



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.