



ANNO VICESIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1974

No. 42 of 1974

An Act to make certain consequential and minor amendments to, and to correct certain errors and remove certain anomalies in the Statute Law and to repeal certain obsolete enactments.

[Assented to 11th April, 1974]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. This Act may be cited as the "Statute Law Revision Act, 1974".

Repeals.

2. (1) The Acts set out in the first schedule to this Act are repealed.

(2) If any Act expressed to be repealed by this Act is, before the commencement of this Act, repealed by or by virtue of some other Act, the enactment by this Act that purports to repeal that first mentioned Act shall have no effect and the reference to that repealed Act shall be struck out from the first schedule to this Act and this Act shall have effect as if that enactment and that reference had never been included in this Act.

Amendments.

3. (1) Subject to this section, the Acts specified in the first column of the second schedule to this Act are amended in the manner indicated in the second column of that schedule and any Act as amended thereby and by all prior amendments amending the same may be cited by its new citation, if any, as specified in the third column of that schedule.

(2) If any Act expressed to be amended by this Act is before the commencement of this Act, repealed by or by virtue of some other Act, or amended by or by virtue of some other Act in a manner which renders the amendment as expressed by this Act ineffective, all references in the second schedule that are ancillary to or consequential upon the enactment by this Act which purports to make that amendment shall be struck out and this Act shall have effect as if those references and that amendment had never been included in this Act.

(3) If any Act amended by this Act or if any such Act, as amended, is after the commencement of this Act repealed by or by virtue of some other Act, but the amendment by this Act amending that first mentioned Act and all other references in this Act ancillary thereto and consequential thereon have not been repealed, that amendment and those other references shall be repealed immediately after the repeal of that Act and this Act shall have effect accordingly.

FIRST SCHEDULE

ACTS REPEALED

Building Operations Act, 1952, No. 30 of 1952
Immigration Act, 1923, No. 1599 of 1923
Immigration Act Amendment Act, 1927, No. 1810 of 1927
Immigration Act Amendment Act, 1937, No. 2344 of 1937

SECOND SCHEDULE

ACTS AMENDED

First Column Act Amended	Second Column How Amended	Third Column New Citation
Artificial Breeding Act, 1961	<p>Section 8 (1) (g)— Strike out "twenty shillings in the pound" and insert "one hundred cents in the dollar" in lieu thereof.</p> <p>Section 15 (1)— Strike out "1926-1946" and insert "1926, as amended, or any corresponding subsequent enactment" in lieu thereof.</p> <p>After "Act" lastly occurring insert "or enactment".</p> <p>Section 15 (2)— Strike out "1926-1960" and insert "1926, as amended, or any corresponding subsequent enactment" in lieu thereof.</p> <p>Section 17— Strike out "1936-1959" and insert "1967, as amended".</p> <p>Section 26— Strike out "twenty pounds" from paragraph (c) and insert "forty dollars" in lieu thereof.</p>	Artificial Breeding Act, 1961-1974
Bread Act, 1954- 1972	<p>Section 4 (2)— Strike out "1936-1953" and insert "1967, as amended" in lieu thereof.</p> <p>Sections 5 (2) and 5 (3)— Strike out "fifty pounds" wherever occurring and insert "one hundred dollars" in lieu thereof in each case.</p> <p>Section 6 (3)— Strike out "ten pounds" and insert "twenty dollars" in lieu thereof.</p> <p>Strike out "one hundred pounds" and insert "two hundred dollars" in lieu thereof.</p> <p>Sections 6 (5) and 7 (2)— Strike out "one hundred pounds" wherever occurring and insert "two hundred dollars" in lieu thereof in each case.</p> <p>Section 7— Strike out the subsection designation "(2)" from the third subsection and insert "(3)" in lieu thereof.</p> <p>Section 11 (2)— Strike out "fifty pounds" and insert "one hundred dollars" in lieu thereof.</p> <p>Section 12— Strike out "1934-1944" from subsection (1) and subsection (2) and insert "1971, as amended" in lieu thereof in each case.</p> <p>Section 14— Strike out "fifty pounds" and insert "one hundred dollars" in lieu thereof.</p>	Bread Act, 1954- 1974
Community Hotels In- corporation Act, 1938-1944	<p>Section 3— Strike out "1932-1936," and insert "1932, as amended, or pursuant to Division XIII of Part III of the Licensing Act, 1967, as amended," in lieu thereof.</p> <p>After "1929-1935," insert "or section 4 of the Associations Incorporation Act, 1956, as amended,".</p>	Community Hotels In- corporation Act, 1938-1974

