R. 5 *Wilkinson v. Wilkinson* (1943) S.A.S.R. 207 *Jones v. Jones* (1943) S.A.S.R. 299 *Hamlyn v. Hamlyn* (1943) S.A.S.R. 323 *Chase v. Chase* (1944) S.A.S.R. 35 *Gardner v. Gardner* (1944) S.A.S.R. 56 *Chapman v. Chapman and Holmes* (1946) S.A.S.R.

Act Affected.	How Affected.
Matrimonial Causes Act, 1929-1935 (Vol 5, p. 693)—*continued.*	217; 21 A.L.J. 275 *Tetley v. Tetley* (1949) S.A.S.R. 66 *Zarnke v. Zarnke* (1950) 81 C.L.R. 572; 24 A.L.J. 382, reversing *Zarnke v. Zarnke* (1949) S.A.S.R. 235 *Buswell v. Buswell* (1954) S.A.S.R. 71 *Laube v. Laube* (1955) S.A.S.R. 154 *Robilliard v. Robilliard* (1955) S.A.S.R. 88 *Viant v. Viant and another* (1955) 94 C.L.R. 347, affirming *Viant v. Viant and Richardson* (1955) S.A.S.R. 146 *Davenport v. Davenport* (1960) S.A.S.R. 115 *Jacobs v. Jacobs and Summers* (1960) S.A.S.R. 296 s. 13. *Edwards v. Edwards and Elsegood* (1947) S.A.S.R. 258 *Brooksby v. Brooksby* (1947) S.A.S.R. 432 *Biddle v. Biddle* (1949) S.A.S.R 317 s. 14. *Barber v. Barber and Greenfield* (1938) S.A.S.R 103 *Hocking v. Hocking* (1944) S.A.S.R. 1 s. 15. Amended by No. 51, s. 6, 1941, p. 247 *Harris v. Harris and Dayman* (1937) S.A.S.R. 512 *Stuart v. Stuart and Hargreaves* (1941) S.A.S.R. 116 *Davis v. Davis and Sach* (1944) S.A.S.R. 250 *Freer v. Freer and Critchley* (1945) S.A.S.R. 13 *Spoehr v. Spoehr* (1957) S.A.S.R. 70 s. 16. Amended by No. 51, s. 7, 1941, p. 247 *Stuart v. Stuart and Hargreaves* (1941) S.A.S.R. 116 *Millard v. Millard* (1941) S.A.S.R. 283 *Martin v. Martin and Topham* (1942) S.A.S.R. 235 *Read v. Read* (1948) S.A.S.R. 252; 22 A.L.J. 276 *Driver v. Driver* (1950) S.A.S.R. 8; 24 A.L.J. 170 *Nancarrow v. Nancarrow* (1954) S.A.S.R. 346 s. 16a. Enacted by No. 51, s. 8, 1941, p. 247 s. 17. Substituted by No. 51, s. 9, 1941, p. 247 *Owens v. Owens* (1944) S.A.S.R. 154; 19 A.L.J. 17 s. 20. *Bolitho v. Bolitho and Savage* (1959) S.A.S.R. 292 s. 21. *Allen v. Allen* (1942) S.A.S.R. 257 s. 22. *Ayres v. Ayres and Lehmann* (1942) S.A.S.R. 910 *Page v. Page* (1958) S.A.S.R. 243 *Buhlman v Buhlman* (1958) S.A.S.R. 277 *Vrska v. Vrska and Krutsky* (1960) S.A.S.R. 74 s. 30. *Wilkinson v. Wilkinson* (1944) S.A.S.R. 239 *Wedd v. Wedd* (1948) S.A.S.R. 104 *In re G. and D (Infants)* (1954) S.A.S.R. 40 *A. v. A.* (1957) S.A.S.R., 144 s. 32. *Viles v. Viles* (1938) S.A.S.R. 148 *Kallin v. Kallin* (1944) S.A.S.R. 73 *Burney v. Burney* (1956) S.A.S.R. 171 *L. v. N.* (falsely called L.) (1958) S.A.S.R. 360 s. 33. *Gray v. Gray* (1937) S.A.S.R. 181 *Clark v. Clark* (1952) S.A.S.R. 122 s. 34. *King v. King* (1940) S.A.S.R. 214 s. 37. *Hocking v. Hocking* (1959) S.A.S.R. 1 s. 39a. Enacted by No. 2428 s. 3 (2), 1938, p. 279 s. 39b. Enacted by No. 51, s. 10, 1941, p. 248 *Repaski v. Repaski* (1946) S.A.S.R. 74 *Beck v. Beck* (1946) S.A.S.R. 309 *Kaneckis v. Kaneckis* (1954) S.A.S.R. 56 s. 43. *Milde v. Milde* (1938) S.A.S.R. 168 *Moscovitch v. Moscovitch* (1939) S.A.S.R. 359 *Daws v. Daws* (1941) S.A.S.R. 186 *Groves v. Groves* (1944) S.A.S.R. 187 *Beck v. Beck* (1946) S.A.S.R. 309 *Gibbins v. Gibbins* (1948) S.A.S.R. 267; 22 A.L.J. 478 *Mericka v. Mericka* (1954) S.A.S.R. 74

Act Affected.	How Affected.
Matrimonial Causes Act, 1929-1935 (Vol. 5, p. 693)—*continued.*	s. 43a. Enacted by No. 51, s. 11, 1941, p. 248 *Sorbello v. Sorbello* (1943) S.A.S.R. 201 *Dunn v. Dunn* (1951) S.A.S.R. 14 s. 43b. Enacted by No. 51, s. 11, 1941, p. 248 Second schedule, rule 16. *Allen v. Allen* (1942) S.A.S.R. 257 Second schedule, rule 19. *Gripton v. Gripton* (1945) S.A.S.R. 149 Second schedule, rule 24. *Henderson v. Henderson and Benger* (1937) S.A.S.R. 68 Second schedule, rule 25. *Edwards v. Edwards and Elsegood* (1947) S.A.S.R. 258 Second schedule, rules 38-44. *Teakle v. Teakle and Bonnett* (1940) S.A.SR. 113 *Dyer v. Dyer and. Collins* (1947) S.A.S.R. 117 affirming *Dyer v. Dyer and Collins* (1946) S.A.S.R. 28. *Moody v. Moody* (1950) S.A.S.R. 157 Second schedule, rule 47. *Ford v. Ford and Moodie* (1936) S.A.S.R. 463 Second schedule, rule 59. *Durdin v. Durdin* (1956) S.A.S.R. 128 Second schedule, rule 73. *Spehr v. Spehr* (1941) S.A.S.R. 261 Second schedule, rule 91. *Conaghty v. Conaghty* (1952) S.A.S.R. 186 *Durdin v. Durdin* (1956) S.A.S.R. 128
Medical Practitioners Act, 1919-1935 (Vol. 5, p. 729)	s. 19. Amended by No. 41, s. 3, 1946, p. 186, by No. 42, s. 3, 1950, p. 119, and by No. 41, s. 3, 1955 p. 121 s. 22 Amended by No. 5, s. 3, 1954, p. 11 s. 23. Amended by No. 5, s. 4, 1954, p. 12 s. 24. Amended by No. 5, s. 5, 1954, p. 12 s. 24a. Enacted by No. 42, s. 4, 1950, p. 120 s 26. Amended by No. 41, s. 4. 1946, p. 187 *In re Robson* (1952) S.A.S.R. 101 *In re Frederick* (1957) S.A.S.R., 149 *In re Texler* (1957) S.A.S.R. 258 *Hoile v. The Medical Board of South Australia* 34 A.L.J.R. 62, affirming *In re Hoile* (1959) S.A.S.R. 270 s. 30a. Enacted by No. 41, s. 4, 1955, p. 122 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) *Lewis v. Crafter. Cavendish Laboratories (Australia) Limited v. Crafter* (1942) S.A.S.R. 30 *Mayo v. Harris* (1945) S.A.S.R. 151, reversing *Mayo v. Harris* (1945) S.A.S.R. 71 *Ridland v. Amburlah* (1956) S.A.S.R. 118
Mental Health Act, 1935-1936 (Vol. 5, p. 746)	This Act, as amended by No. 4, 1939, p. 12, No. 31, 1939, p. 181, No. 42, 1941, p. 179, No. 14, 1945, p. 49, No. 40, 1950, p. 116, and No. 53, 1953, p. 155, and with notes of judicial decisions, is reprinted in the 1953 volume, p. 205. *See also* the following paragraph
Mental Health Act, 1935-1953 (1953, p. 205)	s. 1. Amended by No. 51, s. 3, 1958, p. 191 s. 2a. Enacted by No. 51, s. 4, 1958, p. 191 s. 20. Repealed by No. 35, s. 3 (1), 1960, p. 102 s. 33. Amended by No. 51, s. 5, 1958, p. 192 s. 37. Amended by No. 51, s. 6, 1958, p. 192 s. 37a. Enacted by No. 51, s. 7, 1958, p. 192 and amended by No. 32, s. 3, 1961, p. 85 s. 46. Amended by No. 51, s. 8, 1958, p. 192 s. 48. Amended by No. 51, s. 9, 1958, p. 192

Act Affected.	How Affected.
Mental Health Act, 1935-1953 (1953, p. 205)—*continued*	s. 49. Amended by No. 51, s. 10, 1958, p. 193 s. 98. Amended by No. 51, s. 11, 1958, p. 193, and by No. 35, s. 3, 1959, p. 111 s. 111. Amended by No. 35, s. 4, 1959, p. 111 s. 117a. Enacted by No. 35, s. 5, 1959, p. 112 s. 160. *Rosey v. Lipson* (1958) S.A.S.R. 41
Metropolitan and Export Abattoirs Act, 1936 (Vol. 6, p. 23)	s. 3. *Williams and another v. Metropolitan and Export Abattoirs Board and others* 89 C.L.R. 66; 27A.L.J.636 s. 7. Amended by No. 43, s. 3, 1945, p. 207, and by No. 20, s. 4, 1956, p. 50 s. 10. Substituted by No. 43, s. 4, 1945, p. 207 and amended by No. 17, s. 2, 1948, p. 96, and by No. 58, s. 2, 1954, p. 178 s. 11. Substituted by No. 43, s. 4, 1945, p. 209, and amended by No. 17, s. 4, 1948, p. 97 s. 13. Repealed by No. 43, s. 5, 1945, p. 209 s. 17. Repealed by No. 43, s. 5, 1945, p. 209 s. 18. Repealed by No. 43, s. 5, 1945, p. 209 s. 34. Amended by No. 15, s. 2, 1957, p. 41 s. 35. Repealed by No. 15, s. 3, 1957, p. 42 s. 41. Amended by No. 2373, s. 3, 1937, p. 116 s. 43. Amended by No. 43, s. 6, 1945, p. 209 s. 45. Amended by No. 43, s. 7, 1945, p. 209 s. 50. Amended by No. 17, s. 5 (1), 1948, p. 98 s. 50a. Enacted by No. 17, s. 4, 1948, p. 97 s. 52a. Enacted by No. 2373, s. 4, 1937, p. 116 *O'Sullivan v. Noarlunga Meat Ltd.* (1957) A.C. 1; (1956) 95 C.L.R. 177; 30 A.L.J. 268, affirming *O'Sullivan v. Noarlunga Meat Ltd.*, 92 C.L.R. 565; 28 A.L.J. 585 s. 59a. Enacted by No. 2373, s. 5, 1937 p. 117 s. 65a. Enacted by No. 2373, s. 6, 1937, p. 118 s. 67. Amended by No. 24, s. 2, 1952, p. 57 s. 70. *Williams and another v. Metropolitan and Export Abattoirs Board and others* 89 C.L.R.66; 27 A.L.J. 636 s. 71. Repealed by No. 43, s. 8, 1945, p. 209 s. 72. Amended by No. 43, s. 8, 1945, p. 209 s. 76. Amended by No. 17, s. 6, 1948, p. 98 s. 77. Substituted by No. 2373, s. 7, 1937, p. 118 s. 77a. Enacted by No. 2373, s. 7, 1937, p. 119 s. 78. Amended by No. 48, s. 3, 1955, p. 148 s. 78a. Enacted by No. 43, s. 10, 1945, p. 210 s. 78b. Enacted by No. 48, s. 4, 1955, p. 149 s. 78c. Enacted by No. 48, s. 4, 1955, p. 150 s. 78d. Enacted by No. 10, s. 2, 1958, p. 21 s. 79. Amended by No. 17, s. 5 (2), 1948, p. 98 s. 85. Amended by No. 24, s. 3, 1952, p. 58 s. 86. Amended by No. 2373, s. 8, 1937, p. 120 and by No. 24, s. 4, 1952, p. 58 s. 87. Amended by No. 2373, s. 9, 1937, p. 120 s. 96a. Enacted by No. 43, s. 11, 1945, p. 211 s. 96b. Enacted by No. 43, s. 11, 1945, p. 211 Heading to Part VII. Amended by No. 43, s. 12 1945, p. 211 s. 109. Amended by No. 17, s. 5 (3), 1948, p. 98 s. 109a. Enacted by No. 43, s. 13, 1945, p. 211 s. 112. Amended by No. 43, s. 14, 1945, p. 212 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. 3. Amended by No. 19, s. 4, 1957, p. 47 s. 24. Amended by No. 25, s. 3, 1948, p. 122 s. 28a. Enacted by No. 19, s. 5, 1957, p. 48 s. 32. Amended by No. 23, s. 3, 1955, p. 77 s. 37a. Enacted by No. 32, s. 3, 1956, p. 81 s. 39. Substituted by No. 25, s. 4, 1948, p. 122

Act Affected.	How Affected.
Metropolitan Milk Supply Act, 1946 (1946, p. 188)—*continued*	s. 42. Amended by No. 25, s. 5, 1948, p. 122 s. 43. Substituted by No. 27, s. 3, 1950, p. 76 s. 43a. Enacted by No. 27, s. 3, 1950, p. 77 s. 45a. Enacted by No. 23, s. 4, 1955, p. 78 s. 46a. Enacted by No. 23, s. 5, 1955, p. 79
Metropolitan Taxi-Cab Act, 1956 (1956, p. 83)	s. 34. Substituted by No. 25, s. 3, 1957, p. 62 s. 35. Amended by No. 25, s. 4, 1957, p. 63 *O'Sullivan v. Hannagan* (1960) S.A.S.R. 266 s. 36. Substituted by No. 25, s. 5, 1957, p. 63 s. 37a. Enacted by No. 25, s. 6, 1957, p. 64
Metropolitan Transport Advisory Council Act, 1954 (1954, p. 180)	s. 5. Amended by No. 38, s. 3, 1957, p. 104, and by No. 6, s. 3, 1960, p. 19 s. 14. Amended by No. 38, s. 4, 1957, p. 105, and by No. 6, s. 4, 1960, p. 19
Mines and Works Inspection Act, 1920-1935 (Vol. 6, p. 102)	s. 10. Amended by No. 25, s. 3, 1955, p. 83 s. 11. Amended by No. 25, s. 4, 1955, p. 84 s. 18. Amended by No. 25, s. 5, 1955, p. 84 s. 19. Amended by No. 25, s. 6, 1955, p. 84
Mining Act, 1930-1931 (Vol. 6, p. 116)..	This Act, as amended by No. 2004, 1931 (Vol. 6, p.161), No. 58, 1940, p. 234, No. 15, 1941, p. 49, No. 15, 1945, p. 53, No. 11, 1946, p. 39, No. 25, 1950, p. 72, and No. 36, 1951, p. 81, and with notes of judicial decisions, is reprinted in the 1952 volume, p. 193. *See also* the following paragraph
Mining Act, 1930-1951 (1952, p. 193)	s. 4. Amended by No. 40, s. 3, 1953, p. 116 s. 23a. Amended by No. 21, s. 3, 1958, p. 62 s. 23b. Enacted by No. 40, s. 4, 1953, p. 117 s. 23c. Enacted by No. 40, s. 4, 1953, p. 117 s. 23d. Enacted by No. 40, s. 4, 1953, p. 118 s. 27. Amended by No. 40, s. 5, 1953, p. 118 s. 32. Amended by No. 21, s. 4, 1958, p. 63 s. 39e. Enacted by No. 21, s. 5, 1958, p. 63 s. 41. Substituted by No. 21, s. 6, 1958, p. 63 s. 69e. Amended by No. 40, s. 6, 1953, p. 118 s. 69f. Substituted by No. 40, s. 7, 1953, p. 118 s. 69h. Amended by No. 40, s. 8, 1953, p. 119 s. 110a. Enacted by No. 39, s. 3, 1955, p. 116 s. 111a. Amended by No. 39, s. 4, 1955, p. 117 s. 111b. Substituted by No. 39, s. 5, 1955, p. 117 s. 111ba. Enacted by No. 39, s. 6, 1955, p. 118 s. 111f. Amended by No. 39, s. 7, 1955, p. 119 s. 125a. Enacted by No. 40, s. 9, 1953, p. 119 Fifth schedule. Amended by No. 40, s. 10, 1953, p. 120 Sixth schedule. Repealed by No. 40, s. 11, 1953, p. 120
Mining Act Amendment Act, 1931 (Vol. 6, p. 161)	s. 12. Repealed by No. 15, s. 2, 1941, p. 49
Mining (Petroleum) Act, 1940 (1940, p. 234)	s. 6. Amended by No. 16, s. 3, 1958, p. 36 s. 7. Amended by No. 16, s. 4, 1958, p. 37 s. 8. Amended by No. 16, s. 5, 1958, p. 37 s. 8a. Enacted by No. 16, s. 6, 1958, p. 37 s. 9. Amended by No. 16, s. 7, 1958, p. 37 s. 12. Amended by No. 16, s. 8, 1958, p. 37 s. 16. Amended by No. 16, s. 9, 1958, p. 37 s. 17. Amended by No. 16, s. 10, 1958, p. 38 s. 18. Amended by No. 16, s. 11, 1958, p. 38 s. 21. Substituted by No. 16, s. 12, 1958, p. 38 s. 22. Repealed by No. 16, s. 13, 1958, p. 38

Act Affected.	How Affected.
Mining (Petroleum) Act, 1940 (1940, p. 234)—*continued.*	s. 23. Amended by No. 16, s. 14, 1958, p. 38 s. 27. Substituted by No. 16, s. 15, 1958, p. 39 s. 29. Repealed by No. 16, s. 16, 1958, p. 39 s. 30. Amended by No. 16, s. 17, 1958, p. 39 s. 38. Amended by No. 16, s. 18, 1958, p. 39 s. 40. Amended by No. 16, s. 19, 1958, p. 39 s. 42. Amended by No. 16, s. 20, 1958, p. 40 s. 56. Amended by No. 16, s. 21, 1958, p. 40
Money Lenders' Act, 1940 (1940, p. 265)	s. 7. Amended by No. 26, s. 3, 1960, p. 66 s. 10. Amended by No. 26, s. 4, 1960, p. 66 s. 40. Repealed by No. 69, s. 1 (3), 1960, p. 262
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 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 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 s. 6. *Peeks Limited v. Adelaide Oil Exploration Company Limited* (1937) S.A.S.R. 154 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 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 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
Motor Vehicles Act, 1959 (1959, p. 203)	s. 4. Amended by No. 33, s. 4, 1961, p. 86 s. 5. Amended by No. 33, s. 5, 1961, p. 87 s. 9. *Pioneer Express Proprietary Limited and another v. The State of South Australia* (1958) 99 C.L.R. 227 *Schwerdt v. Telford* (1960) S.A.S.R. 41 s. 26. Amended by No. 33, s. 6, 1961, p. 87 s. 33a. Enacted by No. 33, s. 7, 1961, p. 87 s. 54. Amended by No. 33, s. 8, 1961, p. 88 s. 55. Amended by No. 33, s. 9, 1961, p. 88 s. 72. Substituted by No. 55, s. 4, 1960, p. 216 s. 74. Amended by No. 55, s. 5, 1960, p. 217 s. 75a. Enacted by No. 55, s. 6, 1960, p. 217 s. 76. Amended by No. 55, s. 7, 1960, p. 218 s. 77. Amended by No. 55, s. 8, 1960, p. 218 s. 78. Amended by No. 55, s. 9, 1960, p. 218 s. 79. Amended by No. 55, s. 10, 1960, p. 218 s. 79a. Enacted by No. 55, s. 11, 1960, p. 219 s. 80. Amended by No. 55, s. 12, 1960, p. 219 s. 81. Amended by No. 55, s. 13, 1960, p. 219 s. 83. Amended by No. 55, s. 14, 1960, p. 219, and by No. 33, s. 10, 1961, p. 88 s. 85. Substituted by No. 55, s. 15, 1960, p. 219 s. 86. Amended by No. 55, s. 16, 1960, p. 220 s. 91. *Smith v. Manno* (1961) S.A.S.R. 17 s. 98a. Enacted by No. 33, s. 11, 1961, p. 88 s. 102. *Polst v. Giffen* (1960) S.A.S.R. 155 *Murphy v. Cusack* (1961) S.A.S.R. 25 s. 104. Amended by No. 16, s. 4 (1), 1960, p. 40 s. 112. Amended by No. 16, s. 4 (1), 1960, p. 40 s. 113. Amended by No. 16, s. 4 (1), 1960, p. 40 s. 115. *Hanlon v. Wadlow Limited and Miller* (1960) S.A.S.R. 94 s. 118. Amended by No. 16, s. 5, 1960, p. 41 s. 141. Amended by No. 16, s. 7, 1960, p. 41 Second schedule. Amended by No. 16, s. 6 (1), 1960, p. 41

Act Affected.	How Affected.
The Municipal Tramways Trust Act, 1935 (Vol. 6 p. 227)	s. 5. Amended by No. 16, s. 4, 1952, p. 33 s. 8. Substituted by No. 16, s. 5, 1952, p. 34 s. 9. Substituted by No. 16, s. 5, 1952, p. 34 s. 10. Substituted by No. 16, s. 5, 1952, p. 34 ss. 11 to 15. Repealed by No. 16, s. 5, 1952, p. 34 s. 17. Amended by No. 60, s. 4, 1940, p. 302 s. 21. Amended by No. 16, s. 6, 1952, p. 34 s. 23. Amended by No. 16, s. 7, 1952, p. 34 s. 26. Amended by No. 60, s. 5, 1940, p. 302, and by No. 16, s. 8, 1952, p. 35 s. 26a. Enacted by No. 16, s. 9, 1952, p. 35 s. 26b. Enacted by No. 16, s. 9, 1952, p. 36 s. 30. Amended by No. 16, s. 10, 1952, p. 36 s. 32. Amended by No. 16, s. 11, 1952, p. 36 s. 35. Substituted by No. 47, s. 2, 1949, p. 160 s. 36. Substituted by No. 47, s. 2, 1949, p. 161 s. 37. Substituted by No. 47, s. 2, 1949, p. 161 ss. 38 to 41. Repealed by No. 47, s. 2, 1949, p. 160 s. 43a. Enacted by No. 16, s. 12, 1952, p. 36 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 s. 86a. Enacted by No. 2366, s. 2, 1937, p. 98 s. 86b. Enacted by No. 2366, s. 2, 1937, p. 99 s. 94. Amended by No. 16, s. 13, 1952, p. 36
The National Park and Wild Life Reserves Act, 1891-1935 (Vol. 6, p. 273)	Long title. Amended by No. 35, s. 3, 1955, p. 106 Preamble. Amended by No. 35, s. 4, 1955, p. 106 s. 2. Amended by No. 35, s. 5, 1955, p. 107, and by No. 56, s. 3, 1960, p. 221 s. 4a. Enacted by No. 35, s. 6, 1955, p. 107 s. 5. Amended by No. 35, s. 7, 1955, p. 107 s. 7. Amended by No. 35, s. 8, 1955, p. 107, and by No. 56, s. 4, 1960, p. 222 s. 7a. Enacted by No. 56, s. 5, 1960, p. 222 s. 8. Amended by No. 35, s. 9, 1955, p. 107 and by No. 56, s. 6, 1960, p. 223 s. 9. Amended by No. 35, s. 10, 1955, p. 107 s. 12. Amended by No. 35, s. 11, 1955, p. 107 s. 13. Amended by No. 35, s. 12, 1955, p. 108 s. 13a. Enacted by No. 35, s. 13, 1955, p. 108 s. 14. Amended by No. 35, s. 14, 1955, p. 108 s. 15a. Amended by No. 35, s. 15, 1955, p. 108 s. 15b. Amended by No. 35, s. 16, 1955, p. 108
National Pleasure Resorts, Act, 1914-1935 (Vol. 6, p. 279)	s. 17. Amended by No. 57, s. 3, 1960, p. 224 s. 21. Amended by No. 57, s. 4, 1960, p. 225
Noxious Insects Act, 1934 (Vol. 6, p. 315)	s. 6a. Enacted by No. 15, s. 3, 1955, p. 51 s. 6b. Enacted by No. 15, s. 3, 1955, p. 52 s. 11. Amended by No. 15, s. 4, 1955, p. 52
Noxious Trades Act, 1943 (1943, p. 96)	s. 9. Amended by No. 38, s. 2, 1955, p. 114 s. 10. Amended by No. 38, s. 3, 1955, p. 114 s. 12a. Enacted by No. 38, s. 4, 1955, p. 115
Nurses Registration Act, 1920-1934 (Vol. 6, p. 340)	s. 4. Amended by No. 60, s. 3, 1954, p. 184 and by No. 23, s. 3, 1959, p. 61 s. 5. Amended by No. 43, s. 3, 1956, p. 122, and by No. 58, s. 4, 1960, p. 226 s. 8. Amended by No. 43, s. 4, 1956, p. 122, and by No. 58, s. 5, 1960, p. 227 s. 10a. Enacted by No. 17, s. 3, 1958, p. 41 s. 15. Amended by No. 60, s. 4, 1954, p. 185

Act Affected.	How Affected.
Nurses Registration Act, 1920-1934 (Vol. 6, p. 340)—*continued.*	s. 17. Amended by No. 58, s. 6, 1960, p. 227 s. 19. Amended by No. 58, s. 7, 1960, p. 227 s. 20. Amended by No. 58, s. 8, 1960, p. 227 s. 21. Amended by No. 57, s. 3, 1949, p. 210, by No. 43, s. 4, 1956, p. 123, and by No. 17, s. 4, 1958, p. 42 s. 21a. Enacted by No. 2405, s. 2, 1938, p. 85 s. 25. Amended by No. 43, s. 6, 1956, p. 123 s. 26. Substituted by No. 43, s. 7, 1956, p. 123, and amended by No. 58, s. 9, 1960, p. 228 s. 27. Substituted by No. 43, s. 7, 1956, p. 121 s. 28. Amended by No. 43, s. 8, 1956, p. 124 s. 29. Amended by No. 43, s. 9, 1956, p. 124, and by No. 58, s. 10, 1960, p. 228 s. 30a. Enacted by No. 60, s. 5, 1954, p. 185 s. 30b. Enacted by No. 60, s. 5, 1954, p. 185, and amended by No. 58, s. 11, 1960, p. 228 s. 33. Amended by No. 43, s. 10, 1956, p. 124 s. 33a to 33d. Enacted by No. 60, s. 5, 1954, pp. 185, 186 s. 33e. Enacted by No. 60, s. 5, 1954, p. 186 and amended by No. 43, s. 11, 1956, p. 124 s. 33f. Enacted by No. 60, s. 5, 1954, p. 187 and amended by No. 43, s. 12, 1956, p. 125, and by No. 58, s. 12, 1960, p. 228 s. 33g. Enacted by No. 60, s. 5, 1954, p. 188 s. 33h. Enacted by No. 23, s. 4, 1959, p. 62 s. 33i. Enacted by No. 23, s. 4, 1959, p. 62 and amended by No. 58, s. 13, 1960, p. 229 s. 33j. Enacted by No. 23, s. 4, 1959, p. 62 s. 33k. Enacted by No. 23, s. 4, 1959, p. 63 and amended by No. 58, s. 14, 1960, p. 229 s. 33l. Enacted by No. 23, s. 4, 1959, p. 63 s. 33m. Enacted by No. 23, s. 4, 1959, p. 63 and amended by No. 58, s. 15, 1960, p. 229 s. 33n. Enacted by No. 23, s. 4, 1959, p. 1 s. 38. Amended by No. 60, s. 6, 1954, p. 188, and by No. 23, s. 5, 1959, p. 65 s. 39. Amended by No. 60, s. 7, 1954, p. 188, and by No. 23, s. 6, 1959, p. 65 s. 39a. Enacted by No. 2405, s. 3, 1938, p. 86 s. 40. Amended by No. 60, s. 8, 1954, p. 189, and by No. 23, s. 7, 1959, p. 65 s. 42. Amended by No. 60, s. 9, 1954, p. 189, and by No. 23, s. 8, 1959, p. 65 s. 44. Amended by No. 2405, s. 4, 1938, p. 86, by No. 60, s. 10, 1954, p. 189, by No. 43, s. 13, 1956, p. 125, and by No. 23, s. 9, 1959, p. 65 s. 47. Amended by No. 60, s. 11, 1954, p. 190
Offenders Probation Act, 1913-1934 (Vol. 6, p. 372)	This Act, as amended by No. 25, 1945, p. 114, No. 29, 1951, p. 48 and No. 15, 1953, p. 31, and with notes of judicial decisions, is reprinted in the 1953 volume, p. 298
Opticians Act, 1920-1935 (Vol. 6, p. 379)	s. 19. Amended by No. 39, s. 2, 1949, p. 130 s. 20. *Egarr v. Registrar of Board of Optical Registration* (1952) S.A.S.R. 163 s. 23. Amended by No. 39, s. 3, 1949, p. 130 s. 39. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393 s. 46. *Landers v. Board of Optical Registration* (1939) S.A.S.R. 393 *Egarr v. Registrar of Board of Optical Registration* (1952) S.A.S.R. 163

Act Affected.	How Affected.
Parliamentary Superannuation Act, 1948 (1948, p. 61)	s. 9. Amended by No. 46, s. 3, 1953, p. 133, by No. 45, s. 4, 1957, p. 124, and by No. 59, s. 3, 1960, p. 230 s. 11. Amended by No. 33, s. 3, 1949, p. 114, and by No. 59, s. 4, 1960, p. 231 s. 13. Substituted by No. 45, s. 5, 1957, p. 125, and amended by No. 59, s. 5, 1960, p. 232 s. 14. Amended by No. 33, s. 4, 1949, p. 114, and by No. 59, s. 6, 1960, p. 232 s. 16. Amended by No. 46, s. 5, 1953, p. 134, and by No. 59, s. 7, 1960, p. 232 s. 17. Amended by No. 46, s. 6, 1953, p. 135 s. 19. Substituted by No. 45, s. 6, 1957, p. 126, and amended by No. 59, s. 8, 1960, p. 233 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 s. 7. Amended by No. 34, s. 2, 1950, p. 100 and by No. 5, s. 3, 1953, p. 13 s. 34. Amended by No. 29, s. 3, 1944, p. 83 s. 39. Amended by No. 29, s. 4, 1944, p. 83 s 40a. Enacted by No. 60, s. 3, 1960, p. 234 s. 41. Amended by No. 22, s. 3, 1939, p. 116, and by No. 60, s. 4, 1960, p. 235 s. 42. Amended by No. 60, s. 5, 1960, p. 235 s. 43. Amended by No. 60, s. 6, 1960, p. 235 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 s. 42b. Enacted by No. 29, s. 6, 1944, p. 84 s. 42c. Enacted by No. 29, s. 6, 1944, p. 84 s. 44a. Enacted by No. 25, s. 14, 1939, p. 130 s. 46a. Enacted by No. 60, s. 7, 1960, p. 235 s. 48a. Enacted by No. 29, s. 7, 1944, p. 85 s. 49. Amended by No. 22, ss. 5 and 6, 1939, p. 117, and by No. 60, s. 8, 1960, p. 237 s. 51. Substituted by No. 29, s. 8, 1944, p. 85 s. 54. Amended by No. 60, s. 9, 1960, p. 237 s. 55. Amended by No. 60, s. 10, 1960, p. 237 s. 56. Substituted by No. 60, s. 11, 1960, p. 237 s. 57. Substituted by No. 29, s. 9, 1944, p. 86 s. 59. Substituted by No. 60, s. 12, 1960, p. 238 s. 60. Amended by No. 60, s. 13, 1960, p. 238 s. 61a. Enacted by No. 22, s. 7, 1939, p. 117, and amended by No. 60, s. 14, 1960, p. 238 s. 61b. Enacted by No. 60, s. 15, 1960, p. 240 s. 62. Amended by No. 29, s. 10, 1944, p. 86 s. 64. Amended by No. 29, s. 11, 1944, p. 86 s. 66. Amended by No. 29, s. 12, 1944, p. 87 s. 70. Amended by No. 29, s. 13, 1944, p. 87 s. 81. Amended by No. 22, s. 8, 1939, p. 118, and by No. 29, s. 14, 1944, p. 87 s. 86. Repealed by No. 29, s. 15, 1944, p. 87 s. 88. Amended by No. 22, ss. 9 and 10, 1939, p. 118 s. 88a. Enacted by No. 60, s. 16, 1960, p. 241 s. 90. Amended by No. 22, s. 11, 1939, p. 118 s. 93. Amended by No. 60, s. 17, 1960, p. 241 s. 94. Amended by No. 22, s. 12, 1939, p. 119 s. 95. Amended by No. 22, s. 13, 1939, p. 119, by No. 29, s. 16, 1944, p. 87, by No. 5, s. 4, 1953, p. 13, and by No. 18, s. 3, 1959, p. 45 s. 96. Amended by No. 29, s. 17, 1944, p. 88 s. 111. Amended by No. 60, s. 18, 1960, p. 241 s. 112. Amended by No. 60, s. 19, 1960, p. 241 ss. 115 and 116. Repealed by No. 22, s. 14, 1939, p. 119 s. 128a. Enacted by No. 22, s. 15, 1939, p. 119 s. 134. Amended by No. 34, s. 4, 1950, p. 101

Act Affected.	How Affected.
Pastoral Act, 1936 (Vol. 6, p. 414)—*continued.*	s. 134a. Enacted by No. 60, s. 20, 1960, p. 241 s. 136. Amended by No. 22, s. 16, 1939, p. 120 s. 137. Amended by No. 29, s. 18, 1944, p. 88 s. 139. Repealed by No. 29, s. 19, 1944, p. 89 s. 140a. Enacted by No. 31, s. 2, 1948, p. 143 s. 141. Amended by No. 29, s. 20 (1), 1944, p. 89, and by No. 31, s. 2, 1948, p. 144 s. 142. Amended by No. 29, s. 20 (2), 1944, p. 89 s. 146. Amended by No. 29, s. 20 (3), 1944, p. 89 First schedule. Amended by No. 22, s. 17, 1939, p. 120 Fourth schedule. Enacted by No. 60, s. 21, 1960, p. 241
Pawnbrokers Act, 1888-1934 (Vol. 6, p. 464)	s. 45a. Enacted by No. 26, s. 2, 1950, p. 74 s. 54. Amended by No. 26, s. 3, 1950, p. 74 First schedule. Amended by No. 26, s. 4, 1950, p. 75
Payment of Members of Parliament Act, 1948 (1948, p. 68)	s. 4. Substituted by No. 52, s. 3, 1958, p. 194 and amended by No. 8, s. 5, 1960, p. 23 s. 5. Amended by No. 5, s. 4, 1951, p. 9, by No. 41, s. 3, 1953, p. 122, by No. 3, s. 8, 1955, p. 8, by No. 49, s. 3, 1957, p. 142, and by No. 8, s. 6, 1960, p. 24 s. 6. Amended by No. 52, s. 4, 1958, p. 195
Pharmacy Act, 1935-1936 (Vol. 6, p. 501)	s. 22. Amended by No. 34, s. 3, 1952, p. 100 s. 22a. Enacted by No. 27, s. 3, 1942, p. 77 and amended by No. 34, s. 4, 1952, p. 101 and by No. 42, s. 3, 1952, p. 121 s. 24. Substituted by No. 34, s. 5, 1952, p. 101 s. 26a. Enacted by No. 27, s. 4, 1942, p. 79 s. 26b. Enacted by No. 27, s. 4, 1942, p. 80 s. 26c. Enacted by No. 27, s. 4, 1942, p. 81 s. 26d. Enacted by No. 38, s. 3, 1947, p. 99 s. 26e. Enacted by No. 38, s. 3, 1947, p. 100 s. 26f. Enacted by No. 38, s. 3, 1947, p. 101 s. 30. Amended by No. 21, s. 3, 1951, p. 39 s. 31. Amended by No. 27, s. 5, 1942, p. 81 s. 31a. Enacted by No. 27, s. 6, 1942, p. 82 s. 33a. Enacted by No. 2354, s. 2, 1937, p. 51 Fourth to sixth schedules. Repealed by No. 34, s. 6, 1952, p. 101
Phylloxera Act, 1936 (Vol. 6, p. 518) ..	s. 5. Amended by No. 2367, s. 2, 1937, p. 100, and by No. 26, s. 3, 1948, p. 124 s. 11. Amended by No. 26, s. 5, 1948, p. 125 s. 12. Repealed by No. 2367, s. 3, 1937, p. 100 s. 15. Amended by No. 26, s. 6, 1948, p. 125 s. 16. Substituted by No. 2367, s. 4, 1937, p. 101 s. 16a. Enacted by No. 26, s. 4, 1948, p. 124 s. 19a. Enacted by No. 26, s. 7, 1948, p. 125 s. 23. Amended by No. 26, s. 8, 1948, p. 126 s. 29a. Enacted by No. 2367, s. 5, 1937, p. 101 s. 30. Amended by No. 26, s. 9, 1948, p. 126 s. 35. Amended by No. 26, s. 10, 1948, p. 126 s. 38. Amended by No. 26, s. 11, 1948, p. 126 s. 38a. Enacted by No. 26, s. 12, 1948, p. 127 s. 43. Amended by No. 26, s. 12, 1948, p. 127 s. 49. Substituted by No. 26, s. 14, 1948, p. 128 s. 50. Amended by No. 26, s. 15, 1948, p. 128 s. 53. Repealed by No. 26, s. 16, 1948, p. 128 s. 56. Repealed by No. 26, s. 17, 1948, p. 128

Act Affected.	How Affected.
Physiotherapists Act, 1945 (1945, p. 166)	s. 6. Amended by No. 53, s. 3, 1948, p. 228 s. 8a. Enacted by No. 34, s. 3, 1949, p. 116 s. 29. Amended by No. 13, s. 3, 1955, p. 44 s. 32. Substituted by No. 13, s. 4, 1955, p. 45 *In re Ward* (1953) S.A.S.R. 308 ss. 32a. to 32c. Enacted by No. 13, s. 4, 1955, p. 46 s. 38. Amended by No. 43, s. 2, 1946, p. 205, and by No. 53, s. 4, 1948, p. 229 s. 44a. Enacted by No. 13, s. 5, 1955, p. 46
Pistol Licence Act, 1929 (Vol. 6, p. 534)	s. 9. *Coghlan v. Fleetwood* (1951) S.A.S.R. 76
The Places of Public Entertainment Act, 1913-1934 (Vol. 6, p. 541)	s. 3. Amended by No. 18, s. 3, 1954, p. 44 s. 7. Amended by No. 18, s. 4, 1954, p. 44 s. 13. Amended by No. 18, s. 5, 1954, p. 45 s. 20. Amended by No. 18, s. 6, 1954, p. 46 s. 25a. Enacted by No. 18, s. 7, 1954, p. 46 s. 28. Amended by No. 40, s. 3, 1955, p. 120 Second schedule. Amended by No. 18, s. 8, 1954, p. 47
Police Act, 1936 (Vol. 6, p. 557)	Headings to Parts, II, III, IV, V, and VI, repealed by No. 54, s. 3 (2), 1953, p. 167 s. 2. Amended by No. 54, s. 3 (2), 1952, p. 167 ss. 5 to 20. Repealed by No. 54, s. 3 (1), 1952, p. 167 s. 21. Repealed by No. 55, s. 3, 1953, p. 163 ss. 22 to 43. Repealed by No. 54, s. 3 (1), 1952, p. 167 ss. 44 to 55. Repealed by No. 2399, s. 3, 1938, p. 64 ss. 56 to 134. Repealed by No. 55, s. 3, 1953, p. 163 ss. 135 to 138. Repealed by No. 48, s. 13, 1953, p. 145 ss. 139 to 151. Repealed by No. 55, s. 3, 1953, p. 163 First schedule. Repealed by No. 2399, s. 3, 1938, p. 64
Police Offences Act, 1953 (1953, p. 163)	This Act, as amended by No. 51, 1956, p. 160, No. 39, 1957, p. 106, No. 22, 1958, p. 65, No. 1, 1960, p. 1, No. 61, 1960, p. 243, and No. 62, 1960, p. 245, and with notes of judicial decisions, is reprinted in the 1960 volume, p. 305. *See also* the following paragraph
Police Offences Act, 1953-1960 (1960, p. 305)	s. 38a. Enacted by No. 45, s. 3, 1961, p. 167 s. 58b. Enacted by No. 44, s. 3, 1961, p. 165
Police Pensions Act, 1954 (1954, p. 52)	s. 4. Amended by No. 44, s. 4, 1957, p. 117 s. 6. Amended by No. 30, s. 3, 1959, p. 83 s. 9. Substituted by No. 30, s. 4, 1959, p. 84 s. 10. Repealed by No. 30, s. 4, 1959, p. 84, and s. 11 reinserted as s. 10 by No. 30, s. 5, 1959, p. 84 s. 11. Enacted by No. 30, s. 6, 1959, p. 84 s. 14. Amended by No. 34, s. 4, 1956, p. 97, by No. 44, s. 5, 1957, p. 118, and by No. 36, s. 4, 1960, p. 104 s. 18a. Enacted by No. 44, s. 6, 1957, p. 119 s. 19. Amended by No. 44, s. 7, 1957, p. 119 s. 20. Amended by No. 44, s. 8, 1957, p. 119, and by No. 36, s. 5, 1960, p. 105 s. 21. Amended by No. 44, s. 9, 1957, p. 120, and by No. 36, s. 6, 1960, p. 106 s. 22. Amended by No. 44, s. 10, 1957, p. 120, and by No. 36, s. 7, 1960, p. 106 s. 29. Amended by No. 44, s. 11, 1957, p. 121, and by No. 36, s. 8, 1960, p. 106 s. 30a. Enacted by No. 34, s. 5, 1956, p. 98 s. 30b. Enacted by No. 44, s. 12, 1957, p. 121 s. 30c. Enacted by No. 36, s. 9, 1960, p. 106 s. 30d. Enacted by No. 36, s. 9, 1960, p. 107 s. 32. Amended by No. 43, s. 4, 1954, p. 120 s. 32a. Enacted by No. 44, s. 13, 1957, p. 122 s. 32b. Enacted by No. 36, s. 10, 1960, p. 108

