



ANNO QUARTO

## GEORGI VI REGIS.

A.D. 1940.

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### No. 33 of 1940.

#### An Act to amend the Health Act, 1935-1936.

[Assented to 21st November, 1940.]

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 " Health Act Amendment Act, 1940 ". Short titles.
- (2) The Health Act, 1935-1936, as amended by this Act, may be cited as the " Health Act, 1935-1940 ".
- (3) The Health Act, 1935-1936, is hereinafter referred to as " the principal Act ".

2. Section 30 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the said section being read as subsection (1) thereof) :— Amendment of principal Act, s. 30—  
Proclamation of county board.

(2) The Governor may from time to time by proclamation—

- (a) vary the constitution of any county board of health but so that the county board shall consist of not less than three members :
- (b) fix the quorum of any county board and provide that the chairman of the board is to have a deliberative and a casting vote.

Any proclamation made before the passing of the Health Act Amendment Act, 1940, relating to the constitution or quorum of a county board or the voting rights of the chairman thereof shall be as valid as if the provisions of this subsection had been enacted before the making of the proclamation.

Amendment of  
principal Act,  
s. 43—  
Functions of  
Metropolitan  
County Board.

**3.** Section 43 of the principal Act is amended by striking out subdivision (c) of paragraph 1 of subsection (1) thereof.

Amendment of  
principal Act,  
s. 101—  
Feeding of dogs  
at slaughter-  
houses.

**4.** Section 101 of the principal Act is amended by adding at the end thereof the following subsection :—

(4) If any dog is fed on any blood, offal, manure or filth from any slaughterhouse, the person in charge of the slaughterhouse shall be guilty of an offence against this Act and liable to a penalty not exceeding ten pounds : Provided that this subsection shall not apply to any such offal which has been first thoroughly cleansed and boiled.

Amendment of  
principal Act,  
s. 137—

**5.** Section 137 of the principal Act is amended so as to read as follows :—

Children  
attending  
school.

137. (1) If any child is or has been suffering, or has been resident where any person is or has been suffering, from any infectious disease, then any person who suffers or permits that child to attend school, unless and until the said person has procured a certificate from a legally qualified medical practitioner that there is, in his opinion, no risk of infection, shall be guilty of an offence against this Act and liable to a penalty not exceeding five pounds.

(2) This section shall not apply in the case of measles, whooping cough, or influenza or any other infectious disease to which the Governor by proclamation declares that this section shall not apply.

(3) The Governor may by proclamation declare that this section shall not apply to any infectious disease and may by proclamation revoke or vary any such proclamation.

Amendment of  
principal Act,  
ss. 146 and  
147—

**6.** (1) Section 147 of the principal Act is amended by inserting after paragraph (f) of subsection (1) thereof the following paragraph :—

Regulations as  
to hospitals.

(f1) prescribing the conditions upon which licences under section 146 for private hospitals and maternity homes may be granted and the revocation of such licences ; prescribing the qualifications of persons acting as managers or persons in charge of such private hospitals and maternity homes ; and providing for an appeal to the Central Board from any decision of a local board with respect to the grant or revocation of any such licence :

(2) Subsection (6) of section 146 of the principal Act is amended so as to read as follows :—

(6) The licence shall be granted upon such conditions as are prescribed by regulation made by the Governor.

7. Section 147 of the principal Act is amended by inserting therein after paragraph (m) of subsection (1) thereof, the following paragraph:—

Amendment of  
Principal Act,  
s. 147—  
Regulations.

(m1) regulating the fumigation of premises for the destruction of animal or insect pests or disease germs by means of gases, vapours, fumes, mists or smokes which are or may be dangerous to human life or health:

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

C. M. BARCLAY-HARVEY, Governor.