



ANNO SECUNDO

## GEORGII VI REGIS.

A.D. 1938.

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## No. 2425.

An Act to amend the Friendly Societies Act, 1919-1937.

[Assented to 19th December, 1938.]

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 "Friendly Societies Act Amendment Act, 1938". Short titles.
- (2) The Friendly Societies Act, 1919-1937, as amended by this Act, may be cited as the "Friendly Societies Act, 1919-1938".
- (3) The Friendly Societies Act, 1919-1937, is in this Act called "the principal Act".
2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.
3. The following section is enacted and inserted in the principal Act after section 10 thereof :— Enactment of s. 10a of principal Act—
  - 10a. (1) The committee of management of each society shall before the first day of March, nineteen hundred and thirty-nine, draw up and submit to the Public Actuary draft rules of the society setting out what rights benefits or advantages will be granted to members in respect of their past contributions in cases where such members notify the society that they are unable to continue to contribute to the society as voluntary members by reason of their obligations under the National Health and Pensions Insurance Act, 1938, of the Commonwealth. Protection of rights of certain withdrawing members.

**Friendly Societies Act Amendment Act, 1938.**

(2) Any such draft rules may, *inter alia* and notwithstanding subsection (2) of section 27 of this Act provide for—

(a) transferring to a general reserve fund, money from any fund established by the society or any branch thereof, for assuring sickness or death benefits :

(b) the distribution of any such general reserve fund.

Where any draft rules provide for so transferring money, but do not provide for the distribution of the reserve fund, the committee of management of the society shall before the thirty-first day of December, nineteen hundred and thirty-nine, draw up and submit to the Public Actuary additional draft rules providing for the distribution of the said reserve fund.

(3) If the Public Actuary approves of any draft rules submitted by any committee of management he shall give to that committee written notice of his approval and that committee shall within one month after receipt of the notice pass and make rules in accordance with the draft.

(4) If the Public Actuary does not approve of any draft rules he shall give the committee of management not less than one month's notice of the time and place where he will confer with the committee or any accredited representatives of the committee as to the rules which should be made.

If the committee or its representatives attend in accordance with the notice and an agreement is reached between the Public Actuary and a majority of the committee or of the representatives thereof as to the rules which should be made, the committee shall make the rules within one month after the agreement is reached.

(5) For the purpose of this section the committee of management of a society shall be deemed to have full power to make rules on behalf of the society, and any rules so made shall be deemed to have been made by the society.

(6) Subsections (3), (4b) and (5) of section 10 of this Act shall apply to any rules made under this section.

(7) The Public Actuary may extend the time prescribed by this section for doing anything, and any such extended time shall be deemed to be the time prescribed by this section.

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

W. DUGAN, Governor.