Act Affected.	How Affected.
Police Regulation Act, 1952 (1952, p. 167)	s. 8. Amended by No. 3, s. 9, 1955, p. 8, by No. 3, s. 4, 1957, p. 10, by No. 10, s. 5, 1959, p. 22, and by No. 20, s. 5, 1960, p. 57 s. 9. Substituted by No. 36, s. 4, 1955, p. 109 s. 9a. Enacted by No. 36, s. 4, 1955, p. 110
Poor Persons Legal Assistance Act, 1936 (Vol. 6, p. 640)	s. 6. *Hastings v. Hastings* (1939) S.A.S.R. 57
Prevention of Cruelty to Animals Act, 1936 (Vol. 6, p. 643)	s. 5. Amended by No. 37, s. 3, 1960, p. 109 *Martin v. Gibson* (1954) S.A.S.R. 29 s. 5a. Enacted by No. 44, s. 3, 1954, p. 121 s. 5b. Enacted by No. 37, s. 4, 1960, p. 110 s. 18. Repealed by No. 60, s. 2, 1949, p. 215 s. 26. Amended by No. 60, s. 3, 1949, p. 215
Prices Act, 1948 (1948, p. 3)	s. 3. Amended by No. 40, s. 3, 1949, p. 132 s. 21a. Enacted by No. 8, s. 3, 1952, p. 18 s. 24. *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* (1957) 98 C.L.R. 65 : 31 A.L.J. 897 s. 25. *Annal v. Commonwealth Hostels Ltd.* (1958) S.A.S.R. 296 s. 44. *South Australian Cold Stores Ltd. v. Electricity Trust of South Australia* (1957) 98 C.L.R. 65 : 31 A.L.J. 897 s. 47. Amended by No. 23, s. 3, 1951, p. 43 s. 47a. Enacted by No. 23, s. 4, 1951, p. 43 s. 53. Amended by No. 40, s. 4, 1949, p. 132, by No. 7, s. 3, 1950, p. 14, by No. 23, s. 5, 1951, p. 44, by No. 8, s. 4, 1952, p. 19, by No. 31, s. 3, 1953, p. 83, by No. 15, s. 3, 1954, p. 37, by No. 10, s. 3, 1955, p. 36, by No. 21, s. 3, 1956, p. 52, by No. 32, s. 3, 1957, p. 86, by No. 31, s. 3, 1958, p. 124, by No. 43, s. 3, 1959, p. 139, by No. 38, s. 3, 1960, p. 111, and by No. 35, s. 3, 1961, p. 102
Primary Producers' Debts Act, 1935-1936 (Vol. 6, p. 656)	s. 3. Repealed by No. 26, s. 22, 1943, p. 70 s. 9. Amended by No. 5, s. 3, 1939, p. 16, and by No. 30, s. 3, 1941, p. 113, and repealed by No. 26, s. 22, 1943, p. 70 s. 10. Amended by No. 5, s. 4, 1939, p. 16, and repealed by No. 30, s. 4, 1941, p. 113 s. 12. Amended by No. 26, s. 23, 1943, p. 70 ss. 22-26. *In re Stringer* (1940) S.A.S.R. 401 s. 24. Amended by No. 30, s. 5, 1941, p. 113 s. 34a. Enacted by No. 2358, s. 3, 1937, p. 57 s. 36. Repealed by No. 26, s. 24, 1943, p. 70 s. 36a. Enacted by No. 5, s. 5, 1939, p. 17 s. 39. *Crafter v. Kelly* (1941) S.A.S.R. 237 s. 41. Amended by No. 26, s. 25, 1943, p. 70
Prisons Act, 1936 (Vol. 6, p. 670)	s. 7a. Enacted by No. 44, s. 3, 1956, p. 126 s. 14. Amended by No. 22, s. 3 (1), 1954, p. 66 s. 22. Amended by No. 22, s. 4, 1954, p. 67 s. 42a. Enacted by No. 22, s. 5, 1954, p. 67 s. 46, Amended by No. 22, s. 6, 1954, p. 68 s. 47. Substituted by No. 22, s. 7, 1954, p. 68 s. 48. Amended by No. 22, s. 8, 1954, p. 69 s. 48a. Enacted by No. 22, s. 9, 1954, p. 70 s. 58. Amended by No. 22, s. 10, 1954, p. 70
Public Charities Funds Act, 1935 (Vol. 6, p. 697)	s. 26a. Enacted by No. 50, s. 2, 1940, p. 155

Act Affected.	How Affected.
Public Finance Act, 1936 (Vol. 6, p. 710)	s. 7. Amended by No. 6, s. 3, 1954, p. 13, and by No. 20, s. 3, 1960, p. 49 s. 14. Substituted by No. 11, s. 3, 1947, p. 23 s. 27. Amended by No. 11, s. 4, 1947, p. 23 ss. 32a to 32j. Enacted by No. 48, s. 3, 1949, pp. 162, 165 s. 34. Amended by No. 6, s. 4, 1954, p. 14, and by No. 20, s. 4, 1960, p. 49 s. 38. Enacted by No. 48, s. 4, 1949, p. 165 s. 39. Enacted by No. 48, s. 4, 1949, p. 166
Public Service Act, 1936 (Vol. 7, p. 1)..	This Act, as amended by No. 2375, 1937, p. 123, No. 2377, 1937, p. 126, No. 2423, 1938, p. 199, No. 45, 1940, p. 143, No. 22, 1941, p. 82, No. 28, 1942, p. 83, No. 12, 1945, p. 43, No. 30, 1946, p. 137, No. 46, 1947, p. 126, No. 39, 1948, p. 175, and No. 20, 1949, p. 67, and with notes of judicial decisions, is reprinted in the 1949 volume, page 351, *See also* the following paragraph
Public Service Act, 1936-1949 (1949, p. 351)	s. 8. Amended by No. 45, s. 3, 1954, p. 123 s. 11. Amended by No. 3, s. 11, 1955, p. 8 s. 17. Amended by No. 47, s. 3, 1951, p. 121 by No. 3, s. 12, 1955, p. 8, by No. 3, s. 5, 1957, p. 10, by No. 10, s. 6, 1959, p. 22, and by No. 20, s. 6, 1960, p. 57 s. 24. Amended by No. 47, s. 4, 1951, p. 121 s. 28. Amended by No. 32, s. 3, 1950, p. 91 s. 29a. Amended by No. 32, s. 5 (1), 1950, p. 92 s. 30. Amended by No. 32, s. 4, 1950, p. 91 s. 32a. Enacted by No. 32, s. 6, 1950, p. 92, and amended by No. 47, s. 5, 1951, p. 122 s. 32b. Enacted by No. 47, s. 6, 1951, p. 122 s. 40. Amended by No. 32, s. 7, 1950, p. 93 s. 49a. Amended by No. 47, s. 7, 1951, p. 122, and by No. 22, s. 3, 1953, p. 55 s. 52. Amended by No. 32, s. 8, 1950, p. 93, and by No. 47, s. 8, 1951, p. 123 s. 56a. Enacted by No. 32, s. 9, 1950, p. 94 s. 57. Amended by No. 32, s. 10, 1950, p. 94, by No 47, s. 9, 1951, p. 123, and by No. 45, s. 4, 1954, p. 123 s. 74. Amended by No. 32, s. 11 (1), 1950, p. 95 s. 75. Amended by No. 32, s. 12, 1950, p. 95, by, No. 45, s. 5, 1954, p. 125, by No. 40, s. 3. 1958, p. 151, and by No. 53, s. 3, 1958, p. 196 s. 75a. Amended by No. 32, s. 13, 1950, p. 95, and by No. 46, s. 3, 1954, p. 127 s. 76. Substituted by No. 32, s. 14, 1950, p. 95 and amended by No. 49, s. 3, 1952, p. 147 s. 76a. Enacted by No. 32, s. 15, 1950, p. 96, and amended by No. 47, s. 10, 1951, p. 124, and by No. 45, s. 6, 1954, p. 125
Public Service Act Amendment Act, 1942 (1942, p. 83)	s. 4. Amended by No. 12, s. 3, 1945, p. 43
Public Supply and Tender Act, 1914-1930 (Vol. 7, p. 41)	s. 7a. Enacted by No. 7, s. 2, 1940, p. 13 s. 15b. Enacted by No. 7, s. 3, 1940, p. 14 s. 15c. Enacted by No. 7, s. 3, 1940, p. 14

Act Affected.	How Affected.
Public Works Standing Committee Act, 1927-1935 (Vol. 7, p. 47)	s. 3. Amended by No. 8, s. 3, 1955, p. 33 s. 6. Amended by No. 9, s. 3, 1944, p. 20 s. 7. Amended by No. 9, s. 4, 1944, p. 21 s. 8. Amended by No. 61, s. 3, 1954, p. 191 s. 9. Amended by No. 61, s. 4, 1954, p. 192 s. 11. Amended by No. 3, s. 12, 1955, p. 8, and by No. 8, s. 7, 1960, p. 24 s. 12. Amended by No. 8, s. 4, 1951, p. 13 s. 25. Amended by No. 8, s. 4, 1955, p. 34 s. 25a. Enacted by No. 2, s. 3, 1940, p. 3, and amended by No. 8, s. 5, 1955, p. 34 s. 28. Amended by No. 61, s. 5, 1954, p. 192
Railways Standardization Agreement Act, 1949 (1949, p. 167)	Agreement in Schedule. *The State of South Australia and the Attorney-General of the State of South Australia v. The Commonwealth of Australia* 35 A.L.J.R. 460
The Real Property Act, 1886-1936 (Vol. 7, p. 59)	s. 6. *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 s. 20. Repealed by No. 37, s. 3, 1961, p. 112 s. 51. Amended by No. 44, s. 3, 1960, p. 167 s. 69. Amended by No. 39, s. 3, 1945, p. 181 *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 s. 71. *Bodey v. Smith and another* (1938) S.A.S.R. 352 ss. 80a to 80i. Enacted by No. 39, s. 4, 1945, pp. 181-184 s. 90a. Enacted by No. 37, s. 4, 1961, p. 112 s. 96a. Enacted by No. 36, s. 6, 1939, p. 214 s. 97. *The English, Scottish, and Australian Bank, Limited v. Phillips* (1936-1937) 57 C.L.R. 302 10 A.L.J. 458 s. 100. Amended by No. 44, s. 4, 1960, p. 167 s. 142a. Enacted by No. 36, s. 5, 1939, p. 213 s. 148a. Enacted by No. 39, s. 5, 1945, p. 184 s. 151. *The English, Scottish, and Australian Bank, Limited v. Phillips* (1936-1937) 57 C.L.R. 302; 10 A.L.J. 458 s. 169. Substituted by No. 36, s. 7, 1939, p. 214 s. 220. Amended by No. 39, s. 6, 1945, p. 185, and by No. 44, s. 5, 1960, p. 168 ss. 223a to 223l. Enacted by No. 39, s. 7, 1945, pp. 185-188 s. 229. *Rex v. McHale* (1952) S.A.S.R. 54 s. 245. *In re Coombe* (1941) S.A.S.R. 197 *In re Jonson* (1957) S.A.S.R. 204 s. 246. *Phillis v. The King* 15 A.L.J. 191 s. 251. Amended by No. 39, s. 8, 1945, p. 188 ss. 255 and 256. Repealed by No. 36, s. 8, 1939, p. 226 s. 268. Amended by No. 36, s. 9, 1939, p. 216 s. 272. Amended by No. 44, s. 6, 1960, p. 168 First schedule. Amended by regulations *Gazette* 13th September, 1956, p. 581 Sixth schedule. Amended by No. 36, s. 10 (1), 1939, p. 216 Seventh schedule. Amended by No. 36, s. 10 (1), 1939, p. 216 Eleventh schedule. Amended by No. 36, s. 10 (2), 1939, p. 216 Nineteenth schedule. Amended by No. 36, s. 11, 1939, p. 216 Twenty-third schedule. Enacted by No. 39, s. 9, 1945, p. 188

Act Affected.	How Affected.
Real Property (Commonwealth Titles) Act, 1924 (Vol. 7, p. 154)	s. 8. Enacted by No. 42, s. 3, 1953, p. 123
Registration of Business Names Act, 1926-1932 (Vol. 7, p. 173)	s. 3. Amended by No. 23, s. 2, 1946, p. 114 s. 4a. Enacted by No. 38, s. 3, 1961, p. 114 s. 5. Substituted by No. 23, s. 3, 1946, p. 114 s. 8. Amended by No. 23, s. 4, 1946, p. 115, and by No. 37, s. 3, 1955, p. 111 s. 9. Amended by No. 11, s. 2 (1), 1950, p. 23 s. 11. Amended by No. 11, s. 2 (2), 1950, p. 23 s. 13. Amended by No. 23, s. 5, 1946, p. 115 s. 21. Sunstituted by No. 11, s. 3, 1950, p. 23, and amended by No. 37, s. 4, 1955, p. 112 s. 22. Amended by No. 23, s. 7, 1946, p. 116, and by No. 37, s. 5, 1955, p. 112 s. 22a. Amended by No. 23, s. 8, 1946, p. 117 s. 23. Amended by No. 23, s. 9, 1946, p. 117, by No. 11, s. 4, 1950, p. 24, and by No. 37, s. 6, 1955, p. 113 s. 23b. Enacted by No. 23, s. 10, 1946, p. 118 s. 25. Amended by No. 37, s. 7, 1955, p. 113
Registration of Dogs Act, 1924-1929 (Vol. 7, p. 204)	s. 5. Amended by No. 40, s. 2 (1), 1957, p. 108 s. 10. Amended by No. 21, s. 2, 1948, p. 103 s. 12. Amended by No. 21, s. 3, 1948, p. 103 s. 13. Amended by No. 21, s. 4, 1948, p. 104 s. 14. Amended by No. 21, s. 5, 1948, p. 104 s. 18. Amended by No. 40, s. 2 (2), 1957, p. 108 s. 19. Amended by No. 21, s. 6, 1948, p. 104 s. 20. Amended by No. 21, s. 7, 1948, p. 104 s. 21. *Hanlin and another v. O'Sullivan* (1954) S.A.S.R. 286 s. 21a. Enacted by No. 21, s. 8, 1948, p. 104 s. 22. Amended by No. 21, s. 9, 1948, p. 105 s. 24. Amended by No. 21, s. 10, 1948, p. 105 *Watts v. Welch. Tobin v. Welch* (1950) S.A.S.R. 289 *Grimwood v. Campbell* (1955) S.A.S.R. 313 *Rosey v. Nilson* (1959) S.A.S.R. 54 s. 30. Amended by No. 21, s. 11, 1948, p. 105 s. 31a. Enacted by No. 21, s. 12, 1948, p. 106 s. 33. Substituted by No. 21, s. 13, 1948, p. 106 s. 34. Amended by No. 21, s. 14, 1948, p. 106 s. 34a. Enacted by No. 21, s. 15, 1948, p. 106 s. 37. Enacted by No. 21, s. 16, 1948, p. 107 Second schedule. Amended by No. 21, s. 17, 1948, p. 107 and by No. 40, ss. 2 (3) and 3, 1957, pp. 108, 109 Third schedule Amended by No. 40, s. 2 (4), 1957, p. 109 Fourth schedule Amended by No. 40, s. 4, 1957, p. 109 Fifth schedule. Enacted by No. 21, s. 18, 1948, p. 108
Renmark Irrigation Trust Act, 1936 (Vol. 7, p. 217)	s. 4. Amended by No. 31, s. 4, 1959, p. 86 s. 5. Amended by No. 45, s. 3, 1950, p. 126, and by No. 31, s. 5, 1959, p. 86 s. 8. Amended by No. 26, s. 2, 1945, p. 115, and by No. 31, s. 6, 1959, p. 86 s. 9. Amended by No. 31, s. 7, 1959, p. 86 s. 11. Amended by No. 26, s. 3, 1945, p. 116 s. 21. Amended by No. 26, s. 4, 1945, p. 117, and by No. 45, s. 3, 1956, p. 128 s. 22. Amended by No. 40, s. 2 (1), 1948, p. 181, and by No. 45, s. 4, 1950, p. 126 s. 24. Amended by No. 40, s. 2 (2), 1948, p. 181, and by No. 45, s. 5, 1950, p. 127 s. 26. Substituted by No. 45, s. 4, 1956, p. 128 s. 33. Amended by No. 45, s. 6, 1950, p. 127 s. 63. Amended by No. 31, s. 8, 1959, p. 86

Act Affected.	How Affected.
Renmark Irrigation Trust Act, 1936 (Vol. 7. p. 217)—*continued.*	s. 65. Amended by No. 31, s. 9, 1956, p. 87 ss. 65a to 65d. Enacted by No. 45, s. 7, 1950, pp. 128, 129 s. 65e. Enacted by No. 55, s. 2, 1958, p. 210 s. 72a. Enacted by No. 45, s. 8, 1950, p. 129 ss. 72c and 72d. Enacted by No. 31, s. 11, 1959, pp. 87, 88 s. 72b. Enacted by No. 33, s. 3, 1958, p. 87 s. 92. Amended by No. 40, s. 3, 1948, p. 181, by No. 9, s. 3, 1952, p. 20, and by No. 31, s. 12, 1959, p. 89 s. 93. Amended by No. 31, s. 13, 1959, p. 89 s. 97. Amended by No. 26, s. 5, 1945, p. 117 Heading to Part VIII. amended by No. 31, s. 14, 1959, p. 89 ss. 115 to 121t. Substituted and enacted by No. 31, s. 15, pp. 89-96 s. 122. Amended by No. 31, s. 16, 1959, p. 96 s. 123. Substituted by No. 31, s. 17, 1959, p. 96 s. 142. Amended by No. 40, s. 5, 1948, p. 182 s. 154. Amended by No. 26, s. 6, 1945, p. 118 s. 171. Amended by No. 31, s. 18, 1959, p. 98 s. 172. Amended by No. 31, s. 19, 1959, p. 98 ss. 175a and 175b. Enacted by No. 31, s. 20, 1959, pp. 98, 99 s. 224a. Enacted by No. 46, s. 2, 1946, p. 212 s. 225a. Enacted by No. 40, s. 6, 1948, p. 183 Second schedule. Amended by No. 40, s. 7, 1948, p. 183
River Murray Waters Act, 1935 (Vol. 7, p. 287)	Schedules. Amended by No. 54, s. 5, 1948, p. 231, by No. 47, s. 5, 1954, p. 130, and by No. 25, s. 5, 1958, p. 72
Road and Railway Transport Act, 1930-1935 (Vol. 7 p. 320)	s. 9a. Enacted by No. 47, s. 3, 1939, p. 358 s. 9b. Enacted by No. 47, s. 3, 1939, p. 359 s. 14. Amended by No. 47, s. 4, 1939, p. 359 *Miller v. Hilton* (1937) 57 C.L.R. 400 ; 11 A.L.J. 74 *Crafter v. Burns* (1939) S.A.S.R. 152, affirming *Crafter v. Burns* (1939) S.A.S.R. 7. Special leave to appeal to the High Court refused, 62 C.L.R. 747 (note). *Dayman v. Gleader* (1939) S.A.S.R. 277, affirming *Dayman v. Gleader* (1939) S.A.S.R. 139 *Crouch v. O'Sullivan* (1956) S.A.S.R. 146 *Lamshed v. Lake* 32 A.L.J.R. 75 *Ridland v. Dyson* (1959) S.A.S.R. 72 s. 18a. Enacted by No. 47, s. 5, 1939, p. 359 s. 18b. Enacted by No. 47, s. 5, 1939, p. 359 s. 18c. Enacted by No. 47, s. 5, 1939, p. 360 s. 22a. Enacted by No. 47, s. 6, 1939, p. 360 s. 23. Repealed by No. 47, s. 8, 1939, p. 360 s. 24a. Enacted by No. 47, s. 7, 1939, p. 360 s. 25. Amended by No. 47, s. 9, 1939, p. 360 s. 26. Repealed by No. 47, s. 10, 1939, p. 360 s. 27b. Enacted by No. 47, s. 11, 1939, p. 361 s. 27c. Enacted by No. 47, s. 11, 1939, p. 361 s. 27d. Enacted by No. 47, s. 11, 1939, p. 362 s. 27e. Enacted by No. 47, s. 11, 1939, p. 362 *Motor Vehicle Drivers Case* (1940) 16 S.A.I.R. 111 ss. 27f to 27q. Enacted by No. 22, s. 3, 1956, pp. 53-58 *Edmund T. Lennon, Pty. Ltd. v. State of South Australia : Pioneer Express Pty. Ltd. v. State of South Australia* (1958) 99 C.L.R. 227 : 31 A.L.J. 622 s. 28a. Enacted by No. 47, s. 12, 1939, p. 363 s. 28b. Enacted by No. 47, s. 12, 1939, p. 363

Act Affected.	How Affected.
Road and Railway Transport Act, 1930-1935 (Vol. 7, p. 320)—*continued.*	s. 31a. Enacted by No. 43, s. 3, 1957, p. 115 s. 32a. Enacted by No. 47, s. 13, 1939, p. 364 s. 35a. Enacted by No. 47, s. 14, 1939, p. 364 s. 35b. Enacted by No. 47, s. 14, 1939, p. 364 s. 35c. Enacted by No. 47, s. 14, 1939, p. 364 s. 35d. Enacted by No. 47, s. 14, 1939, p. 364
Roads (Opening and Closing) Act, 1932-1936 (Vol. 7, p. 342)	s. 2. Amended by No. 47, s. 2, 1946, p. 213 s. 3. Amended by No. 47, s. 12, 1946, p. 220 s. 6. Amended by No. 47, s. 12, 1946, p. 220 s. 7. Amended by No. 47, s. 12, 1946, p. 220 s. 8. Amended by No. 47, s. 12, 1946, p. 220 s. 11. Amended by No. 47, ss. 3 and 12, 1946, pp. 213, 220 s. 11a. Enacted by No. 47, s. 4, 1946, p. 215 s. 14. Amended by No. 47, ss. 5 and 12, 1946, pp. 216, 220 s. 16. Amended by No. 47, s. 6, 1946, p. 216 s. 17. Amended by No. 47, ss. 7 and 12, 1946, pp. 217, 220 s. 18. Amended by No. 47, s. 12, 1946, p. 220 s. 20. Amended by No. 47, s. 8, 1946, p. 217 ss. 20a to 20d. Enacted by No. 47, s. 9, 1946, p. 217 s. 22. Amended by No. 47, s. 10, 1946, p. 219 s. 23. Amended by No. 47, ss. 11 (1) and 12, 1946, p. 220 s. 27. Amended by No. 47, s. 12, 1946, p. 220 Second schedule. Amended by No. 47, s. 12, 1946, p. 220 Third schedule. Amended by No. 47, s. 12, 1946, p. 220 Fourth schedule. Amended by No. 47, s. 12, 1946, p. 220 Fifth schedule. Enacted by No. 47, s. 11 (2), 1946, p. 220
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) s. 12. *Warmings Used Cars Ltd. v. Tucker and another* (1956) S.A.S.R. 249 s. 13. *Clarke v. McMahon* (1939) S.A.S.R. 64 s. 18. *Minister for Supply and Development and another v. Servicemen's Co-operative Joinery Manufacturers Limited and another* (1951) 82 C.L.R. 621 s. 25. *Langmead v. Thyer Rubber Co. Limited* (1947) S.A.S.R. 29 s. 32. Amended by No. 36, s. 3, 1943, p. 112 s. 57a. Amended by No. 2357, s. 4, 1937, p. 56 s. 57b. Enacted by No. 29, s. 3, 1952, p. 76
Sale of Furniture Act, 1904-1935 (Vol. 7, p. 473)	s. 3. Amended by No. 10, s. 3, 1961, p. 29 s. 5. Amended by No. 10, s. 4, 1961, p. 29 s. 6. Substituted by No. 10, s. 5, 1961, p. 30 s. 7. Amended by No. 10, s. 6, 1961, p. 30 s. 8a. Enacted by No. 10, s. 7, 1961, p. 30 s. 9. Amended by No. 10, s. 8, 1961, p. 31 s. 9a. Enacted by No. 10, s. 9, 1961, p. 31
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

Act Affected.	How Affected.
The Savings Bank of South Australia Act, 1929-1935 (Vol. 7, p. 526)	s. 2. Amended by No. 33, s. 2, 1948, p. 155 s. 4. Amended by No. 25, s. 2, 1949, p. 81 s. 4a. Enacted by No. 27, s. 3, 1945, p. 120 s. 5. Amended by No. 13, s. 3, 1942, p. 33, and by No. 31, s. 7 (2), 1947, p. 86 s. 8. Amended by No. 13, s. 5, 1942, p. 34 s. 16. Amended by No. 13, s. 6, 1942, p. 34 s. 17. Amended by No. 13, s. 7, 1942, p. 34, and by No. 33, s. 3, 1948, p. 155 s. 19. Substituted by No. 20, s. 3, 1953, p. 50 s. 20. Amended by No. 25, s. 4, 1949, p. 82, by No. 20, s. 4, 1953, p. 51, and by No. 36, s. 3, 1958, p. 136 s. 20a. Enacted by No. 36, s. 4, 1958, p. 136 s. 20b. Enacted by No. 24, s. 3, 1959, p. 67 s. 26a. Enacted by No. 27, s. 4, 1945, p.121 s. 27. Amended by No. 13, s. 8, 1942, p. 34 s. 28. Substituted by No. 13, s. 9, 1942, p. 34 s. 29. Substituted by No. 13, s. 10, 1942, p. 35 s. 30. Substituted by No. 13, s. 11, 1942, p. 35 s. 30a. Enacted by No. 27, s. 5, 1945, p. 121 s. 31. Amended by No. 13, s. 12, 1942, p. 35 s. 32a. Enacted by No. 31, s. 2, 1947, p. 84 s. 33. Amended by No. 13, s. 13, 1942, p. 36 s. 34. Substituted by No. 27, s. 6, 1945, p. 121 s. 38. Amended by No. 13, s. 14, 1942, p. 36, and by No. 31, s. 3, 1947, p. 85 s. 39. Amended by No. 13, s. 15, 1942, p. 37 s. 40. Amended by No. 13, s. 16, 1942, p. 37 s. 41. Amended by No. 13, s. 17, 1942, p. 37 s. 42. Amended by No. 13, s. 18, 1942, p. 37, and by No. 25, s. 5, 1949, p. 82 s. 42a. Enacted by No. 13, s. 19, 1942, p. 37 s. 42b. Enacted by No. 13, s. 19, 1942, p. 38 s. 43. Substituted by No. 31, s. 4, 1947, p. 85 s. 44. Amended by No. 13, s. 21, 1942, p. 38 s. 45. Amended by No. 13, s. 22, 1942, p. 38 s. 46. Amended by No. 31, s. 5, 1947, p. 85 s. 47. Amended by No. 31, s. 6, 1947, p. 85, and by No. 36, s. 5, 1958, p. 137 s. 48. Substituted by No. 13, s. 23, 194 2, p. 38 s. 50. Amended by No. 31, s. 7 (1), 1947, p. 86, and by No. 25, s. 6, 1949, p. 82 s. 51. Amended by No. 13, s. 24, 1942, p. 39, and by No. 25, s. 7, 1949, p. 82 s. 52. Substituted by No. 13, s. 25, 1942, p. 39, and amended by No. 25, s. 8, 1949, p. 82 s. 53. Substituted by No. 25, s. 9, 1949, p. 83 s. 54. Repealed by No. 13, s. 27, 1942, p. 39 s. 57. Amended by No. 13, s. 28, 1942, p. 40 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, by No. 25, s. 10, 1949, p. 83, and by No. 36, s. 6, 1958, p. 138 s. 60. Amended by No. 31, s. 9, 1947, p. 86 s. 60a. Enacted by No. 33, s. 5, 1948, p. 156, and amended by No. 36, s. 7, 1958, p. 138 s. 61. Amended by No. 13, s. 30, 1942, p. 40 s. 62. Amended by No. 13, s. 31, 1942, p. 40 s. 63. Amended by No. 13, s. 32, 1942, p. 40 s. 64. Substituted by No. 13, s. 33, 1942, p. 40 s. 65. Substituted by No. 25, s. 11, 1949, p. 83 s. 66. Substituted by No. 13, s. 35, 1942, p. 41 s. 67. Substituted by No. 13, s. 36, 1942, p. 41 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, and by No. 46, s. 3, 1961, p. 169

Act Affected.	How Affected.
Scaffolding Inspection Act, 1934 (Vol. 7, p. 557)—*continued.*	s. 4. Amended by No. 14, s. 3, 1957, p. 58 and by No. 46, s. 4, 1961, p. 170 s. 5. Substituted by No. 24, s. 4, 1957, p. 59 s. 5a. Enacted by No. 46, s. 5, 1961, p. 171 s. 6. Amended by No. 24, s. 5, 1957, p. 59, and by No. 46, s. 6, 1961, p. 171 s. 7. Substituted by No. 46, s. 7, 1961, p. 172 s. 8. Substituted by No. 46, s. 8, 1961, p. 172 s. 9. Amended by No. 24, s. 7, 1957, p. 60 s. 11. Amended by No. 24, s. 8, 1957, p. 60, and by No. 46, s. 9, 1961, p. 174 s. 11a. Enacted by No. 24, s. 9, 1957, p. 61 s. 12. Amended by No. 24, s. 10, 1957, p. 61 Second schedule. Amended by regulations *Gazette*, 14th September, 1944, p. 324, *Gazette* 13th June, 1957, p. 1469, *Gazette* 1st October, 1959, p. 825, and *Gazette* 18th May, 1961, p. 1142
School of Mines and Industries Act, 1892-1934 (Vol. 7, p. 565)	Long title. Amended by No. 46, s. 4, 1959, p. 154 Preamble. Amended by No. 46, s. 5, 1959, p. 155 s. 3. Amended by No. 46, s. 6, 1959, p. 155 s. 4. Amended by No. 46, s. 7, 1959, p. 155 s. 5. Repealed by No. 46, s. 8, 1959, p. 155 s. 6. Amended by No. 46, s. 9, 1959, p. 156 s. 10. Amended by No. 46, s. 10, 1959, p. 158 s. 11. Amended by No. 46, s. 11, 1959, p. 158
Second-hand Dealers Act, 1919-1934 (Vol. 7, p. 570)	s. 6. Amended by No. 19, s. 3, 1958, p. 53 s. 9a. Amended by No. 41, s. 2, 1950, p. 118 s. 9b. Enacted by No. 41, s. 2, 1949, p. 133 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. 2. Amended by No. 27, s. 4, 1953, p. 75 s. 4. Amended by No. 48, s. 3, 1946, p. 222 s. 10. Repealed by No. 48, s. 4, 1946, p. 223 s. 11. Repealed by No. 48, s. 4, 1946, p. 223 s. 17a. Enacted by No. 27, s. 2, 1953, p. 73 s. 31a. Enacted by No. 48, s. 5, 1946, p. 223 s. 32. Amended by No. 48, s. 6, 1946, p. 223 s. 64. Amended by No. 48, s. 7, 1946, p. 223 s. 74. Amended by No. 24, s. 3, 1955, p. 81 s. 74a. Enacted by No. 24, s. 4, 1955, p. 81, and amended by No. 65, s. 3, 1960, p. 252 s. 75. Amended by No. 24, s. 5, 1955, p. 82, and by No. 65, s. 4, 1960, p. 252 s. 75a. Enacted by No. 48, s. 8, 1946, p. 223, and repealed by No. 24, s. 6, 1955, p. 82 s. 85. Amended by No. 48, s. 9, 1946, p. 224 ss. 85a. to 85d. Enacted by No. 27, s. 3, 1953, p. 74
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 and by No. 20, ss. 3, 4 and 5, 1958, pp. 55-61 s. 9. Amended by No. 20, s. 6, 1958, p. 61
Shearers Accommodation Act Amendment Act, 1947 (1947, p. 62)	s. 2 (2). Amended by No. 42, s. 3, 1952, p. 121

Act Affected.	How Affected.
Soil Conservation Act, 1939 (1939, p. 124)	s. 2. Amended by No. 44, s. 3, 1945, p. 213 s. 2a. Enacted by No. 44, s. 4, 1945, p. 214 s. 4. Amended by No. 44, s. 5, 1945, p. 214 s. 6. Substituted by No. 37, s. 2, 1943, p. 114 s. 6a. Enacted by No. 44, s. 6, 1945, p. 214 and amended by No. 13, s. 3, 1960, p. 33 s. 6b. Enacted by No. 44, s. 6, 1945, p. 215 s. 6c. Enacted by No. 44, s. 6, 1945, p. 215 and amended by No. 13, s. 4, 1960, p. 34 ss. 6d to 6i. Enacted by No. 44, s. 6, 1945, pp. 216-218 s. 6j. Enacted by No. 13, s. 5, 1960, p. 34 s. 10a. Enacted by No. 37, s. 3, 1943, p. 114, and repealed by No. 44, s. 7, 1945, p. 218 s. 12. Amended by No. 37, s. 4, 1943, p. 115 s. 12a. Enacted by No. 44, s. 8, 1945, p. 218, and amended by No. 32, s. 3, 1947, p. 87 s. 13a. Enacted by No. 37, s. 5, 1943, p. 116, and repealed by No. 32, s. 4, 1947, p. 88 ss. 13b to 13i. Enacted by No. 44, s. 10, 1945, pp. 219-222 s. 13j. Enacted by No. 44, s. 10, 1945, p. 223, and amended by No. 13, s. 6, 1960, p. 34 ss. 13k to 13m. Enacted by No. 44, s. 10, 1945, pp. 224, 225 s. 13n. Enacted by No. 44, s. 10, 1945, p. 226, and amended by No. 32, s. 5, 1947, p. 88, and by No. 13, s. 7, 1960, p. 35 s. 13o. Enacted by No. 44, s. 10, 1945, p. 226, and amended by No. 32, s. 5, 1947, p. 88 s. 18. Amended by No. 37, s. 6, 1943, p. 117, and by No. 44, s. 11, 1945, p. 226 s. 19. Enacted by No. 37, s. 7, 1943, p. 117
South Australian Housing Trust Act, 1936 (Vol. 7, p. 653)	s. 2. Amended by No. 21, s. 2, 1942, p. 58 s. 8. Amended by No. 21, s. 3, 1942, p. 58 s. 13. Amended by No. 49, s. 2, 1946, p. 225 s. 13a. Enacted by No. 49, s. 3, 1946, p. 226 s. 14. Substituted by No. 21, s. 4, 1942, p. 59, and amended by No. 7, s. 2, 1947, p. 10 s. 14a. Enacted by No. 21, s. 4, 1942, p. 59 s. 14b. Enacted by No. 21, s. 4, 1942, p. 59 s. 14c. Enacted by No. 21, s. 4, 1942, p. 59 s. 20. Amended by No. 21, s. 5, 1942, p. 59 s. 20a. Enacted by No. 50, s. 2, 1952, p. 149 s. 20b. Enacted by No. 50, s. 2, 1952, p. 149 s. 20c. Enacted by No. 50, s. 2, 1952, p. 151 s. 24a. Enacted by No. 10, s. 2, 1948, p. 70 s. 25. Substituted by No. 21, s. 6, 1942, p. 59 s. 27. Amended by No. 2371, s. 4, 1937, p. 108 and by No. 21, ss. 7 and 8, 1942, p. 60 s. 28a. Enacted by No. 46, s. 3, 1940, p. 146 and amended by No. 21, s. 9, 1942, p. 60 s. 28b. Enacted by No. 21, s. 10, 1942, p. 61 s. 29a. Enacted by No. 2371, s. 5, 1937, p. 108 Schedule. Enacted by No. 49, s. 4, 1946, p. 227, and amended by No. 42, s. 3, 1957, p. 112
South Australian Railways Commissioner's Act, 1936 (Vol. 7, p. 661)	s. 38. Amended by No. 47, s. 3, 1941, p. 202 s. 42. Substituted by No. 47, s. 4, 1941, p. 202 ss. 42a to 42f. Enacted by No. 47, s. 4, 1941, pp. 202, 203 s. 43. Repealed by No. 47, s. 4, 1941, p. 202 s. 44. Amended by No. 47, s. 5, 1941, p. 204 s. 44a. Enacted by No. 47, s. 6, 1941, p. 204

Act Affected.	How Affected.
South Australian Railways Commissioner's Act, 1936 (Vol. 7. p. 661)—*continued.*	s. 47a. Enacted by No. 47, s. 7, 1941, p. 205 s. 49. Amended by No. 47, s. 8, 1941, p. 205 ss. 53a to 53x. Enacted by No. 2400, s. 3, 1938, pp. 67-73 ss. 56a and 56b. Enacted by No. 55, s. 3, 1950, pp. 182, 183 s. 109. *Miesiewicz v. South Australian Railways Commissioner* (1961) S.A.S.R. 190 s. 113. Repealed by No. 55, s. 4, 1950, p. 183 s. 114. Repealed by No. 55, s. 4, 1950, p. 183 s. 133. Amended by No. 41, s. 3, 1957, p. 110 s. 137. *Miesiewicz v. South Australian Railways Commissioner* (1961) S.A.S.R. 190
South-Eastern Drainage Act, 1931-1935 (Vol. 7, p. 721)	s. 3. Amended by No. 25, s. 3, 1959, p. 69 s. 6. Amended by No. 25, s. 3, 1947, p. 65, and by No. 25, s. 4, 1959, p. 70 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 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 s. 81. Amended by No. 25, s. 4, 1947, p. 66 s. 81a. Enacted by No. 25, s. 5, 1947, p. 66 s. 88. Amended by No. 25, s. 6, 1947, p. 67 s. 90. *In re Cameron and Ryder* (1937) S.A.S.R. 143 s. 98. *In re Cameron and Ryder* (1937) S.A.S.R. 143 s. 101. *In re Cameron and Ryder* (1937) S.A.S.R. 143 Heading to Part IVA. Amended by No. 25, s. 5, 1959, p. 70 s. 103a. Enacted by No. 34, s. 3, 1948, p. 159, and amended by No. 25, s. 6, 1959, p. 70 s. 103b. Enacted by No. 34, s. 3, 1948, p. 160, and amended by No. 25, s. 7, 1959, p. 70 s. 103c. Enacted by No. 34, s. 3, 1948, p. 160 and amended by No. 25, s. 8, 1959, p. 70 ss. 103d to 103f. Enacted by No. 34, s. 3, 1948, p. 160 s. 103g. Enacted by No. 34, s. 3, 1948, p. 161 and amended by No. 25, s. 9, 1959, p. 71 ss. 103h to 103j. Enacted by No. 34, s. 3, 1948, pp. 161, 162 First schedule. Substituted by No. 25, s. 10, 1959, p. 71 Fifth schedule. Enacted by No. 25, s. 11, 1959, p. 72
Stamp Duties Act, 1923-1936 (Vol. 7, p. 762)	This Act as amended by No. 2359, 1937, p. 59, No. 2387, 1938, p. 12, No. 48, 1941, p. 206, No. 22, 1942, p. 62, No. 30, 1944, p. 90, No. 32, 1945, p. 139, No. 41, 1947, p. 107, No. 16, 1950, p. 38, No. 5, 1952, p. 13, No. 42, 1952, p. 119, and No. 55, 1952, p. 184, in the 1952 volume, p. 245. *See also* the following paragraph
Stamp Duties Act, 1923-1952 (1952, p. 245)	s. 31. Amended by No. 30, s. 3, 1953, p. 81, and by No. 45, s. 4, 1959, p. 150 s. 31b. Enacted by No. 45, s. 5, 1959, p. 151, and amended by No. 7, s. 3 (1), 1960, p. 21 s. 31c. Enacted by No. 45, s. 5, 1959, p. 151 s. 31d. Enacted by No. 45, s. 5, 1959, p. 151 s. 40. Repealed by No. 30, s. 4 (1), 1953, p. 82 s. 48. Amended by No. 8, s. 3, 1956, p. 18

Act Affected.	How Affected.
Stamp Duties Act, 1923-1952 (1952, p. 245)—*continued.*	s. 60. Amended by No. 30, s. 5, 1953, p. 82 *In re South Australian Unit Trusts Pty., Ltd.* (1954) S.A.S.R. 227 Part IV. Operation suspended by No. 15, s. 3, 1960, p. 39 Second schedule. Amended by No. 30, s. 6, 1953, p. 82, by No. 29, s. 3, 1954, p. 87, by No. 8, s. 4, 1956, p. 18, and by No. 45, s. 6, 1959, p. 151
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, and by No. 56, s. 2, 1958, p. 212 s. 19. Amended by No. 63, s. 3, 1954, p. 195 s. 20. Repealed by No. 63, s. 4, 1954, p. 195 s. 37a. Enacted by No. 23, s. 4, 1941, p. 85 s. 39. Amended by No. 56, s. 3, 1958, p. 213 s. 76a. Amended by No. 23, s. 5, 1941, p. 86 s. 76j. Amended by No. 63, s. 5, 1954, p. 196 s. 78. Substituted by No. 63, s. 6, 1954, p. 196
Statute Law Revision Act, 1937 (1937, p. 20)	s. 5. Repealed by No. 2368, s. 2 (2), 1937, p. 102
Steam Boilers and Enginedrivers Act, 1935 (Vol. 8, p. 5)	s. 56. Amended by No. 43, s. 3, 1952, p. 122 Fifth schedule. Amended by regulations *Gazette* 15th August, 1957, p. 368, and *Gazette* 22nd October, 1959, p. 972
Stock Diseases Act, 1934 (Vol. 8, p. 39)	s. 1. Amended by No. 36, s. 2, 1956, p. 105 s. 2. Amended by No. 36, s. 18 (2), 1956, p. 108 s. 5. Amended by No. 29, ss. 3 and 4 (1), 1946 pp. 132, 133, by No. 36, s. 3, 1956, p. 105, and by No. 19, s. 3, 1959, p. 47 s. 6. Amended by No. 29, s. 4 (2), 1946, p. 133 s. 8. Amended by No. 36, s. 4, 1956, p. 105, and by No. 18, s. 3, 1961, p. 54 s. 8a. Enacted by No. 64, s. 2, 1954, p. 197, and amended by No. 36, s. 5, 1946, p. 106 s. 10a. Enacted by No. 31, s. 2, 1941, p. 115 s. 10b. Enacted by No. 31, s. 2, 1941, p. 116 s. 11. Amended by No. 36, s. 6, 1956, p. 106 s. 12. Amended by No. 36, s. 7, 1956, p. 106 s. 13. Amended by No. 36, s. 8, 1956, p. 106 s. 14. Amended by No. 36, s. 9, 1956, p. 106 s. 15. Amended by No. 36, s. 10, 1956, p. 106 s. 16. Amended by No. 36, s. 11, 1956, p. 107 s. 18. Amended by No. 29, s. 5, 1946, p. 133 s. 19. Amended by No. 29, s. 6 (1), 1946, p. 133, and by No. 36, s. 12 (1), 1956, p. 107 s. 20. Amended by No. 29, s. 7, 1946, p. 134 s. 23. Amended by No. 36, s. 13, 1956, p. 107 s. 24. Amended by No. 36, s. 14, 1956, p. 108 s. 28. Amended by No. 36, s. 15, 1956, p. 108 s. 29. Substituted by No. 29, s. 8, 1946, p. 134 s. 30. Substituted by No. 29, s. 9, 1946, p. 134 s. 31. Substituted by No. 29, s. 10, p. 135 and amended by No. 36, s. 16, 1956, p. 108 s. 32. Substituted by No. 36, s. 17, 1956, p. 108 s. 37. Repealed by No. 29, s. 11, 1946, p. 136