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Community Hotels In- corporation Act, 1938- 1944	<p>Section 4 (2)— Strike out “1932-1936,” and insert “1932, as amended, or Division XIII of Part III of the Licensing Act, 1967, as amended,” in lieu thereof.</p> <p>After “1929-1935,” insert “and by virtue of section 14 of the Associations Incorporation Act, 1956, as amended.”.</p> <p>Section 5— Strike out “118 of the Licensing Act, 1932-1936,” and insert “105 of the Licensing Act, 1967, as amended,” in lieu thereof.</p> <p>Strike out “the said section 118” and insert “that section” in lieu thereof.</p> <p>Section 6— Strike out “1932-1936, in the same manner as a company incorporated under the laws of the State and having as its sole object the carrying on of the business of a licensed victualler” and insert “1932, as amended, or a full publican’s licence under the appropriate enactment contained in the Licensing Act, 1967, as amended, in the same manner as a company incorporated under the laws of the State” in lieu thereof.</p> <p>After “section” lastly occurring insert “and enactment”.</p> <p>Section 7 (1)— Strike out “1932-1936,” firstly occurring and insert “1932, as amended, or, as the case may require, under Division XIII of Part III of the Licensing Act, 1967, as amended,” in lieu thereof.</p> <p>Strike out “1932-1936,” secondly occurring and insert “1932, as amended, and subsections (2), (3) and (4) of section 82 of the Licensing Act, 1967, as amended, in such cases as they may be applicable,” in lieu thereof.</p> <p>Section 7 (2)— After “previous” insert “or subsequent”.</p> <p>Section 8— Strike out “1932-1936,” and insert “1932, as amended, or under any corresponding subsequent enactment,” in lieu thereof.</p>	
Companies Act, 1962-1973	<p>Section 3— Strike out “Preliminary, s. 161” and insert “Preliminary ss. 161-161aa” in lieu thereof.</p> <p>Part VI— Strike out heading “ACCOUNTS, AUDIT AND INVESTIGATION” and insert “ACCOUNTS AND AUDIT” in lieu thereof.</p> <p>Eighth Schedule— After “(5) Strike out except in the case of an exempt proprietary company.” appearing under the heading “Certificate” in Part II insert (as a separate line) “(6) Strike out if not appropriate.”</p>	Companies Act, 1962-1974
Consolidation of Regulations Act, 1937	<p>Section 2 (3)— Strike out “(d) the South Australian Harbors Board:”</p>	Consolidation of Regulations Act, 1937-1974
Crown Lands Act, 1929-1973	<p>Section 289 (1)— After “in case of dispute” insert “by”.</p> <p>The Thirteenth Schedule— Strike out from the column entitled “Extended Meaning” where it relates to item “1. Reservations” the word “preserved” and insert “reserved” in lieu thereof.</p>	Crown Lands Act, 1929-1974

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Hide, Skin, and Wool Dealers Act Amendment Act, 1959	<p>Section 8 (2)— Before “The regulations”, being the first words in subsection (2), insert “Section 16 of the principal Act is amended by inserting after subsection (5) the following subsection:— (6)”: Strike out “the principal Act” and insert “this Act as then in force” in lieu thereof.</p> <p>Strike out “this Act” and insert “the Hide, Skin, and Wool Dealers Act Amendment Act, 1959” in lieu thereof.</p> <p>Before “as valid” insert “and be deemed always to have been”.</p> <p>Strike out “this section” and insert “section 8 of that Act” in lieu thereof.</p>	
Industrial Conciliation and Arbitration Act, 1972	<p>Section 16 (2)— Strike out “, and a reference in that section to section 21 of the Industrial Code, 1967, as amended, shall be read as a reference to subsection (1) of this section”.</p>	Industrial Conciliation and Arbitration Act, 1972-1974
Institute of Medical and Veterinary Science Act, 1937-1962	<p>Sections 10 (2), 10 (3) and 10 (4)— Strike out “Public Service Act, 1936” wherever occurring and insert “Public Service Act, 1967, as amended, or any corresponding subsequent enactment” in lieu thereof in each case.</p> <p>Section 10 (2)— Strike out “1926-1936” and insert “1926, as amended, or any corresponding subsequent enactment” in lieu thereof.</p> <p>Section 12— Strike out “Public Service Act, 1936” and insert “Public Service Act, 1967, as amended, or any corresponding subsequent enactment” in lieu thereof.</p> <p>Section 16— Strike out “twenty-five pounds” and insert “fifty dollars” in lieu thereof.</p> <p>Section 21 (d)— Strike out “ten pounds” and insert “twenty dollars” in lieu thereof.</p>	Institute of Medical and Veterinary Science Act, 1937-1974
Irrigation Act, 1930-1971	<p>Section 80— Strike out “to” fourthly occurring.</p>	Irrigation Act, 1930-1974
Justices Act, 1921-1972	<p>Section 94 (1)— Strike out “fractions of a penny” and insert “fractions of a cent” in lieu thereof.</p> <p>Section 198— Strike out “two pence” and insert “two cents” in lieu thereof.</p>	Justices Act, 1921-1974
Law of Property Act, 1936-1972	<p>Section 3— Strike out “sections 59-62” and insert “sections 59-62b” in lieu thereof.</p>	Law of Property Act, 1936-1974
Licensing Act, 1967-1973	<p>Section 66 (19)— Strike out “1938-1947” and insert “1939, as amended” in lieu thereof.</p> <p>Section 125 (3)— After “against” firstly occurring insert “a”.</p> <p>Section 156 (2) (a)— Strike out “five gallons” and insert “twenty litres” in lieu thereof.</p>	Licensing Act, 1967-1974
Marginal Lands Act, 1940-1973	<p>Section 4 (4)— Strike out “Commissioner” and insert “Minister” in lieu thereof.</p>	Marginal Lands Act, 1940-1974

