



ANNO QUADRAGESIMO

# ELIZABETHAE II REGINAE

A.D. 1991

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No. 66 of 1991

An Act to amend the State Emergency Service Act 1987.

[Assented to 5 December 1991]

The Parliament of South Australia enacts as follows:

## Short title

1. (1) This Act may be cited as the *State Emergency Service (Immunity for Members) Amendment Act 1991*.

(2) The *State Emergency Service Act 1987* is referred to in this Act as “the principal Act”.

## Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

## Interpretation

3. Section 3 of the principal Act is amended by inserting before the definition of “the Commissioner” the following definition:

“assistant emergency officer” means a member of an S.E.S. unit who has not been appointed under this Act as an emergency officer:.

## Functions of the Service

4. Section 8 of the principal Act is amended by inserting after paragraph (e) the following paragraph:

(ea) to respond to emergency calls and, where appropriate, provide assistance in any situation of need whether or not the situation constitutes an emergency;.

## Powers of emergency officers in relation to other emergencies

5. Section 15 of the principal Act is amended—

(a) by inserting “or an assistant emergency officer” after “emergency officer” wherever occurring;

and

(b) by striking out from subsection (4) “fire party leader under the Country Fires Act, 1976,” and substituting “C.F.S. officer under the *Country Fires Act 1989*”.

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**Immunity from liability**

6. Section 17 of the principal Act is amended by striking out subsection (1) and substituting the following subsection:

(1) An emergency officer, an assistant emergency officer or any person assisting at the direction of an emergency officer incurs no civil or criminal liability for an act or omission in good faith in the exercise, performance or discharge, or purported exercise, performance or discharge, of a power, function or duty under this Act.

**Repeal of s. 18**

7. Section 18 of the principal Act is repealed.

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

ROMA MITCHELL Governor