Act Affected.	How Affected.
Stock Diseases Act, 1934 (Vol. 8, p. 39) —*continued.*	ss. 38 to 40. Repealed by No. 36, s. 18 (1), 1956, p. 108 s. 41. Repealed by No. 29, s. 11, 1946, p. 136 s. 42. Amended by No. 29, s. 14, 1946, p. 136, and by No. 36, s. 20, 1956, p. 109 s. 43aa. Enacted by No. 36, s. 19, 1956, p. 109 s. 43a. Enacted by No. 31, s. 3, 1941, p. 116 s. 48. Amended by No. 29, s. 4 (3), 1946, p. 133 Second schedule. Repealed by No. 29, s. 4 (4), 1946, p. 133 Third schedule. Repealed by No. 36, s. 12 (2), 1956, p. 107 Fourth schedule. Repealed by No. 29, s. 4 (4), 1946, p. 133
Stock Foods Act, 1941 (1941, p. 118)	s. 4. Amended by No. 37, s. 4, 1956, p. 110 s. 8. Amended by No. 18, s. 2, 1948, p. 99 s. 15. Amended by No. 10, s. 2, 1944, p. 22 s. 16. Amended by No. 10, s. 3, 1944, p. 22
Stock Medicines Act, 1939 (1939, p. 133)	s. 3. Amended by No. 54, s. 37, 1955, p. 182, and by No. 37, s. 3, 1956, p. 110
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
Succession Duties Act, 1929-1942 (1942, p. 144)	s. 3. Amended by No. 52, s. 3, 1959, p. 3 s. 4. Amended by No. 51, s. 3, 1952, p. 152. *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 *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R. 34 s. 8. *In re Murphy, deceased* (1951) S.A.S.R. 28 s. 9a. Enacted by No. 49, s. 3, 1954, p. 134 s. 9b. Enacted by No. 57, s. 3, 1955, p. 203 s. 10a. Enacted by No. 28, s. 2, 1943, p. 73 s. 12. Amended by No. 51, s. 4, 1952, p. 152 s. 13a. Enacted by No. 49, s. 3, 1951,p. 135 s. 20. Amended by No. 51, s. 5, 1952, p. 153 *Elder's Trustee and Executor Company Limited v. The Commissioner of Succession Duties* (1945) S.A.S.R 34. s. 32. Amended by No. 51, s. 6, 1952, p. 153 s. 34. Amended by No. 51, s. 7, 1952, p. 153 s. 35. Amended by No. 51, s. 8, 1952, p. 153 s. 35 (3). *Freeman v. The Commissioner of Succession Duties* (1945) S.A.S.R. 139 *In re Wright deceased: Western v. Commissioner of Succession Duties* (1957) S.A.S.R. 332 s. 39a. Amended by No. 51, s. 9, 1952, p. 153 s. 46 (1). *In re Gebhardt* (1943) S.A.S.R. 380 s. 51. Amended by No. 51, s. 10, 1952, p. 153 s. 55a. Amended by No. 42, s. 3, 1952, p. 120 s. 55aa. Enacted by No. 49, s. 4, 1951, p. 136 s. 55b. Amended by No. 28, s. 3, 1943, p. 74

Act Affected.	How Affected.
Succession Duties Act, 1929-1942 (1942, p. 144)—*continued.*	ss. 55e. to 55h. Enacted by No. 52, s. 4, 1959, pp. 199-201 s. 56a. Enacted by No. 50, s. 3, 1949, p. 173 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 s. 61a. Enacted by No. 35, s. 3, 1950, p. 102 s. 63a. Amended by No. 57, s. 4, 1955, p. 205 s. 65. Amended by No. 51, s. 11, 1952, p. 153 Second schedule. Substituted by No. 51, s. 12, 1952, p. 153 and amended by No. 49, s. 4, 1954, p. 134, and by No. 52, s. 5, 1959, p. 202 Third schedule. Repealed by No. 51, s. 12, 1952, p. 153
Superannuation Act, 1926-1935 (Vol. 8, p. 129)	s. 3. Amended by No. 65, s. 4, 1954, p. 201, and by No. 40, s. 4, 1961, p. 120 s. 3a. Enacted by No. 57, s. 3, 1958, p. 214, and amended by No. 40, s. 5, 1961, p. 121 s. 5. Amended by No. 40, s. 6, 1961, p. 121 s. 7. Amended by No. 40, s. 7, 1961, p. 121 s. 8. Amended by No. 50, s. 2, 1946, p. 231 s. 12. Amended by No. 44, s. 3, 1955, p. 136 s. 13. Amended by No. 44, s. 4, 1955, p. 136 s. 16. Amended by No. 44, s. 5, 1955, p. 137 s. 21. Amended by No. 50, s. 3, 1946, p. 231 s. 22a. Enacted by No. 32, s. 4, 1951, p. 68 and amended by No. 65, s. 5, 1954, p. 202 s. 23. Amended by No. 50, s. 4, 1946, p. 232, by No. 12, s. 4, 1948, p. 74, by No. 62, s. 3, 1949, p. 223, and by No. 40, s. 8, 1961, p. 121 s. 23a. Enacted by No. 65, s. 6, 1954, p. 202, and amended by No. 40, s. 9, 1961, p. 122 s. 24. Substituted by No. 12, s. 5, 1948, p. 75 and amended by No. 65, s. 7, 1954, p. 203, by No. 44, s. 6, 1955, p. 137, by No. 57, s. 4, 1958, p. 215, and by No. 40, s. 10, 1961, p. 122 s. 24a. Enacted by No. 29, s. 3, 1942, p. 87, substituted by No. 12, s. 5, 1948, p. 76 and further substituted by No. 65, s. 8, 1954, p. 204, and amended by No. 44, s. 7, 1955, p. 137, and by No. 38, s. 3, 1956, p. 112 s. 24aa. Enacted by No. 57, s. 5, 1958, p. 216, and amended by No. 40, s. 11, 1961, p. 124 s. 24b. Enacted by No. 29, s. 3, 1942, p. 88, and substituted by No. 12, s. 5, 1948, p. 79, and amended by No. 40, s. 12, 1961, p. 124 s. 24ba. Enacted by No. 12, s. 5, 1948, p. 78 and amended by No. 65, s. 9, 1954, p. 205, by No. 44, s. 8, 1955, p. 137, and by No. 40, s. 13, 1961, p. 125 s. 24bb. Enacted by No. 12, s. 5, 1948, p. 79, and amended by No. 51, s. 3, 1953, p. 150 s. 24bc. Enacted by No. 12, s. 5, 1948, p. 79, and substituted by No. 40, s. 14, 1961, p. 125 s. 24bd. Enacted by No. 12, s. 5, 1948, p. 79, and substituted by No. 44, s. 9, 1955, p. 137, and amended by No. 40, s. 15, 1961, p. 125 s. 24be. Enacted by No. 12, s. 5, 1948, p. 79 and repealed by No. 40, s. 16, 1961, p. 126 s. 24c. Enacted by No. 29, s. 3, 1942, p. 89 s. 24d. Enacted by No. 50, s. 6, 1946, p. 232, and repealed by No. 12, s. 6, 1948, p. 80 s. 25. Substituted by No. 65, s. 11, 1954, p. 206

Act Affected.	How Affected.
Superannuation Act, 1926-1935 (Vol. 8, p. 129)—*continued.*	s. 26. Substituted by No. 12, s. 7, 1948, p. 80 and amended by No. 65, s. 12, 1954, p. 206, and by No. 40, s. 17, 1961, p. 126 ss. 26a and 26b. Repealed by No. 12, s. 8, 1948, p. 80 ss. 26c and 26d. Enacted by No. 2422, s. 3, 1938, pp. 196-197, and repealed by No. 12, s. 8, 1948, p. 80 s. 26e. Enacted by No. 14, s. 3, 1940, p. 35 s. 26f. Enacted by No. 50, s. 7, 1946, p. 233 s. 27a. Enacted by No. 65, s. 13, 1954, p. 206 s. 27b. Enacted by No. 65, s. 13, 1954, p. 207 s. 27c. Enacted by No. 40, s. 18, 1961, p. 126 s. 28. Amended by No. 50, s. 8, 1946, p. 234 s. 28a. Enacted by No. 12, s. 9, 1948, p. 81 s. 28aa. Enacted by No. 32, s. 6, 1951, p. 69, and renumbered by No. 40, s. 19, 1961, p. 126 s. 28b. Enacted by No. 12, s. 9, 1948, p. 81 and amended by No. 65, s. 14, 1954, p. 207, and by No. 40, s. 20, 1961, p. 126 s. 28ba. Enacted by No. 32, s. 7, 1951, p. 70 and substituted by No. 65, s. 15, 1954, p. 207, and amended by No. 40, s. 21, 1961, p. 126 s. 28c. Enacted by No. 12, s. 9, 1948, p. 81, and amended by No. 44, s. 10, 1955, p. 138 ss. 28d and 28e. Enacted by No. 12, s. 9, 1948, pp. 82, 83 s. 29. Substituted by No. 32, s. 8, 1951, p. 70 and amended by No. 65, s. 16, 1954, p. 207 s. 30. Repealed by No. 32, s. 8, 1951, p. 70 s. 33. Amended by No. 40, s. 22, 1961, p. 127 s. 34. Amended by No. 38, s. 4, 1956, p. 112 s. 34a. Enacted by No. 32, s. 9, 1951, p. 71 s. 39. Amended by No. 12, s. 12, 1948, p. 83, by No. 32, s. 10, 1951, p. 71, and by No. 40, s. 23, 1961, p. 127 s. 39a. Enacted by No. 65, s. 17, 1954, p. 207 s. 39b. Enacted by No. 40, s. 24, 1961, p. 127 s. 40. Amended by No. 50, s. 9, 1946, p. 234 *In re Jennings Gould and the South Australian Superannuation Fund Board* (1945) S.A.S.R. 50 s. 41. Amended by No. 40, s. 25, 1961, p. 128 s. 42. Amended by No. 50, s. 10, 1946, p. 234, by No. 12, s. 13, 1948, p. 83, by No. 32, s. 11, 1951, p. 71, by No. 65, s. 18, 1954, p. 208, by No. 44, s. 11 (1), 1955, p. 138, by No. 57, s. 6, 1958, p. 217, and by No. 40, s. 26, 1961, p. 128 s. 43. Amended by No. 50, s. 11, 1946, p. 234, by No. 12, s. 14, 1948, p. 83, by No. 32, s. 12, 1951, p. 71, by No. 65, s. 19, 1954, p. 208, by No. 44, s. 12 (1), (2), 1955, p. 139, by No. 57, s. 7, 1958, p. 217, by No. 66, s. 4, 1960, p. 254, and by No. 60, s. 27, 1961, p. 128 s. 43a. Enacted by No. 32, s. 13, 1951, p. 72 and amended by No. 65, s. 20, 1954, p. 209, by No. 57, s. 8, 1958, p. 218, and by No. 40, s. 28, 1961, p. 129 s. 44. Amended by No. 29, s. 4, 1942, p. 89, by No. 12, s. 15, 1948, p. 83, by No. 32, s. 14, 1951, p. 72, by No. 65, s. 21, 1954, p. 209, by No. 44 s. 13, 1955, p. 139, by No. 57, s. 9, 1958, p. 218, and by No. 40, s. 29, 1961, p. 129 s. 45. Amended by No. 40, s. 30, 1961, p. 129 s. 45a. Enacted by No. 57, s. 10, 1958, p. 218, and amended by No. 40, s. 31, 1961, p. 129 s. 48. Amended by No. 12, s. 16, 1948, p. 83, by No. 32, s. 15, 1951, p. 72, and by No. 65, s. 22, 1954, p. 209 s. 49. Amended by No. 29, s. 5, 1942, p. 89, by No. 12, s. 17, 1948, p. 84, by No. 32, s. 16, 1951, p. 72, by No. 65, s. 23, 1954, p. 209, by No. 44, s. 14, 1955, p. 139, by No. 57, s. 11, 1958, p. 219, and by No. 40, s. 32, 1961, p. 129

Act Affected.	How Affected.
Superannuation Act, 1926-1935 (Vol. 8, p. 129)—*continued*	s. 49a. Enacted by No. 57, s. 12, 1958, p. 219 s. 49b. Enacted by No. 66, s. 5, 1960, p. 255 s. 49c. Enacted by No. 40, s. 33, 1961, p. 130 s. 49d. Enacted by No. 40, s. 33, 1961, p. 130 s. 49e. Enacted by No. 40, s. 33, 1961, p. 130 s. 50. Amended by No. 40, s. 34, 1961, p. 130 s. 51. Amended by No. 12, s. 18, 1948, p. 84, and by No. 40, s. 35, 1961, p. 130 s. 58. Substituted by No. 12, s. 19, 1948, p. 84 s. 58a. Enacted by No. 12, s. 20, 1948, p. 85 s. 59. Amended by No. 40, s. 36, 1961, p. 131 s. 60. Amended by No. 40, s. 37, 1961, p. 131 s. 61. Amended by No. 44, s. 15, 1955, p. 140 s. 66a. Enacted by No. 62, s. 4, 1949, p. 224 s. 66b. Enacted by No. 62, s. 4, 1949, p. 225 s. 71a. Enacted by No. 66, s. 6, 1960, p. 255 s. 72. Amended by No. 50, s. 13, 1946, p. 236 s. 75a. Enacted by No. 40, s. 38, 1961, p. 131 s. 82. Amended by No. 40, s. 39, 1961, p. 131 s. 82a. Enacted by No. 44, s. 16, 1955, p. 140 s. 83. Amended by No. 50, s. 14, 1946, p. 236 and by No. 40, s. 40, 1961, p. 131 Schedule I. Amended by No. 12, s. 21, 1948, p. 85 Schedule II. Amended by No. 12, s. 21, 1948, p. 85 Schedule III. Enacted by No. 50, s. 15, 1946, p. 237, and amended by No. 12, s. 21, 1948, p. 85 Schedule IV. Enacted by No. 50, s. 15, 1946, p. 238, and amended by No. 12, s. 21, 1948, p. 84 Schedule V. Enacted by No. 32, s. 17, 1951, p. 72 Schedule VI. Enacted by No. 32, s. 17, 1951, p. 74 Schedule VII. Enacted by No. 65, s. 24, 1954, p. 209 Schedule VIII. Enacted by No. 65, s. 24, 1954, p. 211 Schedule IX. Enacted by No. 40, s. 41, 1961, p. 132
Supreme Court Act, 1935-1936 (Vol. 8, p. 168)	s. 7. Amended by No. 13, s. 3, 1952, p. 28 s. 9. Amended by No. 38, s. 3, 1944, p. 178 s. 11. Amended by No. 12, s. 3, 1955, p. 42 s. 12. Amended by No. 33, s. 3, 1947, p. 89, by No. 6, s. 3, 1951, p. 10, by No. 3, s. 13, 1955, p. 9, by No. 41, s. 3, 1958, p. 153, and by No. 71, s. 3, 1960, p. 301 s. 13a. Enacted by No. 38, s. 4, 1944, p. 179 s. 13b. Enacted by No. 38, s. 4, 1944, p. 179 s. 13c. Enacted by No. 38, s. 4, 1944, p. 179, and amended by No. 45, s. 4, 1953, p. 129 s. 13d. Enacted by No. 38, s. 4, 1944, p. 179, and substituted by No. 45, s. 5, 1953, p. 130 s. 13e. Enacted by No. 38, s. 4, 1944, p. 180 and substituted by No. 45, s. 6, 1953, p. 131 s. 13ea. Enacted by No. 45, s. 7, 1953, p. 131 s. 13eb. Enacted by No. 67, s. 3, 1960, p. 256 s. 13f. Enacted by No. 38, s. 4, 1944, p. 180 s. 13g. Enacted by No. 38, s. 4, 1944, p. 181 s. 13h. Enacted by No. 38, s. 4, 1944, p. 181, substituted by No. 33, s. 4, 1947, p. 89, and repealed by No. 45, s. 8, 1953, p 132 s. 40. *Tilley v. Tilley* (1945) S.A.S.R. 81 s. 50. *Chapman v. Chapman and Holmes* (1946) S.A.S.R. 217 *Campbell v. O'Sullivan* (1947) S.A.S.R. 195 s. 53. Amended by No. 12, s. 4, 1955, p. 43 s. 53a. Enacted by No. 13, s. 4, 1952, p. 28 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 s. 3b. Enacted by No. 37, s. 3, 1951, p. 84

Act Affected.	How Affected.
Surveyors Act, 1935 (Vol. 8, p. 216)....	s. 14. Substituted by No. 20, s. 2, 1948, p. 101 s. 16. Amended by No. 20, s. 3, 1948, p. 101 s. 17. Amended by No. 20, s. 4, 1948, p. 102 s. 18. Amended by No. 39, s. 3, 1956, p. 114 s. 19. Amended by No. 39, s. 4, 1956, p. 115 s. 20. Amended by No. 39, s. 5, 1956, p. 115 s. 30. Amended by No. 19, s. 3, 1961, p. 55 s. 34. Substituted by No. 19, s. 4, 1961, p. 55 s. 47. Amended by No. 29, s. 2, 1949, p. 90, and by No. 39, s. 6, 1956, p. 115 Third schedule. Amended by No. 29, s. 3, 1949, p. 90
Survival of Causes of Action Act, 1940 (1940, p. 313).	s. 3. *Sellick v. De Young* (1955) S.A.S.R. 191
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, by No. 11, s. 2, 1951, p. 17, and by No. 10, s. 3, 1960, p. 27 s. 4a. Enacted by No. 10, s. 4, 1960, p. 28 s. 5. Amended by No. 20, s. 3, 1946, p. 107 s. 6. Amended by No. 29, s. 3, 1940, p. 82, by No. 20, s. 4, 1946, p. 108, by No. 38, s. 2, 1951, p. 85, and by No. 23, s. 2, 1954, p. 71 s. 7. Amended by No. 20, s. 5, 1946, p. 108 s. 8. Amended by No. 29, s. 4, 1940, p. 82, by No. 20, s. 6, 1946, p. 108, and by No. 23, s. 3, 1954, p. 71 s. 9. Amended by No. 29, s. 5, 1940, p. 83 s. 12. Amended by No. 29, s. 6, 1940, p. 83 s. 13. Amended by No. 29, s. 7, 1940, p. 83 s. 14. Amended by No. 29, s. 8, 1940, p. 84, by No. 38, s. 3, 1951, p. 85, and by No. 23, s. 4, 1954, p. 72 s. 16. Amended by No. 20, s. 7, 1946, p. 108
Testators Family Maintenance Act, 1918 (Vol. 8, p. 253)	s. 2. Amended by No. 29, s. 3, 1943, p. 75 s. 3. *In re Harris* (1936) S.A.S.R. 497 *In re Whiting* (1938) S.A.S.R. 188 *In re Schwerdt* (1939) S.A.S.R. 333 *In re Gerloff* (1941) S.A.S.R. 156 *In re Naffin deceased, Naffin and others v. Naffin and others* (1941) S.A.S.R. 294 *In re Small, Harris v. Public Trustee and another* (1942) S.A.S.R. 183 *In re Wade* (1946) S.A.S.R. 131 *In re Preece* (1947) S.A.S.R. 134 *In re Traeger* (1949) S.A.S.R. 180 *In re Wheare* (1950) S.A.S.R. 61 *In the estate of Woollard, deceased* (1953) S.A.S.R. 173 s. 4. Amended by No. 29, s. 4, 1943, p. 76 *In re Traeger, deceased* (1948) S.A.S.R. 248 s. 5. Amended by No. 29, s. 5, 1943, p. 77 *In re Traeger* (1949) S.A.S.R. 180 s. 13. *In re Whiting* (1938) S.A.S.R. 188
Town Planning Act, 1929 (Vol. 8, p. 261)	This Act, as amended by No. 55, 1955, p. 183 and No. 46, 1956, p. 130, and with notes of judicial decisions, is reprinted in the 1956 volume, p. 278 *See also* the following paragraph
Town Planning Act 1929-1956 (1956, p. 278)	s. 3. Amended by No. 52, s. 2, 1957, p. 153 s. 11. Amended by No. 52, s. 3 (1), 1957, p. 153 s. 12. Amended by No. 52, s. 3 (2), 1957, p. 154 s. 12a. Amended by No. 52, ss. 3 (3), 4, 1957, p. 154 *The Queen v. The Town Planning Committee: ex parte Sky Estate Limited* (1958) S.A.S.R. 1 s. 13. Amended by No. 52, s. 3 (4), 1957, p. 154

Act Affected.	How Affected.
Town Planning Act, 1929-1956 (1956, p. 278)—*continued*	s. 13a. Amended by No. 52, s. 3 (5), 1957, p. 154 *The Queen v. The Town Planning Committee: ex parte Skye Estate Limited* (1958) S.A.S.R. 1 s. 14. Amended by No. 52, s. 5. 1957, p. 155 s. 26. Amended by No. 52, s. 6, 1957, p. 155 s. 31. Amended by No. 52, s. 7, 1957, p. 158
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 *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. 3. Amended by No. 23, s. 2, 1956, p. 59 s. 4. Amended by No. 23, s. 3, 1956, p. 59 s. 5, Amended by No. 15, s. 2, 1947, p. 36, by No. 23, s. 4, 1956, p. 60, and by No. 14, s. 3, 1960, p. 37 s. 6. Amended by No. 15, s. 3, 1947, p. 36, and by No. 23, s. 5, 1956, p. 60 s. 7. Amended by No. 23, s. 6, 1956, p. 61 s. 8. Amended by No. 23, s. 7, 1956, p. 61 s. 9. Amended by No. 23, s. 8, 1956, p. 61 s. 11. Amended by No. 23, s. 9, 1956, p. 61 Second schedule. Amended by No. 23, s. 10, 1956, p. 62
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 s. 7. Amended by No. 24, s. 3, 1946, p. 119 s. 35b. Enacted by No. 52, s. 3, 1953, p. 152 s. 37. Amended by No. 5, s. 4, 1950, p. 7 s. 41. Amended by No. 5, s. 5, 1950, p. 8 s. 49. *In re James deceased: Bagots Executor and Trustee Company Limited and another v. McGregor and others* (1949) S.A.S.R. 143 s. 59. Amended by No. 5, s. 6, 1950, p. 8 s. 60. *In the Matter of the Trusts of the Church of Saint Jude, Brighton* (1956) S.A.S.R. 46
University of Adelaide Act, 1935-1936 (Vol. 8, p. 352)	s. 3. Amended by No. 9, s. 2, 1950, p. 17 s. 12. Amended by No. 10, s. 3, 1942, p. 23 ss. 18a to 18i. Enacted by No. 9, s. 3, 1950, pp. 18-20 s. 24. Amended by No. 10, s. 4, 1942, p. 24 s. 25. Amended by No. 2340, s. 2, 1937, p. 3, and by No. 9, s. 3, 1943, p. 17 s. 26. Amended by No. 2340, s. 3, 1937, p. 3 s. 26a. Enacted by No. 9, s. 3, 1946, p. 34 s. 27. Repealed by No. 2340, s. 4, 1937, p. 4 Third schedule. Repealed by No. 2340, s. 5, 1937, p. 4
Uranium Mining Act, 1949 (1949, p. 54)	s. 2a. Enacted by No. 51, s. 3, 1954, p. 139 ss. 4a to 4l. Enacted by No. 18, s. 3, 1952, pp. 39-45 s. 5. Repealed by No. 18, s. 4, 1952, p. 45 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 s. 8. Amended by No. 50, s. 4 (1), 1957, p. 144 s. 9a. Enacted by No. 36, s. 2, 1942, p. 126 s. 10. Amended by No. 50, s. 4 (2), 1957, p. 144

Act Affected.	How Affected.
Vermin Act, 1931-1936 (Vol. 8, p. 396) —*continued*	s. 12. Amended by No. 7, s. 2, 1953, p. 17, and by No. 50, s. 4 (3), 1957, p. 144 s. 13. Amended by No. 50, s. 4 (4), 1957, p. 144 s. 17. Amended by No. 50, s. 4 (5), 1957, p. 144 s. 20. Amended by No. 50, s. 2, 1957, p. 143 s. 22. Amended by No. 13, s. 2 (2), 1945, p. 44 s. 22a. Enacted by No. 13, s. 2 (1), 1945, p. 44 and amended by No. 32, s. 3, 1959, p. 100 *Lewis v. Jacobs* (1958) S.A.S.R. 231 s. 23. Amended by No. 13, s. 2 (3), 1945, p. 45 by No. 24, s. 2, 1954, p. 73, and by No. 50, ss. 3, 4 (6), (7), 1957, pp. 144, 145, and by No. 32, s. 4, 1959, p. 100 s. 23a. Amended by No. 50, s. 4 (8), 1957, p. 145 s. 24. *Sellars v. Gill* (1956) S.A.S.R. 1 s. 25. Amended by No. 13, s. 2 (4), 1945, p. 45 s. 37a. Enacted by No. 36, s. 3, 1942, p. 127 s. 46. Amended by No. 36, s. 4, 1942, p. 128 s. 53. Amended by No. 2409, s. 3 (2), 1938, p. 98 s. 56. Substituted by No. 31, s. 2, 1944, p. 92 s. 76. Amended by No. 36, s. 5, 1942, p. 128, and by No. 8, s. 2, 1943, p. 16 s. 120. Amended by No. 13, s. 3, 1945, p. 47 s. 136a. Enacted by No. 13, s. 4, 1945, p. 47 s. 158. Amended by No. 2409, s. 3 (2), 1938, p. 98 ss. 159 to 201. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 215. Amended by No. 2409, s. 3 (2), 1938, p. 98 ss. 222 to 224b. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 225b. Enacted by No. 24, s. 2, 1939, p. 122 s. 229. Substituted by No. 39, s. 3, 1960, p. 112 s. 234. Amended by No. 13, s. 5, 1945, p. 48 ss. 245 and 246. Repealed by No. 2409, s. 3 (2), 1938, p. 98 s. 256. Repealed by No. 2409, s. 3 (2), 1938, p. 98 Fifth schedule. Amended by No. 13, s. 2 (5), 1945, p. 45, and by No. 50, s. 4 (9), 1957, p. 145 Sixth schedule. Amended by No. 13, s. 2 (6), 1945, p. 46, and by No. 50, s. 5, 1957, p. 145
Veterinary Surgeons Act, 1935-1936 (Vol. 8, p. 511)	s. 3. Amended by No. 2414, s. 5 (1), 1938, p. 134 s. 4. Amended by No. 52, s. 2, 1952, p. 157 s. 5. Substituted by No. 52, s. 3, 1952, p. 157 s. 6. Repealed by No. 2414, s. 3, 1938, p. 133 s. 7. Amended by No. 52, s. 4, 1952, p. 158 s. 9. Repealed by No. 2414, s. 3, 1938, p. 133 s. 10. Amended by No. 52, s. 5, 1952, p. 158 s. 10a. Enacted by No. 52, s. 6, 1952, p. 158 s. 17. Amended by No. 11, s. 2, 1957, p. 33 s. 17a. Enacted by No. 52, s. 7, 1952, p. 158 s. 21. Amended by No. 11, s. 3, 1957, p. 34 s. 28. Amended by No. 52, s. 8, 1952, p. 159 s. 28a. Enacted by No. 2414, s. 4, 1938, p. 133 s. 28b. Enacted by No. 2414, s. 4, 1938, p. 133, and amended by No. 11, s. 4, 1957, p. 34 ss. 28c to 28f. Enacted by No. 2414, s. 4, 1938, pp. 133, 134 s. 30a. Enacted by No. 2414, s. 5 (2), 1938, p. 134 s. 31a. Enacted by No. 2414, s. 6, 1938, p. 135 s. 34. Amended by No. 2414, s. 5 (3), 1938, p. 135
Vine, Fruit, and Vegetable Protection Act, 1885-1936 (Vol. 8, p. 525)	s. 6. *Vidovic v. Strickland* (1950) S.A.S.R. 19 s. 8. Amended by No. 26, s. 3, 1959, p. 76
Volunteer Fire Fighters Fund Act, 1949 (1949, p. 217)	s. 13. Amended by No. 34, s. 2, 1957, p. 89

Act Affected.	How Affected.
Waterworks Act, 1932-1936 (Vol. 8, p. 579)	s. 4, Amended by No. 50, s. 3, 1954, p. 136 s. 7. Repealed by No. 50, s. 4, 1954, p. 136 s. 8. Repealed by No. 50, s. 4, 1954, p. 136 s. 69. Amended by No. 50, s. 5, 1954, p. 136 s. 71. Amended by No. 50, s. 6, 1954, p. 137 s. 83. Amended by No. 10, s. 3, 1956, p. 29 s. 89. Amended by No. 50, s. 7, 1954, p. 137 s. 90. Amended by No. 50, s. 8, 1954, p. 137 s. 102. Amended by No. 50, s. 9, 1954, p. 137 s. 103. Amended by No. 50, s. 10, 1954, p. 137 Third schedule. Repealed by No. 50, s. 11, 1954, p. 138
Weights and Measures Act, 1934 (Vol. 8, p. 626)	s. 3. Amended by No. 27, s. 4 (2), 1940, p. 79 s. 6. Substituted by No. 9, s. 2, 1939, p. 27 s. 7. Substituted by No. 9, s. 2, 1939, p. 28 s. 8. Substituted by No. 9, s. 2, 1939, p. 28 and amended by No. 11, s. 3, 1958, p. 24 s. 8a. Enacted by No. 9, s. 2, 1939, p. 28 s. 8b. Enacted by No. 9, s. 2, 1939, p. 28 s. 10. Repealed by No. 9, s. 3, 1939, p. 28 s. 13. Repealed by No. 9, s. 3, 1939, p. 28 s. 18. Amended by No. 9, s. 4 (1), 1939, p. 28 s. 21. Amended by No. 9, s. 4 (2), 1939, p. 28 s. 26. Amended by No. 9, s. 5, 1939, p. 29 s. 30. Amended by No. 2383, s. 2, 1938, p. 3 and by No. 16, s. 2, 1941, p. 50 s. 32. Amended by No. 9, s. 6, 1939, p. 29, and by No. 16, s. 3, 1941, p. 50 s. 35. Amended by No. 9, s. 7, 1939, p. 29 s. 37. Repealed by No. 9, s. 3, 1939, p. 28 s. 38. Amended by No. 9, s. 4 (3), 1939, p. 28 s. 40. Amended by No. 27, s. 2, 1940, p. 77 s. 41. Amended by No. 27, s. 3, 1940, p. 77 s. 45. Amended by No. 9, s. 8, 1939, p. 29 s. 48. Amended by No. 9, s. 9, 1939, p. 30 s. 49. Amended by No. 9, s. 4 (4), 1939, p. 29 s. 55. Substituted by No. 9, s. 10, 1939, p. 30 s. 56. Amended by No. 9, s. 11, 1939, p. 30, and by No. 39, s. 2, 1944, p. 182 s. 56a. Enacted by No. 39, s. 3, 1944, p. 183 and amended by No. 42, s. 3, 1952, p. 121 s. 57. Amended by No. 9, s. 12, 1939, p. 31, by No. 39, s. 4, 1944, p. 184, and by No. 11, s. 2, 1953, p. 23 s. 57a. Enacted by No. 9, s. 13, 1939, p. 31, and amended by No. 11, s. 3, 1953, p. 24 s. 57b. Enacted by No. 27, s. 4 (1), 1940, p. 78 s. 59. Amended by No. 9, s. 4 (5), 1939, p. 29 s. 61. Amended by No. 9, s. 4 (6), 1939, p. 29 s. 65. Amended by No. 16, s. 4, 1941, p. 51 s. 68. Amended by No. 9, s. 14, 1939, p. 31 and by No. 11, s. 4, 1953, p. 25 Second schedule. Repealed by No. 9, s. 15, 1939, p. 31 Third schedule. Amended by No. 9, s. 16, 1939, p. 32
Wheat Industry Stabilization Act, 1954 (1954, p. 224)	s. 8. Amended by No. 18, s. 3, 1955, p. 60 s. 12. Amended by No. 18, s. 4, 1955, p. 61 s. 14 *Loftes v. Taylor* (1955) S.A.S.R. 282
Wheat Price Stabilization Scheme Ballot Act, 1953 (1953, p. 148)	s. 2. Amended by No. 7, s. 3, 1954, p. 15
Wild Dogs Act, 1931 (Vol. 8, p. 657)	s. 3. Amended by No. 2392, s. 3, 1938, p. 37, and by No. 41, s. 3, 1961, p. 134 s. 4. Amended by No. 41, s. 4, 1961, p. 135 s. 5. Amended by No. 8, s. 2, 1953, p. 18 and by No. 41, s. 5, 1961, p. 135

Act Affected.	How Affected.
Wild Dogs Act, 1931 (Vol. 8, p. 657)—*continued*	s. 6. Amended by No. 41, s. 6, 1961, p. 136 s. 6a. Enacted by No. 41, s. 2, 1951, p. 91 and amended by No. 8, s. 2, 1954, pl 16, and by No. 41, s. 7, 1961, p. 137 s. 7. Amended by No. 41, s. 3, 1951, p. 92, and by No. 41, s. 8, 1961, p. 137 s. 8. Substituted by No. 41, s. 9, 1961, p. 137 s. 8a. Enacted by No. 41, s. 3, 1948, p. 185 s. 9. Amended by No. 8, s. 3, 1953, p. 18 s. 10. Amended by No. 2392, s. 4, 1938, p. 37 s. 11. Amended by No. 2392, s. 5, 1938, p. 38 s. 12. Amended by No. 2392, s. 6, 1938, p. 38, and by No. 41, s. 4, 1948, p. 186 s. 13. Amended by No. 2392, s. 7, 1938, p. 38 s. 14. Amended by No. 2392, s. 8, 1938, p. 38
Wills Act, 1936 (Vol. 8, p. 665)	s. 6a. Enacted by No. 11, s. 3, 1940, p. 21 s. 8. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22 *In re Haselgrove* (1950) S.A.S.R. 99 *In re Eaglestone, deceased* (1950) S.A.S.R. 257; 25 A.L.J. 189 *In re Gramp, Finck and another v. Gramp and others* (1952) S.A.S.R. 12 s. 11. *In re Pearce, deceased* (1946) S.A.S.R. 267; 21 A.L.J. 317 s. 17. *In re Rich deceased* (1947) S.A.S.R. 98 s. 24. *In re Sanders. Hill v. Sanders* (1944) S.A.S.R. 22 s. 25. *In re Marrie* (1938) S.A.S.R. 289; 12 A.L.J. 238 s. 27, *McBride v. Hudson and another* 35 A.L.J.R. 439 s. 30. *In re Ferguson deceased* (1947) S.A.S.R. 25; 21 A.L.J. 315 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. 242, No. 39 1943, p. 120, No. 33, 1944, p. 108, and by No. 52, 1947, p. 156, by No. 28, 1950, p. 78, by No. 24, 1951, p. 45, by No. 38, 1953, p. 105, by No. 68, 1954, p. 235, by No. 49, 1955, p. 152, by No. 48 1956, p. 149 and by No. 42, 1958, p. 155, and with notes of judicial decisions, is reprinted in the 1958 volume, p. 271. *See also* the following paragraph.
Workers' Compensation Act, 1932-1958 (1958, p. 271)	s. 4. Amended by No. 47, s. 3, 1961, p. 175 *Knuckey v. Wadrop* (1961) S.A.S.R. 215 s. 7. Amended by No. 11, s. 3, 1960, p. 29 s. 16. Amended by No. 11, s. 4, 1960, p. 29, and by No. 47, s. 4, 1961, p. 176 s. 17. Amended by No. 11, s. 5, 1960, p. 30 s. 18. Amended by No. 11, s. 6, 1960, p. 30, and by No. 47, s. 5, 1961, p. 176 s. 18a. Amended by No. 47, s. 6, 1961, p. 177 s. 25. Amended by No. 47, s. 7, 1961, p. 177 s. 26. Amended by No. 11, s. 7, 1960, p. 30, and by No. 47, s. 8, 1961, p. 177 s. 28. Amended by No. 11, s. 8, 1960, p. 31 s. 41. *Aubert v. South Australian Stevedoring Company Ltd and others* (1961) S.A.S.R. 198 s. 58a. Amended by No. 11, s. 9, 1960, p. 31 s. 69. *Djukic v. Adelaide Stevedoring Company Limited* (1960) S.A.S.R. 253 s. 82. *Wittenberg v. Harris* (1961) S.A.S.R. 138
Workmen's Liens Act, 1893-1936 (Vol. 8, p. 733)	s. 6. *Metropolitan Brick Company v. Hayward and another* (1938) S.A.S.R. 462 s. 10. *In re Hawker* (1939) S.A.S.R. 426

Act Affected	How Affected.
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, No. 50, 1951, p. 138, No. 42, 1952, p. 119, No. 17, 1956, p. 44, No. 49, 1956, p. 152, No. 58, 1958, p. 220, and No. 38, 1959, p. 119, and with notes of judicial decisions is reprinted in the 1959 volume, p. 352. *See also* the following paragraph.
Wrongs Act, 1936-1959 (1959, p. 352)	s. 20. *Public Trustee v. Bednarczyk and Kijas* (1959) S.A.S.R. 178 s. 23b. *Meynell v. Zalitis and Kowald* (1960) S.A.S.R. 251 s. 25. *Chapman v. Hearse* 35 A.L.J.R. 170

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 4th June, 1962. 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 under the title of that Act and 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 4th June, 1962.

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; 8th January, 1953, p. 1; 27th January, 1955, p. 170; 23rd June, 1955, p. 1444; 22nd January, 1959, p. 105; 10th December, 1959, p. 1447.
Regulations: *Gazette* 27th March, 1952, p. 657.
Regulations as to the Port Augusta Abattoirs: *Gazette* 9th February, 1961, p. 265; 6th July, 1961, p. 5.
Regulations as to the Port Pirie Abattoirs: *Gazette* 28th August, 1958, p. 528; 4th May, 1961, p. 1043.

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* 14th April, 1938, p. 837; 11th April, 1940, p. 720; 19th September, 1940, p. 569: 14th November, 1940, p. 1010; 29th May, 1941, p. 779;

Aborigines Act, 1934-1939—*continued.*

24th October, 1946, p. 1046 ; 6th October, 1949, p. 846 ; 4th June, 1953, p. 1372 ; 4th March, 1954, p. 464 ; 22nd April, 1954, p. 806 ; 1st July, 1954, p 2 ; 29th July, 1954, p. 217 ; 9th December, 1954, p. 1363 ; 9th June, 1955, p. 1325 ; 12th January, 1956, p. 42 ; 13th September, 1956, p. 577 ; 20th September, 1956, p. 626 ; 28th November, 1957, p. 1278 ; 10th April, 1958, p. 1042 ; 24th July, 1958, p. 187 ; 27th November, 1958, p. 1428 ; 5th February, 1959, p. 239 ; 8th October, 1959, p. 872 ; 17th March, 1960, p. 775.

s. 33. Proclamations : *Gazette* 8th January, 1945, p. 243 ; 1st November, 1956, p. 963.

General regulations : *Gazette* 23rd March, 1961, p. 720.

Regulations as to appeals under section 11a : *Gazette* 14th September, 1961, p. 1004.

Adelaide Show Grounds (By-laws) Act, 1929.

By-laws : *Gazette* 21st August, 1930, p. 351 ; 8th January, 1948, p. 3 ; 16th August, 1956, p. 352.

Administration and Probate Act, 1919-1960.

Commencement of the Administration and Probate Act Amendment Act, 1956 : 7th December, 1956, *Gazette* 6th December, 1956, p. 1278.

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 ; 24th December, 1952, p. 1621 ; 8th January, 1953, p. 8 ; 23rd May, 1957, p. 1201 ; 17th December, 1959, p. 1521 ; 3rd November, 1960, p. 1221.

Regulations under the Fees Regulation Act, 1927 : relating to fees payable to the Public Trustee : *Gazette* 3rd December, 1931, p. 1033 ; 24th December, 1959, p. 1545; 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 ; 29th May, 1958, p. 1587.

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.

s. 19. Arrangement with respect to Northern Territory, dated 24th February, 1953.

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, 1928-1958.

Commencement : 2nd April, 1929 ; *Gazette* 28th March, 1929, p. 636.

s. 83. Notice : *Gazette* 1st March, 1962, p. 471.

Regulations : *Gazette* 28th March, 1929, p. 636 ; 23rd September, 1954, p. 799.

Advances to Settlers Act, 1930-1958.

Regulations : 2nd April, 1953, p. 689 ; 16th October, 1958, p. 1074.

Agricultural Chemicals Act, 1955.

Commencement : 1st July, 1957 : *Gazette* 27th June, 1957, p. 1564.

2. 4 (3) Proclamations : *Gazette* 27th June, 1957, p. 1564 ; 21st August, 1958, p. 442.

Regulations : 8th March, 1962, p. 492.

Agricultural College Act, 1936.

Regulations : *Gazette* 19th February, 1959, p. 388.

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, 1938-1957.

Commencement: 22nd June, 1939; *Gazette* 22nd June, 1939, p. 1458.

Regulations: *Gazette* 15th December, 1960, p. 1662.

Air Navigation Act, 1937.

Commencement: 12th January, 1938; *Gazette* 13th January, 1938, p. 53.

Alcohol and Drug Addicts (Treatment) Act, 1961.

Commencement: At 4th June, 1962, this Act had not been brought into operation.

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, 1919-1958.

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; 17th April, 1958, p. 1085.

Under s. 8 (1) b^1); *Gazette*, 24th December, 1959, p. 1543.

Under s. 8 (1) (*c*): *Gazette* 23rd July, 1925, p. 167; 4th March, 1926, p. 685; 25th March, 1926, p. 865; 25th November, 1926, p. 1337; 20th January, 1927, p. 121; 15th March, 1928, p. 561; 15th November, 1928, p. 1053; 29th November, 1928, p. 1137; 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; 29th June, 1933, p. 1093; 13th July, 1933, p. 47; 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; 24th January, 1935, p. 327; 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; 20th December, 1956, p. 1374; 1st August, 1957, p. 272; 17th September, 1959, p. 703.

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; 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; 19th March, 1953, p. 517; 25th February, 1954, p. 399; 11th March, 1954, p. 515; 28th October, 1954, p. 1076; 23rd June, 1955, p. 1443; 22nd September, 1955, p. 665; 13th September, 1956, p. 578; 14th March, 1957, p. 517; 18th July, 1957, p. 112; 5th September, 1957, p. 519; 5th September, 1957, p. 520; 28th November, 1957, p. 1278; 5th December, 1957, p. 1361; 19th December, 1957, p. 1529; 6th March, 1958, p.

Animals and Birds Protection Act, 1919-1958—*continued.*

757; 13th March, 1958, p. 791; 5th February, 1959, p. 239; 30th July, 1959, p. 285; 13th August, 1959, p. 394; 18th August, 1960, p. 442; 8th December, 1960, p. 1607; 7th December, 1961, p. 1884.

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* 9th September, 1954, p. 543.

s. 19a Proclamation: *Gazette* 5th February, 1959, p. 239.

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); 5th May, 1960, p. 1272 (gun, game licence 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. 13. Proclamation: *Gazette* 11th February, 1932, p. 255.
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: Proclamations: *Gazette* 24th May, 1951, p. 1122; 7th March, 1957, p. 479; 15th May, 1958, p. 1273; 20th October, 1960, p. 1062.
s. 18 Notice: *Gazette* 24th May, 1951, p. 1124.
s. 20. Notice: *Gazette* 3rd November, 1960, p. 1209.
s. 21. Notice: *Gazette* 3rd November, 1960, p. 1209.
Regulations; *Gazette* 19th June, 1952, p. 1324; 29th September, 1960, p. 849.

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; 20th August, 1953, p. 551; 15th June, 1961, p. 1327.

Art Gallery Act, 1939-1960.

Commencement: 1st February, 1940: *Gazette* 18th January, 1940, p. 69.
Regulations: *Gazette* 29th August, 1940, p. 451; 24th July, 1952, p. 179.

Artificial Breeding Act, 1961.

Commencement: At 4th June, 1962, this Act had not been brought into operation.

Associations Incorporation Act, 1956-1957.

Commencement: 1st March, 1957; *Gazette* 28th February, 1957, p. 415.
Regulations: *Gazette* 28th February, 1957, p. 420.

Auctioneers Act, 1934-1961.

