



ANNO DECIMO SEPTIMO

## ELIZABETHAE II REGINAE

A.D. 1968

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### No. 21 of 1968

An Act to amend the Aboriginal Affairs Act, 1962-1967.

[Assented to 5th December, 1968.]

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 "Aboriginal Affairs Act Amendment Act, 1968". Short titles.

(2) The Aboriginal Affairs Act, 1962-1967, as amended by this Act, may be cited as the "Aboriginal Affairs Act, 1962-1968"

(3) The Aboriginal Affairs Act, 1962-1967, is hereinafter referred to as "the principal Act".

2. Section 4 of the principal Act is amended—

(a) by striking out from subsection (1) the passage " , other than a person whose name is removed from the Register of Aborigines in pursuance of section 17 of this Act,";

and

(b) by striking out from subsection (2) the passage " , and every person whose name is removed from the Register of Aborigines in pursuance of section 17 of this Act and his direct descendants,".

Amendment of principal Act, s. 4—

Aborigines and persons of Aboriginal blood.

Amendment of  
principal Act,  
s. 7—  
Tenure of  
office.

3. Section 7 of the principal Act is amended by striking out from subsection (7) the passage "1936-1960" and inserting in lieu thereof the passage "1936, as amended, and the provisions of the Public Service Act, 1967,".

Amendment of  
principal Act,  
s. 16—  
Department of  
Aboriginal  
Affairs.

4. Section 16 of the principal Act is amended—

(a) by inserting in subsection (3) after the word "appointed" the passage "and hold office";

and

(b) by striking out from subsection (3) the passage "1936-1959" and inserting in lieu thereof the passage "1936, as amended, or the Public Service Act, 1967, whichever Act is for the time being applicable".

Repeal of  
section 17  
of the  
principal Act—  
Register of  
Aborigines.

5. Section 17 of the principal Act and the heading thereto are repealed.

Amendment of  
principal Act,  
s. 20—  
Power to  
remove  
Aborigines to  
reserves or  
Aboriginal  
institutions.

6. Section 20 of the principal Act is amended—

(a) by striking out subsection (2) ;

and

(b) by striking out from subsection (3) the passage " , and any trainee declared under subsection (2) of this section who refuses to remain within an institution until he completes his training to the satisfaction of the Minister, " .

Amendment of  
principal Act,  
s. 22—  
Power to  
provide such  
assistance.

7. Section 22 of the principal Act is amended—

(a) by striking out the passage "board may, subject to the approval of the Minister," and inserting in lieu thereof the passage "Minister may" ;

and

(b) by striking out the word "it" and inserting in lieu thereof the word "he".

Amendment of  
principal Act,  
s. 23—  
Unlawfully  
entering  
reserve or  
institution.

8. Section 23 of the principal Act is amended—

(a) by striking out from subsection (1) the word "board" first occurring and inserting in lieu thereof the passage "Minister or Director of Aboriginal Affairs" ;

(b) by striking out from that subsection the following passage "(b) the Minister ; or" ;

(c) by striking out from that subsection paragraph (e) and inserting in lieu thereof the following paragraph :—

(e) a person authorized in writing by an Aboriginal Reserve Council constituted by regulation

for and in respect of that Aboriginal institution where by regulation that Council is given the power to grant permission for any person to enter, or be in, or to remain upon such an Aboriginal institution, ;

9. Section 25 of the principal Act and the heading thereto are repealed.

Repeal of  
principal Act,  
s. 25—  
Medical  
examination  
of Aborigines.

10. Section 27 of the principal Act is amended by striking out the word "board" twice occurring and inserting in lieu thereof in each case the passage "Director of Aboriginal Affairs".

Amendment of  
principal Act,  
s. 27—  
Death in  
employment.

11. Section 30 of the principal Act is repealed.

Repeal of  
s. 30 of  
principal Act.

12. Section 35 of the principal Act is amended—

Amendment of  
principal Act,  
s. 35—  
Evidence.

(a) by striking out subsection (1) ;

(b) by striking out from subsection (2) the word "such" first occurring ;

(c) by inserting after the passage "legal proceedings or inquiry" first occurring in subsection (2) the passage " , whether under this Act or otherwise," ;  
and

(d) by striking out from that subsection the passage ". Subject to the provisions of subsection (1) of this section," and inserting in lieu thereof the word "and".

13. Section 41 of the principal Act is amended—

Amendment of  
principal Act,  
s. 41—  
Additional  
power to make  
regulations.

(a) by striking out from paragraph 1 the passage "Aboriginal Affairs Board" and inserting in lieu thereof the word "Minister" ;

(b) by striking out the proviso to that paragraph.

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

J. W. HARRISON, Governor.