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Medical Practitioners Act, 1919-1971	Section 26a (7)— Strike out “of an application” in subparagraph (i) of paragraph (b) and insert “on an application” in lieu thereof.	Medical Practitioners Act, 1919-1974
Mines and Works Inspection Act, 1920-1970	Section 10 (1)— Strike out “and” at the end of subparagraph (c) of paragraph iii. Section 10a (1)— After “paragraph i va” insert “of subsection (1)”.	Mines and Works Inspection Act, 1920-1974
Pastoral Act, 1936-1970	Section 3— Strike out “PART XI—Unoccupied Land”. Section 61— After paragraph (b) insert “and”.	Pastoral Act, 1936-1974
Police Offences Act, 1953-1973	Section 21— After section designation “21” insert subsection designation “(1)”.	Police Offences Act, 1953-1974
Real Property Act, 1886-1972	Section 2— Strike out “sections 96 to 115” and insert “sections 96 to 115a” in lieu thereof.	Real Property Act, 1886-1974
South-Eastern Drainage Act, 1931-1972	Section 3— Strike out “Recovery of rates and instalments and general provisions applicable thereto” and insert “Recovery of rates and general provisions applicable to rates” in lieu thereof.	South-Eastern Drainage Act, 1931-1974
Stamp Duties Act, 1923-1973	Section 89a (3) (b)— Strike out “South Australian Trotting League Incorporated” and insert “Trotting Control Board established under the Lottery and Gaming Act, 1936, as amended” in lieu thereof.	Stamp Duties Act, 1923-1974
Stamp Duties Act Amendment Act, 1968	Section 4— Strike out “Part I of the principal Act” and insert “Part II of the principal Act” in lieu thereof.	
Statute Law Revision Act, 1935	The Second Schedule— Strike out from the first and second columns the Title and the No. and Year of each Act mentioned hereunder and from the third column all amendments to that Act:— Immigration Act, 1923, No. 1599 of 1923 Building Act, 1923, No. 1600 of 1923	
Trustee Act, 1936-1968	Section 19 (4)— Strike out “the last preceding two sections” and insert “sections 17 and 18 of this Act” in lieu thereof. Section 59— Strike out “holding a certificate from the Companies Auditors and Liquidators Board” and insert “who is a registered company auditor as defined in the Companies Act, 1962, as amended, and is”.	Trustee Act, 1936-1974
Underground Waters Preservation Act, 1969-1973	Section 60 (1)— Strike out “Pastoral Act, 1936-1968” and insert “Pastoral Act, 1936, as amended” in lieu thereof. Section 60 (2)— Strike out “Health Act, 1936-1968” and insert “Health Act, 1935, as amended” in lieu thereof. Strike out “Pastoral Act, 1936-1968” and insert “Pastoral Act, 1936, as amended” in lieu thereof.	Underground Waters Preservation Act, 1969-1974
Wild Dogs Act Amendment Act, 1970	Section 2— Strike out “subsection (1)” and insert “subsection (2)” in lieu thereof.	

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
<p>Workmen's Compensation Act, 1971-1973</p>	<p>Section 8 (1)— Strike out "Industrial Code, 1967, as amended," in the definition of "Registrar" and insert "Industrial Conciliation and Arbitration Act, 1972, as amended from time to time," in lieu thereof.</p> <p>Section 22— Strike out "section 10 of the Industrial Code, 1967, as amended," and insert "section 14 of the Industrial Conciliation and Arbitration Act, 1972, as amended from time to time," in lieu thereof.</p> <p>Section 25— Strike out "section 21 of the Industrial Code, 1967, as amended" and insert "subsection (1) of section 16 of the Industrial Conciliation and Arbitration Act, 1972, as amended from time to time" in lieu thereof.</p> <p>Section 64— Strike out "section 37a of the Industrial Code, 1967, as amended" and insert "section 36 of the Industrial Conciliation and Arbitration Act, 1972, as amended from time to time," in lieu thereof.</p> <p>Section 127 (3)— Strike out "inspector as defined by section 5 of the Industrial Code, 1967, as amended" and insert "Inspector as defined in subsection (1) of section 6 of the Industrial Conciliation and Arbitration Act, 1972, as amended from time to time" in lieu thereof.</p> <p>Section 130— Strike out "section 160 of the Industrial Code, 1967, as amended," and insert "section 175 of the Industrial Conciliation and Arbitration Act, 1972, as amended from time to time," in lieu thereof.</p> <p>Strike out "the Industrial Code, 1967, as amended," secondly occurring and insert "that Act" in lieu thereof.</p>	<p>Workmen's Compensation Act, 1971-1974</p>

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

M. L. OLIPHANT, Governor