Commencement: 1st January, 1935; *Gazette* 20th December, 1934, p. 1217.

Audit Act, 1921-1960.

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.

The Australian Mineral Development Laboratories Act, 1959.
Commencement: 1st January, 1960; *Gazette* 17th December, 1959, p. 1504.

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, 1947-1956.
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; 23rd May, 1957, p. 1203.
General regulations: *Gazette* 11th November, 1948, p. 1498.

Benefit Associations Act, 1958.
Commencement: 1st May, 1959; *Gazette* 26th March, 1959, p. 647.
s. 3. Proclamations: *Gazette* 11th June, 1959, p. 1196; 21st April, 1960, p. 1167.
Regulations: 18th June, 1959, p. 1257.

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, 1936-1960.
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.
Commencement of Births and Deaths Registration Act Amendment Act, 1959: 1st January, 1960; *Gazette* 24th December, 1959, p. 1543.
s. 8. Proclamation: *Gazette* 17th July, 1958, p. 129.
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, 1935-1961.
By-laws: *Gazette* 26th May, 1949, p. 1442; 6th September, 1956, p. 524; 31st March, 1960, p. 882.

Brands Act, 1933-1961.
Commencement of section 5 of the Brands Act Amendment Act, 1955: 1st August, 1960: *Gazette* 24th September, 1959, p. 759.
Administration: Committed to the Minister of Agriculture *Gazette* 3rd January, 1935, p. 1.
ss. 14 and 18. Notice: *Gazette* 16th February, 1956, p. 301.
s. 22 (4). Proclamation: *Gazette* 24th December, 1936, p. 1322.
s. 53. Notice: *Gazette* 21st June, 1934, p. 1471.
Regulations as to sheep paint brands: *Gazette* 24th September, 1959, p. 771.

Bread Act, 1961.
Administration: Committed to the Chief Secretary *Gazette* 27th January, 1955, p. 169.
Regulations: *Gazette* 15th December, 1955, p. 1442; 26th July, 1956, p. 196.

Broadening of Gauge (South-Eastern Railways) Act, 1944.
Commencement: 15th February, 1945; *Gazette* 15th February, 1945, p. 271.

Broken Hill Proprietary Company's Steel Indenture Act, 1958.
Commencement: 12th December, 1958: *Gazette* 18th December, 1958, p. 1635.

Building Act, 1923-1953.
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;

Building Act, 1923-1953—*continued.*

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; 6th November, 1952, p. 1200; 25th February, 1954, p. 399; 12th August, 1954, p. 316; 18th November, 1954, p. 1206; 18th August, 1955, p. 345; 4th June, 1959, p. 1152; 5th November, 1959, p. 1105; 24th November, 1960, p. 1432; 13th April, 1961, p. 861.

(ii.) District Council Districts: *Gazette* 29th May, 1924, p. 1207; 4th September, 1924, p. 1451; 24th July, 1924, p. 162; 16th October, 1924, p. 1018; 12th March, 1925, p. 433; 31st March, 1927, p. 741; 8th October, 1925, p. 846; 26th June, 1930, p. 1192; 22nd September, 1927, p. 712; 22nd March, 1928, p. 605; 17th May, 1928, p. 1033; 18th July, 1929 p. 113; 31st October, 1929, p. 1008; 14th November, 1929, p. 1085; 24th March, 1932, p. 547; 3rd November, 1932, p. 886; 30th August, 1934, p. 427; 13th August, 1936, p. 249; 8th March, 1934, p. 462; 5th December, 1935, p. 1333; 17th September, 1925, p. 680; 4th June, 1936, p. 1133; 14th January, 1926, p. 46; 29th April, 1937, p. 945; 16th September, 1937, p. 698; 10th February, 1938, p. 295; 8th December, 1938, p. 1451; 15th December, 1938, p. 1498; 9th March, 1939, p. 570; 15th June, 1939, p. 1418; 16th May, 1940, p. 1058; 11th July, 1940, p. 33; 24th October, 1940, p. 842; 6th March, 1941, p. 335; 25th September, 1941. p. 624; 26th August, 1943, p. 231; 3rd February, 1944, p. 145; 2nd November, 1944, p. 577; 18th January, 1945, p. 57; 15th February, 1945, p. 271; 7th June, 1945, p. 845; 1st November, 1945, p. 632; 24th January, 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; 6th November, 1952, p. 1200; 15th October, 1953, p. 991; 5th November, 1953, p. 1164; 12th November, 1953, p. 1196; 10th December, 1953, p. 1404; 18th February, 1954, p. 289; 25th February, 1954, p. 400; 1st July, 1954, p. 1; 1st July, 1954, p. 2; 14th October, 1954, p. 975; 14th October, 1954, pp. 975-976; 25th November, 1954, p. 1261; 25th November; 1954, pp. 1261-1262; 20th January, 1955, p. 134; 28th April, 1955, p. 983, 28th April, 1955, pp. 983-984; 7th July, 1955, p. 1; 7th July, 1955, p. 2; 27th October, 1955, p. 942; 22nd December, 1955, p. 1504; 19th April, 1956, p. 740; 19th April, 1956, p. 741; 3rd May, 1956, p. 895; 21st June, 1956, p. 1550; 6th September, 1956, p. 522; 1st November, 1956, p. 963; 1st November, 1956, p. 964; 15th November, 1956, p. 1097; 20th June 1957, p. 1501; 11th July, 1957, p. 50; 11th July, 1957, p. 51; 30th January, 1958, p. 160; 3rd April, 1958, p. 993; 3rd April, 1958, p. 994; 22nd May, 1958, p. 1325; 3rd July, 1958, p. 2; 31st July, 1958, pp. 265, 266; 7th August, 1958, p. 329; 28th May, 1959, p. 1116; 4th June, 1959, pp. 1152, 1153; 11th June, 1959, p. 1197; 28th January, 1960, pp. 266, 267; 3rd March, 1960, p. 644; 26th May, 1960, p. 1437; 2nd June, 1960, p. 1500; 28th July, 1960, p. 225; 24th November, 1960, p. 1431; 15th December, 1960, p. 1645; 12th January, 1961, p. 51; 13th April, 1961, pp. 861, 862; 20th April, 1961, p. 916; 15th June, 1961, p. 1324; 22nd June, 1962, p. 1377; 6th July, 1961, p. 2; 27th July, 1961, p. 531; 31st August, 1961, p. 824; 2nd November, 1961, p. 1411; 11th January, 1962, pp. 47, 48; 15th February, 1962, p. 294; 8th March, 1962, pp. 487, 488.

s. 3 (3). Proclamation: *Gazette* 13th January, 1944, p. 17.

s. 119. Proclamations; *Gazette* 24th August, 1950, p. 461; 11th October, 1951, p. 901; 21st August, 1952, p. 530; 21st August, 1952, p. 531; 3rd April, 1958, p. 995; 26th February, 1959, p. 401; 12th November, 1959, pp. 1152, 1153; 28th January, 1960, pp. 266, 267; 28th April, 1960, p. 1217; 1st June, 1961, p. 1245; 2nd November, 1961, p. 1410.

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; 28th August, 1952, p. 683; 30th October, 1952, p. 1149; 23rd April, 1953, p. 970; 8th April, 1954, p. 713; 28th October, 1954, p. 1079; 28th April, 1955, p. 987; 29th September, 1955, p. 715; 6th September, 1956, p. 528; 6th February, 1958, p. 491; 17th April, 1958, p. 1090; 30th October, 1958, p. 1183; 27th November, 1958, p. 1432; 14th May, 1959, p. 1033; 24th September, 1959, p. 774; 5th November, 1959, p. 1109; 17th March, 1960, p. 779; 24th November, 1960, p. 1436; 8th December, 1960, p. 1612; 9th March, 1961, p. 536; 15th February, 1962, p. 300.

Building Act, 1923-1953—*continued.*

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.

Regulations as to travelling expenses of referees : *Gazette* 11th November, 1954, p. 1160.

Building Operations Act, 1952.

Administration : Committed to the Treasurer, *Gazette* 27th November, 1952, p. 1383.
s. 4. Proclamation : *Gazette* 12th February, 1953, p. 195.
s. 5. Proclamation : *Gazette* 12th February, 1953, p. 195.
s. 7. Proclamation : *Gazette* 12th February, 1953, p. 195.

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, 1960.

Commencement : 1st July, 1961 ; *Gazette* 4th May, 1961, p. 1041.
Administration : Committed to the Minister of Agriculture *Gazette* 27th July, 1961, p. 531.
Regulations ; *Gazette* 1st June, 1961, p. 1252.
Rules of Court under section 77 : *Gazette*, 13th September, 1956, p. 582.

Business Agents Act, 1938-1954.

Commencement : 1st April, 1939 ; *Gazette* 19th January, 1939, p. 122.
Regulations : *Gazette* 4th August, 1960, p. 337.

Cattle Compensation Act, 1939-1954.

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, 1936-1961.

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 ; 21st August, 1952, p. 532.

The Church of England in Australia Constitution Act, 1961.

Commencement : 1st January, 1962 ; *Gazette* 11th January, 1962, p. 47.

Citrus Marketing Act, 1931.

Commencement : At 4th June, 1962, 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.

City of Whyalla Commission Act, 1944-1961.

s. 10. Notice : *Gazette* 5th April, 1945, p. 519.
s. 27a. Proclamation : *Gazette* 2nd November, 1950, p. 1065.
s. 31. Proclamation : *Gazette* 19th April, 1945, p. 551.
Regulations : *Gazette* 2nd November, 1950, p. 1068.

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; 26th November, 1953, p. 1308; 7th January, 1954, p. 1; 20th November, 1958, p. 1380; 26th May, 1960, p. 1436; 26th October, 1961, p. 1340.
s. 17. Proclamations: *Gazette* 27th August, 1953, p. 644; 4th March, 1954, p. 466; 21st April, 1955, p. 899; 10th January, 1957, p. 22; 2nd October, 1958, p. 971; 26th November, 1959, p. 1313.

Companies Act, 1934-1960.

Commencement: 1st March, 1935; *Gazette* 13th December, 1934, p. 1185.
Commencement of the Companies Act Amendment Act, 1960; 1st March, 1961; *Gazette* 16th February, 1961, p. 332.
s. 114a. Proclamations: 6th April, 1961, p. 825; 22nd June, 1961, p. 1375.
Regulations: *Gazette* 25th June, 1958, p. 1787; 11th February, 1961, p. 345.
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, 1925-1959.

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. Proclamations: *Gazette* 1st June, 1944, p. 673; 20th April, 1950, p. 813.

Constitution Act, 1934-1961.

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, 1935-1952.

Regulations: *Gazette* 17th June, 1937, p. 1308; 26th April, 1951, p. 928; 30th June 1955, p. 1549; 27th July, 1961, p. 534.

Country Factories Act, 1945.

s. 2. Proclamations: *Gazette* 30th May, 1946, p. 977; 25th November, 1954, p. 1260; 3rd March, 1960, p. 642; 14th September, 1961, p. 948.
Regulations: *Gazette* 12th January, 1961, p. 58.

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, 1935-1956.

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 payment for transcripts and documents: *Gazette* 19th November, 1925, p. 1358.
Regulations as to costs and treatment of appellant: *Gazette* 5th November, 1925, p. 1231; 18th August, 1960, p. 456.
Regulations as to habitual criminals: *Gazette* 6th April, 1911, p. 606; 23rd November, 1916, p. 997.

Criminal Law Consolidation Act, 1935-1956—*continued.*

Regulations as to payments to witnesses and others at criminal prosecutions: *Gazette* 7th January, 1954, p. 5; 31st August, 1961, p. 829.

Regulation as to payments to psychiatrists under section 77a: *Gazette* 3rd February, 1955, p. 203.

Regulation as to places of confinement under section 77 (2): *Gazette* 6th March 1924, p. 596.

Crown Lands Act, 1929-1960.

s. 211a. Proclamation declaring 1st February, 1954 as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.

Regulations: *Gazette* 16th October, 1941, p. 789; 29th November, 1956, p. 1236.

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, 1921-1960.

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; 21st July, 1955, p. 153; 20th October, 1955, p. 877.

Dairy Industry Act, 1928-1958.

Commencement: 8th August, 1929; *Gazette* 8th August, 1929, p. 329.

s. 3. Proclamation: *Gazette* 5th May, 1960, p. 1268.

General Regulations: *Gazette* 24th July, 1947, p. 145; 5th May, 1960, p. 1272.

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, 1934-1955.

Commencement: 1st October, 1937; *Gazette* 15th April, 1937, p. 789.

Administration: Committed to the Chief Secretary *Gazette* 15th April, 1937, p. 789.

ss. 4 and 6. Proclamations: *Gazette* 27th March, 1958, p. 913; 30th July, 1959, p. 287; 21st April, 1960, p. 1167; 10th November, 1960, p. 1301; 21st September, 1961, p. 1028.

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; 12th July, 1956, p. 50; 17th January, 1957, p. 61; 20th October, 1960, p. 1070; 21st September, 1961, p. 1033.

Dentists Act, 1931-1960.

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; 30th November, 1961, p. 1811.

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, 1946-1961.

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; 25th August, 1960, p. 569.

Dried Fruits Act, 1934-1941.

Administration: Committed to the Minister of Agriculture *Gazette* 20th December, 1934, p. 1218.

Regulations: *Gazette* 13th January, 1955, p. 70; 19th January, 1956, p. 108; 4th October, 1956, p. 740; 10th January, 1957, p. 25; 11th July, 1957, p. 55; 6th March, 1958, p. 761; 7th August, 1958, p. 332; 1st October, 1959, p. 827; 14th December, 1961, p. 1966.

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, 1926-1960.

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*. Proclamations: *Gazette* 10th August, 1935, p. 242; 2nd August, 1956, p. 258; 21st February, 1957, p. 286; 12th September, 1957, p. 584; 22nd January, 1961, p. 1375; 2nd November, 1961, p. 1410.

s. 36*a*. Proclamations: *Gazette* 8th January, 1953, p. 2; 26th February, 1953, p. 345; 26th February, 1953, p. 345; 28th October, 1954, p. 1076; 25th August, 1955, p. 409; 26th April, 1956, p. 856; 5th October, 1961, p. 1188.

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; 23rd March, 1961, p. 637.

Regulations under the Fees Regulation Act, 1927, varying the fees payable for registration of shops and other fees; *Gazette* 15th August, 1957, p. 369; 1st October, 1959, p. 826.

Easter Act, 1929.

Commencement: At 4th June, 1962, 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, 1915-1960.

Commencement: 13th January, 1916; *Gazette* 13th January, 1916, p. 43.
Commencement of the Education Act Amendment Act, 1960; 31st January, 1961; *Gazette* 26th January, 1961, p. 147.
s. 59c. Proclamation: *Gazette* 15th May, 1958, p. 1274.
General regulations: *Gazette* 27th April, 1962, p. 1035; 10th May, 1962, p. 1257; 17th May, 1962, p. 1296.

Electoral Act, 1929-1959.

Commencement: 19th December, 1929; *Gazette* 19th December, 1929, p. 1305.
Administration: Committed to the Attorney-General *Gazette* 20th May, 1937 p. 1150.
s. 13. Proclamations: *Gazette* 23rd June, 1949, p. 1816; 8th December, 1955, p. 1273.
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.
s. 194. Proclamation: *Gazette* 20th February, 1958, p. 627.
General regulations: *Gazette* 19th December, 1957, p. 1543; 13th March, 1958, p, 796; 7th April, 1960, p. 993; 10th August, 1961, p. 649.
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 Works: *Gazette* 2nd February, 1956, p. 163.
s. 10. Proclamation: *Gazette* 16th September, 1954, p. 694.
s. 11. Proclamations: *Gazette* 16th September, 1954, p. 692; 2nd February, 1956, p. 163; 7th August, 1958, p. 330; 26th May, 1960, p. 1436; 6th July, 1961, p. 1; 5th April, 1962, p. 751.
Regulations: *Gazette* 16th September, 1954, p. 736; 2nd February, 1956, p. 165; 7th August, 1958, p. 332; 26th May, 1960, p. 1442; 6th July, 1961, p. 9; 5th April, 1962, p. 753.

Electricity Act, 1943.

Administration: Committed to the Commissioner of Public Works, *Gazette* 24th February, 1944, p. 213.

Electricity Trust of South Australia Act, 1946-1954.

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.
s. 2. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
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.
Chaff supplies: *Gazette* 31st August, 1944, p. 268.

Emergency Powers Act, 1941—*continued.*

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, 194 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, 1915-1956.

Administration : Committed to the Minister of Industry and Employment *Gazette* 24th June, 1937, p. 1361.

Enfield General Cemetery Act, 1944-1960.

Administration : Committed to the Minister of Local Government *Gazette* 11th January, 1945, p. 27.
s. 38. Notices : *Gazette* 10th March, 1949, p. 634 ; 25th October, 1956, p. 920 ; 18th May, 1961, p. 1172.
Regulations : *Gazette* 20th February, 1947, p. 733.

Explosives Act, 1936-1958

Commencement : 1st July, 1937 ; *Gazette* 25th March, 1937, p. 644.
Administration : Committed to the Minister of Agriculture *Gazette* 25th March, 1937, p. 644.
s. 20. Proclamation : *Gazette* 17th December, 1903, p. 1182.
s. 24. Notices : *Gazette* 1st September, 1938, p. 589 ; 7th February, 1957, p. 205
s. 30. Notices : *Gazette* 1st September, 1938, p. 474 ; 11th May, 1939, p. 1086.
s. 48. Proclamations : *Gazette* 30th March, 1950, p. 678 ; 12th April, 1962, p. 816.
Regulations : *Gazette* 1st September, 1938, p. 556 ; 30th March, 1950, p. 693 ; 15th February, 1951, p. 335 ; 17th January, 1952, p. 103 ; 10th December, 1953, p. 1407 ; 1st December, 1955, p. 1244 ; 19th April, 1956, p. 851 ; 28th May, 1956, p. 1059 ; 14th February, 1957, p. 228 ; 28th March, 1957, p. 647 ; 4th July, 1957, p. 5 ; 12th June, 1958, p. 1869 ; 14th August, 1958, p. 390 ; 16th April, 1959, p. 810 ; 17th September, 1959, p. 705 ; 21st January, 1960, p. 196 ; 3rd March, 1960, p. 681 ; 21st April, 1960, p. 1172 ; 26th May, 1960, p. 1440 ; 28th July, 1960, p. 229 ; 8th December, 1960, p. 1612 ; 16th March, 1961, p. 572 ; 4th May, 1961, p. 1045 ; 10th August, 1961, p. 647 ; 26th April, 1962, p. 984.
Regulations under the Fees Regulation Act, 1927, relating to fees : *Gazette* 16th April, 1959 p. 814 ; 3rd March, 1960, p. 680.

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 Lands *Gazette* 25th February, 1954, p. 400.
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 ; 20th November, 1952, p. 1329 ; 30th November, 1961, p. 1804.
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. 1227 ; 24th November, 1927, p. 1229 ; 17th May, 1928, p. 1036 ; 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 ; 22nd August, 1935, p. 374 ; 11th November, 1937, p. 1307 ; 18th January, 1940, p. 73 ; 18th July, 1940, p. 86 ; 19th October, 1950, p. 948 ; 10th March, 1955, p. 553 ; 17th November, 1955, p. 1116 ; 13th September, 1956, p. 581 ; 20th September, 1956, p. 629 ; 14th February, 1957, p. 228 ; 23rd May, 1957, p. 1202 ; 30th May, 1957, p. 1382 ; 13th June, 1957, p. 1468 ; 8th August, 1957, p. 313 ; 15th August, 1957, p. 368 ; 30th January, 1958, p. 162 ; 16th April, 1959, p. 814 ; 1st October, 1959, p. 818 ; 1st October, 1959, p. 821 ; 1st October, 1959, p. 824 ; 1st October, 1959, pp. 825-826 ; 1st October, 1959, p. 828 ; 22nd October, 1959, p. 972 ; 24th December, 1959, p. 1545 ; 3rd March, 1960, p. 680 ; 14th April, 1960, p. 1042 ; 20th October, 1960, p. 1070 ; 6th July, 1961, p. 18.

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 Act, 1958.

Commencement : 13th August, 1959 ; *Gazette* 13th August, 1959, p. 393.
s. 23. Proclamation : *Gazette* 27th August, 1959, p. 513 ;
Rules of Local Court as to appeals : *Gazette* 17th September, 1959, p. 708.
Regulations ; *Gazette* 2nd July, 1959, p. 5.

Fire Brigades Act, 1936-1958.

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 ; 22nd October, 1953, p. 1052 ; 5th August, 1954, p. 271 ; 19th August, 1954, p. 359 ; 23rd December, 1954, p. 1544 ; 26th May, 1955, p. 1209 ; 3rd November, 1955, p. 997 ; 15th December, 1955, p. 1339 ; 12th January, 1956, p. 41 ; 12th July, 1956, p. 57 ; 29th August, 1957, p. 473 ; 6th March, 1958, p. 757 ; 3rd April, 1958, p. 996 ; 6th November, 1958, p. 1251 ; 4th February, 1960, p. 349 ; 20th April, pp. 913, 914 ; 27th April, 1961, p. 993 ; 22nd June, 1961, p. 1378 ; 7th September, 1961, p. 879 ; 9th November, 1961, p. 1579 ; 10th May, 1962, p. 1256.
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, 1917-1956.

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, 193, p. 91 ; 8th July, 1943, p. 27 ; 17th February, 1944, p. 87 ; 5th October, 1944, p4 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 ; 25th September, 1952, p. 895 ; 10th September, 1953, p. 735 ; 17th September, 1953, p. 768 ; 17th December, 1953, p. 1457 ; 7th January, 1954, p. 1 ; 5th August, 1954, p. 271 ; 18th November, 1954, p. 1205 ; 8th September, 1955, p. 554 ; 24th November, 1955, p. 1185 ; 12th January, 1956, p. 42 ; 10th May, 1956, p. 928 ; 14th March, 1957, p. 518 ; 8th August, 1957, p. 311 ; 26th September, 1957, p. 688 ; 5th December, 1957, p. 1361 ; 8th May, 1958, p. 1226 ; 24th September, 1959, p. 759 ; 29th September, 1960, p. 845 ; 15th December, 1960, p. 1647 ; 26th October, 1961, p. 1341.
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 ; 9th January, 1958, p. 39.

Food and Drugs Act, 1908-1954.

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

Food and Drugs Act, 1908-1954.—*continued.*

1947, p. 201 ; 9th September, 1948, p. 955 ; 11th October, 1951, p. 901 ; 10th July, 1952, p. 69 ; 1st July, 1954, p. 1 ; 2nd June, 1955, p. 1257 ; 26th July, 1956, p. 193 , 31st January, 1957, p. 145 ; 7th November, 1957, p. 1070 ; 22nd May, 1958, p. 1325 10th September, 1959, p. 640 ; 18th August, 1960, p. 442.

s. 30a. Proclamation : *Gazette* 25th July, 1935, p. 138.

s. 39. Proclamation : *Gazette* 29th July, 1909, p. 190.

General regulations : *Gazette* 29th August, 1958, p. 589 ; 5th February, 1959, p. 243 ; 9th July, 1959, p. 52 ; 10th September, 1959, p. 671 ; 18th August, 1960, p. 453 ; 20th October, 1960, p. 1069 ; 24th August, 1961, p. 790 ; 30th November, 1961, p. 1810.

Notices by the Central Board of Health under regulation 112 of the Poison Regulations: *Gazette* 14th May, 1953, p. 1105 ; 2nd December, 1954, p. 1313 ; 6th January, 1955 , p. 20 ; 2nd August, 1956, p. 260 ; 28th February, 1957, p. 417.

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.

Foot and Mouth Disease Eradication Fund Act, 1958.

Commencement : At 4th June, 1962, this Act had not been brought into operation.

Footwear Regulation Act, 1920.

Regulations : *Gazette* 12th May, 1921, p. 1020 ; 10th March, 1960, p. 711.

Friendly Societies Act, 1919-1961.

s. 5. Proclamations : *Gazette* 5th May, 1921, p. 981 ; 7th June, 1928, p. 1209 ; 15th January 1931, p. 65 ; 14th May, 1936, p. 1002 ; 10th December, 1953, p. 1403 ; 28th June 1956, p. 1614 ; 14th December, 1961, p. 1963.

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* 7th December, 1961, p. 1899.

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, 1947-1956.

Regulations : *Gazette* 19th January, 1950, p. 106.

Garden Suburb Act, 1919-1960.

Commencement : 19th February, 1920 ; *Gazette* 19th February, 1920, p. 493.

Commencement of the Garden Suburb Act Amendment Act, 1960 ; 30th November, 1961 ; *Gazette* 30th November, 1961, p. 1805.

Administration : Committed to the Minister of Local Government *Gazette* 28th April, 1927, p. 933.

Gas Act, 1924-1961.

Administration : Committed to the Minister of Industry and Employment, *Gazette* 23rd June, 1949, p. 1815.

s. 5a. Proclamation : *Gazette* 3rd March, 1955, p. 467.

s. 32. Proclamations : *Gazette* 3rd September, 1925, p. 571 ; 2nd February, 1928, p. 205 ; 8th August, 1929, p. 329.

s. 45b. Notice specifying 2nd December, 1955, as the day for conversion : *Gazette* 1st December, 1955, p. 1252

Regulations : *Gazette* 19th November, 1925, p. 1346 ; 24th February, 1955, p. 389 ; 18th January, 1962, p. 90.

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.
s. 5. Proclamation : 16th February, 1956, p. 300
Regulations : *Gazette*, 16th February, 1956, p. 303.

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 ; 5th June, 1952, p. 1285 ; 11th November, 1954, p. 1159 ; 6th September, 1956, p. 566 ; 18th December, 1958, p. 1640 ; 14th April, 1960, p. 1041.
Regulation under the Fees Regulation Act, 1927, relating to the fees payable under section 21 : *Gazette* 17th November, 1955, p. 1116.

Harbors Act, 1936-1955.

Commencement : 1st April, 1937 ; *Gazette* 25th March, 1937, p. 641.
Administration of Parts II and III : Committed to the Minister of Marine *Gazette* 25th March, 1937, p. 642.
s. 87. Proclamations (made under the Marine Board and Navigation Act, 1881) : *Gazette* 15th June, 1899, p. 1280 ; 8th September, 1904, p. 449 ; 22nd April, 1915, p. 1001 ; 10th June, 1926, p. 1462 ; 13th June, 1929, p. 1399.
s. 121. Proclamation (made under the Marine Board and Navigation Act, 1881) : *Gazette* 10th June, 1926, p. 1462.
s. 153. Proclamation : *Gazette* 13th February, 1936, p. 397.
s. 191. Proclamations : *Gazette* 10th September, 1914, p. 623 ; 24th September, 1914, p. 707 ; 26th November, 1914, p. 1145 ; 17th December, 1914, p. 1266 ; 25th March, 1915, p. 775 ; 3rd June, 1915, p. 1284 ; 15th July, 1915, p. 331 ; 16th June, 1921, p. 1267 ; 18th March, 1926, p. 793 ; 3rd June, 1926, p. 1421 ; 16th December, 1926, p. 1512 ; 14th April, 1927, p. 842 ; 28th April, 1927, p. 934 ; 3rd April, 1930, p. 649 ; 13th November, 1930, p. 985 ; 12th February, 1931, p. 262 ; 25th August, 1932, p. 342 ; 19th January, 1933, p. 70 ; 26th January, 1933, p. 109 ; 26th October, 1933, p. 899 ; 25th January, 1934, p. 130 ; 26th April, 1934, p. 1095 ; 12th July, 1934, p. 39 ; 25th October, 1934, p. 846 ; 14th March, 1935, p. 777 ; 30th January, 1936, p. 270 ; 10th September, 1936, p. 490 ; 21st October, 1937, p. 1053 ; 29th September, 1938, p. 871 ; 18th December, 1941, p. 1461 ; 17th October, 1946, p. 999 ; 14th September, 1950, p. 655 ; 7th December, 1950, p. 1366 ; 5th March, 1953, p. 397 ; 8th October, 1953, p. 935 ; 11th July, 1957, p. 50 ; 3rd September, 1959, p. 563 ; 31st March, 1960, p. 880 ; 7th July, 1960, p. 1.
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 ; 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 ; 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 ; 2nd November, 1911, p. 911 ; 10th April, 1913, p. 680 ; 30th October, 1913, p. 1140.
Mooring regulations : *Gazette* 26th April, 1883, p. 1429 ; 4th June, 1891, p. 1462 ; 5th May, 1892, p. 986 ; 30th November, 1893, p. 1326.
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 ; 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 ; 30th November, 1911, p. 1184 ; 22nd August, 1912, p. 466 ; 10th April, 1913, p. 680.

Harbors Act, 1936-1955—*continued.*

Regulations made under the Harbors Acts, 1913-1933, and the Harbors Act, 1936—

General harbor regulations: *Gazette* 26th August, 1915, p. 745; 4th January, 1917, p. 8; 21st August, 1919, p. 383; 21st April, 1921, p. 759; 23rd February, 1922, p. 641; 22nd March, 1923, p. 641; 25th October, 1923, p. 954; 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; 22nd October, 1942, p. 682; 1st March, 1945, p. 340; 22nd January, 1948, p. 169; 20th July, 1950, p. 159; 19th August, 1954, p. 375; 9th December, 1954, p. 1366; 20th September, 1956, p. 677; 17th November, 1960, p. 1375; 16th March, 1961, p. 572; 25th May, 1961, p. 1202; 15th June, 1961, p. 1326; 29th June, 1961, p. 1468; 11th January, 1962, p. 52; 31st May, 1962, p. 1433.

Moorings regulations: *Gazette* 12th December, 1918, p. 1309; 13th May, 1926, p. 1234; 19th August, 1954, p. 375.

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; 10th June, 1926, p. 1462; 5th May, 1927, p. 995; 4th July, 1929, p. 3; 19th August, 1954, p. 375; 20th September, 1956, p. 677.

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; 19th August, 1954, p 375; 2nd March, 1961, p. 470.

Regulations for helm orders: *Gazette* 22nd December, 1932, p. 1188.

Wharfage regulations: *Gazette* 1st September, 1938, p. 472; 8th July 1943, p. 28; 20th October, 1949, p 950; 19th August, 1954, p. 375; 28th April, 1955, p. 985; 14th July, 1955, p. 61; 25th February, 1960, p. 579.

Storage regulations: *Gazette* 7th March, 1918, p. 442; 23rd September, 1915, p. 925; 14th February, 1952, p. 389.

Haulage regulations: *Gazette* 6th July, 1916, p. 2; 13th September, 1951, p. 562; 19th August, 1954, p. 375; 20th January, 1955, p. 136.

Port dues regulations: *Gazette* 19th August, 1954, p. 375.

Tonnage rates regulations: *Gazette* 30th October, 1930, p. 892; 19th August, 1954, p. 375.

Flag and sound signals at Port Adelaide: *Gazette* 29th October, 1959, p. 1085.

Fishing and other boats at Port Pirie: *Gazette* 12th September, 1940, p. 567.

Speed of vessels: *Gazette* 8th September, 1960, p. 688.

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; 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; 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; 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; 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; 3rd November, 1938, p. 1214; 26th April, 1945, p. 603; 27th September, 1945, p. 516; 18th October, 1945, p. 568; 4th April, 1946, p. 536; 11th December, 1947, p. 1997; 30th April, 1953, p. 1012; 27th February, 1957, p. 289.

Rules of Court: *Gazette* 19th April, 1917, p. 639.

Hawkers Act, 1934-1960.

Regulations: *Gazette* 14th February, 1935, p. 523.

Health Act, 1935-1961.

Administration: Committed to the Minister of Health *Gazette* 28th February, 1952, p. 465.

s. 5a. Proclamation: *Gazette* 9th February, 1956, p. 223.

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* 29th June, 1961, p. 1469.

Health Act, 1935-1961—*continued.*

Regulations under Part IXA : *Gazette* 16th September, 1954, p. 734.
Regulations under Part IXB : *Gazette* 29th March, 1962, p. 661.
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 ; 20th October, 1960, p. 1070.

Hide, Skin, and Wool Dealers Act, 1915-1959.

Commencement of sections 4 and 6 of the Hide, Skin and Wool Dealers Act Amendment Act, 1959 : 29th September, 1960 ; *Gazette* 29th September, 1960, p. 846.
Regulations : *Gazette* 26th November, 1936, p. 1150 ; 29th September, 1960, p. 849.

Highways Act, 1926-1960.

Commencement : 3rd February, 1927 ; *Gazette* 3rd February, 1927, p. 258.
Administration : Committed to the Minister of Local Government *Gazette* 10th February 1927, p. 297.
s. 30. Proclamations : *Gazette* 9th June, 1938, p. 1285 ; 8th December, 1938, p. 1452 ; 2nd February, 1939, p. 334 ; 9th March, 1939, p. 569 ; 30th March, 1939, p. 739 ; 14th September, 1939, p. 746 ; 21st September, 1939, p. 814 ; 26th October, 1939, p. 1157 ; 23rd November, 1939, pp. 1379 and 1380 ; 4th January, 1940, p. 2 (republished 18th January, 1940, p. 70), 15th February, 1940, p. 369 ; 22nd February, 1940, pp. 409 and 410 ; 28th March, 1940, pp. 645 and 646 ; 8th August, 1940, pp. 222 and 223 ; 29th August, 1940, p. 405 ; 12th September, 1940, p. 516 ; 24th October, 1940, p. 841 ; 20th February, 1941, p. 229 ; 6th March, 1941, p. 335 : 24th April, 1941, p. 587 ; 15th May, 1941, p. 717 ; 5th June, 1941, p. 812 ; 26th June, 1941, p. 923 ; 14th August, 1941, p. 265 ; 25th September, 1941, p. 623 ; 3rd December, 1942, p. 1089 ; 20th May, 1943, p. 628 ; 28th October, 1943, p. 544 ; 6th August, 1953, p. 448 ; 20th August, 1953, p. 539 ; 8th October, 1953, p. 936 ; 1st March, 1956, p. 419 ; 10th November, 1960, p. 1302 ; 20th April, 1961, p. 916.
s. 30a. Proclamation : *Gazette* 22nd December, 1960, p. 1702.
s. 30d. Notice : *Gazette* 22nd December, 1960, p. 1704.
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 8th July, 1954, p. 61.
Regulations as to the control of traffic, etc., at Birkenhead and Jervois Bridges : *Gazette* 8th November, 1945, p. 696.

Hire-Purchase Agreements Act, 1960.

Commencement : 18th April, 1961 ; *Gazette* 8th December, 1960, p. 1605.
Regulations : *Gazette* 9th March, 1961, p. 534.
Rules of Local Court : *Gazette* 30th March, 1961, p. 783.

Holidays Act Amendment Act, 1958.

Commencement : 8th January, 1960 ; *Gazette* 17th December, 1959, p. 1504.

Homes Act, 1941-1958.

s. 10. Proclamation : 5th July, 1945, p. 1.
Regulations : *Gazette* 15th January, 1942, p. 67 ; 13th June, 1946, p. 1095 ; 16th June, 1955, p. 1395.

Homestead Act, 1895-1935.

Regulations : *Gazette* 6th February, 1896, p. 289.

Honey Marketing Act, 1949-1959.

Commencement : 12th January, 1950 ; *Gazette* 12th January, 1950, p. 41.
s. 36a. Notice of affirmative result of poll : *Gazette* 14th June, 1956, p. 1426.
Regulations : *Gazette* 24th August, 1950, p. 467.

Hospitals Act, 1934-1961.

Commencement : 1st May, 1937 ; *Gazette* 25th March, 1937, p. 642.
Commencement of the Hospitals Act Amendment Act, 1958 ; 16th March, 1959, *Gazette* 5th March, 1959, p. 486.
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 ; 11th February, 1954, p. 226.
s. 15. Proclamation : *Gazette* 21st November, 1912, p. 1093.

Hospitals Act, 1934-1959—*continued.*

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; 8th July, 1954, p. 57; 30th June, 1955, p. 1499; 27th March, 1958, p. 914.

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; 31st July, 1952, p. 253; 2nd August, 1956, p. 257; 20th April, 1961, p. 914.

Proclamation of Her Majesty as to The Queen Elizabeth Hospital: *Gazette* 24th March, 1954, p. 615.

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; 29th July, 1954, p. 221.

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 Adelaide Casualty Hospital: *Gazette* 8th December, 1960, p. 1613

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.

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.

Regulations as to fees payable by patients: *Gazette* 14th January, 1960, p. 120; 25th May, 1961, p. 1204; 26th October, 1961, p. 1345.

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, 1940-1961.

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; 25th September, 1952, p. 897.

Rules of Local Court: *Gazette* 10th July, 1941, p. 45; 13th August, 1959, p. 397; 27th October, 1960, p. 1140.

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. Proclamation : *Gazette* 18th February, 1937, p. 334.

Regulations under the Taxation Act, 1884, and its amendments : *Gazette* 22nd January, 1885, p. 203 ; 29th December, 1904, p. 1205 ; 24th December, 1908, p. 1257.

Regulations under the Taxation Act, 1915, and its amendments : *Gazette* 20th December, 1917, p. 1320 ; 3rd January, 1918, p. 6 ; 20th December, 1923, p. 1436 ; 21st August, 1924, p. 403 ; 9th April, 1925, p. 627 ; 23rd July, 1925, p. 199.

Regulations under the Taxation Act, 1927, and its amendments : *Gazette* 29th December, 1927, p. 1681 ; 28th June, 1928, p. 1624 ; 4th July, 1929, p. 17 ; 19th December, 1929, p. 1307 ; 10th July, 1930, p. 49 ; 4th August, 1932, p. 182 ; 13th June, 1935, p. 1576.

Regulations under the Income Tax Assessment Act, 1936 : *Gazette* 24th December, 1936, p. 1367 ; 18th February, 1937, p. 375 ; 27th May, 1937, p. 1206.

Industrial and Provident Societies Act, 1923-1958.

Regulations : *Gazette* 13th November, 1924, p. 1316 ; 19th May, 1955, p. 1142.

Rules of Court under section 9 (3): *Gazette* 2nd October, 1924, p. 830.

Industrial Code, 1920-1960.

s. 269b. Proclamation of living wage : *Gazette* 6th July, 1961, p. 4.

Rules of the Industrial Court : *Gazette* 24th August, 1944, p. 229 ; 20th September, 1945, p. 467.

Regulations : 10th October, 1957, p. 805 ; 17th July, 1958, p. 133 ; 18th August, 1960, p. 455 ; 13th July, 1961, p. 61.

Rules as to the Board of Industry : *Gazette* 21st October, 1954, p. 1030 ; 1st September, 1955, p. 493.

Regulations under the Fees Regulation Act, 1927, fixing charges for transcript of proceedings before the Board of Industry : *Gazette* 14th February, 1957, p. 228. Varying the fees for registration of factory, *Gazette* 1st October, 1959, p. 824.

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 ; 14th February, 1957, p. 229.

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 Liquids Act, 1961.

Commencement : At 4th June, 1962, this Act had not been brought into operation.

Inflammable Oils Act, 1908-1954.

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 ; 19th July, 1956, p. 124 ; 7th July, 1960, p. 4 ; 23rd February, 1961, p. 466.

Regulations under the Fees Regulation Act, 1927, varying fees and making other provision : *Gazette* 1st October, 1959, p. 818.

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 ; 4th October, 1956, p. 790 ; 30th June, 1960, p. 1696 ; 10th August, 1961, p. 648.

Interest on Crown Advances and Leases Act, 1944-1951.

s. 2. Notices : *Gazette* 25th January, 1945, p. 91 ; 25th September, 1952, p. 899 ; 12th July, 1956, p. 120 ; 23rd August, 1956, p. 466 ; 1st June, 1961, p. 1271.

s. 3. Notices : *Gazette* 25th January, 1945, p. 91 ; 25th September, 1952, p. 899 ; 12th July, 1956, p. 120 ; 23rd August, 1956, p. 466 ; 1st June, 1961, p. 1270 ; 22nd June, 1961, p. 1382.

Interstate Destitute Persons Relief Act, 1910-1958.

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.
Regulations: *Gazette* 27th April, 1911, p. 720; 14th June, 1956, p. 1386; 9th July, 1959, p. 53.

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; 12th June, 1952, p. 1291; 11th December, 1952, p. 1504; 13th May, 1954, p. 958; 24th June, 1954, p. 1237.
Regulations: *Gazette* 16th September, 1954, p. 707; 29th November, 1956, p. 1238.

Irrigation on Private Property Act, 1939-1958.

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; 15th May, 1952, p. 1058; 6th October, 1955, p. 785; 20th October, 1960, p. 1062; 22nd June, 1961, p. 1375; 15th March, 1962, p. 531.

Juries Act, 1927-1937.

Commencement: 6th January, 1928; *Gazette* 5th January, 1928, p. 1.
ss. 9 and 10. Proclamations: *Gazette* 28th September, 1950, p. 738; 31st August, 1961, p. 824.
s. 77. Proclamation: *Gazette* 29th November, 1956, p. 1231.

Justices Act, 1921-1960.

Commencement: 26th July, 1922; *Gazette* 29th June, 1922, p. 1575.
Commencement of the Justices Act Amendment Act, 1957: 1st February, 1958: *Gazette* 19th December, 1957, p. 1529.
Rules of the Supreme Court as to appeals under Part VI: *Gazette* 13th December, 1956, p. 1329.
Rules made by the Governor under section 203: *Gazette* 27th February, 1930, p. 443; 3rd April, 1930, p. 650; 6th April, 1933, p. 552; 1st September, 1938, p. 499; 15th June, 1944, p. 718; 6th December, 1956, p. 1283; 19th December, 1957, p. 1540; 21st September, 1961, p. 1032; 21st December, 1961, p. 2043.
Regulations as to payment to witnesses and others for attendance at courts of summary jurisdiction: *Gazette* 7th January, 1954, p. 7; 31st August, 1961, p. 829.
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; 14th June, 1956, p. 1384.
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, 1955-1960.

Commencement: 1st May 1956; *Gazette* 19th April, 1956, p. 739.
Commencement of the Land Agents Act Amendment Act, 1959; 18th January, 1960; *Gazette* 14th January, 1960, p. 117.
Regulations: *Gazette* 27th October, 1960, p. 1154.

Landlord and Tenant Act, 1936.

Commencement: 1st May, 1937; *Gazette* 25th March, 1937, p. 645.

Landlord and Tenant (Control of Rents) Act, 1942-1961.

Commencement: 1st January, 1943; *Gazette* 3rd December, 1942, p. 1089.
Commencement of Part V: 16th August, 1948; *Gazette* 13th August, 1948, p. 703.
Administration: Committed to the Attorney-General; *Gazette* 10th December, 1942, p. 1123.
s. 5. Proclamations: *Gazette* 11th December, 1952, p. 1505; 14th May, 1953, p. 1095; 1st April, 1954, p. 665; 2nd April, 1959, p. 694.
s. 29. Notice: *Gazette* 15th November, 1956, p. 1102.
s. 32. Notice: *Gazette* 1st December, 1960, p. 1588.
s. 34. Notice: *Gazette* 29th January, 1959, p. 221.
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.
Regulation prescribing form of notice under section 55d (3): *Gazette* 5th December, 1957 p. 1374.
Rules of Local Court: *Gazette* 1st May, 1947, p. 1121; 15th December, 1949, p. 1516; 22nd March, 1951, p. 655.
Proclamations under section 294 of the Local Courts Act, 1926, as to fees payable in proceedings in local court: *Gazette* 8th May, 1947, p. 1425; 15th December, 1949, p. 1507.

