



ANNO PRIMO

ELIZABETHAE II REGINAE

A.D. 1952

No. 5 of 1952.

An Act to amend the Stamp Duties Act,
1923-1950.

[Assented to 2nd October, 1952.]

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 "Stamp Duties Act Amendment Act, 1952". Short titles.
- (2) The Stamp Duties Act, 1923-1950, as amended by this Act, may be cited as the "Stamp Duties Act, 1923-1952".
- (3) The Stamp Duties Act, 1923-1950, 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.** Section 7 of the principal Act is amended by inserting therein after subsection (2) thereof the following subsections:— Amendment of s. 7 of principal Act—
- (3) A bank paying duty to the Treasurer in respect of cheque forms issued pursuant to section 48a of this Act may be allowed commission at the rate authorized by regulations made under this Act, as if— Commission on duty paid on cheque forms.
- (a) the bank had been duly appointed a distributor of stamps:
- (b) the amount of the duty so paid were money paid by the bank for the purchase of stamps.

(4) Subsection (3) of this section shall be deemed to have come into operation on the second day of November, nineteen hundred and fifty, and the Treasurer may, out of the general revenue and without any further appropriation than this section, pay to any bank the commission allowed under subsection (3) of this section, in respect of all duty paid to the Treasurer as mentioned in subsection (3) of this section after the said day.

Amendment of
second schedule
to principal
Act, paragraph
23—
General
exceptions.

4. Paragraph 23 of the second schedule of the principal Act is amended by striking out paragraph (c) of the definition of "prescribed person" contained therein, and inserting in place thereof the following paragraphs :—

(c) a person who has been on active service in the Korean war as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any other part of Her Majesty's Dominions whether or not he is still on such service at the time when he claims exemption under this paragraph ;

The expression "Korean war" in this paragraph of this definition means the war in Korea which commenced on the twenty-fifth day of June, nineteen hundred and fifty. For the purposes of this paragraph of this definition the said war shall be deemed to end on the day on which a proclamation is issued by the Governor declaring that the Korean war has ceased ;

(d) a person who has been on active service as a member of a naval, military, or air force of the Commonwealth or of the United Kingdom or of any other part of Her Majesty's Dominions operating for the suppression of unlawful violence in Malaya, whether or not he is still on such service at the time when he claims exemption under this paragraph ;

(e) the widow of any deceased person who during his lifetime served or was employed as mentioned in paragraph (a), (b), (c), or (d) of this definition.

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

J. M. NAPIER, Lieutenant-Governor.