Land Settlement Act, 1944-1961.

Regulations: *Gazette* 20th December, 1951, p. 1568; 11th March, 1954, p. 517; 4th July, 1957, p. 5; 14th May, 1959, p. 1028.

Land Tax Act, 1936-1961.

Commencement: 7th January, 1937; *Gazette* 7th January, 1937, p. 1.
s. 12c. Proclamation: *Gazette* 2nd November, 1961, p. 1409.
ss. 45 and 48. Proclamations: *Gazette* 8th December, 1955, p. 1285; 17th January, 1957, p. 55; 18th April, 1957, p. 750; 11th July, 1957, p. 51; 26th September, 1957, p. 688; 11th December, 1958, p. 1572; 20th October, 1960, p. 1063; 7th December, 1961, p. 1884.
Regulations: *Gazette* 2nd April, 1953, p. 699.

Law of Property Act, 1936-1960.

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; 21st February, 1957, p. 291.

Levi Park Act, 1948.

s. 7. Notice: *Gazette* 27th January, 1949, p. 191.
By-laws: *Gazette* 26th November, 1953, p. 1339.

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; 7th August, 1952, p. 413; 4th September, 1952, p. 723; 4th December, 1952, p. 1431; 12th March, 1953, p. 462; 23rd April, 1953, p. 968; 28th May, 1953, p. 1319; 27th August, 1953, p. 644; 1st October, 1953, p. 891; 1st October, 1953, p. 892; 22nd October, 1953, p. 1052; 7th January, 1954, p. 2; 1st April, 1954, p. 665; 12th May, 1955, p. 1103; 25th August, 1955, p. 411; 19th April, 1956, p. 740; 7th February, 1957, p. 179; 9th May, 1957, p. 880; 4th July, 1957, p. 2; 12th September, 1957, p. 583; 9th October, 1958, p. 1017; 10th September, 1959, p. 640; 19th November, 1959, p. 1231; 10th

Libraries and Institutes Act, 1939-1950.—*continued.*

December, 1959, p. 1449; 21st January, 1960, p. 193; 23rd June, 1960, p. 1644; 18th May, 1961, p. 1140; 24th August, 1961, p. 739; 22nd February, 1962, pp. 377, 378.

Regulations relating to the Public Library and other premises: *Gazette* 5th December, 1940, p. 1288; 14th February, 1946, p. 241; 21st January, 1954, p. 127.

Regulations relating to the lending of books from the Public Library: *Gazette* 14th February, 1946, p. 239; 20th July, 1950, p. 164; 10th October, 1957, p. 793.

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; 20th November, 1958, p. 1383; 22nd March, 1962, p. 602.

Licensing Act, 1932-1960.

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; 15th May, 1958, p. 1273.

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); 9th April, 1953, p. 896 (Semaphore, Glenelg, Prospect, Port Pirie, Goodwood, Albert, Port Adelaide, and Murray Districts); 14th July, 1955, p. 119 (Albert Park, Bordertown, Brighton, Burnside, Edwardstown, Glandore, Henley Beach, Keswick, Kingscote, Lockleys, Loxton, Mount Gambier, Nailsworth, Northfield, Peterborough, Plympton, Port Pirie, Renmark, Salisbury, Tailem Bend, Tarcoola and Whyalla districts); 17th July, 1958, p. 163 (Adelaide, Beltana, Clarence Gardens, Edwardstown, Gawler, Glenelg, Hindmarsh, Loxton, Magill, Mitcham, Morphett Vale, Mount Gambier, Port Augusta, Port Lincoln, Renmark and St. Kilda); 27th July, 1961, p. 558 (Adelaide, Ascot Park, Brighton, Edwardstown, Ferryden Park, Gawler, Glenelg, Henley Beach, Hindmarsh, Loxton, Magill, Millicent, Morgan, Morphett Vale, Mount Gambier Murray Bridge, Northfield, Robe, Rose Park, Tarcoola and Whyalla).

Regulations as to polls under section 62: *Gazette* 22nd December, 1932, p. 1187.

Regulation as to permits under section 150a; *Gazette*, 11th April, 1946, p. 653.

Regulations under section 189 as to declarations by *bona fide* travellers: *Gazette* 6th February, 1936, p. 302.

Regulations under section 195 as to declarations by *bona fide* lodgers: *Gazette* 17th December, 1931, p. 1118.

Regulations under section 197a as to permits to sell liquor in restaurants: *Gazette* 30th January, 1936, p. 271.

Regulations under section 199 as to permits to sell or consume liquor on special occasions: *Gazette* 29th April, 1937, p. 945.

Regulations as to permits under sections 199a or 199b; *Gazette* 16th March, 1961, p. 569.

Regulations under section 235 amending the regulations as to local option polls and contained in schedule W: *Gazette* 10th March, 1955, p. 549; 31st March, 1955, p. 757.

Regulations as to proof of notices: *Gazette* 14th October, 1937, p. 1027.

Regulations as to licensing districts: *Gazette* 28th July, 1938, p. 168.

Regulations under the Fees Regulation Act, 1927, as to the fees payable under section 30, 71 (3), 134 (3), 150a and 199 of the Licensing Act and for certain licences: *Gazette* 20th September, 1956, p. 629; 30th January, 1958, p. 162.

Life Assurance Companies Act, 1936-1952.

Regulations: *Gazette* 27th June, 1889, p. 1800; 2nd October, 1941, p. 676.

Lifts Act, 1960.

Commencement: At 4th June, 1962, this Act had not been brought into operation.

Regulations: *Gazette* 21st November, 1935, p. 1273; 15th August, 1957, p. 368; 1st October, 1959, p. 821.

Liquid Fuel Act, 1941.

Commencement: At 4th June, 1962, 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.

Liquefied Petroleum Gas Act, 1960.

Commencement: At 4th June, 1962, this Act had not been brought into operation.

Loans for Fencing and Water Piping Act, 1938-1952.

Commencement: 1st February, 1939; *Gazette* 19th January, 1939, p. 121.
s. 13 (7). Notice: *Gazette* 4th December, 1958, p. 1556.

Loans to Producers Act, 1927-1952.

Regulations: *Gazette* 21st July, 1927, p. 126; 6th March, 1930, p. 484; 8th April, 1948, p. 768.

Local Courts Act, 1926-1959.

Commencement: 7th March, 1927; *Gazette* 10th February, 1927, p. 297.
Commencement of the Local Courts Act Amendment Act, 1956; 18th March, 1957; *Gazette* 14th March, 1957, p. 519.
s. 8. Proclamations: *Gazette* 12th February, 1948, p. 359; 14th September, 1950, p. 654; 6th November, 1952, p. 1199; 22nd January, 1953, p. 71; 16th April, 1953, p. 923; 26th November, 1953, p. 1307; 21st October, 1954, p. 1027; 18th November, 1954, p. 1205; 9th December, 1954, p. 1365; 20th January 1955, p. 135; 22nd December, 1955, p. 1503; 28th June, 1956, p. 1615; 23rd August, 1956, p. 398; 30th August, 1956, p. 470; 6th December, 1956, p. 1277; 24th January, 1957, p. 94; 21st February, 1957, p. 287; 4th April, 1957, p. 650; 5th December, 1957, p. 1360; 5th December, 1957, p. 1361; 9th January, 1958, p. 34; 4th September, 1958, p. 748; 18th December, 1958, p. 1635; 19th November, 1959, p. 1232; 25th January, 1960, p. 575; 4th August, 1960, p. 285; 25th August, 1960, p. 570; 3rd November, 1960, p. 1206; 11th May, 1961, p. 1091; 1st June, 1961, p. 1244; 15th June, 1961, p. 1325; 28th September, 1961, p. 1124; 16th November, 1961, p. 1651; 25th January, 1962, p. 133.
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; 6th December, 1956, p. 1277; 18th January, 1962, p. 87.
General rules of Court: *Gazette* 17th December, 1953, p. 1460; 27th October, 1960, p. 1137; 6th November, 1961, p. 1479.
Rules of Court as to bailiffs' fees: *Gazette* 20th October, 1932, p. 802.
Rules of Court as to practitioner's costs: *Gazette* 17th December, 1953, p. 1460.
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 appeals under section 21a of the Bush Fires Act, 1933-1955: *Gazette* 13th September, 1956, p. 582.
Rules of Court under section 13 of the Firearms Act, 1958: *Gazette* 17th September, 1959, p. 708.
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; 13th August, 1959, p. 397; 27th October, 1960, p. 1140.
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.
Rules of Court in respect of section 666b of the Local Government Act, 1954: *Gazette* 3rd July, 1958, p. 7.
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.

Local Courts Act, 1926-1959—*continued.*

Rules of Court under the Workmen's Compensation Act, 1932-1938: *Gazette* 4th May, 1933, p. 723; 2nd July, 1942, p. 22; 28th October, 1954, p. 1098; 11th January, 1962, p. 51.

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, 1934-1961.

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; 11th September, 1952, p. 795; 26th February, 1953, p. 345; 9th April, 1953, p. 895; 22nd October, 1953, p. 1052; 9th December, 1954, p. 1364; 6th November, 1958, p. 1252; 25th January, 1960, p. 575.

s. 74. Proclamations: *Gazette* 18th May, 1939, p. 1206; 20th February, 1947, p. 685; 9th April, 1953, p. 895; 24th November, 1955, p. 1185; 15th December, 1960, p. 1646.

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; 2nd October, 1952, p. 939; 24th June, 1954, p. 1238; 30th August, 1956, p. 469; 8th November, 1956, p. 1041; 20th February, 1958, p. 627; 26th June, 1958, p. 1980; 21st August, 1958, p. 443; 4th September, 1958, p. 748; 9th July, 1959, p. 49; 3rd September, 1959, p. 564; 3rd March, 1960, p. 644; 18th August, 1960, p. 441; 1st September, 1960, p. 634; 20th October, 1960, p. 1062; 24th November, 1960, p. 1429; 13th April, 1961, p. 861; 10th August, 1961, p. 644; 7th September, 1961, p. 882.

s. 244a (3). Proclamation: *Gazette* 31st May, 1962, p. 1431 (Renmark).

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. 555a. Proclamation: *Gazette* 24th August, 1961, p. 740.

s. 601. Proclamation: 18th February, 1960, p. 470.

s. 625. Proclamations: *Gazette* 7th December, 1944, p. 779; 10th June, 1948, p. 1195; 30th September, 1948, p. 1168; 8th December, 1949, p. 1411; 22nd December, 1949, p. 1579; 28th April, 1955, p. 984; 28th April, 1955, pp. 984-985; 14th July, 1955, p. 59; 11th August, 1955, p. 290; 10th November, 1955, pp. 1057-1058; 22nd December, 1955, p. 1503; 22nd December, 1955, p. 1504; 9th May, 1957, p. 877; 27th June, 1957, p. 1563; 23rd January, 1958, p. 121; 30th January, 1958. p. 159; 6th February, 1958, p. 489; 20th February, 1958, p. 627; 7th April, 1960, p. 987.

s. 647. Proclamation: *Gazette* 3rd May, 1894, p. 1009.

s. 871t. Proclamation: *Gazette* 19th February, 1959, p. 349.

Regulations relating to Local Government Auditors' Certificates: *Gazette* 20th February, 1936, p. 459; 15th January, 1959, p. 71.

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: 12th February, 1959, p. 281; 8th October, 1959, p. 875; 25th May, 1961, p. 1205.

Regulations relating to reflectors on barriers: *Gazette* 8th November, 1956, p. 1045.

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.

Regulations relating to the West Terrace Cemetery: *Gazette* 2nd October, 1930, p. 662; 31st October, 1940, p. 960; 5th February, 1942, p. 237.

Regulations as to prohibited area signs: *Gazette* 15th December, 1960, p. 1660.

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.

Rules of the Local Court in respect of notices for removal of unsightly chattels and structures *Gazette* 3rd July, 1958, p. 7.

Local Government Act, 1934-1961—*continued.*

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); 9th October, 1952, p. 987 (model by-law as to motor vehicles plying for hire); 9th October, 1958, p. 1019 (model by-law as to inflammable undergrowth); 26th October, 1961, p. 1339 (amendment of model by-laws Nos. XIII and XXX); 9th November, 1961, pp. 1580 and 1583 (model by-laws as to child minding centres).

Local Government (City of Enfield Loan) Act, 1953-1961.

Administration: Committed to the Minister of Local Government *Gazette* 14th January, 1954, p. 57.

Local Government (Forestry Reserves) Act, 1944.

Administration: Committed to the Minister of Forests *Gazette* 25th January, 1945, p. 86.

Long Service Leave Act, 1957.

Commencement: 21st November, 1957: *Gazette* 21st November, 1957, p. 1198.

Administration: Committed to the Minister of Industry and Employment: *Gazette* 21st November, 1957, p. 1198.

Regulations: *Gazette* 2nd April, 1959, p. 698.

Lottery and Gaming Act, 1936-1956.

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; 5th March, 1953, p. 398; 9th December, 1954, p. 1364; 10th March, 1955, p. 551; 31st May, 1956, p. 1064; 23rd August, 1956, p. 398.

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; 18th February, 1960, p. 557.

Regulations as to betting tickets: *Gazette* 20th December, 1933, p. 1231; 6th March, 1941, p. 337; 2nd June, 1955, p. 1269; 15th February, 1962, p. 298.

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; 18th December, 1952, p. 1593; 24th December, 1952, p. 1648; 12th March, 1953, p. 515; 30th July, 1953, p. 409; 8th April, 1954, p. 710; 1st July, 1954, p. 16; 8th July, 1954, p. 63; 29th July, 1954, p. 228; 24th February, 1955, p. 426; 7th April, 1955, p. 816; 28th July, 1955, p. 246; 10th January, 1957, p. 45; 21st February, 1957, p. 289; 12th December, 1957, p. 1469; 17th April, 1958, p. 1087; 2nd March, 1961, p. 473; 3rd August, 1961, p. 584; 1st February, 1962, p. 209; 22nd February, 1962, p. 419; 19th April, 1962, p. 916.

Rules under section 22a: *Gazette* 28th April, 1955, p. 990.

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, 1926-1958.

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; 5th November, 1959, p. 1106.

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; 23rd April, 1953, p. 971; 31st January, 1957, p. 148; 12th December, 1957, p. 1470; 7th July, 1960, p. 5; 6th October, 1960, p. 905; 23rd March, 1961, p. 638.

Maintenance Orders (Facilities for Enforcement) Act, 1922-1955.

Commencement of sections 4(*a*), 5(*a*) and 6 of the Maintenance Order (Facilities for Enforcement) Act Amendment Act, 1955: At 4th June, 1962, these sections had not been brought into operation.

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; 20th November, 1952, p. 1330; 4th February, 1954, p. 191; 17th June, 1954, pp. 1195-1196; 25th November, 1954, p. 1259; 21st April, 1955, p. 900; 19th April, 1956, p. 740; 27th September, 1956, p. 689; 20th December, 1956, p. 1375; 28th August, 1958, p. 518; 21st January, 1960, p. 193; 28th January, 1960, p. 265.

Rules made under the above Act, and the Justices Act, 1921: *Gazette* 25th October, 1923, p. 953; 26th February, 1931, p. 374; 14th June, 1956, p. 1384.

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; 28th July, 1960, p. 225.

Margarine Act, 1939-1957.

Regulations: *Gazette* 29th February, 1940, p. 490; 8th January, 1942, p. 55.

Marine Act, 1936-1957.

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* 5th April, 1962, p. 754.

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; 19th August, 1954, p. 375; 2nd March, 1961. p. 470.

Examination of masters and mates: *Gazette* 14th May, 1959, p. 1030; 14th September, 1961. p. 1006.

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; 24th July, 1952, p. 178.

Radio equipment on intra-state ships: *Gazette* 12th October, 1961, p. 1237.

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. 100.

The Marine Stores Act, 1898-1958.

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; 5th September, 1957, p. 525.
Regulations under the Fees Regulation Act, 1927, as to fee for dealer's licence: *Gazette* 24th November, 1927, p. 1227.

Marketing of Eggs Act, 1941-1959.

Regulations: *Gazette* 4th June, 1942, p. 818; 18th December, 1947, p. 229; 22nd June, 1961, p. 1383.

The Markets Clauses Act, 1870-1956.

s. 49. Proclamation: *Gazette* 24th October, 1889, p. 1584.

Marriage Act, 1936-1961.

Commencement: 1st May, 1937; *Gazette* 28th January, 1937, p. 187.
Commencement of the Marriage Act Amendment Act, 1957: 1st March, 1958: *Gazette* 9th January, 1958, p. 34.
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, 1919-1955.

s. 30a. Proclamation: *Gazette* 12th July, 1956, p. 58.
Regulations: *Gazette* 29th April, 1920, p. 1137; 26th May, 1921, p. 1111.

Mental Health Act, 1935-1961.

Commencement: 2nd January, 1936; *Gazette* 2nd January, 1936, p. 1.
Commencement of Part VIIA: 1st January, 1942; *Gazette* 17th July, 1941, p. 83.
Administration: Committed to the Chief Secretary *Gazette* 5th March, 1936, p. 537.
s. 12. Proclamations: *Gazette* 23rd March, 1922, p. 876; 2nd May, 1929, p. 903; 17th August, 1939, p. 421; 17th August, 1939, p. 422; 25th November, 1954, p. 1259; 18th January, 1962, p. 87.
s. 16. Proclamation: *Gazette* 24th October, 1940, p. 841.
s. 122. Proclamations: *Gazette* 21st January, 1915, p. 127; 26th October, 1922, p. 941; 6th November, 1952, p. 1200; 16th June, 1955, p. 1391.
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; 29th March, 1956, p. 611.
Regulations relating to the Enfield Receiving House: *Gazette* 18th January, 1923, p. 98; 18th April, 1940, p. 862; 2nd November, 1944, p. 614.
Regulations relating to the Northfield Mental Hospital: *Gazette* 13th August, 1931, p. 255; 18th April, 1940, p. 862; 2nd November, 1944, p. 613.
Regulations relating to voluntary boarders: *Gazette* 23rd May, 1929, p. 1052.
Regulations relating to criminal mental defectives: *Gazette* 24th October, 1940, p. 886.
Regulations relating to powers to write off charges, etc.: *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, 1936-1958.

Commencement: 1st April, 1937; *Gazette* 25th March, 1937, p. 646.
Commencement of the Metropolitan and Export Abattoirs Act Amendment Act, 1956; 6th February, 1957: *Gazette* 24th January, 1957, p. 94.
Regulations: *Gazette* 28th August, 1952, p. 627; 9th April, 1953, p. 922; 25th March, 1954, p. 621; 24th June, 1954, p. 1240; 30th June, 1955, p. 1550; 26th July, 1956, p. 255; 18th April, 1957, p. 752; 10th July, 1958, p. 64; 25th September, 1958, p. 926; 18th December, 1958, p. 1638; 2nd July, 1959, p. 4; 12th January, 1961, p. 57; 9th March, 1961, p. 534.

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, 1946-1957.

Commencement of Part III: 2nd October, 1947; *Gazette* 2nd October, 1947, p. 970.
Commencement of the Metropolitan Milk Supply Act Amendment Act, 1957: 6th March, 1958; *Gazette* 6th March, 1958, p. 757.
s. 18. Notices: *Gazette* 20th December, 1951, p. 1622; 10th December, 1953, p. 1443.
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* 1st December, 1960, p. 1592; 12th April, 1962, p. 819.
Regulations fixing the price of cream: *Gazette* 12th April, 1962, p. 820.
Regulations as to herd testing, etc.: *Gazette* 3rd September, 1953, p. 694.
Regulations as to zoning: *Gazette* 28th February, 1957, p. 469; 12th December, 1957, p. 1472; 12th March, 1959, p. 545.
Regulations defining the metropolitan area: *Gazette* 6th March, 1958, p. 762; 10th September, 1959, p. 686.
General regulations: *Gazette* 13th November, 1947, p. 1649; 17th February, 1949, p. 437; 9th August, 1951, p. 293; 4th April, 1957, p. 675; 12th March, 1959, p. 545; 22nd June, 1961, p. 1423.
Regulations as to treatment premises and depots: *Gazette* 22nd June, 1961, p. 1423.

Metropolitan Taxi-Cab Act, 1956-1957.

Administration: Committed to the Minister of Local Government, *Gazette* 20th December, 1956, p. 1374.
s. 3. Proclamation: 19th March, 1959, p. 587.
s. 25. Proclamation of 1st April, 1958, as the proclaimed day: *Gazette* 28th November, 1957, p. 1277.
Regulations under section 4: *Gazette* 7th February, 1957, p. 182.
General regulations: *Gazette* 1st December, 1960, p. 1541; 26th January, 1961, p. 149; 11th May, 1961, p. 1093; 15th February, 1962, p. 299.

The Metropolitan Transport Advisory Council Act, 1954-1960.

Administration: Committed to the Minister of Railways *Gazette* 20th January, 1955, p. 134.

Mines and Works Inspection Act, 1920-1955.

Commencement: 20th January, 1921; *Gazette* 20th January, 1921, p. 106.
Administration: Committed to the Minister of Mines *Gazette* 17th March, 1921, p. 537.
Regulations: 5th December, 1957, p. 1375; 21st August, 1958, p. 445; 29th October, 1959, p. 1035.

Mining Act, 1930-1958.

Regulations: 16th October, 1947, p. 1139; 9th September, 1948, p 970; 3rd June, 1954, p. 1100; 12th January, 1956, p. 44.

Mining (Petroleum) Act, 1940-1958

Commencement: 31st July, 1941; *Gazette* 31st July, 1941, p. 165.
Regulations: *Gazette* 31st July, 1941, p. 211.

Moneylenders Act, 1940-1960.

Commencement: 1st April, 1941; *Gazette* 9th January, 1941, p. 11.
Administration: Committed to the Chief Secretary: *Gazette* 9th January, 1941, p. 12.
s. 5(2). Proclamation: *Gazette* 24th August, 1961, p. 739.
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.

Motor Vehicles Act, 1959-1961.

Commencement: 14th April, 1960; *Gazette* 14th April, 1960, p. 1039.
Commencement of section 4 of the Motor Vehicles Act Amendment Act, 1960: 1st December, 1960; *Gazette* 10th November, 1960, p. 1301.
Commencement of the Motor Vehicles Amendment Act (No. 2), 1960: 1st July, 1961; *Gazette* 18th May, 1961, p. 1139.
Commencement of sections 6(*a*), 8 and 9 of the Motor Vehicles Act Amendment Act, 1961: 1st March, 1962: *Gazette* 1st March, 1962, p. 430.
Commencement of sections 4, 10 and 11 of the Motor Vehicles Act Amendment Act, 1961: 1st May, 1962; *Gazette* 1st March, 1962, p. 450.
Regulations: *Gazette* 14th April, 1960, p. 1055; 15th June, 1961, p. 1329; 7th September, 1961, p. 884; 1st March, 1962, p. 433.

Municipal Tramways Trust Act, 1935-1952.

s. 8. Proclamation of 2nd February, 1953, as "proclaimed day": *Gazette* 29th January, 1953, p. 107.
By-laws: *Gazette* 24th December, 1958, p. 1546.
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; 24th July, 1952, p. 179.

The National Park and Wild Life Reserves Act, 1891-1960.

s. 4a. Proclamations: *Gazette* 3rd May, 1956, p. 896; 25th August, 1960, p. 569; 20th October, 1960, p. 1062; 18th January, 1962, p. 86.
By-laws: *Gazette* 29th June, 1961, p. 1467; 11th January, 1962, p. 69.
Regulation under section 7a: *Gazette* 29th June, 1961, p. 1511.

The National Pleasure Resorts Act, 1914-1960.

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, 1934-1955.

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; 3rd November, 1955, p. 999.

Noxious Trades Act, 1943-1955.

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; 10th February, 1955, p. 240; 12th April, 1956, p. 701; 15th December, 1960, p. 1661.

Nurses Registration Act, 1920-1960.

Commencement: 2nd May, 1921; *Gazette* 28th April, 1921, p. 939.
Commencement of the Nurses Registration Act Amendment Act, 1959: 1st March, 1962; *Gazette* 1st March, 1962, p. 429.
Commencement of the Nurses Registration Act Amendment Act, 1960: 1st March, 1962; *Gazette* 1st March, 1962, p. 429.
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; 8th November, 1956, p. 1047; 3rd May, 1962, p. 1179.
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; 22nd July, 1954, p. 164; 12th May, 1955, p. 1105; 22nd December, 1955, p. 1544; 26th January, 1956, p. 129; 7th June, 1956, p.

Nurses Registration Act, 1920-1960—*continued.*

1127; 9th August, 1956, p. 312; 8th November, 1956, p. 1047; 4th April, 1957, p. 652; 27th June, 1957, p. 1578; 21st November, 1957, p. 1201; 21st August, 1958, p. 446; 18th December, 1958, p. 1639; 30th April, 1959, p. 922; 3rd May, 1962, p. 1179.

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; 1st September, 1955, p. 492; 8th November, 1956, p. 1047; 8th January, 1959, p. 6; 3rd May, 1962, p. 1179.

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; 3rd May, 1962, p. 1179.

Regulations as to the practice of midwives: *Gazette* 7th February, 1924, p. 324; 3rd May, 1962, p. 1179.

Regulations relating to the wearing of badges: *Gazette* 15th July, 1926, p. 84; 6th December, 1956, p. 1280.

Regulations as to the form of consent to legal proceedings: *Gazette* 11th September, 1930, p. 531.

Offenders Probation Act, 1913-1953.

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; 4th December 1952 p. 1439; 19th May, 1955, p. 1142; 28th November, 1957, p. 1282; 7th April, 1960, p. 992.

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, 1936-1960.

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; 6th December, 1956, p. 1281; 29th June, 1961, p. 1510.

Pharmacy Act, 1935-1952.

Regulations: *Gazette* 10th January, 1952, p. 50; 27th August, 1953, p. 645; 25th March, 1954, p. 619; 29th September, 1955, p. 715; 14th May, 1959, p. 1034; 14th May, 1959, p. 1035; 6th April, 1961, p. 826.

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, 1945-1955.

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; 4th September, 1952, p. 725; 2nd October, 1952, p. 941; 8th January, 1953, p. 10; 4th March, 1954, p. 467; 4th July, 1957, p. 6; 10th July, 1958, p. 65; 4th August, 1960, p. 294.

Pistol Licence Act, 1929.

Commencement: 1st January, 1930; *Gazette* 19th December, 1929, p. 1305.

Regulations: *Gazette* 5th December, 1929, p. 1216; 15th January, 1959, p. 72.

The Places of Public Entertainment Act, 1913-1955.

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; 22nd March, 1956, p. 567; 10th January, 1957, p. 22; 31st January, 1957, p. 145; 31st October, 1957, p. 1007; 12th December, 1957, p. 1467; 6th March, 1958, p. 758; 15th May, 1958, p. 1274; 14th August, 1958, p. 385; 9th October, 1958, p. 1017; 6th November, 1958, p. 1251; 12th February, 1959, p. 277; 9th April, 1959, p. 748; 8th October, 1959, p. 871; 15th September, 1960, p. 737; 22nd September, 1960, p. 794; 13th October, 1960, p. 1013.
Regulations: *Gazette* 25th July, 1957, p. 209.

Police Offences Act, 1953-1961.

Commencement: 1st March, 1954: *Gazette* 28th January, 1954, p. 155.
Regulations made by the Governor under section 64 and under section 149a of the Police Act, 1936 relating to penalties for local government offences: *Gazette* 23rd March, 1939, p. 732; 14th December, 1939, p. 1612; 6th March, 1941, p. 337; 7th January, 1954, p. 6; 10th April, 1958, p. 1046.

Police Pensions Act, 1954-1960.

Commencement: 16th December, 1954; *Gazette* 16th December, 1954, p. 1468.
Commencement of the Police Pensions Act Amendment Act, 1956: 1st January, 1957, *Gazette* 20th December, 1956, p. 1375.
Commencement of the Police Pensions Act Amendment Act, 1957: 1st December, 1957: *Gazette* 28th November, 1957, p. 1278.
Commencement of the Police Pensions Act Amendment Act, 1960: 1st January, 1961; *Gazette* 24th November, 1960, p. 1430.
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.

Police Regulation Act, 1952-1960.

Commencement: 13th April, 1953; *Gazette* 2nd April, 1953, p. 634.
Commencement of the Police Regulation Act Amendment Act, 1955: 26th January, 1956, *Gazette* 26th January, 1956, p. 127.
Regulations: *Gazette* 2nd April, 1953, p. 649; 26th November, 1953, p. 1312; 31st July 1958, p, 271: 20th November, 1958, p. 1384; 22nd October, 1959, p. 971; 28th July 1960, p. 229; 4th August, 1960, p. 295; 12th January, 1961, p. 57; 8th June, 1961 p. 1290; 18th January, 1962, p. 90.

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; 11th September, 1952, p. 798; 15th September, 1955, p. 604; 24th December, 1959, p. 1545; 30th March, 1961, p. 800; 16th November, 1961, p. 1657.

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. 6 (5). Notice: *Gazette* 4th June, 1953, p. 1388.
s. 12. Notices: *Gazette* 3rd November, 1949, p. 1156; 19th January, 1950, p. 105; 6th April, 1950, p. 758.
s. 20. Orders: Potato Marketing Orders: No. 1, *Gazette* 3rd November, 1949, p. 1156; No. 2, *Gazette* 6th July, 1950, p. 20; No. 3, *Gazette* 24th April, 1952, p. 887; No. 4, *Gazette* 11th February, 1954, p. 228. Potato Prices Orders: No. 18, *Gazette* 24th March, 1955, p. 688; No. 67, *Gazette* 28th November, 1957, p. 1286; No. 163, *Gazette* 22nd March, 1962, p. 632; No. 164, *Gazette* 22nd March, 1962, p. 632; No. 165, *Gazette* 22nd March, 1962, p. 632.
Regulations: *Gazette* 17th March, 1949, p. 649; 22nd September, 1949, p. 765; 26th January, 1950, p. 176; 12th August, 1954, p. 318.

Prevention of Cruelty to Animals Act, 1936-1960.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 644.
Regulations as to bird cages : *Gazette* 11th January, 1962, p. 52.

Prevention of Pollution of Waters by Oil Act, 1961.

Commencement : 1st June, 1962 ; *Gazette* 31st May, 1962, p. 1431.

Prices Act, 1948-1961.

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 ; 17th July, 1952, p. 125 ; 20th November, 1952, p. 1332 ; 11th March, 1954, p. 518 ; 17th January, 1957, p. 56 ; 9th January, 1958, p. 36 ; 15th January, 1959, p. 93 ; 10th March, 1960, p. 712 ; 12th January, 1961, p. 54 ; 1st February, 1962, p. 224.
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. 289 ; 6th September, 1951, p. 515 ; 6th September, 1951, p. 519 ; 6th September, 1951, p. 524 ; 6th December, 1951, p. 1401 ; 4th December, 1952, p. 1438 ; 26th March, 1953, p. 596 ; 2nd April, 1953, p. 648 ; 17th September, 1953, p. 772 ; 28th July, 1955, p. 211 ; 14th June, 1956, p. 1425 ; 27th June, 1957, p. 1572 ; 25th September, 1958, p. 933 ; 16th July, 1959, p. 195 ; 2nd June, 1960, p. 1524 ; 25th August, 1960, p. 574 ; 11th February, 1961, p. 339 ; 20th April, 1961, p. 928 ; 30th November, 1961, p. 1858 ; 12th April, 1962 p. 822.
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 ; 19th June, 1952, p. 1321 ; 31st July, 1952, p. 255 ; 31st July, 1952, p. 255 ; 7th August, 1952, p. 413 ; 14th August, 1952, p. 471 ; 21st August, 1952, p. 530 ; 16th October, 1952, p. 1055 ; 30th October, 1952, p. 1147 ; 6th November, 1952, p. 1200 ; 13th November, 1952, p. 1255 ; 4th December, 1952, p. 1431 ; 15th January, 1953, p. 34 ; 22nd January, 1953, p. 73 ; 7th May, 1953, p. 1063 ; 13th August, 1953, p. 503 ; 3rd September, 1953, p. 692 ; 24th September, p. 829 ; 29th October, 1953, p. 1099 ; 7th January, 1954, p. 2 ; 4th February, 1954, p. 192 ; 25th February, 1954, p. 401 ; 15th April, 1954, p. 757 ; 22nd April, 1954, p. 806 ; 3rd June, 1954, p. 1098 ; 10th June, 1954, p. 1135 ; 15th July, 1954, p. 102 ; 22nd July, 1954, p. 160 ; 19th August, 1954, p. 361 ; 9th September, 1954, p. 544 ; 23rd September, 1954, p. 795 ; 4th November, 1954, p. 1107 ; 13th January, 1955, p. 33 ; 20th January, 1955, p. 135 ; 24th February, 1955, p. 385 ; 3rd March, 1955, p. 467 ; 10th March, 1955, p. 551 ; 21st April, 1955, p. 899 ; 19th May, 1955, p. 1139 ; 2nd June, 1955, p. 1255 ; 28th July, 1955, p. 201 ; 23rd February, 1956, p. 355 ; 30th August, 1956, p. 469 ; 6th December, 1956, p. 1277 ; 10th January, 1957, p. 22 ; 9th May, 1957, p. 878 ; 25th July, 1957, p. 175 ; 22nd August, 1957, p. 421 ; 14th November, 1957, p. 1118 ; 28th August, 1958, p. 517 ; 23rd October, 1958, p. 1115 ; 15th January, 1959, p. 66 ; 9th April, 1959, p. 748 ; 18th June, 1959, p. 1254 ; 21st January, 1960, p. 189 ; 24th March, 1960, p. 839 ; 12th May, 1960, p. 1332 ; 14th July, 1960, p. 70 ; 21st September, 1961, p. 1029.
ss. 21 and 24. Orders fixing maximum prices of declared goods and declared services :—
Admission to cinemas : *Gazette* Prices Order No. 479, 22nd April, 1954, p. 812.
Aerated waters : *Gazette* Prices Order No. 148, 22nd March, 1951, p. 654. *See also* Non-intoxicating drinks.
Attache cases. *See* Kit bags.
Automotive greases : *Gazette* Prices Order No. 439, 3rd September, 1953, p. 717.
Bacon and ham : *Gazette* Prices Order No. 641, 30th January, 1958, p. 164.
Bags. *See* Kit bags : Secondhand bags and sacks.

Prices Act, 1948-1961—*continued.*

Baling wire, galvanized fencing wire, and galvanized wire netting (manufactured in the Commonwealth of Australia): *Gazette* Prices Orders No. 337, 24th July, 1952, p. 183 : No. 372, 9th October, 1952, p. 998.
Barbed wire (imported): *See* Fencing wire, barbed wire, and wire netting (imported).
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. 738, 21st September, 1961, p. 1035,
Bran and Pollard : *Gazette* Prices Order No. 724, 8th December, 1960, p. 1621.
Bread—
- Adelaide metropolitan area : *Gazette* Prices Order No. 746, 14th December. 1961, p. 1974.
- beyond Adelaide metropolitan area : *Gazette* Prices Order No. 747, 14th December, 1961, p. 1976.
- rye bread—Adelaide metropolitan area : *Gazette* Prices Order No. 530, 21st July, 1955, p. 139.
- wrapped, sales by retail : *Gazette* Prices Order No. 748, 14th December, 1961, p. 1973.

Breakfast foods (oats and oatmeal) : *Gazette* Prices Order No. 559, 9th February, 1956, p. 228.
Bricks—
- Adelaide metropolitan area : *Gazette* Prices Order No. 712, 24th March, 1960, p. 843.
- building, cartage and delivery of : *Gazette* Prices Order No. 753, 12th April, 1962, p. 823.
- cement. *See* Cement concrete building bricks.
- country areas : *Gazette* Prices Order No. 713, 24th March, 1960, p. 843.

Brooms, whisks, mops, brushes (domestic) and broom handles : *Gazette* Prices Order No. 539, 11th August, 1955, p. 292
Brown onions : *Gazette* Prices Order No. 78, 23rd February, 1950, p. 430.
Brushes. *See* Brooms
Builder's hardware : *Gazette* Prices Order No. 60, 17th October, 1949, p. 1011.
Butter : *Gazette* Prices Order No. 659, 3rd July, 1958, p. 13.
Canned fruits : *Gazette* Prices Order No. 149, 29th March, 1951, p. 694.
Canned meats : *Gazette* Prices Orders No. 137, 22nd February, 1951, p. 405 ; No. 449, 22nd October, 1953, p. 1067.
Cement : *See* Imported cement : Portland cement.
Cement concrete building bricks and blocks : *Gazette* Prices Order No. 414, 26th March, 1953, p. 588.
Cheese. *See* Loaf cheese.
Chemists. *See* Compounding and dispensing drugs and chemicals : Ethical proprietary pharmaceutical preparations.
Chocolates and confectionery : *Gazette* Prices Order No. 297, 3rd April, 1952, p. 721.
Cigarettes. *See* Tobacco and cigarettes.
Cinemas. *See* Admission to cinemas.
Clothing and certain furnishings and household drapery sales by wholesale : *Gazette* Prices Order No. 209, 6th September, 1951, p. 516.
Clothing and household drapery—sales by retail : *Gazette* Prices Order No. 716, 14th July, 1960, p. 82.
Clothing and household drapery—sales by wholesale : *Gazette* Prices Order No. 715, 14th July, 1960, p. 79.
Clothing, garments, etc., purchased or obtained from Richard Allen & Sons (1919), Pty., Ltd., and others : *Gazette* Prices Order No. 376, 16th October, 1952, p. 1058.
Compounding and dispensing drugs and chemicals : *Gazette* Prices Order No. 711, 24th March, 1960, p. 844.
Cooking and kitchen utensils : *Gazette* Prices Order No. 741, 9th November, 1961, p. 1590.
Copper bars, blocks ingots, and pigs : *Gazette* Prices Order No. 448, 22nd October, 1953, p. 1081.
Copper, scrap. *See* Scrap copper.
Cornsacks. *See* New cornsacks.
Crockery, chinaware, earthenware, or glassware (imported) : *Gazette* Prices Order No. 617, 19th September, 1957, p. 637.
Drinks. *See* Liquors : Non-intoxicating drinks.
Drugs. *See* Compounding and dispensing drugs and chemicals.
Eggs in shell—sales by retail : *Gazette* Prices Order No. 288, 14th February, 1952, p. 336.
Electrical installations : *Gazette* Prices Orders No. 727, 20th April, 1961, p. 923 No. 743, 30th November, 1961, p. 1859.

Prices Act, 1948-1961—*continued.*

Ethical proprietary pharmaceutical preparations (including ethical prescription proprietaries): *Gazette* Prices Order No. 709, 3rd March, 1960, p. 691.
Exercise books. *See* School exercise books.
Feed wheat—
Adelaide Metropolitan area: *Gazette* Prices Order No. 744, 14th December, 1961, p. 1977.
Country areas: *Gazette* Prices Order No. 406, 12th February, 1953, p. 200.
Feltex and teprac floor coverings and other floor coverings of a similar and like nature: *Gazette* Prices Order No. 501, 19th August, 1954, p. 443.
Fencing posts—split gum: *Gazette* Prices Order No. 516, 10th February, 1955, p. 245.
Fencing wire. *See* Baling wire, etc.
Fencing wire, barbed wire, and wire netting (imported): *Gazette* Prices Order No. 234, 25th October, 1951, p. 1005.
Fertilizers: *Gazette* Prices Order No. 451, 29th October, 1953, p. 1103.
Fibrous plaster: *Gazette* Prices Order No. 754, 12th April, 1962, p. 821.
Firewood and mallee roots: *Gazette* Prices Order No. 730, 20th April, 1961, p. 920.
Firewood, industrial. *See* Industrial firewood.
Floor coverings. *See* Feltex.
Flour: *Gazette* Prices Order No. 745, 14th December, 1961, p. 1978.
Footwear—
sales by retail: *Gazette* Prices Order No. 737, 21st September, 1962, p. 1036.
materials used in the repair of. *See* Materials used in the repair of footwear.
repairs: *See* Boot and shoe repairs.
Fruits, canned. *See* Canned fruits.
Funeral services: *Gazette* Prices Order No. 534, 28th July, 1955, p. 208.
Furniture—retail: *Gazette* Prices Order No. 139, 22nd February, 1951, p. 406.
Galvanized barbed wire (manufactured in the Commonwealth of Australia): *Gazette* Prices Orders No. 338, 24th July, 1952, p. 184; No. 355, 11th September, 1952, p. 799.
Galvanized fencing wire, barbed wire, and wire, netting (manufactured in the Commonwealth of Australia). *See* Baling wire.
Galvanized iron, imported. See Imported galvanized iron.
Galvanized iron water tanks: *Gazette* Prices Order No. 693, 5th November, 1959, p. 1131.
Galvanized roofing nails: *Gazette* Prices Order No. 377, 16th October, 1952, p. 1060.
Galvanized steel pipe (medium) manufactured in the Commonwealth of Australia: *Gazette* Prices Order No. 728, 20th April, 1961, p. 922.
Garden hose. *See* Plastic garden hose: Rubber garden hose.
Glass jars and bottles (preserving): *Gazette* Prices Order No. 740, 9th November, 1961, p. 1589.
Golden syrup. *See* Goods—miscellaneous: Sugar, golden syrup and treacle.
Goods—Miscellaneous: *Gazette* Prices Order No. 533, 28th July, 1955, p. 213.
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. 285; No. 219, 11th October, 1951, p. 907.
Grease. *See* Automotive greases.
Haircutting—Men and boys: *Gazette* Prices Order No. 527, 7th July, 1955, p. 7.
Hairdressing. *See* Ladies and girls hairdressing.
Ham. *See* Bacon and ham.
Handkerchiefs: *Gazette* Prices Order No. 152, 26th April, 1951, p. 926.
Handbags. *See* Travelware, handbags, purses and wallets.
Hand tools: *Gazette* Prices Order No. 43, 15th July, 1949, p. 161.
Hemlock. *See* Oregon and hemlock.
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. 419, 2nd April 1953, p. 640.
Honey: *Gazette* Prices Order No. 544, 3rd November, 1955, p. 1039.
Ice—Adelaide metropolitan area: *Gazette* Prices Order No. 237, 1st November, 1951, p. 1053.
Ice-cream—sales by retail: *Gazette* Prices Order No. 502, 26th August, 1954, p. 444.
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.
Indian terra cotta roofing tiles: *Gazette* Prices Order No. 320, 12th June, 1952, p. 1296.
Industrial firewood: *Gazette* Prices Order No. 729, 20th April, 1961, p. 921.
Iron and steel products (imported). *See* Basic iron and steel products.
Jams and jellies: *Gazette* Prices Order No. 260, 29th November, 1951, p. 1334.

Prices Act, 1948-1961—*continued.*

Kerosene—lighting and heating : *Gazette* Prices Order No. 752, 8th February, 1962, p. 276.

Kitbags, attache cases, satchels and the like—Sales by wholesale and retail : *Gazette* Prices Order No. 540, 11th August, 1955, p. 293.

Kitchen utensils. *See* Cooking and kitchen utensils.

Ladies and girls hairdressing : *Gazette* Prices Order No. 535, 28th July, 1955, p. 208.

Lead. *See* Pig lead : Scrap lead.

Leather : *Gazette* Prices Orders No. 145, 15th March, 1951, p. 583 ; No. 160, 7th June, 1951, p. 1268 : No. 533, 28th July, 1955, p. 213.

Liquors—sales by retail : *Gazette* Prices Order No. 426, 4th June, 1953, p. 1377.

Loaf cheese : *Gazette* Prices Order No. 660, 3rd July, 1958, p. 12.

Lubricating oils. *See* Mineral lubricating oils.

Malleable pipe fittings manufactured in the Commonwealth of Australia : *Gazette* Prices Order No. 680, 2nd July, 1959, p. 9.

Mallee roots. *See* Firewood and mallee roots.

Margarine—table and cooking : *Gazette* Prices Order No. 342, 24th July, 1952, p. 185.

Matches. *See* Safety matches : Wax matches.

Materials used in the repair of footwear—sales by retail : *Gazette* Prices Order No. 398, 18th December, 1952, p. 1550.

Mattresses and pillows : *Gazette* Prices Order No. 50, 4th August, 1949, p. 296.

Meat : *Gazette* Prices Order No. 664, 7th August, 1958, p. 333.

Meat. *See also* Bacon and ham : Pork.

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 ; No. 339, 24th July, 1952, p. 185.

Milk products. *See* Processed milk products.

Mineral lubricating oils : *Gazette* Prices Order No. 496, 5th August, 1954, p. 293.

Mops. *See* Brooms.

Motor spirit. *See* Petroleum and shale products.

Mouldings : *Gazette* Prices Order No. 442, 17th September, 1953, p. 773.

Nails, brads, clouts, and staples : *Gazette* Prices Order No. 361, 18th September, 1952, p. 849.

Nails. *See* Galvanized roofing nails.

New cornsacks : *Gazette* Prices Order No. 249, 15th November, 1951, p. 1193.

New tyres and tubes—sales 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 ; No. 325, 19th June, 1952, p. 1328 ; No. 436, 6th August, 1953. p. 454 ; No. 570, 21st June, 1956, p. 1585.

Non-intoxicating drinks—sales by retail—Adelaide metropolitan area : *Gazette* Prices Order No. 674, 11th December, 1958, p. 1577.

Oatmeal. *See* Breakfast foods.

Oats. *See* Breakfast foods.

Onions. *See* Brown onions.

Oregon and hemlock : *Gazette* Prices Order No. 514, 16th December, 1954, p. 1475.

Paint : *Gazette* Prices Order No. 661, 10th July, 1958, p. 66.

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. 751, 25th 1962, p. 146.

Pig lead : *Gazette* Prices Order No. 369, 9th October, 1952, p. 998.

Pillows. *See* Mattresses and pillows.

Pipes. *See* Galvanized and black steel pipes : Goods—Miscellaneous : Malleable pipe fittings.

Plaster, fibrous. *See* Fibrous plaster.

Plastic garden hose : *Gazette* Prices Order No. 373, 16th October, 1952, p. 1059.

Plumbing charges : *Gazette* Prices Order No. 742, 30th November, 1961, p. 1857.

Pollard. *See* Bran and pollard.

Pork : *Gazette* Prices Order No. 665, 7th August, 1958, p. 339.

Portland cement (grey) manufactured from imported materials : *Gazette* Prices Order No. 313, 5th June, 1952, p. 1245.

Portland cement (grey) manufactured in South Australia : *Gazette* Prices Order No. 490, 15th July, 1954, p. 110.

Portland cement (grey) manufactured in the Commonwealth of Australia (other than in South Australia) : *Gazette* Prices Order No. 357, 18th September, 1952, p. 850.

Posts. *See* Fencing posts.

Potatoes : *Gazette* Prices Order No. 487, 8th July, 1954, p. 66.

Processed milk products : *Gazette* Prices Order No. 244, 15th November, 1951, p. 1193.

Purses. *See* Travelware, handbags, purses and wallets.

Prices Act, 1948-1961—*continued.*

Radiata pine sawn timber: *Gazette* Prices Order No. 483, 22nd April, 1954, p. 811.
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. 480, 15th April, 1954, p. 771.
Rice (polished): *Gazette* Prices Order No. 425, 4th June, 1953, p. 1379.
Roofing nails. *See* Galvanized roofing nails.
Rubber articles: *Gazette* Prices Order No. 107, 2nd November, 1950, p. 1070.
Rubber garden hose: *Gazette* Prices Order No. 454, 5th November, 1953, p. 1170.
Rye bread. *See* bread.
Sacks. *See* Secondhand bags and sacks: Secondhand wool sacks.
Safety matches: *Gazette* Prices Order No. 440, 17th September, 1953, p. 770.
Sago and tapioca: *Gazette* Prices Order No. 640, 2nd January, 1958, p. 1. *See also* Goods—Miscellaneous.
Salt, loose, fine: *Gazette* Prices Order No. 507, 14th October, 1954, p. 977.
Satchels. *See* Kitbags.
Sauce. *See* Tomato sauce.
Sawn Tasmanian timber: *Gazette* Prices Order No. 493, 29th July, 1954, p. 236.
School exercise books and the like—sales by retail: *Gazette* Prices Orders No. 533, 28th July, 1955, p. 213; No. 750, 18th January, 1962, p. 115.
Scrap copper: *Gazette* Prices Order No. 352, 4th September, 1952, p. 727.
Scrap lead: *Gazette* Prices Order No. 370, 9th October, 1952, p. 999.
Secondhand bags and sacks: *Gazette* Prices Order No. 322, 19th June, 1952, p. 1332.
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. 525; No. 239, 1st November, 1951, p. 1054.
Smallgoods: *Gazette* Prices Order No. 630, 28th November, 1957, p. 1281.
Soap: *Gazette* Prices Order No. 445, 22nd October, 1953, p. 1081.
Solder: *Gazette* Prices Order No. 365, 2nd October, 1952, p. 942.
Soup. *See* Tomato soup.
Steel products (imported): *See* Basic iron and steel products.
Steel rods. *See* Mild steel rods.
Steel sheets (galvanized and zinc anneal) manufactured in the Commonwealth of Australia: *Gazette* Prices Order No. 749, 18th January, 1962, p. 116.
Sugar, and golden syrup: *Gazette* Prices Order No. 567, 17th May, 1956, p. 968.
Tanks. *See* Galvanized iron water tanks.
Tapioca. *See* Goods—Miscellaneous: Sago and tapioca.
Tea: *Gazette* Prices Order No. 610, 27th June, 1957, p. 1568.
Teprac floor coverings. *See* Feltex.
Tiles. *See* Indian terra cotta roofing tiles.
Timber. *See* Fencing posts; Mouldings: Oregon and hemlock: Radiata pine sawn timber: Sawn Tasmanian timber: Western Australian hardwood.
Tobacco and cigarettes—sales by retail: *Gazette* Prices Order No. 575, 30th August, 1956, p. 475.
Tomato sauce: *Gazette* Prices Order No. 525, 16th June, 1955, p. 1397.
Tomato soup: *Gazette* Prices Order No. 424, 14th May, 1953, p. 1098.
Travelware, handbags, purses and wallets—
  sales by manufacturers: *Gazette* Prices Order No. 267, 6th December, 1951, p. 1401.
  sales by wholesale and retail: *Gazette* Prices Order No. 268, 6th December, 1951, p. 1400.
Tyres and tubes. *See* New tyres and tubes.
Wallets. *See* Travelware, handbags, purses and wallets.
Wattle bark: *Gazette* Prices Order No. 57, 13th October, 1949, p. 914.
Wax matches (waterproof): *Gazette* Prices Order No. 348, 14th August, 1952, p. 512.
Western Australian hardwood: *Gazette* Prices Order No. 494, 29th July, 1954, p. 233.
Wheat. *See* Feed wheat.
Whisks. *See* Brooms.
Wire. *See* Baling wire, etc.; Galvanized barbed wire.
Wire netting. *See* Baling wire, etc.; Fencing wire, etc.
Wool furnishing materials: *Gazette* Prices Order No. 41, 30th June, 1949, p. 1871.
Wool sacks. *See* Secondhand wool sacks.
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. 371, 9th October, 1952, p. 998.

Prices Act, 1948-1961—*continued.*

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; 3rd July, 1952, p.12; 6th November, 1952, p. 1204; 12th February 1953, p. 200; 19th March, 1953, p. 519; 20th August, 1953, p. 548; 29th October, 1953, p. 1104; 29th October, 1953, p. 1105; 26th November, 1953, p. 1313; 10th December, 1953, p. 1406 7th January, 1954, p. 40; 4th February, 1954 p. 203; 11th February, 1954, p. 228; 3rd June, 1954, p. 1104; 8th July, 1954, p. 66; 8th December, 1955, p. 1295; 13th December, 1956, p. 1361; 5th December, 1957, p. 1368; 20th March, 1958, p. 871; 4th December, 1958, p. 1545; 3rd December, 1959, p. 1387; 14th July, 1960, p. 81; 8th December, 1960, p. 1622; 14th December, 1961, p. 1977.

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; 1st April, 1954, p. 667,

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 Lands *Gazette* 25th February, 1954, p. 400.

Primary Producers' Debts Act, 1935-1943.

Administration: Committed to the Minister of Lands *Gazette* 25th February, 1954, p. 400.

Regulations: *Gazette* 11th July, 1935, p. 75; 18th June, 1936, p. 1210.

Prisons Act, 1936-1956.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 645.

s. 13. Proclamations: *Gazette* 7th September, 1939, p. 690; 8th August, 1940, p. 221; 26th June, 1952, p. 1381; 19th January, 1956, p. 75; 9th February, 1956, p. 224; 5th November, 1959, p. 1106.

s. 18. Proclamations: *Gazette* 21st September, 1939, p. 813; 3rd March, 1960, p. 644; 14th September, 1961, p. 949.

General prison regulations: *Gazette* 10th November, 1960, p. 1305; 9th March, 1961, p. 535; 23rd March, 1961, p. 639.

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. Proclamations: *Gazette* 19th December, 1940, p. 1552; 17th June, 1954, p. 1196.

Public Parks Act, 1943.

Administration: Committed to the Minister of Local Government *Gazette* 27th January. 1944, p. 92.

Public Service Act, 1936-1960.

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. (1). Proclamations: *Gazette* 26th June, 1952, p. 1381; 15th December, 1955, p. 1337; 1st March, 1956, p. 421; 22nd March, 1956, p. 569; 19th April, 1956, p. 741; 14th June, 1956, p. 1378; 2nd August, 1956, p. 259; 23rd August, 1956, p. 398; 14th February, 1957, p. 226; 4th July, 1957, p. 2; 16th June, 1960, p. 1587.

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; 17th June, 1954, p. 1196; 16th October, 1958, p. 1071; 4th May, 1961, p. 1042.

Public Service Act, 1936-1960—*continued.*

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; 21st January, 1954, p. 123; 25th February, 1954, p. 400; 10th June, 1954, p. 1136; 14th May, 1959, p. 1025; 15th October, 1959, p. 935.

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; 15th May, 1952, p. 1060; 6th August, 1953, p. 450; 13th August, 1953, p. 505; 23rd September, 1954, p. 798; 7th October, 1954, p. 919; 8th September, 1955, p. 559; 3rd November, 1955, p. 1000; 12th September, 1957, p. 586; 31st October, 1957, p. 1012; 5th December, 1957, p. 1373; 9th October, 1958, p. 1022; 26th March, 1959, p. 650; 13th August, 1959, p. 396; 4th May, 1961, p. 1045.

Public Service Arbitration Act, 1961.

Administration: Committed to the Minister of Labour and Industry, *Gazette* 16th November, 1961, p. 1652.

Public Service Superannuation Fund (Arrangement) Act, 1960.

s. 2. Notice: *Gazette* 15th December, 1960, p. 1674.
s. 3. Proclamation: 11th May, 1961, p. 1091.

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, 1927-1955.

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; 4th February, 1954, p. 194; 18th April, 1957, p. 803; 14th May, 1959, p. 1029.

Pulp and Paper Mills Agreement Act, 1958.

Commencement: 15th January, 1959, *Gazette* 15th January, 1959, p. 65.
Administration: Committed to the Minister of Works; *Gazette* 22nd January, 1959, p. 105.

Radium Hill Water Supply Agreement Act, 1953.

Commencement: 28th January, 1954; *Gazette* 28th January, 1954, p. 155.

The Real Property Act, 1886-1961.

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; 13th September, 1956, p. 581.

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 Thebarton Oval: *Gazette* 24th September, 1959, p. 767.
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, 1928-1961.

Commencement: 1st October, 1928; *Gazette* 27th September, 1928, p. 686.
Regulations: *Gazette* 27th September, 1928, p. 688; 28th May, 1942, p. 791; 1st March, 1956, p. 422; 9th June, 1960, p. 1552.

Registration of Deeds Act, 1935.

Rules and regulations: *Gazette* 13th February, 1919, p. 325; 29th November, 1945, p. 811.

Registration of Dogs Act, 1924-1957.

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; 11th July, 1957, p. 51.
Regulations: *Gazette* 22nd January, 1925, p. 100; 9th February, 1928, p. 261.

Renmark Irrigation Trust Act, 1936-1959.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
Commencement of sections 4, 6, 8, 10, 14, 15, 18 and 19 of the Renmark Irrigation Trust Act Amendment Act, 1959: 1st July, 1960; *Gazette* 16th June, 1960, p. 1588.
Administration: Committed to the Minister of Irrigation *Gazette* 1st February, 1945, p. 145.
s. 115(2). Proclamation: 7th July, 1960, p. 1.
By-laws: *Gazette* 21st September, 1950, p. 731.

River Murray Waters Act, 1935-1958.

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.
Commencement of River Murray Waters Act Amendment Act, 1954: 7th April, 1955; *Gazette* 7th April, 1955, p. 807.
Commencement of River Murray Waters Act Amendment Act, 1958; 12th December, 1958, *Gazette* 18th December, 1958, p. 1635.
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, 1930-1957.

Commencement of the Road and Railway Transport Act Amendment Act, 1956: 1st February, 1957; *Gazette* 17th January, 1957, p. 53.
Administration: Committed to the Minister of Railways *Gazette* 12th March, 1931, p. 471,
s. 10. Orders: *Gazette* 16th July, 1942, p. 46; 13th September, 1956, p. 580.
s. 27e. Commencement: 14th March 1940: *Gazette* 14th March, 1940, p. 538.
Regulations: *Gazette* 11th June, 1959, p. 1203.

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 and other matters: *Gazette* 31st May, 1928, p. 1147; 23rd May, 1957, p. 1202; 30th May, 1957, p. 1382.

Road Traffic Act, 1934-1960.

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.

Commencement of section 13 of the Road Traffic Act Amendment Act (No. 2), 1953: 1st July, 1954; *Gazette* 14th January, 1954, p. 57.

Commencement of sections 14, 15 and 16 of the Road Traffic Act Amendment Act (No. 2), 1953: 25th January, 1954; *Gazette* 14th January, 1954, p. 57.

Commencement of sections 4 to 29 of the Road Traffic Act Amendment Act (No. 2), 1955; 7th June, 1956; *Gazette* 7th June, 1956, p. 1125.

Commencement of section 4 to 6, and 8 to 16 of the Road Traffic Act Amendment Act, 1956: 20th December, 1956; *Gazette* 20th December, 1956, p. 1374.

Commencement of section 7 of the Road Traffic Act Amendment Act, 1956: 1st April, 1957; *Gazette* 20th December, 1956, p. 1374.

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.

Adminstration 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. 36 Proclamation of 2nd January, 1958, as appointed day: *Gazette* 5th December, 1957, p. 1361.

s. 36a. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.

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; 27th October, 1955, p. 941.

s. 110a. Commencement: 1st July, 1954; *Gazette* 14th January, 1954, p. 57.

s. 143. Proclamation: *Gazette* 18th March, 1937, p. 586.

s. 151. Proclamation: *Gazette* 19th October, 1939, p. 1094.

Regulations: *Gazette* 9th July, 1959, p. 61; 29th October, 1959, p. 1034; 18th February, 1960, p. 558 (regulation 65 disallowed, *Gazette* 19th May, 1960, p. 1384.); 25th February, 1960, p. 578; 24th March, 1960, p. 841; 14th April, 1960, p. 1055; 14th July, 1960, p. 133; 13th April, 1961, p. 865; 27th April, 1961, p. 996; 6th July, 1961, p. 17; 19th October, 1961, p. 1280; 12th April, 1962, p. 819.

Rules of Local Court as to appeals under section 32: *Gazette* 4th March, 1937, p. 484.

Road Traffic Act, 1961.

Commencement: At 4th June, 1962, this Act had not been brought into operation.

Road Traffic Board Act, 1960.

Commencement: 1st December, 1960; *Gazette* 1st December, 1960, p. 1526.

Administration: Committed to the Minister of Roads *Gazette* 18th May, 1961, p 1141.

Sale of Fruit Act, 1915-1935.

Regulations: *Gazette* 3rd December, 1936, p. 1195; 25th December, 1947, p. 2265.

Sale of Goods Act, 1895-1952.

s. 57a. Commencement: 1st July, 1938; *Gazette* 9th June, 1938, p. 1270.

s. 57b. Commencement: 1st March, 1954: *Gazette* 25th February, 1954, p. 400.

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, 1929-1959.

Rules: *Gazette* 4th March, 1943, p. 272.

Scaffolding Inspection Act, 1934-1961.

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; 25th November, 1954, p. 1262; 3rd March, 1960, p. 644; 16th March, 1961, p. 565; 1st June, 1961, p. 1245; 14th September, 1961, p. 948.
Regulations amending the second schedule: *Gazette* 14th September, 1944, p. 324; 13th June, 1957, p. 1469; 1st October, 1959, p. 825; 18th May, 1961, p. 1142.

School of Mines and Industries Act, 1892-1959.

Commencement: 1st February, 1893; *Gazette* 19th January, 1893, p. 96.
Commencement of the School of Mines and Industries Act Amendment Act, 1959: 18th January, 1960: *Gazette* 14th January, 1960, p. 117.
s. 8. Proclamations: *Gazette* 7th January, 1935, p. 407; 27th August, 1959, p. 511.
Rules and regulations: *Gazette* 16th June, 1960, p. 1592.

Second-hand Dealers Act, 1919-1958.

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; 12th December, 1957, p. 1470; 6th March, 1958, p. 762.

Settled Estates Act, 1880-1943.

Rules of Court: *Gazette* 5th April, 1883, p. 1174.

Sewerage Act, 1929-1960.

s. 79. Proclamation: *Gazette* 27th May, 1926, p. 1365.
Regulations: *Gazette* 18th August, 1960, p. 457.
Regulation under the Fees Regulation Act, 1927, fixing fees for services relating to sewers: *Gazette* 14th April, 1960, p. 1042.

Sharebrokers Act, 1945.

Commencement: 1st July, 1946; *Gazette* 27th June, 1946, p. 1121.
Regulations: *Gazette* 27th June, 1946, p. 1172.

Shearers Accommodation Act, 1922-1958.

Commencement of the Shearers Accommodation Act Amendment Act, 1958: 27th August, 1959; *Gazette* 27th August, 1959, p. 513.
Administration: Committed to the Minister of Industry *Gazette* 18th January, 1923, p. 93.
Proclamation under section 2 (2) of the Shearers Accommodation Act Amendment Act, 1947, declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.

Soil Conservation Act, 1939-1960.

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

Soil Conservation Act, 1939-1960—*continued.*

April, 1948, p. 825; 9th September, 1948, p. 955; 30th September, 1948, p. 1167; 22nd November, 1951, p. 1229.

s. 6c. Proclamations: *Gazette* 26th July, 1951, p. 173; 30th April, 1953, p. 1011; 15th July, 1954, p. 102; 27th November, 1958, p. 1428.

s. 9. Proclamations: *Gazette* 29th April, 1943, p. 549; 24th July, 1947, p. 131; 27th November, 1952, p. 1384; 1st December, 1960, p. 1525; 3rd August, 1961, p. 581.

Regulations: *Gazette* 15th February, 1945, p. 273; 2nd October, 1947, p. 1027.

South Australian Housing Trust Act, 1936-1952.

Administration: Committed to the Treasurer *Gazette* 14th January, 1937, p. 33.

South Australian Railways Commissioner's Act, 1936-1957.

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; by-law N: *Gazette* 30th July, 1959, p. 320.
2. Removal of goods from railway premises—By-law F: *Gazette* 7th January, 1932, p. 20.
3. Tickets covering combined services—By-law G: *Gazette* 12th July, 1934, p. 42.
4. 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.
5. 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 No. 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; by-law No. 249; *Gazette* 14th December, 1951, p. 1505; by-law No. 252; *Gazette* 26th June, 1952, p. 1410; by-law No. 255; *Gazette* 26th July, 1956, p. 209; by-law No. 257; *Gazette* 31st January, 1958, p. 203; by-law No. 258; *Gazette* 30th July, 1959, p. 321; by-law No. 262; *Gazette* 14th July, 1960, p. 85.
6. Passenger rates and conditions—By-law No. 253; *Gazette* 3rd July, 1953, p. 37; by-law No. 254: *Gazette* 10th March, 1955, p. 554; by-law No. 256: *Gazette* 5th September, 1957, p. 526; by-law No. 259; *Gazette* 30th July, 1959, p. 322; by-law No. 260; *Gazette* 3rd September, 1959, p. 586; by-law No. 261; *Gazette* 14th July, 1960, p. 102.
7. Use of railway facilities for loading and unloading merchandise other than rail-borne merchandise—By-law 230: *Gazette* 23rd January, 1936, p. 218.

Regulations—

1. Employment, rules, duties &c., of staff—Regulation No. 56: *Gazette* 2nd November, 1922, p. 990; regulation No. 86: *Gazette* 28th March, 1929, p. 652; regulation No. 88: *Gazette* 27th June, 1929, p. 1495; regulation No. 90: *Gazette* 23rd January, 1930, p. 139; regulation No. 105: *Gazette* 7th March, 1935, p. 688; regulation No. 108: *Gazette* 30th May, 1935, p. 1439; regulation No. 123: *Gazette*, 13th March, 1941, p. 370; regulation No. 125: *Gazette* 2nd April, 1942, p. 498; regulation No. 128: *Gazette* 24th December, 1942, p. 1218.
2. Employment on other than railway duties—Regulation No. 120: *Gazette* 9th May, 1940, p. 1054.
3. Locomotive workshop rules—Regulation No. 89: *Gazette* 21st November, 1929, p. 1125.
4. Branches of railway service—Regulation No. 99: *Gazette* 14th January, 1932, p. 32.
5. Classification of officers—Regulation No. 111: *Gazette* 24th September, 1936, p. 643; regulation No. 114: *Gazette* 14th October, 1937, p. 1029; regulation No. 115: *Gazette* 14th October, 1937, p. 1030; regulation No. 119: *Gazette* 28th November, 1940, p. 1211; regulation No. 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; regulation No. 139: regulation No. 140: *Gazette* 10th May, 1956, p. 929.

South Australian Railways Commissioner's Act, 1936-1957—*continued.*

9. Injuries, sickness, and medical standards—Regulation: 24th October, 1957, p. 940.
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, 1931-1959.

Commencement: 1st January, 1932; *Gazette* 17th December, 1931, p. 1115.
Administration: Committed to the Minister of Irrigation *Gazette* 17th December, 1931, p. 1115.
s. 105. Notice: *Gazette* 13th July, 1961, p. 60.
Rules of Court as to appeals under section 53 or section 96: *Gazette* 5th May, 1932, p. 779.

Stamp Duties Act, 1923-1960.

Commencement of sections 4, 5 and 6 of the Stamp Duties Act Amendment Act, 1952; 22nd January, 1953: *Gazette* 22nd January, 1953, p. 72.
Commencement of the Stamp Duties Act Amendment Act, 1959; 1st February, 1960; *Gazette* 7th January, 1960, p. 1.
Proclamation under paragraph 23 of Second Schedule declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Regulations: *Gazette* 24th July, 1924, p. 169; 8th March, 1951, p. 532; 22nd January, 1953, p. 74; 29th November, 1956, p. 1235; 8th December, 1960, p. 1613.

The Standard Time Act, 1898.

Commencement: 1st May, 1899; *Gazette* 9th February, 1899, p. 245.

State Bank Act, 1925-1958.

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; 12th February, 1953, p. 198; 14th April, 1955, p. 861; 14th December, 1961, p. 1966.
Regulation relating to the Fire Brigades Board: *Gazette* 26th January, 1956, p. 130.
Regulations relating to the South Australian Housing Trust: *Gazette* 19th May, 1949, p. 1420; 6th November, 1958, p. 1255; 22nd March, 1962, p. 602; 17th May, 1962, p. 1296.
Regulation relating to the Local Government Officers' Classification Board: *Gazette* 9th August, 1951, p. 292.

Steam Boilers and Enginedrivers Act, 1935-1952.

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* 4th August, 1960, p. 297.
Regulations relating to the Enginedrivers' Board and examinations; *Gazette* 4th August, 1960, p. 301.
Regulation under the Fees Regulation Act, 1927, varying the fees prescribed in the fifth schedule: *Gazette* 22nd October, 1959, p. 972.

Stock Diseases Act, 1934-1961.

Commencement of the 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; 22nd April, 1954, p. 806; 20th June, 1957, p. 1502; 5th October, 1961, p. 1189; 26th October, 1961, p. 1340.
s. 5 (1). Notices under definition of "stock": *Gazette* 27th May, 1937, p. 1211; 5th April, 1945, p. 503; 18th December, 1952, p. 1546; 8th January, 1959, p. 3.

Stock Diseases Act, 1934-1961—*continued.*

s. 6. Proclamations: *Gazette* 15th December, 1932, p. 1143; 10th December, 1942, p. 1124; 26th August, 1943, p. 230; 22nd April, 1948, p. 823; 18th December, 1952, p. 1544; 20th June, 1957, p. 1502; 8th January, 1959, p. 3; 27th August, 1959, p. 507.
s. 19. Notice: *Gazette* 20th June, 1957, p. 1505.
ss. 29 and 30. Notice: *Gazette* 19th December, 1957, p. 1532.
s. 43aa. Notice: *Gazette* 20th June, 1957, p. 1502.
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; 8th April, 1954, p. 712; 28th July, 1955, p. 205; 20th June, 1957, p. 1524; 27th February, 1958, p. 700; 3rd April, 1958, p. 998; 25th June, 1959, p. 1550; 13th August, 1959, p. 396; 21st July, 1960, p. 160; 25th May, 1961, p. 1203; 24th August, 1961, p. 802; 3rd May, 1962, p. 1154; 31st May, 1962, p. 1434.

Stock Foods Act, 1941-1956.

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 Medicines Act, 1939-1956.

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, 1929-1959.

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; 5th November, 1953, p. 1163; 10th December, 1953, p. 1403.
s. 55a. Proclamation declaring 1st February, 1954, as the day on which the 1939-1945 war ceased: *Gazette* 28th January, 1954, p. 155.
Regulations: *Gazette* 20th January, 1949, p. 129; 2nd April, 1953, p. 698; 19th January, 1956, p. 107.
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, 1926-1961.

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; 24th March, 1955, p. 749; 4th December, 1958, p. 1518; 22nd December, 1960, p. 1704; 11th January, 1962, p. 53.
Regulations as to superannuation rights of officers transferred from other Governments: *Gazette* 29th May, 1947, p. 1601; 9th November, 1950, p. 1146; 18th November, 1954, p. 1233; 15th March, 1956, p. 517; 16th April, 1959, p. 813.
Rules of Court: *Gazette* 12th May, 1932, p. 869.

Supreme Court Act, 1935-1960.

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; 19th June, 1952, p. 1323; 7th April, 1955, p. 810; 7th March, 1957, p. 502.

Supreme Court Act, 1935-1960—*continued.*

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; 24th December, 1952, p. 1621; 8th January, 1953, p. 8; 23rd May, 1957, p. 1201; 17th December, 1959, p. 1521; 3rd November, 1960, p. 1221.

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* 13th December, 1956, p. 1329.

Law Society Act, 1915—Procedure of Statutory Committee: *Gazette* 9th November, 1916, p. 943.

Legal practitioners—Admission: *Gazette* 14th July, 1955, p. 73; 5th July, 1956, p. 4; 22nd February, 1962, p. 382.

Legal practitioners—Trust accounts and other matters: *Gazette* 31st August, 1939 p. 573; 21st February, 1957, p. 291.

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.

Workmen's Liens Act, 1893—Procedure: *Gazette* 4th April, 1957, p. 653.

Surplus Revenue Act, 1938-1951.

s. 3b. (1). Commencement: 1st May, 1952; *Gazette* 1st May, 1952, p. 961.

Surveyors Act, 1935-1961.

Commencement: 26th March, 1936; *Gazette* 26th March, 1936, p. 689.
Regulations as to examinations and licensing of surveyors: *Gazette* 12th March, 1953, p. 477.
Regulations as to surveys, fees, etc.: *Gazette* 16th November, 1939, p. 1367; 8th December, 1955, p. 1292; 9th May, 1957, p. 885; 21st May, 1959, p. 1080; 13th October, 1960, p. 1017.
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, 1936-1960.

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. Proclamations: *Gazette* 3rd April, 1952, p. 717; 5th September, 1957, p. 519.

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, 1953.

Commencement: 1st August, 1954; *Gazette* 2nd August, 1954, p. 269.
Administration: Committed to the Minister of Industry and Employment *Gazette* 2nd August, 1954, p. 269.
Regulations: 2nd August, 1954, p. 269; 17th November, 1955, p. 1116.

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, 1929-1957.

Commencement: 15th January, 1930; *Gazette* 16th January, 1930, p. 69.
Commencement of Town Planning Act Amendment Act, 1955; 1st February, 1956: *Gazette* 5th January, 1956, p. 1.
Administration: Committed to the Attorney-General *Gazette* 20th February, 1930, p. 369.
s. 12a (1) para. (i)—Application to Salisbury, *Gazette* 28th November, 1957, p. 1277; Stirling, *Gazette* 5th December, 1957, p. 1361; Tea Tree Gully, *Gazette* 12th December, 1957, p. 1468; Mount Gambier, *Gazette* 19th December, 1957, p. 1528; Mudla Wirra, *Gazette* 19th December, 1957, p. 1528; Onkaparinga, *Gazette* 9th January, 1958, p. 33; Munno Para East, *Gazette* 6th February, 1958; p. 488; Millicent, *Gazette* 6th February, 1958, p. 488; Noarlunga, *Gazette* 6th February, 1958, p. 489; Encounter Bay, *Gazette* 20th February, 1958, p. 627; Mobilong, *Gazette* 6th March, 1958, p. 757; Mannum, *Gazette* 6th March, 1958, p. 757; Barossa, *Gazette* 13th March, 1958, p. 791; Port Elliot, *Gazette* 13th March, 1958, p. 791; Angaston, *Gazette* 27th March, 1958, p. 913; Meadows, *Gazette* 3rd April, 1958, p. 995; Port MacDonnell, *Gazette* 24th April, 1958, p. 1145; Penola, *Gazette* 24th April, 1958, p. 1145; Lacepede, *Gazette*, 24th April, 1958, p. 1145; Beachport, *Gazette* 8th May, 1958, p. 1225; Freeling, *Gazette* 8th May, 1958, p. 1225; Lameroo, *Gazette* 8th May, 1958, p. 1225; Minlaton, *Gazette* 8th May, 1958, p. 1225; Robe, *Gazette* 8th May, 1958, p. 1226; East Torrens, *Gazette* 15th May, 1958, p. 1274; Port Lincoln, *Gazette* 5th June, 1958, p. 1773; Mallala, *Gazette* 5th June, 1958, p. 1773; Yankalilla, *Gazette* 24th July, 1958, p. 188; Tatiara, *Gazette* 11th September, 1958, p. 81b; Loxton, *Gazette* 25th September, 1958, p. 923; Willunga, *Gazette* 16th October, 1958, p. 1071; Tantanoola, *Gazette* 6th November, 1958, p. 1253; Clare, *Gazette* 8th January, 1959, p. 3; Gumeracha, *Gazette* 8th January, 1959, p. 3; Mount Barker, *Gazette*, 30th April, 1959, p. 919; Strathalbyn, *Gazette* 7th May, 1959, p. 987; Murat Bay, *Gazette* 9th July, 1959, p. 49; Kingscote, *Gazette* 12th November, 1959, p. 1152; Mallala, *Gazette* 17th December, 1959, p. 1504; Meningie, *Gazette* 1st December, 1960, p. 1526; Berri, *Gazette* 19th January, 1961, p. 97; Tea Tree Gully, *Gazette* 18th May, 1961, p. 1139; Paringa, *Gazette* 31st May, 1962, p. 1430.
s. 29 (1). Proclamation: *Gazette* 17th May, 1962, p. 1294.
s. 29 (2). Proclamations: *Gazette* 10th January, 1957, p. 21; 4th April, 1957, p. 649; 31st, October, 1957, p. 1008; 28th November, 1957, p. 1277; 23rd January, 1958, p. 121; 15th May, 1958, p. 1273; 26th June, 1958, p. 1979; 6th November, 1958, p. 1253; 3rd September, 1959, p. 564; 21st April, 1960, p. 1167; 18th May, 1961, p. 1139; 29th June, 1961, p. 1454; 30th November, 1961, p. 1806; 17th May, 1962, p. 1294; 31st May, 1962, p. 1431.
Regulations: *Gazette* 13th March, 1930, p. 526; 15th December, 1938, p. 1502; 13th September, 1956, p. 580; 17th March, 1960, p. 778.

The Travelling Stock Waybills Act, 1911-1960.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd June, 1937, p. 1254.

Trespassing on Land Act, 1951.

Administration : Committed to the Minister of Agriculture *Gazette* 3rd April, 1952, p. 717.
s. 3. Proclamations : *Gazette* 3rd April, 1952, p. 717 ; 15th June, 1961, p. 1325.

Trustee Act, 1936-1953.

Commencement : 1st November, 1937 ; *Gazette* 25th March, 1937, p. 646.

Commencement of Trustee Act Amendment Act, 1941 ; 8th December, 1941 ; *Gazette* 4th December, 1941, p. 1193.

s. 5 (1) (*f*). Proclamations : *Gazette* 21st June, 1894, p. 1381 ; 8th February, 1900, p. 228 ; 21st February, 1901, p. 367 ; 6th October, 1904, p. 635 ; 7th June, 1906, p. 996 ; 1st June, 1911, p. 1071 ; 21st May, 1914, p. 1105 ; 17th August, 1922, p. 333 ; 7th September, 1922, p. 545 ; 1st March, 1928, p. 453 ; 19th May, 1932, p. 899 ; 27th September, 1951, p. 775 ; 18th December, 1952, p. 1546 ; 2nd June, 1960, p. 1502 ; 7th September, 1961, p. 882 ; 21st September, 1966, p. 1027.

s. 5 (2). Proclamations : *Gazette* 15th May, 1902, p. 1025 ; 17th August, 1922, p. 333 ; 11th October, 1923, p. 834.

Rules of Court : *Gazette* 4th November, 1937, p. 1225 ; 16th December, 1948, p. 1804.

Underground Waters Preservation Act, 1959.

Commencement : At 4th June, 1962, this Act had not been brought into action.

Unemployment Relief Council Act, 1930.

Administration : Committed to the Minister of Industry and Employment *Gazette* 11th May, 1933, p. 789.

Regulations : *Gazette* 9th July, 1931, p. 33 ; 12th November, 1936, p. 1066.

University of Adelaide Act, 1935-1950.

By-laws under section 18a : *Gazette* 24th May, 1951, p. 1125.

Uranium Mining Act, 1949-1954.

s. 4b. Proclamations : *Gazette* 4th June, 1953, p. 1371 ; 9th June, 1955, p. 1324.

Regulations : 30th July, 1953, p. 397 ; 23rd June, 1960, p. 1647.

Vaccination Act, 1936.

Commencement : 1st June, 1937 ; *Gazette* 25th March, 1937, p. 645.

Regulations : *Gazette* 17th May, 1894, p. 1112 ; 29th January, 1903, p. 186 ; 7th August, 1913, p. 301 ; 18th December, 1913, p. 1734.

Venereal Diseases Act, 1947.

Regulations : *Gazette* 10th June, 1948, p. 1206.

Vermin Act, 1931-1960.

s. 12 Proclamations : 18th December, 1952, p. 1545 ; 27th January, 1955, p. 169 ; 22nd March, 1956, p. 568 ; 26th March, 1959, p. 647 ; 22nd March, 1962, p. 598.

s. 20 (3). Notices : *Gazette* 13th December, 1923, p. 1395 ; 15th May, 1924, p. 1112 ; 20th November, 1924, p. 1370 ; 21st May, 1925, p. 974 ; 26th November, 1925, p. 1448 ; 27th May, 1926, p. 1393 ; 19th May, 1927, p. 1131 ; 24th November, 1927, p. 1284 ; 17th May, 1928, p. 1062 ; 15th May, 1930, p. 900 ; 22nd December, 1932, p. 1217 ; 18th May, 1933, p. 827 ; 21st December, 1933, p. 1243 ; 1st February, 1934, p. 196 ; 8th February, 1934, p. 256 ; 9th May, 1935, p. 1288 ; 16th May, 1935, p. 1312 ; 17th September, 1936, p. 604 ; 4th March, 1937, p. 482.

s. 23 (3). Notice : *Gazette* 9th May, 1935, p. 1288.

s. 43 (1). Notice : *Gazette* 9th May, 1935, p. 1288.

Regulations relating to making of loans, &c. : *Gazette* 1st April, 1926, p. 926 ; 27th January, 1927, p. 180.

Veterinary Districts Act, 1940.

Administration : Committed to the Minister of Agriculture ; *Gazette* 10th April, 1941, p. 521.

Regulations : *Gazette* 8th May, 1941, p. 693.

Veterinary Surgeons Act, 1935-1957.

Commencement: 1st February, 1936; *Gazette* 16th January, 1936, p. 89.
Commencement of sections 3 to 6 of the Veterinary Surgeons Act Amendment Act, 1952, 1st March, 1953,: *Gazette* 19th February, 1953, p. 272.
Administration: Committed to the Minister of Agriculture *Gazette* 11th February, 1937; p. 286.
Regulations: *Gazette* 3rd October, 1940, p. 735; 24th August, 1950, p. 466; 11th June, 1953, p. 1396; 18th December, 1958, p. 1640.

Vine, Fruit, and Vegetable Protection Act, 1885-1959.

ss. 3 and 4. Proclamations: *Gazette* 3rd December, 1885, p. 1407; 25th September, 1891, p. 781; 12th February, 1891, p. 450; 21st June, 1894, p. 1381; 7th March, 1895, p. 605; 12th May, 1898, p. 994; 18th April, 1907, p. 768; 2nd May, 1907, p. 837; 14th August, 1909, p. 365; 2nd February, 1911, p. 196; 11th July, 1912, p. 41; 6th August, 1914, p. 346; 6th August, 1914, p. 346; 31st October, 1918, p. 963; 1st September, 1921, p. 441; 17th March, 1927, p. 625; 15th September, 1927, p. 652; 8th October, 1931, p. 691; 21st April, 1932, p. 695; 22nd December, 1932, p. 1183; 27th July, 1933, p. 141; 3rd August, 1933, p. 197; 20th December, 1934, p. 1219; 7th March, 1935, p. 685; 12th December, 1935, p. 1390; 16th January, 1936, p. 89; 24th December, 1936, p. 1322; 7th April, 1938, p. 791; 15th June, 1939, p. 1418; 1st February, 1940, p. 170; 11th April, 1940, p. 718; 7th November, 1940, p. 970; 20th November, 1941, p. 980; 18th July, 1946, p. 91; 31st January, 1947, p. 583; 11th February, 1947, p. 633; 20th February, 1947, p. 683; 1st April, 1947, p. 938; 13th November, 1947, p. 1446; 15th April, 1948, p. 775; 4th August, 1949, p. 294; 6th July, 1950, p. 3; 21st December, 1950, p. 1853; 10th April, 1952, p. 773, 2nd April, 1953, p. 633; 8th October, 1953, p. 938; 26th November, 1953, p. 1307; 2nd June, 1955, p. 1258; 21st February, 1957, p. 286; 16th May, 1957, p. 925; 28th November, 1957, p. 1357; 19th December, 1957, p. 1530; 15th January, 1959, pp. 66, 67; 19th February, 1959, p. 350; 7th January, 1960, pp. 1, 2; 8th September; 1960, p. 686; 24th November, 1960, p. 1430; 26th January, 1961, p. 147; 27th July, 1961, p. 531.

Warehousemen's Liens Act, 1941.

Commencement: 1st May, 1942: *Gazette* 26th March, 1942, p. 454.
Regulations: *Gazette* 26th March, 1942, p. 455.
Rules of Local Court; *Gazette* 26th March, 1942, p. 477.

War Funds Regulation Act, 1916-1935.

Regulations: *Gazette* 16th August, 1917, p. 417.

Water Conservation Act, 1936.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.
s. 6. Proclamations: *Gazette* 20th January, 1927, p. 121; 8th August, 1929, p. 330; 6th February, 1930, p. 226; 23rd October, 1930, p. 834; 13th November, 1930, p. 986.
s. 53. Proclamations: *Gazette* 7th May, 1931, p. 741; 7th May, 1931, p. 742; 25th June, 1931, p. 1045; 25th June, 1931, p. 1050; 25th June, 1931, p. 1051; 2nd July, 1931, p. 1, 2nd July, 1931, p. 2; 16th July, 1931, p. 63; 30th July, 1931, p. 158; 30th July, 1931, p. 161; 21st July, 1932, p. 91; 5th January, 1933, p. 2; 24th August, 1933, p. 353; 16th November, 1933, p. 1003; 7th December, 1933, p. 1127; 7th December, 1933, p. 1128; 14th December, 1933, p. 1167; 25th January, 1934, p. 131; 22nd March, 1934, pp. 844-845; 14th June, 1934, p. 1433; 30th August, 1934, p. 426; 1st November, 1934, p. 886; 17th January, 1935, p. 292; 4th July, 1935, p. 2; 20th February, 1936, p. 442; 16th July, 1936, pp. 65-66; 8th October, 1936, p. 697; 3rd December, 1936, p. 1194; 22nd April, 1937, p. 850; 22nd June, 1939, p. 1457; 6th February, 1941, p. 147; 1st July, 1943, p. 1; 15th November, 1945, p. 699; 4th November, 1948, p. 1421; 5th July, 1951, p. 1.
By-laws and regulations: *Gazette* 2nd April, 1925, p. 583; 28th July, 1927, p. 242; 1st March, 1928, p. 457; 3rd December, 1959, p. 1385.

Waterworks Act, 1932-1956.

s. 94. Proclamations: *Gazette* 1st June, 1922, p. 1393; 20th June, 1922, p. 1576; 29th May, 1924, p. 1208; 21st May, 1925, p. 946; 7th January, 1926, p. 1; 27th May, 1926, p. 1265; 16th December, 1926, p. 1510; 27th January, 1927, p. 177; 1st December, 1927, p. 1457; 10th May, 1928, p. 963; 29th November, 1928, p. 1138; 13th June, 1929, p. 1398; 17th July, 1930, p. 86; 26th February, 1931, p. 374; 10th September, 1936, p. 490; 19th November, 1936, p. 1110; 19th October, 1944, p. 471.
s. 102. Proclamations: *Gazette* 10th September, 1936, p. 490; 19th November, 1936, p. 1110
s. 108. Proclamation: *Gazette* 31st October, 1895, p. 957; 17th August, 1939, p. 421
s. 109. Proclamation: *Gazette* 17th September, 1936, p. 546.

Waterworks Act, 1932-1956—*continued.*

By-laws: *Gazette* 25th May, 1933, p. 897: 13th July, 1933, p. 49; 27th March, 1941, p. 441; 28th April, 1949 p. 1033: 17th January, 1952, p. 134; 19th August, 1954, p. 414; 31st May, 1956, p. 1123; 21st January, 1960, p. 195; 9th November, 1961, p. 1589.

Weeds Act, 1956.

Commencement: 1st July, 1957: *Gazette* 20th June, 1957, p. 1501.
Administration: Committed to Minister of Agriculture: *Gazette* 20th June, 1957, p. 1501.
s. 28. Notice: *Gazette* 21st December, 1961, p. 2085.
Regulations: *Gazette* 3rd October, 1957, p. 754; 19th December, 1957, p. 1537; 17th July, 1958, p. 138; 16th April, 1959, p. 812; 29th October, 1959, p. 1036; 26th May, 1960, p. 1441; 11th August, 1960, p. 393; 27th July, 1961, p. 535; 3rd May, 1962, p. 1150.

Weights and Measures Act, 1934-1958.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 643.
s. 8. Proclamations: *Gazette* 15th August, 1946, p. 251; 18th December, 1958, p. 1636
s. 57b. Proclamation: *Gazette* 20th August, 1945, p. 247.
Administration: Committed to the Commissioner of Crown Lands *Gazette* 25th March, 1937, p. 643.
s. 8 (3). Notice: *Gazette* 27th January, 1938, p. 175.
s. 57b. Proclamation: *Gazette*, 13th March, 1941, p. 369.
General regulations: *Gazette* 6th October, 1960, p. 917; 8th June, 1961, p. 1287.
Regulations made under the Fees Regulation Act, 1927, relating to the fees payable for the testing of standard weights: *Gazette* 24th November, 1927, p. 1225; 12th July, 1928, p. 46.

West Beach Recreation Reserve Act, 1954.

Administration: Committed to the Minister of Local Government *Gazette* 10th February, 1955, p. 237.
s. 7. Notice: *Gazette* 3rd March, 1955, p. 469.
s. 38. Proclamations: *Gazette* 18th April, 1957, p. 749; 28th April, 1960, p. 1217.
By-laws: *Gazette* 4th October, 1956, p. 788; 11th June, 1959, p. 1198.

Whaling Act, 1937.

Commencement: At 4th June, 1962, this Act had not been brought into operation.

Wheat Industry Stabilization Act, 1946.

Commencement: At 4th June, 1962, this Act had not been brought into operation.

Wheat Industry Stabilization Act, 1958.

s. 2. The Wheat Industry Stabilization Act, 1958, of the Commonwealth was proclaimed to come into operation on 1st December, 1958; *Commonwealth Gazette* 27th November, 1958, p. 4026.

Wheat Stabilization Scheme Ballot Act, 1948.

s. 2 (10). Notice of affirmative result of ballot: *Gazette* 21st October, 1948, p. 1295.

Wild Dogs Act, 1931-1961.

Administration: Committed to the Commissioner of Crown Lands *Gazette* 1st July, 1937, p. 2
s. 5. Proclamation: *Gazette* 11th January, 1962, p. 47.
s. 10. Notice: *Gazette* 5th February, 1948, p. 326.

Wills Act, 1936-1940.

Commencement: 1st June, 1937; *Gazette* 25th March, 1937, p. 644.

Workmen's Compensation Act, 1932-1961.

Commencement of Workmen's Compensation Act, 1932: 3rd May, 1933; *Gazette* 27th April, 1933, p. 657.
Commencement of sections 3 to 9 of the Workmen's Compensation Act Amendment Act, 1940; 2nd January, 1941; *Gazette* 5th December, 1940, p. 1285.
s. 91. Proclamations: *Gazette* 14th July, 1938, p. 49; 19th December, 1940, p. 1551; 12th January, 1950, p. 41.
Part IXa. Scheme made by the Treasurer; *Gazette* 13th June, 1940, p. 1305; 19th December, 1940, p. 1557; 4th June, 1953, p. 1376; 31st March, 1955, p. 793.
General regulations: *Gazette* 23rd March, 1961, p. 691.
Rules of Local Court: *Gazette* 4th May, 1933, p. 723; 2nd July, 1942, p. 22; 28th October, 1954, p. 1098; 11th January, 1962, p. 51.
Rule of the Supreme Court as to appeals: *Gazette* 4th November, 1937, p. 1229.

The Workmen's Liens Act, 1893-1936.

Commencement: 27th January, 1894: *Gazette* 25th January, 1894, p. 173.
Regulations: *Gazette* 1st February, 1895, p. 453.
Rules of the Supreme Court as to procedure: *Gazette* 4th April, 1957, p. 653.

INDEX TO ACTS PASSED IN THE YEAR 1961

INDEX TO ACTS PASSED IN THE YEAR 1961

Adelaide Park Lands Alteration Act, 1961 (No. 5, p. 12)
City of Adelaide, certain park lands to be under control of, 12, 13, s. 2, Sched.

Alcohol and Drug Addicts (Treatment) Act, 1961 (No. 48, p. 178)
addict, definition of, 179, s. 4
alcoholic centre, admission to of convicted person, 184, 186, ss. 14-16
admission to of patient on application, 184, s. 13
death of patient in, 193, ss. 30, 31
definition of, 179, s. 4
official visitors to, 182, ss. 11, 12
proclamation of, 180, s. 5
regulations as to, 198, s. 40
superintendent of, powers and duties of, 182, ss. 8-10
visitors' book at, 182, s. 12
arrangement, of Act, 178, s. 2 (2)
centre, alcoholic. *See* alcoholic centre
definition of, 179, s. 4
establishment of, 180, s. 5
classification committee, constitution and duties of, 193, s. 34
commencement, of Act, 178, s. 2(1)
Convicted Inebriates Act, repeal of, 179, 200, s. 3, Sched.
convicted person, admission to alcoholic centre, 184-186, ss. 14-16
court, definition of, 179, s. 4
death, of patient, 193, ss. 30, 31
deputy director, appointment of, 180, s. 6
powers and duties of, 180, s. 7
director, annual report by, 180, s. 7
appointment of, 180, s. 6
definition of, 179, s. 4
inquiry by into offence by patient, 195, 196, ss. 37, 38
powers of, 180, s. 7
regulations as to duties, etc., of, 198, s. 40
Director of Alcoholics Centres. *See* director
discharge, of patient, 189, 190, ss. 25, 26
drug, specified. *See* specified drug
financial provision, 199, s. 42
gratuity, to patient, 193, s. 33
Inebriates Act, repeal of, 179, 200, s. 3, Sched.
inquest, on patient in alcoholic centre, 193, s. 30
leave, trial, for patients, 191, 192, ss. 27-29
liquor, supply to patient, etc., 195, s. 35
offence, by patient, 195, ss. 37, 38
summary proceedings for, 199, s. 41
official visitor, for alcoholic centre, 182, ss. 11, 12
inquiry by into offence by patient, 195, 196, ss. 37, 38
regulations as to, 198, s. 40
patient, admission to alcoholic centre on application, 184, s. 13
charged with offence, 188, s. 22
classification of, 193, s. 34
death of, 193, s. 31
definition of, 179, s. 4
discharge of, 189, 190, ss. 25, 26
duties may be assigned to, 193, s. 32
duty to comply with rules of alcoholic centre, 186, s. 17
escaping from custody, 186, s. 18
gratuities to, 193, s. 33
ill-treating, 195, s. 36
inquest on, 193, s. 30
neglecting, 195, s. 36
offences by, 195, 196, ss. 37, 38
regulations as to, 198, s. 40
removal of to hospital, 187, s. 20
supplying liquor or drug to, 195, s. 35
transfer of, 187, s. 21
trial leave for, 191, 192, ss. 27-29
unruly, transfer to prison, 188, s. 24
police, duty to enforce Act, 187, s. 19
prison, transfer to of unruly patient, 188, s. 24
prisoner, transfer to alcoholic centre, 188, s. 23

Alcohol and Drug Addicts (Treatment) Act, 1961 (No. 48, p. 178)—*continued*
regulations, power to make, 198, s. 40
relative, definition of, 179, s. 4
repealing provision, 179, 200, s. 3, Sched.
rules of court, power of Supreme Court to make, 198, s. 39
specified drug, definition of, 179, s. 4
proclamation of, 180, s. 5
supply to patient, etc., 195, s. 35
superintendent, of alcoholic centre, powers and duties of, 182, ss. 8-10
Supreme Court, power to make rules, 198, s. 39
treatment, definition of, 179, s. 4
trial leave, for patients, 191, 192, ss. 27-29
regulations as to, 198, s. 40
visitor, official, for alcoholic centre, 182, ss. 11, 12

Appraisers Act Amendment Act, 1961 (No. 4, p. 11)
auctioneer, exemption of, 11, s. 3

Artificial Breeding Act, 1961 (No. 12, p. 34)
acting member, appointment and powers of, 35, s. 7
included in definition of member, 34, s. 3
advance, to board by Treasurer, 37, s. 18
animals, proclamation of as stock, 34, s. 3. *And see* stock
Artificial Breeding Board. *See* board
artificial insemination, duties of board as to, 38, s. 24
board, accounts of, 38, s. 19
advance to by Treasurer, 37, s. 18
annual report by, 38, s. 21
audit of accounts of, 38, s. 20
body corporate to be, 35, s. 4
common seal of, 35, s. 4
Crown Department, not to be, 37, s. 17
definition of, 34, s. 3
duties of, 38, s. 24
establishment of, 35, s. 4
land of Crown may be used by, 38, s. 22
meetings of, 36, s. 12
membership of, 35, s. 5
property may be held and disposed of by, 35, s. 4
quorum of, 36, s. 9
regulations as to, 39, s. 26
testing of animals by, 39, s. 25
validity of acts of, 36, s. 10
cattle, included in definition of stock, 34, s. 3. *And see* stock
chairman, appointment of, 35, s. 5
definition of, 34, s. 3
salary of, 36, s. 11
retirement of when 70 years of age, 36, s. 8(2)
term of office of, 35, s. 7
commencement, of Act, 34, s. 2
Crown, board not department of, 37, s. 17
deputy chairman, appointment and powers of, 35, s. 6
definition of, 34, s. 3
director, appointment and duties of, 36, s. 13
definition of, 34, s. 3
goats, included in definition of stock, 34, s. 3. *And see* stock
horses, included in definition of stock, 34, s. 3. *And see* stock
insemination, duties of board as to, 38, s. 24
member, acting, appointment of, 35, s. 7
casual vacancy in office of, 35, s. 8
definition of, 34, s. 3
retirement of when 70 years of age, 36, s. 8(2)
salary of, 36, s. 11
term of office of, 35, s. 7
Minister, definition of, 34, s. 3
officers, appointment of, 37, s. 14
salaries of, how payable, 37, s. 16
superannuation for, 37, s. 15
Public Service Act, not to apply to board members or employees, 37, s. 17
Public Supply and Tender Act, not to apply to board, 38, s. 23
regulations, power of Governor to make, 39, s. 26
sheep, included in definition of stock, 34, s. 3. *And see* stock

Artificial Breeding Act, 1961 (No. 12, p. 34)—*continued*
stock, definition of, 34, s. 3
insemination of, duties of board as to, 38, s. 24
Stock Diseases Act, application to board, 39, s. 25
superannuation, for officers, 37, s. 15
swine, included in definition of stock, 34, s. 3. *And see* stock

Auctioneers Act Amendment Act, 1961 (No. 20, p. 57)
auction sale of land, prohibition of on Sunday, 57, s. 3

Botanic Garden Act Amendment Act, 1961 (No. 13, s. 40)
board, incorporation and common seal of, 40, s. 4
garden, definition of, 40, s. 3
powers as to, 41, ss. 5-7

Brands Act Amendment Act, 1961 (No. 21, p. 58)
brand, prohibition of use of tar, etc., for, 58, s. 3

Bulk Handling of Grain Act Amendment Act, 1961 (No. 3, p. 9)
Treasurer, guarantee by, 9, s. 3

Childrens' Institutions Subsidies Act, 1961 (No. 22, p. 60)
grant, appropriation of moneys for, 61, s. 3
approved institutions may receive, 60, s. 2
conditions of, 61, s. 4

Children's Protection Act Amendment Act, 1961 (No. 7, p. 19)
child, presumption as to age of, 19, s. 3

The Church of England in Australia Constitution Act, 1961 (No. 43, p. 145)
commencement, of Act, 146, s. 2
constitution, binding effect of, 146, s. 3
form of, 149, Sched.
power of Diocese of Adelaide to secede from, 147, s. 8
saving of laws of State in respect of canon or rule under, 146, s. 4
oath, power to administer, 147, s. 6
references, in Acts, etc., effect of, 146, s. 5
saving provisions, 146, ss. 4, 5
secede, power of Diocese of Adelaide to, 147, s. 8
witnesses, power of tribunal as to, 147, s. 7

The Constitution of the Church of England in Australia (p. 149)
appellate tribunal, constitution and jurisdiction of, 158, cc. 57-59
assessors, appointment by general synod, 154, c. 35
bill, before general synod, 152-154, cc. 26-33
bishops, election and meetings of, 149, 150, cc. 7-14
board of assessors, appointment by general synod, 154, c. 35
canon rules, powers of general synod, 152-154, cc. 26-33
committee, of general synod, 154, c. 34
constitution, alteration of, 160, cc. 65-67
binding effect of, 161, c. 70
operation of, 161, 162, cc. 68-73
corporate trustees, constitution of, 160, c. 64
declarations, fundamental, 149, cc. 1-3
diocesan synod, constitution and jurisdiction of, 156, cc. 47-51
diocese, consent necessary to alteration of, 156, c. 52
continuance and constitution of, 155, 156, cc. 43-46
tribunal for, 156, 157, cc. 53, 54
fundamental declaration, 149, cc. 1-3
general synod, bills before, 152-154, cc. 26-33
committees, etc., of, 154, cc. 34, 35
composition and procedure of, 150, 151, cc. 15-22
records of, 152, c. 24
seal of, 152, c. 25
sessions of, 151, c. 23
metropolitan, office of, 150, c. 9
oath, administration of to witness by tribunal, 159, c. 62
primate, office of, 150, c. 10
principles, ruling, 149, cc. 4-6
province, continuance and establishment of, 154, 155, cc. 36-38

The Constitution of the Church of England in Australia (p. 149)—*continued*
provincial synod, constitution and powers of, 155, cc. 39-42
provincial tribunal, constitution and jurisdiction of, 157, c. 55
ruling principles, 149, cc. 4-6
special tribunal, constitution and jurisdiction of, 157, c. 56
synod, diocesan. *See* diocesan synod
general. *See* general synod
provincial. *See* provincial synod
tribunal, appellate, 158, cc. 57-59
diocesan, 156, 157, cc. 53, 54
general procedure before, 159, 160, cc. 60-63
provincial, 157, c. 55
special, 157, c. 56
witnesses before, 159, c. 62
trustees, corporate, 160, c. 64
witness, before tribunal, 159, c. 62

City of Whyalla Commission Act Amendment Act, 1961 (No. 23, p. 62)
hospital, Commission may borrow for purpose of making grants to, 62, s. 3

Constitution Act Amendment Act, 1961 (No. 24, p. 64)
Governor, expenses allowance to, 64, s. 3

Dog Fence Act Amendment Act, 1961 (No. 14, p. 42)
additional rate, repeal of provision as to, 42, s. 5
owner, of dog fence, payments to, 42, s. 3
rate, additional, repeal of provision as to, 42, s. 5
amount of, 42, s. 4
recovery of, 43, s. 6
subsidy, Government, 43, s. 7

Friendly Societies Act Amendment Act, 1961 (No. 25, p. 66)
death, moneys payable on, 67, s. 7
funds, investment of, 67, s. 6
insurance, by society, 66, s. 3
loans, by society, 67, s. 5
superannuation, by society, 67, s. 4

Gas Act Amendment Act, 1961 (No. 26, p. 68)
dividend, standard rate of, 68, s. 3
superannuation, power to provide, 69, s. 4

Health Act Amendment Act, 1961 (No. 27, p. 70)
rest home, licensing of, 70, s. 3

Hospitals Act Amendment Act, 1961 (No. 28, p. 72)
maintenance fees, power of hospital board of management to fix, 72, s. 3

Housing Agreement Act, 1961 (No. 15, p. 44)
agreement, approval of, 44, s. 2
Treasurer, advances by to Home Builders' Account, 45, s. 5
authority of, 44, s. 3
expenses incurred by, 44, s. 4

Housing Agreement (p. 46)
advances, interest rate on, 47, c. 2(4)
purposes for which may be expended, 47, c. 2(5)
retrospective application of agreement to, 48, c. 3
agreement, duration of, 47, c. 2(1)
operation of, 46, c. 1
defence housing, provision for, 47, c. 2(3)
dwellings, sale of, 48, c. 4
Home Builders' Account, allocation for, 47, c. 2(2)
expenditure of moneys in, 47, c. 2(6)
interest, rate of, 47, c. 2(4)
sale, of dwellings, 48, c. 4

Housing Improvement Act Amendment Act, 1961 (No. 16, p. 49)
housing authority, powers of, 49-50, ss. 3, 4

Inflammable Liquids Act, 1961 (No. 49, p. 201)
accident, notice of, 210, s. 17
chief inspector, chief inspector under Industrial Code to be, 210, s. 18
commencement, of Act, 201, s. 1
container, for inflammable liquid, requirements of, 208, s. 12
regulations as to, 214, s. 34
convey, definition of, 201, s. 3
conveyance, of inflammable liquid, 208, s. 13
Crown, Act to bind, 213, s. 33
depot, drum. *See* drum depot
tank. *See* tank depot
registered. *See* registered depot
drum depot. *And see* registered depot
approval necessary for keeping inflammable liquid in, 205, s. 8
definition of, 202, s. 3
regulations as to, 214, s. 34
entry, power of inspector and police as to, 210, s. 20
evidence, in proceedings, 212, ss. 26-28
explosion, at depot, shop, vehicle, etc., 210, s. 17
fees, regulations as to, 214, s. 34
fire, at depot, ship, vehicle, etc., 210, s. 17
flash point, of inflammable liquid, 204, s. 5
government analyst, assistant to, powers of, 210, s. 19
certificate of to be evidence, 212, s. 27
definition of, 202, s. 3
evidence of, 212, s. 26
Harbors Board, administration of certain regulations by, 215, s. 34(2)
powers of as to ships, 213, s. 32
recommendation to certain regulations necessary, 215, 216, s. 34(2) (3)
regulations applicable to, 214, s. 34
inflammable liquid, classification of, 204, s. 4
containers for, 208, s. 12
conveyance of, 208, s. 13
definition of, 202, s. 3
evidence of, 212, s. 26
flash point of, 204, s. 5
keeping of, 204, s. 6
loading and unloading on ship, 208, 209, ss. 13, 14
proclamation of liquid as, 202, s. 3
regulations as to keeping, etc., of, 214, s. 34
Inflammable Oils Act, repeal of, 201, s. 2
inspector, assistance to be given to, 211, s. 23
appointment of, 210, s. 18
definition of, 202, s. 3
interfering with or resisting, 213, s. 31
interpreter may be used by, 211, s. 21
obstructing, etc., 211, s. 22
powers of, 210, s. 20
protection of, 212, s. 24
interpreter, interfering with or resisting, 213, s. 31
use of by inspector or police, 211, s. 21
keep, definition of, 202, s. 3
master, definition of, 202, s. 3
duty of when loading or unloading inflammable liquid, 209, s. 14
regulations as to, 214, s. 34
notice, service of, 212, s. 29
nuisance, saving of action for, 213, s. 30
obstructing, inspector or police, 211, s. 22
offence, contravention of Act to be, 213, s. 31
penalty for, 213, s. 31
summary proceedings for, 212, s. 25
oil refinery, conditions applicable to, 210, s. 16
penalty, for offence, 213, s. 31
pipeline, construction and maintenance of, 209, s. 15
definition of, 202, s. 3
regulations as to, 214, s. 34
place, definition of, 202, s. 3
police, interfering with or resisting, 213, s. 31
interpreter may be used by, 211, s. 21
obstructing, etc., 211, s. 22
powers of, 210, s. 20
proceedings, evidence in, 212, ss. 26-28
proclamation, evidence of, 212, s. 28

Inflammable Liquids Act (No. 49, p. 201)—*continued*
protected work, definition of, 202, s. 3
public way, definition of, 203, s. 3
Railways Commissioner, administration of certain regulations by, 215, s. 34(2)
recommendation to certain regulations necessary, 215, s. 34(2)
regulations applicable to, 214, s. 34
refinery, oil, conditions applicable to, 210, s. 16
registered depot, description of, 205, s. 7
evidence of, 212, s. 26
fire or explosion at, 210, s. 17
inflammable liquid to be kept at, 204, s. 6
registration of, 206, s. 9
rules for keeping inflammable liquid in, 206, s. 10
supervision of, 207, s. 11
watchman in, 207, s. 11
regulations, evidence of, 212, s. 28
general powers of Governor to make, 214, s. 34
repealing provision, 201, s. 2
road. *See* public way
saving provision, 213, s. 30
screen wall, definition of, 203, s. 3
regulations as to, 214, s. 34
service, of notice, etc., 212, s. 29
ship, definition of, 203, s. 3
fire or explosion at, 210, s. 17
loading or unloading of inflammable liquid on, 208, 209, ss. 13, 14
powers of Harbors Board as to, 213, s. 32
regulations as to, 214, s. 34
South Australian Harbors Board. *See* Harbors Board
South Australian Railways Commissioner. *See* Railways Commissioner
street. *See* public way
tank depot. *And see* registered depot
approval necessary before keeping inflammable liquid in, 205, s. 8
definition of, 203, s. 3
regulations as to, 214, s. 34
tort, saving of action for, 213, s. 30
vehicle, definition of, 203, s. 3
fire or explosion on, 210, s. 17
regulations as to, 214, s. 34
wall, screen. *See* screen wall
watchman, in depots, 207, s. 11
wharf, definition of, 203, s. 3
regulations as to, 214, s. 34
work, protected. *See* protected work

Landlord and Tenant (Control of Rents) Act Amendment Act, 1961 (No. 29, p. 74)
duration, of Act, extension of, 75, s. 6
exemption, of dwellinghouse needed to extend a shop, 75, s. 3
notice to quit, voiding of where unlawful rent charged, 75, s. 5
rent, increase of standard, 75, s. 4

Land Settlement Act Amendment Act, 1961 (No. 17, p. 52)
committee, term of office of, 52, s. 3
land, in South-East, power to acquire, 53, s. 4

Land Tax Act Amendment Act, 1961 (No. 8, p. 21)
absentee land tax, abolition of, 21, 25, ss. 3, 9-11
application, of Act, 26, s. 13
business of primary production, definition of, 21, s. 3
declared rural land, definition of, 21, s. 3
defined rural area, definition of, 21, s. 3
land tax, amount of, 23, ss. 5, 6
minimum, 25, s. 8
on rural land, 24, s. 7
postponement of payment of in case of hardship, 25, s. 12
land, taxable value of, 22, s. 4
land used for primary production, definition of, 21, s. 3
taxable value, of land, 22, s. 4
rural land, land tax on, 24, s. 7

Local Government Act Amendment Act, 1961 (No. 30, p. 76)
alderman, provision for on union of areas, 77, s. 4
appeal, against assessment, 78, ss. 13, 14
assessment, appeal against, 78, ss. 13, 14
notice of, 78, ss. 9, 12
notice of alteration of, 78, s. 8
of urban farm land, 78, ss. 10, 11
boathouses, near River Torrens, 82, s. 33
body corporate, voting rights of, 77, s. 5
by-law, by controlling authority, maximum penalty under, 80, s. 24
by-laws, depasturing, 81, s. 30
footways, cleaning of, 81, s. 31
foreshore, speed limit on, 81, s. 29
chattels, unsightly, 81, s. 28
company, voting rights of, 77, s. 5
depasturing, by-laws as to, 81, s. 30
engineer, duty of council to appoint, 77, s. 7
footways, by-laws as to cleaning, 81, s. 31
foreshore, by-laws as to speed limits on, 81, s. 29
hospital, licensing of, 81, s. 26
lease, of park lands, 80, s. 25
maternity home, licensing of, 81, s. 26
occupier, voting rights of, 77, s. 6
offence, penalty for, 81, s. 32
owner, joint, voting rights of, 77, s. 6
park lands, lease of, 80, s. 25
penalty, for offence, 81, s. 32
pension benefits, power of council to provide, 79, 80, ss. 19, 21
prohibited area, power of district council as to, 80, s. 23
rate, declaration of, when can be made, 78, 79, ss. 15, 16
urban farm, exemption from, 79, s. 17
rate notice, requirement of, 79, s. 18
reserve, for pension benefits, etc., 80, ss. 20, 21
River Torrens, power of Adelaide Council to let boathouses near, 82, s. 33
Salisbury District Council, power to present petition for city status, 76, s. 3
slaughterhouse, penalty for conducting unlicensed, 81, s. 27
stand, for vehicles, 80, s. 22
unsightly chattels, control of, 81, s. 28
urban farm land, exemption from provisions as to, 79, s. 17
vehicles, stands for, 80, s. 22
voting rights, of company or body corporate, 77, s. 5
of joint owners or occupiers, 77, s. 6

Local Government (City of Enfield Loan) Act Amendment Act, 1961 (No. 9, p. 27)
City of Enfield, borrowing powers of, 27, 28, ss. 3, 4

Marriage Act Amendment Act, 1961 (No. 31, p. 83)
authorized celebrant, definition of, 83, s. 3
Commonwealth Marriage Act, contravening, 84, s. 5
fees, schedule of, 84, s. 6
marriage certificate, registration of, 83, s. 4

Mental Health Act Amendment Act, 1961 (No. 32, p. 85)
State child, reception and detention of, 85, s. 3

Motor Vehicles Act Amendment Act, 1961 (No. 33, p. 86)
appeal, against refusal to issue instructor's licence, 88, s. 10
articulated motor vehicle, registration of, 87, s. 7
commencement, of Act, 86, s. 3
instructor's licence, for motor driving, 86, 88, ss. 4, 10, 11
licence, as motor driving instructor, 86, 88, ss. 4, 10, 11
refund, prescribed, of registration fee, 88, s. 9
registration fee, prescribed refund, 88, s. 9
registration of motor vehicle, articulated vehicle, 87, s. 7
duration of, 87, s. 6
transfer of, 88, s. 8
trailer, definition of, 87, s. 5

The Parkin Congregational Mission of South Australia Act, 1961 (Private Act, p. 293)
bill, cost of may be met by governors, 297, s. 9
deed of settlement, definition of, 294, s. 2
Governors, definition of, 295, s. 2
meetings and fees of, 295, s. 6
number and election of, 296, s. 8
powers of, 295, s. 7
quorum of, 295, s. 5
investment, power of governors as to, 295, s. 7
Parkin Mission, definition of, 295, s. 2
postal vote, power to cast, 295, s. 4
widows' annuities, amount of, 295, s. 3

The Parkin Trust Incorporated Act Amendment Act, 1961 (Private Act, p. 298)
accounts, annual, 301, s. 9
female, words of masculine gender to include, 302, s. 11
Governors, fees of, 301, s. 10
investment of funds by, 301, s. 11
retirement of, 300, s. 6
income, application of, 299, s. 4
postal vote, by elector, 300, s. 7
seal, mode of affixing, 301, s. 8
tutor, employment of, 300, s. 5

Police Offences Act Amendment Act, 1961 (No. 44, p. 165)
children, regulations to protect in use of equipment, 165, s. 2
door, of refrigerator, etc., to be capable of being opened from inside, 165, s. 2
goods, placing in refrigerator, etc., 165, s. 2

Police Offences Act Amendment Act (No. 2), 1961 (No. 45, p. 167)
books, prohibition of sale of in certain cases, 167, s. 3

Prevention of Pollution of Waters by Oil Act, 1961 (No. 34, p. 91)
board, definition of, 91, s. 3
inspection of ships, etc., by, 99, s. 14
commencement, of Act, 91, s. 2
Contracting State, definition of, 91, s. 3
Convention, definition of, 91, s. 3
discharge, definition of, 91, s. 3
discharge, of oil, duty to report, 96, s. 10
into water in jurisdiction, prohibition of, 92, 93, ss. 5, 6
investigation of, 96, s. 10
when deemed to be within the jurisdiction, 92, s. 3(2)
effluent, standards for, 92, s. 3(3)
evidence, in proceedings, 100, 101, ss. 16, 18
exemption, evidence of, 101, s. 18
of classes of ship, 99, s. 15
inspection, power of board as to, 99, s. 14
International Convention of Pollution of the Sea by Oil, 1954. *See* convention
intrastate ship, definition of, 92, s. 3
regulations as to oil records, 95, s. 9
jurisdiction, definition of, 92, s. 3
when discharge deemed to be within, 92, s. 3(2)
master, definition of, 92, s. 3
duty to keep records, 95, s. 9
duty to provide equipment, 94, s. 8
duty to report discharge of oil, 96, s. 10
liability when oil transferred by night, 98, s. 12
mile, definition of, 92, s. 3
mixture containing oil, definition of, 92, s. 3
offence, proceedings, for, 100, s. 17
oil, definition of, 92, s. 3
discharge of, prohibition of, 92, 93, ss. 5, 6
restrictions on transfer by night, 98, s. 12
oil pollution, equipment to prevent, 94, s. 8
removal of by board, 93, s. 7
oil residues, definition of, 92, s. 3
provision of facilities for disposal of, 97, s. 11
owner of ship, duty to provide equipment, 94, s. 8
duty to keep records, 95, s. 9
duty to report discharge of oil, 96, s. 10

Prevention of Pollution of Waters by Oil Act, 1961 (No. 34, p. 91)—*continued*
pollution, oil. *See* oil pollution
proceedings, consent of board necessary to, 100, s. 17
evidence in, 100, 101, ss. 16, 18
regulations, as to facilities for disposal of oil residues, 97, s. 11
as to keeping of oil records, 95, s. 9
general power to make, 98, s. 13
saving provision, 92, s. 4
ship. *See also* intrastate ship: tanker
definition of, 92, s. 3
exemption of, 99, s. 15
South Australian Harbors Board. *See* board
tanker, definition of, 92, s. 3
facilities for disposal of oil residues may not be available to, 97, s. 11

Prices Act Amendment Act, 1961 (No. 35, p. 102)
Prices Act, 1948, extension of duration of, 102, s. 3

Public Purposes Loan Act, 1961 (No. 2, p. 3)
commencement, of Act, 6, s. 13
Commonwealth Aid Roads Grant, power to expend, 6, s. 12
duration, of Act, 6, s. 11
financial agreement, definition of, 3, s. 2
flotation expenses, power to borrow for, 5, s. 7
loan fund, constitution of, 3, s. 3
definition of, 3, s. 2
issue from, of various amounts, 4, s. 5
loan works, temporary borrowing for, 5, s. 8
overdraft, power to borrow on, 5, s. 10
schedules, 7, 8
Treasurer, flotation expenses may be borrowed by, 5, s. 7
power to borrow £27,000,000, 4, s. 4
power to borrow £10,000,000 for 1962-1963, 5, s. 9
power to borrow £1,333,000, 4, s. 6
power to borrow on overdraft on Treasury Bills, 5, s. 10
temporary borrowing by for loan works, 5, s. 8
Treasury bills, power to borrow on, 5, s. 10

Public Service Arbitration Act, 1961 (No. 42, p. 138)
arbitrator, appointment of, 139, s. 3
basis of decisions by, 143, s. 10
contempt before, 143, s. 13
costs not to be allowed in proceedings before, 143, s. 11
definition of, 138, s. 2
deputy of, 139, s. 3(4)
expenses of, 139, s. 4
jurisdiction of, 140, s. 7
power of, 142, s. 9
procedure before, 141, s. 8
representation before, 143, s. 12
salary of, 139, s. 4
staff of, 140, s. 6
tenure of office of, 140, s. 5
witnesses before, 142, s. 9
board, definition of, 138, s. 2
duties of on claim, 141, s. 8
commissioner, claim by, 141, s. 8
definition of, 138, s. 2
contempt, before arbitrator, 143, s. 13
costs, not allowable in proceedings, 143, s. 11
counsel, limitation on right of appearance before arbitrator, 143, s. 12
department, definition of, 138, s. 2
group, claim by, 141, s. 8
definition of, 138, s. 2
living wage, not within arbitrator's jurisdiction, 140, s. 7(3)
offence, summary proceedings for, 144, s. 14
office, definition of, 139, s. 2
officer, claim by, 141, s. 8
definition of, 139, s. 2
organization, claim by, 141, s. 8
definition of, 139, s. 2
public service, definition of, 139, s. 2

Public Service Arbitration Act, 1961 (No. 42, p. 138)—*continued*
Public Service Arbitrator. *See* arbitrator
Public Service Board. *See* board
Public Service Commissioner. *See* commissioner
regulations, power of Governor to make, 144, s. 15
solicitor, limitation on right of appearance before arbitrator, 143, s. 12
staff, of arbitrator, 140, s. 6
witness, before arbitrator, 142, s. 9

Pulp and Paper Mill (Hundred of Gambier) Indenture Act, 1961 (No. 36, p. 103)
company, definition of, 103, s. 2
exemption of from action for nuisance, 105, s. 6
legal proceedings arising from indenture, 105, s. 7
effluent, non-liability of company for, 105, s. 6
Harmac (Australia) Limited. *See* company
indenture, definition of, 103, s. 2
legal proceedings arising from 105, s. 7
ratification of, 104, s. 3
legal proceedings, arising from indenture, 105, s. 7
local government rates, on mill and mill site, 104, 105, ss. 4, 5
mill, definition of, 103, s. 2
local government rates on, 104, 105, ss. 4, 5
mill site, definition of, 104, s. 2
local government rates on, 104, 105, ss. 4, 5
noise, non-liability of company for, 105, s. 6
nuisance, power of company as to, 105, s. 6
rates, local government, on mill and mill site, 104, 105, ss. 4, 5
sewerage facilities, payment for by company, 105, s. 5
smoke, non-liability of company for, 105, s. 6
State, definition of, 104, s. 2
legal proceedings by or against, 105, s. 7
water, payment for by company, 105, s. 5

Pulp and Paper Mill (Hundred of Gambier) Indenture (p. 107)
approval, under indenture, 110, c. 9
company, mill to be constructed by, 108, c. 3
right to discharge effluent into sea, 110, c. 8
right to draw water, 110, c. 7
right to lay down pipelines and electrical transmission lines, 109, c. 6
Crown land, definition of, 107, c. 1
sale of to company, 108, c. 4
houses, provision of for company's employees, 109, c. 5
effluent, discharge of, 110, c. 8
electrical transmission line, right of company to lay, 109, c. 6
indenture, approval under not to be unreasonably withheld, 110, c. 9
discharge of, in certain circumstances, 108, c. 2(3)
interpretation of according to law of State, 108, c. 1(2)
operation of, 108, c. 2
mill, construction of, 108, c. 3
definition of, 108, c. 1
mill site, definition of, 108, c. 1
road and railway to, 108, c. 4
pipeline, right of company to lay, 109, c. 6
railway, to mill site, 108, c. 4
road, to mill site, 108, c. 4
water, right of company to draw, 110, c. 7

Real Property Act Amendment Act, 1961 (No. 37, p. 112)
declaration, by Registrar-General, etc., repeal of provision as to, 112, s. 3
easement, discharge of, 112, s. 4

Registration of Business Names Act Amendment Act, 1961 (No. 38, p. 114)
business name, use of in public invitations to make loans or deposits, 114, s. 3

Road Traffic Act, 1961 (No. 50, p. 217)
abreast, driving, 261, s. 97
riding animals, 263, s. 104
accident, duty to stop after and report, 234, s. 43
evidence of, 235, s. 43 (6)
light or sign likely to cause, 228, s. 31
addict, to liquor or drugs, disqualification as driver, 285, s. 171

Road Traffic Act, 1961 (No. 50, p. 217)—*continued*
address, of owner of commercial motor vehicle, duty to paint on vehicle, 281, s. 163
of owner or driver, power to ask questions as to, 233, s. 42
administration, of Act by Minister, 223, s. 10
advertisement, likely to cause accident, 228, s. 31
alighting, from vehicle so as to cause danger, 261, s. 93
ambulance, bell or siren may be used by, 271, s. 134
exemption from certain provisions of Act, 232, s. 40
animal, accident to, duty to stop after and report, 234, s. 43
application of Act to when on road, 221, s. 6
definition of, 218, s. 5
driver to have control of, 263, s. 102
leading, 263, s. 105
rider or driver of, evidence of, 287, s. 175
rider or driver to have duties of driver of vehicle under Part III, 232, s. 39
riding abreast, 263, s. 104
appeal, against order disqualifying driver, 286, s. 173
application, of Act to driving on roads, 221, s. 6
of Act to servants of Crown, 222, s. 8
area, definition of, 218, s. 5
arrangement, of Act, 218, s. 4
articulated motor vehicle, definition of, 218, s. 5
axle, definition of, 218, s. 5
axle weight, ascertainment of, 275, ss. 152, 153
computation of, 274, s. 145
evidence of, 287, s. 175
maximum, 274, ss. 146-148
maximum, regulations may prescribe, 288, s. 176
presumption as to, 276, s. 155
regulations as to method of ascertaining, 288, s. 176
unloading of excess weight, 276, s. 156
barrier, damaging, etc., 264, s. 106
evidence of, 287, s. 175
barrier line, definition of, 218, s. 5
duty to keep to left of, 244, s. 57
making of, 226, s. 22
beacon, right turn at, 250, s. 70
bell, use of limited to fire brigade, etc., 271, s. 134
bicycle. *See also* motor bicycle : pedal bicycle
definition of, 218, s. 5
reflector to be provided on, 288, s. 123
board, approval of necessary to traffic control devices, 224, 226, ss. 16, 24
approval of to traffic control device, application for, 227, s. 27
approval of to traffic control device, duty to obtain, 224-227, ss. 16, 20, 25-27
approval of to traffic control device, review of decision of, 227, s. 28
constitution and membership of, 223, s. 11
definition of, 221, s. 5
functions of, 224, s. 15
officers of, 224, s. 14
procedure of, 223, s. 12
quorum of, 223, s. 12
regulations may be made by for speed limits in zones, 229, s. 32
remuneration and expenses of, 224, s. 13
secretary of, 224, s. 14
boarding, moving vehicle or tramcar, 263, s. 103
bonnet, of motor vehicle, driving with person on, 261, s. 94
brakes, on vehicles, 269-271, ss. 125-131
regulations as to, 288, s. 176
bridge, damaging, 264, s. 106
sign fixing speed limit at, 225, s. 19
speed limit on, 242, s. 52
standing vehicle on, 257, s. 84
by-law, inconsistent with Act or regulation, to be superseded, 290, s. 177
camel. *See* animal
careless driving, penalty for, 236, s. 45
carriageway, definition of, 218, s. 5
dual. *See* divided road
duty to drive near left hand boundary of, 243, s. 54
evidence of, 287, s. 175
lane marked on, duty to keep within, 243, s. 56
one-way. *See* one-way carriageway
two-way. *See* two-way carriageway
clearance lamps, duty to provide, 267, ss. 117, 118

Road Traffic Act, 1961 (No. 50, p. 217)—*continued*
collision, duty to stop after and report, 234, s. 43
commencement, of Act, 217, s. 2
commercial motor vehicle, definition of, 219, s. 5
name and address of owner and weight of vehicle to be painted on certain, 281, s. 163
speed limit for, 242, s. 53
Commissioner of Highways, inspectors may be appointed by, 230, s. 35
council, approval of board before erecting traffic control device, 226, s. 24
definition of, 219, s. 5
weighbridge may be provided by, 230, s. 34
cow. *See* animal
criminal purposes, vehicle used for, disqualification of driver, 285, s. 170
crossing, level. *See* level crossing
pedestrian. *See* pedestrian crossing
crossover, definition of, 219, s. 5
right of way at, 249, s. 65
Crown, application of Act to servants of, 222, s. 8
culvert, damaging, 264, s. 106
standing vehicle on, 257, s. 84
cyclist, being drawn by vehicle, 261, s. 96
"donkeying", 262, s. 98
driving abreast, 261, s. 97
pacing of, 262, s. 99
damaging, road, etc., 264, 265, ss. 106-110
dangerous driving, penalty for, 237, s. 46
defect notice, in respect of vehicle, power of police as to, 279, s. 160
depositing, material on roads, 265, s. 108
dipping. of headlamps, 288, s. 122
dipping devices, regulations as to, 288, s. 176
district council. *See* council
district council district. *See* area
disqualification of driver, addict to liquor or drugs, 285, s. 171
appeal against, 286, s. 173
duty of court to order, 284, s. 169
power of court to order, 284, s. 168
removal of, 285, s. 172
using vehicle for criminal purposes, 285, s. 170
divided road, definition of, 219, s. 5
dividing strip, definition of, 219, s. 5
donkey. *See* animal
"donkeying", by cyclist, 262, s. 98
door, of vehicle, leaving open on road, etc., 261, s. 93
drive, definition of, 219, s. 5
driver, definition of, 219, s. 5
evidence of, 287, s. 175
questions to ascertain identity of, 231, s. 38
trailer, who deemed to be, 222, s. 7
driver's licence, disqualification on conviction. *See* disqualification of driver
driving abreast, control of, 261, s. 97
driving chains, regulations as to, 288, s. 176
driving position, duties as to, 263, s. 102
driving speed limits. *See* speed limit
drug, addict to, disqualification as driver, 285, s. 171
driving under influence of, 238, s. 47
due care, driving without, 236, s. 45
pedestrian walking without, 259, s. 87
employee, acquittal of for certain offences, 283, s. 166
entry, power of police force, 231 s. 37
evidence, of accident, 235, s. 43(6)
of certificate for carriage of passengers in vehicle, 279, s. 159(5)
proof of certain matters, 287, s. 175
exemption, of fire, ambulance and police vehicles, 232, s. 40
false traffic sign, removal of, 228, s. 31
fence, damaging, etc., 264, s. 106
ferry, directions of ferryman to be complied with, 260, s. 91
person in charge of to be inspector, 230, s. 35
speed limit at, 241, s. 49
stop sign at, duty at, 260, s. 92
fire brigade, bell or siren may be used by, 271, s. 134
exemption from certain provisions of Act, 232, s. 40
fire-fighting organization, bell or siren may be used by, 271, s. 134
Garden Suburb, included in definition of area, 218, s. 5
Garden Suburb Commissioner, included in definition of council, 219, s. 5 *And see* council

Road Traffic Act, 1961 (No. 50, p. 217)—*continued*
gate, evidence of, 287, s. 175
give way sign, definition of, 219, s. 5
police instructions to override, 254, s. 79
right of way at, 249, s. 64
glare, lamp not to cause, 288, s. 121
goat. *See* animal
headlamps, duty to dip, 288, s. 122
duty to provide, 266, s. 112
height, permitted, of vehicle, 272, 273, ss. 139, 142, 143
hirer, included in definition of owner, 220, s. 5. *And see* owner
hire vehicle, liability in respect of, 286, s. 174
used for passengers, control of, 278, s. 159
horse. *See* animal
implement, damaging road with, 264, s. 107
improved road, definition of, 219, s. 5
influence, of liquor or drug, driving under, 238, s. 47
inspector, appointment of, 230, s. 35
definition of, 219, s. 5
hindering or obstructing, 230, s. 36
power to stop vehicle and ask questions, 233, s. 42
intersection, definition of, 219, s. 5
right of way at, 246, 249, ss. 63, 64
right turn at, 250, s. 70
standing vehicle near, 257, s. 83(3)
intoxicating liquor, driving under influence of, 238, s. 47
island, right turn at, 250, s. 70
"joy riding", penalty for, 235, s. 44
junction, definition of, 220, s. 5
right of way at, 246, 249, ss. 63, 64
right turn at, 250, s. 70
standing vehicle near, 257, s. 83(3)
"keep left" sign, duty to obey, 253, s. 77
"keep right" sign, duty to obey, 253, s. 77
lamps, damaging, etc., 264, s. 106
duty to maintain, 288, s. 120
on vehicles, requirements as to, 266-268, ss. 111-124
regulations as to, 288, s. 176
regulations to be complied with, 288, s. 124
time for lighting, 288, s. 119
land, private, right of way where entering road from, 250, s. 66
lane, duty to keep within, 243, s. 56
leading, animals, 263, s. 105
leaving, moving vehicle or tramcar, 263, s. 103
left, duty to drive on, 243, s. 54
duty to keep on left of barrier line, 244, s. 57
duty to keep to left of passing vehicle, 243, s. 55
sign to keep left, duty to obey, 253, s. 77
left hand drive, motor vehicle with to have mechanical signals, 271, ss. 132, 135
length, permitted, of vehicle, 272, 273, ss. 139, 140, 143
level crossing, certain vehicles to stop at, 255, s. 81
definition of, 220, s. 5
duty of pedestrian at, 260, s. 89
restrictions on entering, 255, s. 80
stop sign at, duty at, 254, s. 78
lights, evidence of, 287, s. 175
tending to accident, removal of, 228, s. 31
traffic. *See* traffic lights
line, barrier. *See* barrier line
evidence of, 287, s. 175
stop. *See* stop line
liquor, addict to, disqualification as driver, 285, s. 171
driving under influence of, 238, s. 47
load, lamp to be provided on, 266, 267, ss. 114, 117, 118
measurement of, 276, s. 154
power to ask questions as to, 233, s. 42
securing of, 281, s. 162
unloading of where excess, 276, s. 156
weighing of, 275, s. 152
white material on certain, 281, s. 162
mark, evidence of, 287, s. 175
material, depositing on roads, 265, s. 108
mechanical signal, on certain motor vehicles, 271, ss. 132, 135

Road Traffic Act, 1961 (No. 50, p. 217)—*continued*
metal tyres, requirement for, 275, s. 149
Minister, closing by or road for race, 229, s. 33
review by of decision of board, 227, s. 28
weighbridges, etc., may be provided by, 230, s. 34
mirror, rear vision. *See* rear vision mirror
motor bicycle, brakes on, 269-271, ss. 125, 126, 128, 130, 131
speed limit when carrying pillion passengers, 242, s. 51
See bicycle
motor vehicle. *See also* vehicle
articulated. *See* articulated motor vehicle
brakes on, 269-271, ss. 125-127, 129-131
commercial. *See* commercial motor vehicle
definition of, 220, s. 5
interfering with, 235, s. 44
lamps on, 266-268, ss. 111-124
left hand drive, mechanical signals on, 271, ss. 132, 135
number plates on, 267. s. 116
owner of, evidence of, 287, s. 175
rear vision mirror. *See* rear vision mirror
silencer on, 271, 272, ss. 132, 138
undue noise, etc., from, 262, s. 101
unsafe, suspension of registration of, 280, s. 161
using without consent of owner, 235, s. 44
warning device on, 271, ss. 132-134. *And see* warning device
wide, mechanical signals on, 271, ss. 132, 135
windscreen wipers on, 271, 272, ss. 132, 136
mudguards, and mud flaps, regulations as to, 288, s. 176
mule. *See* animal
municipal council. *See* council
municipality, evidence of, 287, s. 175
speed limit in, 241, s. 49
Municipal Tramways Trust, stop sign erected by at tramway level crossing, 224, s. 17
name, of driver or owner, power to ask questions as to, 233, s. 42
of owner of commercial motor vehicle, when to be painted on vehicle, 281, s. 163
noise, undue, from motor vehicle, 262, s. 101
"no turn", "no right turn", "no left turn", duty to comply with sign indicating, 253, s. 76
number plate, lamp to illuminate to be provided, 267, s. 116
offence, causing or permitting another person to commit, 283, s. 167
disqualification of driver on conviction for, 284-286, ss. 168-173. *And see* disqualification
employee to be acquitted of in certain cases, 283, s. 166
subsequent, affect of conviction under repealed Act, 283, s. 165
summary proceedings for, 283, s. 164
omnibus, school. *See* school omnibus
one-way carriageway, definition of, 220, s. 5
overtaking, another vehicle, duties of drivers of overtaking and overtaken vehicle, 244, 245, [ss. 58, 60
owner, definition of, 220, s. 5
of motor vehicle, evidence of, 287, s. 175
pacing, of bicycle, 262, s. 99
passing, another vehicle proceeding in the same direction, duty upon, 244, s. 58
tramcar, 245, s. 59
vehicle proceeding in opposite direction, 243, s. 55
Parliament House, control of parking near, 258, s. 85
passengers, vehicle carrying for hire, 278, s. 159
pedal bicycle. *See also* tricycle
being drawn by other vehicle, 261, s. 96
carriage of passengers on, 262, s. 98
definition of, 220, s. 5.
lamps on, 267, s. 115
pacing of, 262, s. 99
warning device on, 271, ss. 132-134
pedestrian, duty of at level crossing, 260, s. 89
duty of on pedestrian crossing, 260, s. 90
duty to walk on right of carriageway, 259, s. 88
right of way of at pedestrian crossing, 250, s. 67
right of way when vehicle turning at intersection or junction, 250, s. 68
walking without due care, etc., 259, s. 87
pedestrian crossing, definition of, 220, s. 5
duty of pedestrian on, 260, s. 90
marking of, 226, s. 23
right of way at, 250, s. 67
speed limit at, 241, s. 49
using flag or sign at without authority, 226, s. 23
pig. *See* animal

Road Traffic Act, 1961 (No. 50, p. 217)—*continued*
pillion passenger, speed limit for motor bicycle conveying, 242, s. 51
playground, sign near, 225, s. 21
speed limit at, 241, s. 49
pneumatic tyre, permitted pressure in, 265, s. 109
police force, bell or siren may be used by, 271, s. 134
exemption from certain provisions of Act, 232, s. 40
power to examine vehicle and enter land, etc., 231, s. 37
power to give over-riding directions at traffic light, etc., 254, s. 79
power to stop vehicle and ask questions, 233, s. 42
questions by as to identity of driver, 231, s. 38
traffic directions by, duty to observe, 233, s. 41
post, damaging, etc., 264, s. 106
private land, right of way where entering road from, 250, s. 66
public authority, speed limit at road works of, 225, s. 20
race, closing of road for, 229, s. 33
railway level crossing. *See also* level crossing
stop sign at, 224, s. 17
rear lamps, duty to provide, 266, 267, ss. 113-115
rear vision mirror, on vehicle, duty to have, 271, 272, ss. 132, 137
place of affixing, 263, s. 102
regulations as to, 288, s. 176
reckless driving, penalty for, 237, s. 46
reflector, duty to fit on vehicle, 288, s. 123
duty to maintain, 288, s. 120
regulations as to, 288, s. 176
regulations to be complied with, 288, s. 124
registration of motor vehicle, suspension when vehicle unsafe, 280, s. 161
regulations, general power of Governor to make, 288, s. 176
power of board to make for speed limits in zones, 229, s. 32
to supersede inconsistent by-law, 290, s. 177
repair, power of police to require to vehicle, 279, s. 160
repealed Act, effect of conviction under, 283, s. 165
repealing provision, 217, 291, s. 3, first sched.
review, of decision of board, 227, s. 28
ride, definition of, 220, s. 5
included in definition of drive, 219, s. 5.
rider, definition of, 220, s. 5
right, sign to keep right, duty to obey, 253, s. 77
right of way, at cross-over, 249, s. 65
at give way sign, 249, s. 64
at intersection or junction, 246, s. 63
at pedestrian crossing, 250, s. 67
at stop sign, 248, s. 63(6)
driving from edge of carriageway, 250, s. 68
entering road from private land, 250, s. 66
meaning of, 245, s. 62
pedestrian to have when vehicle turning, 250, s. 68
turning vehicles to give, 251, s. 72
right turn, at intersection or junction, 250, s. 70
at other than intersection or junction, 251, s. 71
for U turn, 251, s. 71
right of way on, 251, s. 72
signal for, 252, s. 74
tramcar not to be obstructed, 252, s. 73
road, application of Act to, 221, s. 6
carriageway of. *See* carriageway
damaging, 264, 265, ss. 106-110
definition of, 220, s. 5
divided. *See* divided road
evidence of, 287, s. 175
improved. *See* improved road
intersection of. *See* intersection
junction of. *See* junction
sealed surface, duty to keep on, 295, s. 110
standing of vehicles on, 256, ss. 82, 83
road race, closing of road for, 229, s. 33
Road Traffic Act, 1960, repeal of, 217, 291, s. 3, first sched.
Road Traffic Board of South Australia. *See* board
Road Traffic Act, 1934-1959, repeal of, 217, 291, s. 3, first sched.
road works, speed limit at, 225, s. 20
roof, of motor vehicle, driving with person on, 261, s. 94
"safety sall", near school or playground, 225, s. 21

Road Traffic Act, 1961 (No. 50 p. 217)—*continued*
sale, of unattended vehicle, 258, s. 86
school, sign near, 225, s. 21
speed limit when passing, 241, s. 49
school omnibus, definition of, 220, s. 5
speed limit when passing, 241, s. 49
sealed surface, duty to keep on, 295, s. 110
sheep. *See* animal
sidecar, reflector to be provided on, 288, s. 123
sign, at speed zone, 229, s. 32
evidence of, 287, s. 175
for keeping to left or right, 253, s. 77
give way. *See* give way sign
near school or playground, 225, s. 21
police instructions to override, 254, s. 79
prohibiting turns, 253, s. 76
stop. *See* stop sign
signal, evidence of, 287, s. 175
for right turn, stop and slowing down, 252, s. 74
mechanical, on certain motor vehicles, 271, ss. 132, 135
silencer, on motor vehicle, 271, 272, ss. 132, 138
siren, use of limited to fire brigade, etc., 271, s. 134
slowing down, signal for, 252, s. 74
smell, offensive, from motor vehicle, 262, s. 101
smoke, undue, from motor vehicle, 262, s. 101
South Australian Railways Commissioner, stop sign erected by at railway level crossing, 224, s. 17
speed limit, at ferry, 241, s. 49
at pedestrian crossing, 241, s. 49
at school or playground, 241, s. 49
between signs on road, 241, s. 49
commercial motor vehicle, 242, s. 53
for speed zone, 229, s. 32
from abutting land, 241, s. 49
general, 240, s. 48
in municipality, town, or township, 241, s. 49
motor bicycle with pillion passenger, 242, s. 51
at bridge, 225, 242, ss. 19, 52
passing school omnibus, 241, s. 49
passing tramcar, 241, s. 49
regulations as to, 288, s. 176
road works, 225, s. 20
within speed zone, 241, s. 50
speedometer, evidence of accuracy of, 287, s. 175
speed zone, definition of, 220, s. 5
evidence of, 287, s. 175
speed limit for, 229, s. 32
speed limit within, duty to observe, 241, s. 50
standing, of vehicles on roads, etc., 256-258, ss. 82-86
stationary vehicle, to give right of way when first driven, 250, s. 69
stop line, definition of, 220, s. 5
stopping, of vehicle, signals for, 252, s. 74
stop sign, at ferry, duty at, 260, s. 92
definition of, 220, s. 5
duty at, 254, s. 78
erection of, 224, s. 17
police directions to override, 254, s. 79
right of way at, 248, s. 63(6)
stop watch, evidence of, accuracy of, 287, s. 175
street. *See* road
strip, dividing. *See* dividing strip
subsequent offence, effect of conviction under repealed Act, 283, s. 165
Sunday school, speed limit at, 241, s. 49
thoroughfare. *See* road
town or township, evidence of, 287, s. 175
speed limit in, 241, s. 49
towing, of vehicle, 277, 278, ss. 157, 158
tractor, definition of, 221, s. 5
speed limit for, 242, s. 53
traffic, causing danger to or obstruction of by standing vehicle, 256, s. 83
traffic control device, approval of board necessary for, 224, 226, ss. 16, 24. *And see* board
cost of when erected by Commissioner of Highways, 228, s. 29
definition of, 221, s. 5

Road Traffic Act, 1961 (No. 50, p. 217)—*continued*
traffic control device, erection of, 224, s. 16
evidence of, 287, s. 175
existing, 226, s. 25
general requirements of, 226, s. 25
maintenance of, duty of authority erecting, 226, s. 25
proclamation of, 222, s. 9
regulations as to, 288, s. 176
removal of, 227, s. 26
removal of unsatisfactory, 228, s. 30
unsatisfactory, power of board as to removal of, 228, s. 30
traffic counter, damaging, etc., 264, s. 106
traffic device, damaging, etc., 264, s. 106
traffic direction, by police force, duty to observe, 233, s. 41
traffic dome, right turn round, 250, s. 70
traffic lights, definition of, 221, s. 5
duty to comply with, 253, s. 75
erection by council, 225, s. 18
police directions to override, 254, s. 79
traffic sign. *See also* sign
false, removal of, 228, s. 31
trailer, brakes on, 270, s. 129
definition of, 221, s. 5
driver of, who deemed to be, 219, 222, ss. 5, 7
regulations as to, 288, s. 176
rules as to towing of, 278, s. 158
speed limit for certain, 242, s. 53
tramcar, application of sections 41, 43, 45 and 46 to drivers of, 232, s. 39
boarding or leaving when in motion, 263, s. 103
passing, 245, s. 59
right of way of, 246, s. 63
speed limit when passing, 241, s. 49
vehicle making right turn not to obstruct, 252, s. 73
tramway level crossing, stop sign at, 224, s. 17. *See also* level crossing
transitional provisions, 217, 292, s. 3, second sched.
turning line, marking of, 226, s. 22
turns, sign prohibiting, 253, s. 76
two-way carriageway, definition of, 221, s. 5
tyre, metal, requirements for vehicle with, 275, s. 149
permitted pressure in, 265, s. 109
unattended vehicle, removal and sale of, 258, s. 86
unladen weight, definition of, 221, s. 5
unloading, excess load, power of police or inspector, 276, s. 156
unsafe motor vehicle, suspension of registration of, 280, s. 161
U turn, rules for making, 251, ss. 71, 72
vehicle. *See also* motor vehicle
application of Act to when on road, 221, s. 6
axle weight of, 273-276, ss. 144-156. *See also* axle weight
boarding or leaving when in motion, 263, s. 103
brakes on, requirements as to, 269-271, ss. 125-131
damaging road with, 264, 265, ss. 106-110
defect notice in respect of, 279, s. 160
definition of, 221, s. 5
driver of, evidence of, 287, s. 175
driver of, questions to ascertain identity of, 231, s. 38
driver to have control of, 263, s. 102
driving abreast of another vehicle, 261, s. 97
examination of, 231, 276, ss. 37, 154
height of, 272, 273, ss. 139, 142, 143
lamps on, requirements as to, 266-268, ss. 111-124
leaving door open or alighting from so as to cause danger, 261, s. 93
length of, 272, 273, ss. 139, 140, 143
load upon, 273-276, 281, ss. 144-156, 162
metal tyred, requirements for, 275, s. 149
mirror to be carried on, 271, 272, ss. 132, 137
passengers for hire, used for, certificate needed for, 228, s. 159
power to examine, 231, 276, ss. 37, 154
reflectors to be provided on, 268, s. 123
removal of when left unattended and sale of, 258, s. 86
riding in without consent of driver, 261, s. 95
speed limits for. *See* speed limit
standing of on roads, etc., 256-258, ss. 82-86
towing of, 277, 278, ss. 157, 158

Road Traffic Act, 1961 (No. 50, 217)—*continued*
vehicle, trailer attached to, maximum number of, 278, s. 158
tyres of, permitted pressure in, 265, s. 109
weighing of, 275, ss. 152, 153
weight of, presumption as to, 276, s. 155
width of, 272, 273, ss. 139, 141, 143
walk, definition, 221, s. 5
walking, rules as to, 259, 260, ss. 87-90
warning device, duty to use, 262, s. 100
evidence of, 287, s. 175
on vehicles, 271, ss. 132-134
regulations as to, 288, s. 176
weighing instrument, power of Minister or council to provide, 230, s. 34
weight of vehicle, power to ask questions as to, 233, s. 42
unladen, definition of, 221, s. 5
unladen, of commercial motor vehicle, duty to paint on, 281, s. 163
weighbridge, power of Minister or council to provide, 230, s. 34
Whyalla, included in definition of area, 218, s. 5.
Whyalla Town Commission, included in definition of council, 219, s. 5. *And see* council
width, permitted, of vehicle, 272, 275, ss. 139, 141, 143
windscreen wiper, on motor vehicle, 271, 272, ss. 132, 136
works, on roads, sign at, 225, s. 20
zone, speed. *See* speed zone

Sale of Furniture Act Amendment Act, 1961 (No. 10, p. 29)
furniture, labelling of, 29, s. 4
manufacturer and place of manufacture to be placed on, 29, s. 4
seizure of by inspector, 30, s. 6
inspector, obstructing, etc., 30, s. 7
protection of, 31, s. 9
seizure of furniture by, 30, s. 6
label, altering, effacing, etc., 29, s. 3
form of, 30, s. 5
on furniture, 29, s. 4
manufacture, place of, to be stamped on furniture, 29, s. 4
offence, penalty for, 31, s. 8
operation, of Act, 31, s. 10
stamp, form of, 30, s. 5

Scaffolding Inspection Act Amendment Act, 1961 (No. 46, p. 169)
accident, report of, 172, s. 8
application, of Act, 169, s. 3
of Act to certain work, 171, s. 5
explosive powered tool, definition of, 170, s. 4
inspector, powers of, 174, s. 9
notice, of erection of scaffolding, etc., 171, s. 6
power driven equipment, definition of, 170, s. 4
regulations, as to application of Act, 170, s. 3(c)
scaffolding, definition of, 170, s. 4
notice of erection of, 171, s. 6
requirements for, 172, s. 7
work, to which Act applies, 171, s. 5

Stock Diseases Act Amendment Act, 1961 (No. 18, p. 54)
regulations, power to make, 54, s. 3

Student Hostels (Advances) Act, 1961 (No. 39, p. 116)
account, constitution of, 117, s. 4
definition of, 116, s. 2
administration, of Act by bank, 117, s. 3
advance, amount of, 118, s. 8
definition of, 116, s. 2
interest on, 118, s. 10
power of bank to make, 117, s. 7
security for, 118, s. 9
bank, Act to be administered by, 117, s. 3
advances by for student hostels, 117-118, ss. 7-10
definition of, 116, s. 2
expenses of to be paid from general revenue, 117, s. 5
financial statement by, 117, s. 6
borrower, definition of, 116, s. 2
hostel, student. *See* student hostel
interest, on advance, 118, s. 10

Student Hostels (Advances) Act, 1961 (No. 39 p. 116)—*continued*
mortgage, advance to be secured by, 118, s. 9
regulations, power of Governor to make, 119, s. 11
State Bank of South Australia. *See* bank
statement, annual, by bank, 117, s. 6
student, definition of, 116, s. 2
student hostel, advance for, 117, 118, ss. 7-10
definition of, 116, s. 2
Student Hostel Loan Account. *See* account

Superannuation Act Amendment Act, 1961 (No. 40, p. 120)
actuarial equivalent, definition of, 120, s. 4
board, power to recover interest, 131, s. 39
certificate, medical, by contributor, 122, s. 9
children, pension rights of, 128-129, ss. 26-32
commencement, of Act, 120, s. 3
contribution, arrear, 127, s. 22
for reserve units, 126, s. 19
from 1st July, 1962, 126, s. 18
increase of for reserve units, 126, s. 21
on reduction in salary, 126, s. 17
regulations as to, 131, s. 40
scale of, 132, s. 41
when payable, 121, s. 8
contributor, resignation, dismissal, etc., of, 130, s. 35
retrenchment of, 130, s. 34
right to continue existing contributions, 124, s. 11
death, of contributor, before making election, 124, 125, ss. 12, 13
deductions, power to cease, 131, s. 38
election, contributor's death before making, 124, 125, ss. 12, 13
failure to make, effect of, 125, s. 15
late, power to accept, 125, s. 14
minor, repeal of provisions as to, 126, s. 16
investigation, into affairs of board, 121, s. 7
loan, mortgage, by board, 121, s. 6
medical certificate, by contributor, 122, s. 9
mortgage loan, by board, term of, 121, s. 6
pension, increase of certain, 130, s. 33
on death of contributor, 128, s. 26
on death of pensioner, 128, s. 27
units of, 122, s. 10
widows, increase of, 127, s. 23
pensioner, when deemed to be on leave, 131, s. 37
public authority, definition of, 121, s. 5
regulations, as to contributions, 131, s. 40
triennial investigation, of board's affairs, 121, s. 7
unit, election for. *See* election
increase of, 127, s. 24
of pension, 122, s. 10
widow, increase of pension of, 127, s. 23
minimum pension to, 131, s. 36
pension rights of, 128, 129, ss. 26-32

Surveyors Act Amendment Act, 1961 (No. 19, p. 55)
survey work, damaging etc., 55, s. 4
definition of, 55, s. 3

Whyalla Town Commission Act Amendment Act, 1961 (No. 11, p. 32)
chairman, appeal by in case of removal from office, 33, s. 4
commissioner, appointed by company, power to authorize other commissioner to vote in Whyalla, to have city status, 32, s. 3 [absence, 33, s. 5

Wild Dogs Act Amendment Act, 1961 (No. 41, p. 134)
administrative expenses, payment of, 135, 137, ss. 4, 8
aerial baiting, for wild dogs, 137, s. 7
baiting, aerial, 137, s. 7
financial year, definition of, 134, s. 3
fund, payments from for administrative expenses, etc., 135, s. 4
subsidy to, 137, s. 9
rate, imposition of, 135, s. 5
interest to be added to when in arrears, 136, s. 6
rating period, definition of, 134, s. 3

Wild Dogs Act Amendment Act, 1961 (No. 41, p. 134)—*continued*
subsidy, to fund, 137, s. 9
transitional period, definition of, 135, s. 3

Workmen's Compensation Act Amendment Act, 1961 (No. 47, p. 175)
apprentice, accident occurring on journey to training school, etc., 175, s. 3
average weekly earnings, computation of, 177, s. 7.
compensation, amount of for certain injuries, 177, s. 8
amount of on death, 176, s. 4
amount of on incapacity, 176, s. 5
for medical expenses, etc., 177, s. 6
operation, of Act, 177, s. 9

INDEX TO ACTS REPRINTED PURSUANT TO THE AMENDMENTS INCORPORATION ACT, 1937

INDEX TO ACTS REPRINTED PURSUANT TO THE AMENDMENTS INCORPORATION ACT, 1937

Constitution Act, 1934-1961 (p. 305)
Administrator, powers of, 331, s. 70
allegiance, oath or declaration of, to be taken by members, 321, s. 42
arrangement, of Act, 306, s. 3
Assembly, House of. *See* House of Assembly
bill, Governor's message for amendment of, 327, s. 56
lapsed, procedure for restoration of, 327, s. 57
money. *See* money bill
Chairman of Committees, continuance in office of after dissolution, 318, s. 36
clergyman, disqualification of as member of Parliament, 322, s. 44
clerk, of either House, removal of from office, 327, s. 58
salary of, 327, s. 58
commencement, of Act, 306, s. 1
Commonwealth Parliament, member of disqualified to be member of Legislative Council or
contract, public, conditions to be inserted in, 325, s. 52 [House of Assembly, 322, s. 47
contractor, public, disqualification of as member of Parliament, 323-325, ss. 49-54a
Council, Legislative. *See* Legislative Council
Crown, contractor with, disqualification of as member of Parliament, 323-325, ss. 49-54a
office of profit under, disqualification as member of person holding, 322, ss. 45, 46, 46a
deadlock, between Legislative Council and House of Assembly, 320, s. 41
deputy, of Governor or Lieutenant-Governor or Administrator, 331, ss. 69, 70
dissolution, of Parliament by Governor, 306, s. 6
on deadlock between the Houses, 320, s. 41
districts, for House of Assembly, 316, 336, s. 32, third schedule
for Legislative Council, 310, 336, s. 19, second schedule
elector for House of Assembly, disqualification of, 317, s. 33 (2)
qualifications for, 316, 317, ss. 33, 33a
elector for Legislative Council, disqualification of, 313, ss. 21, 22
qualification for, 311, 312, ss. 20, 20a
electoral districts, for House of Assembly, 316, 336, s. 32, third schedule
for Legislative Council, 310, 336, s. 19, second schedule
Executive Council, Ministers of Crown to be members of, 330, s. 66
franchise, for House of Assembly, 316, 317, ss. 33, 33a
for Legislative Council elections, 311-313, ss. 20-22
women to have right to exercise, 323, s. 48
Governor, appointment of public officers by, 330, s. 68
deputy of, 331, s. 69
election of President to be notified to, 314, s. 23
election of Speaker to be notified to, 318, s. 34
expenses allowances to, 332, 333, ss. 73a-73c
message for amendment of Bill may be transmitted by to either House, 327, s. 56
powers of as to sessions, prorogation and dissolution of Parliament, 306, s. 6
powers of on deadlock between the Houses, 320, s. 41
recommendation of necessary for money votes, 328, s. 59
salary of, 332, s. 73
signature of necessary to orders, warrants, etc., 331, s. 71
House of Assembly, clerk of, removal of from office, 327, s. 58
constitution of, 306, s. 4
deadlock with Legislative Council, 320, s. 41
districts for, 316, 336, s. 32, third schedule
franchise for, 316, 317, 323, ss. 33, 33a, 48
Governor's message to for amendment of Bill, 327, s. 56
Governor's recommendation to for money votes, 328, s. 59
judges and clergymen not eligible for election to, 322, s. 44
member of. *See* member of House of Assembly
Ministers of Crown in not to exceed five in number, 329, s. 65
money bill or money clause to originate in, 329, s. 61
number of members of, 314, s. 27
powers of, 306, s. 5
powers of relative to Legislative Council, 307, s. 10
privileges of, 307, 319, ss. 9, 38-40
qualifications of members of, 315, 323, ss. 29, 48a
question as to vacancy in to be decided by, 321, s. 43
quorum of, 319, s. 37
resignation of member of, 315, s. 30
Speaker of, 318, ss. 34-36
standing orders of, 326, s. 55
term of, 315, s. 28

Constitution Act, 1934-1961 (p. 305)—*continued*
House of Assembly, vacating of seat of member of, 315, s. 31
voting in, 319, s. 37
House of Commons, privileges of to apply to Parliament, 319, ss. 38-40
Joint Standing Committee on Subordinate Legislation, continuance in office after dissolution, payment of chairman and members of, 326, s. 55 (3), (4) [etc., 327, s. 55 (5)
judge, disqualification of as member of Parliament, 322, s. 44
judge of the Supreme Court, removal of from office, 334, s. 75
tenure of office of, 334, s. 74
lapsed Bill, restoration of, 327, s. 57
Legislative Council, additional members may be elected to on deadlock with House of casual vacancy in, writ for, 310, s. 18 [Assembly, 320, s. 41
clerk of, removal of from office, 327, s. 58
constitution of, 306, s. 4
deadlock with House of Assembly, 320, s. 41
districts for, 310, 336, s. 19, second schedule
franchise for, 311-313, 323, ss. 20-22, 48
Governor's message to for amendment of Bill, 327, s. 56
judges and clergymen not eligible for election to, 322, s. 44
member of. *See* member of Legislative Council
money clause may be suggested by, 329, s. 62
money clause not to be amended by, 329, s. 62
number of members of, 308, s. 11
officers of, salaries of to equal those of officers of House of Assembly, 327, s. 58
powers of, 306, s. 5
powers of relative to House of Assembly, 307, s. 10
President of, 314, ss. 23-25
privileges of, 307, 319, ss. 9, 38-40
qualification of members of, 308, 323, ss. 12, 48a
question as to vacancy in to be decided by, 321, s. 43
quorum of, 314, s. 26
resignation of member of, 309, s. 16
standing orders of, 326, s. 55
term of office of members of, 308, 309, s. 13, 14, 15
vacating of seat of member of, 309, s. 17
voting in, 314, s. 26
Lieutenant Governor, deputy of, 331, s. 70
expenses allowances to, 332, 333, ss. 73a-73c
member of House of Assembly, disqualification of member of Commonwealth Parliament, [322, s. 47
disqualification of person holding office of profit under the Crown, 322, ss. 45, 46, 46a
disqualification of when holding public contracts, 323-325, ss. 49-54a
election of, 314, s. 27
oath of allegiance to be taken by, 321, s. 42
privileges of, 307, 319, ss. 9, 38-40
qualification of woman as ,323, s. 48a
qualifications for, 315, s. 29
resignation of, 315, s. 30
vacating of seat of member of, 315, s. 31
member of Legislative Council, disqualification of member of Commonwealth Parliament, [322, s. 47
disqualification of person holding office of profit under the Crown, 322, ss. 45, 46, 46a
disqualification of when holding public contracts, 323-325, ss. 49-54a
election of, 308, s. 11
oath of allegiance to be taken by, 321, s. 42
privileges of, 303, 319, ss. 9, 38-40
qualification of woman as, 323, s. 48a
qualifications for, 308, s. 12
resignation of, 309, s. 16
retirement of, 308, 309, ss. 14, 15
term of service of, 308, s. 13
vacation of seat of, 309, s. 17
message, Governor's, for amendment of Bill, 327, s. 56
Minister of Crown, acting, appointment of, 330, s. 67
membership of Executive Council by, 330, s. 66
person holding office of to be member of Parliament, 330, s. 66
salary of, 329, s. 65
Ministers of Crown, number of, 329, s. 65
minister, officiating, disqualification of as member of Parliament, 322, s. 44
money bill, meaning of, 328, s. 60
restrictions on contents of, 329, s. 63
to originate in House of Assembly, 329, s. 61
validity of, 329, s. 64

Constitution Act, 1934-1961 (p. 305)—*continued*
money clause, meaning of, 328, s. 60
not to be amended by Legislative Council, 329, s. 62
suggestion to by Legislative Council, 329, s. 62
to originate in House of Assembly, 329, s. 61
validity of, 329, s. 64
money vote, Governor's recommendation necessary for, 328, s. 59
oath of allegiance, to be taken by members, 321, s. 42
office of profit under Crown, disqualification as member of person holding, 322, ss. 45, 46, 46a
officers of Crown, appointment of by Governor, 330, s. 68
officiating minister, disqualification of as member of Parliament, 322, s. 44
Parliament, constitution of, 306, s. 4
deadlock between the Houses, procedure on, 320, s. 41
dissolution of, 306, s. 6
holding of, 306, s. 6
oath of allegiance of members of, 321, s. 42
place of meeting of, 306, s. 6
powers of, 306, s. 5
power of to alter this Act, 307, s. 8
privileges of, 307, 319, ss. 9, 38-40
prorogation of, 306, s. 6
sessions of, 306, 307, ss. 6, 7
vacancies in, House to decide questions as to, 321, s. 43
President, absence of, 314, s. 24
casting vote of, 314, s. 26
continuance in office after dissolution of Parliament, 314, s. 25
election of, 314, s. 23
salary of to equal that of Speaker, 327, s. 58
to preside at meetings of Legislative Council, 314, s. 23
privileges, of Parliament and members, 307, 319, ss. 9, 38-40
prorogation, of Parliament by Governor, 306, s. 6
quorum, of House of Assembly, 319, s. 37
of Legislative Council, 314, s. 26
repealing provision, 306, 335, s. 2, first schedule
resignation, of member of House of Assembly, 315, s. 30
of member of Legislative Council, 309, s. 16
sessions, of Parliament, 306, 307, ss. 6, 7
Speaker, absence of, 318, s. 35
casting vote of, 319, s. 319
continuance in office of after dissolution, 318, s. 36
election of, 318, s. 34
to preside at meetings of House of Assembly, 318, s. 34
standing orders, of Houses of Parliament, 326, s. 55
Supreme Court Judge, removal of from office, 334, s. 75
tenure of office of, 334, s. 74
war service, franchise for House of Assembly based on, 317, s. 33a
franchise for Legislative Council based on, 312, s. 20a
woman, qualification of to sit as member, 323, s. 48a
to have Parliamentary franchise, 323, s. 48
writ, for election to fill casual vacancy in Legislative Council, 310, s. 18

Land Tax Act, 1936-1961 (p. 348)
access, to buildings, books, etc., right of Commissioner and officers to, 354. s. 9
action, against officer, 381, s. 79
for recovery of tax, 372, s. 59
administrator, to be taxpayer in a representative capacity, 364, s. 33
agent, to be taxpayer in a representative capacity, 364, s. 33
aggregation, of land, for tax purposes, 357, s. 12(4)
appeal, to Supreme Court from decision of valuation board, 370, s. 52
arrangement, of Act, 350, s. 3
assessment, additions to, 362, s. 23
alteration of, 363, ss. 28, 29
appeal to Supreme Court, against, 370, s. 52
assessment book for. *See* assessment book
declared rural land, 359, s. 12c
disputed, account of to taxpayer, 363, s. 30
existing assessments may be used for, 363, s. 26
general notice of, 361, s. 20
new, when particular notice to be given, 362, s. 24
notice of, 361, 362, ss. 20, 24, 25
objection by taxpayer against, 369-371, ss. 51-55
quinquennial, 361, s. 20

Land Tax Act, 1936-1961 (p. 348)—*continued.*
assessment book, alteration or correction of, 363, s. 28
evidence of, 380, s. 75
form of, 361, s. 21
inspection of by public, 362, s. 22
production of at hearing of objection or appeal, 371, s. 55
assessor, appointment and duties of, 353, s. 6
secrecy to be observed by, 353, s. 7
attorney, to be taxpayer in a representative capacity, 364, s. 33
Auditor-General, right to examine books, etc., of Commissioner, 354, s. 8
board, valuation. *See* valuation board
body corporate, included in definition of company, 351, s. 4. *And see* company
business. *See* trade
business of primary production, definition of, 351, s. 4
cemetery, public, exemption from tax, 354, s. 10
charge, first, on land, tax to be, 377, s. 66
charitable purposes, land partially used for, exemption from tax, 357, s. 12a
land used for, exemption from tax, 354, s. 10
meaning of, 355, s. 10 (3)
commencement, of Act, 348, s. 1
Commissioner, access to books, etc., by, 354, s. 9
acting or deputy, appointment and duties of, 353, s. 6
administration of Act, by, 353, s. 5
appointment of, 353, s. 4a
assessment of land by, 361, s. 20
appeal to Supreme Court from decision of valuation board, 370, s. 52
definition of, 351, s. 4
inspection of rate books, etc., by, 363, s. 27
objection to by taxpayer, 369, s. 51
recovery of tax by, 372-377, ss. 59-67
secrecy to be observed by, 353, s. 7
Commissioner of Land Tax. *See* Commissioner
committee, to be taxpayer in a representative capacity, 364, s. 33
company, definition of, 351, s. 4
in liquidation, 378, ss. 71, 72
public officer of. *See* public officer
when deemed to carry on business in State, 378, ss. 70, 71
winding up of, 378, ss. 71, 72
contract, to relieve from burden of tax, 366, s. 41
contribution, definition of, 351, s. 4
towards tax between owners, 365, 366, ss. 36-40
contributor, definition of, 351, s. 4
conveyance, to evade tax, 367, ss. 42, 43
Crown, transfer to of land where tax due, 375, s. 65
Crown land, exemption of from tax, 354, s. 10
taxpayer in relation to when leased or agreed to be sold, 364, s. 31
declared rural land, assessment of, 359, s. 12c (5)
declaration of, 358, s. 12c
definition of, 351, s. 4
defined rural area, definition of, 351, s. 4
proclamation of, 358, s. 12c
distress, for recovery of tax, 372, s. 60
district council, assessment of may be used for land tax assessment, 363, s. 26
partial exemption from tax of land of, 358, s. 12b
disposition, to evade tax, 367, ss. 42, 43
educational institution, exemption from tax, 354, s. 10
evasion, of tax, conveyance, disposition or judgment for, 367, 368, ss. 42-44
evidence, of land value, 371, s. 54
of regulations, notice, appointment or assessment book, etc., 380, s. 75
executor, to be taxpayer in a representative capacity, 364, s. 33
exemptions, from tax, 354, 357, 358, ss. 10, 12a-12c
general notice. *See also* notice
definition of, 351, s. 4
of assessment, 361, s. 20
hospital, exemption from tax, 354, s. 10
imprisonment, for offence, 380, s. 78
improvements, meaning of, 352, s. 4
information, Commissioner may bring person before Local Court to supply, 379, s. 74
institute, exemption from tax, 354, s. 10
interest, on overdue tax, 371, s. 58
judgment, to evade tax, 368, s. 44
land, aggregation of for purposes of tax, 357, s. 12 (4)
assessment of, 361, s. 20

Land Tax Act, 1936-1961 (p. 348)—*continued.*
land, charge on, tax to be, 377, s. 66
Crown. *See* Crown land
evidence of value of, 371, s. 54
occupier to supply name of owner of, 379, s. 73
rural. *See* declared rural land
sale or letting of for recovery of tax, 374, ss. 62-64
tax imposed on, 354, s. 10. *And see* tax
taxable value of, 356, s. 11
transfer to Crown by owner by whom tax due, 375, s. 65
land tax, definition of, 351, s. 4. *And see* tax
land used for primary production, definition of, 351, s. 4
lease, perpetual, tax on, 360, s. 19
letting, of land, for recovery of tax, 374, ss. 62, 63
limitation, statute of, not to apply to recovery of tax, 377, s. 67
liquidator, definition of, 351, s. 4
local court, person may be brought before to supply information, 379, s. 74
minimum tax, 360, s. 13
municipal corporation, assessment of may be used for land tax assessment, 363, s. 26
partial exemption from tax of land of, 358, s. 12b
notice, definition of, 351, s. 4
evidence of, 380, s. 75
general. *See* general notice
particular. *See* particular notice
objection, against assessment by taxpayer, 369-371, ss. 51-55
occupier, of land, duty to supply name of owner, 379, s. 73
offence, punishment for in default of payment of penalty, 380, s. 78
summary proceedings for, 380, s. 76
time for prosecution for, 380, s. 77
officer, access to books, etc., by, 354, s. 9
action against, 381, s. 79
appointment and duties of, 353, s. 6
evidence of, appointment of, 380, s. 75
regulations as to duties of, 381, s. 80
secrecy to be observed by, 355, s. 7
overpaid tax, refund of, 377, s. 68
owner, definition of, 351, s. 4
in fee simple, to be taxpayer, 364, ss. 31, 32
occupier of land to supply name of, 379, s. 73
two or more, tax in case of, 360, s. 15
park lands, exemption from tax, 354, s. 10
particular notice. *See also* notice
definition of, 352, s. 4
when to be given, 362, ss. 24, 25
perpetual lease, tax on, 360, s. 19
primary production, business of. *See* business of primary production
land used for. *See* land used for primary production
profession. *See* trade
prosecution, time for commencing, 380, s. 77
public cemetery, exemption from tax, 354, s. 10
public officer, company to appoint, 377, s. 69
duty to give notice of winding up of company, 378, s. 72
to be taxpayer in a representative capacity, 364, s. 33
public roads, exemption from tax, 354, s. 10
public reserve, exemption from tax, 354, s. 10
Public Trustee, to be taxpayer in a representative capacity, 364, s. 33
quinquennial assessment, of land, 361, s. 20
rate, of tax, 356, 358, ss. 12, 12a (2)
receiver, to be taxpayer in a representative capacity, 364, s. 33
recovery, of tax, 372-377, ss. 59-67
regulations, confirmation of existing, 349, s. 2 (5)
copy of to be supplied by Commissioner, 382, s. 81
definition of, 352, s. 4
definitions in section 4 to apply to, 350, s. 4
evidence of, 380, s. 75
power of Governor to make, 381, s. 80
religious purposes, land used for, exemption from tax, 354, s. 10
repealing and saving provision, 348, 382, s. 2, sched.
representative capacity, taxpayer. *See* taxpayer in a representative capacity
returns, regulations as to, 381, s. 80
roads, public, exemption from tax, 354, s. 10
rural area, defined. *See* defined rural area
rural land, declared. *See* declared rural land

Land Tax Act, 1936-1961 (p. 348)—*continued.*
sale of land, for recovery of tax, 374, ss. 62, 64
saving provision, 348, s. 2
school, exemption from tax, 354, s. 10
secrecy, to be observed by Commissioner and officers, 353, s. 7
security, to evade tax, 367, ss. 42, 43
special magistrate, person may be brought before to supply information, 379, s. 74
statute of limitation, not to apply to recovery of tax, 377, s. 67
Supreme Court, appeal to from decision of valuation board, 370, s. 52
order by for sale of land for recovery of tax, 374, s. 64
tax, collection of from person owing money to taxpayer, 373, s. 61
definition of, 352, s. 4
exemptions from 354, 357, 358, ss. 10, 12a-12c
evasion of, conveyance, disposition or judgment for, 367, 368, ss. 42-44
imposition of on land, 354, s. 10
interest on overdue, 371, s. 58
liability for, 364-366, ss. 33-41
minimum, 360, s. 13
overdue, interest on, 371, s. 58
overpaid, refund of, 377, s. 68
payment of, postponement of, 372, s. 58a
payment of, time for, 371, ss. 56, 57
perpetual lease, 360, s. 19
postponement of payment of, 372, s. 58a
rate of, 356, 358, ss. 12, 12a (2)
recovery of, 372-377, ss. 59-67
recovery of not affected by objection or appeal, 371, s. 53
refund of on alteration of assessment, 363, s. 29
refund of on objection, 370, s. 52
refund of overpaid, 377, s. 68
tables and rates for fixing values, regulations as to, 381, s. 80
time for payment of, 371, ss. 56, 57
trustees of land, 360, s. 16
two or more owners of land, 360, s. 15
taxable value, of declared rural land, 359, s. 12c (5)
of land, 356, s. 11
taxpayer, appeal by to Supreme Court against decision of valuation board, 370, s. 52
definition of, 352, s. 4
liability for tax, 365, 366, ss. 34-41
objection against assessment by, 369-371, ss. 51-55
particular notice to of assessment, 362, ss. 24, 25
recovery of tax from, 372-377, ss. 59-67
who to be, 364, s. 31
taxpayer in a representative capacity, definition of, 352, s. 4
indemnity of, for tax paid, 366, s. 40
liability of, 364-366, ss. 33-41
who to be, 364, s. 33
trade, definition of, 352, s. 4
Treasurer, definition of, 352, s. 4
trustee, tax payable by, 360, s. 16
to be taxpayer in a representative capacity, 364, s. 33
unimproved value, assessment of, 361, s. 20
definition of, 352, s. 4
tax to be based on, 356-358, ss. 11-12c
valuation board, appeal from decision of to Supreme Court, 370, s. 52
appointment of, 368, s. 45
chairman of, 368, s. 45 (2)
objection from Commissioner, powers of board as to, 369-371, ss. 51-55
payment of members of, 369, s. 48
protection of from proceedings, 368, s. 47
quorum of, 368, s. 46
suspension or removal of member of, 369, s. 49
term of office of, 368, s. 45 (3)
vacation of office of member of, 369, s. 50
voting at, 368, s. 46
value, taxable, of land, 356, s. 11
unimproved. *See* unimproved value
waterworks assessment, may be used for land tax assessment, 363, s. 26