

REGISTRATION OF BIRTHS AND DEATHS.

No. 82 of 1957.

AN ACT to amend the *Registration of Births and Deaths Act 1895*. [6 December 1957.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title, citation, and commencement.

1—(1) This Act may be cited as the *Registration of Births and Deaths Act 1957*.

(2) The *Registration of Births and Deaths Act 1895*, as subsequently amended, is in this Act referred to as the Principal Act.

(3) This Act (other than sections three, four, and eleven) shall commence on a date to be fixed by proclamation.

Repeal.

2 Sections ten, thirty-nine, forty-four, and forty-five of the Principal Act are repealed.

Registrars.

3 Section four of the Principal Act is amended—

(a) by omitting therefrom the word “Governor” and substituting therefor the word “Registrar-General”; and

(b) by adding at the end thereof the following subsections:—

“(2) The Registrar-General shall, in the month of January in each year, cause to be published in the *Gazette* a list of the names of the persons who have been appointed as registrars, with their designations and residences.

“(3) Where a person is appointed as a registrar after the publication of the list prescribed by subsection (2) of this section, the Registrar-General shall cause notice of the appointment to be published in the *Gazette* within one month after the appointment has been made.

“(4) Notwithstanding subsection (3) of this section, the failure to give notice of the appointment of a registrar as required by that subsection does not affect the validity of the appointment or the authority of the person appointed.

“(5) Where a person ceases to act as a registrar, the Registrar-General shall forthwith cause notice thereof to be published in the *Gazette*.”.

4 Section five of the Principal Act is amended—

Appoint-
ment of
deputies.

(a) by omitting subsection (1) and substituting therefor the following subsections:—

“(1) A person may be appointed as the deputy of the Registrar-General or as the deputy of a registrar in case of the death, illness, or unavoidable absence of the Registrar-General or registrar.

“(1A) The appointment of—

I A person as the deputy of the Registrar-General shall be made by the Governor; and

II A person as the deputy of a registrar shall be made by the Registrar-General.”; and

(b) by omitting from subsection (2) all the words after the word “deputy” (last occurring) to the end of that subsection.

5 Section nine of the Principal Act is amended—

Fees.

(a) by omitting therefrom the words “specified in this Act” and substituting therefor the words “prescribed under this Act”; and

(b) by adding at the end thereof the following subsections:—

“(2) All fees are payable in advance.

“(3) All fees received by the Registrar-General and the registrars for the districts of Hobart and Launceston under the provisions of this Act shall be paid into the Consolidated Revenue.

“(4) All fees received by a registrar other than the registrar for the district of Hobart or the registrar for the district of Launceston under the provisions of this Act may be retained by the registrar for his own use and benefit.

“(5) The Registrar-General or a registrar, with the approval, in writing, of the Registrar-General, may remit the payment of a fee in any case where the Registrar-General considers that the remission is justified.”.

6 Section nineteen of the Principal Act is amended by omitting from subsection (2) the words “a fee of five shillings” and substituting therefor the words “the prescribed fee”. Limit of
time for
registration
of births.

7 Section twenty of the Principal Act is amended—

(a) by omitting from subsection (2) the words “fee of two shillings” and substituting therefor the words “prescribed fee”; and Registration
of name
given after
registration
of birth.

- (b) by omitting from subsection (4) the words “a fee not exceeding one shilling” and substituting therefor the words “the prescribed fee”.

Registration of births and deaths on order of judge.

8 Section thirty-five of the Principal Act is amended by inserting in subsection (2), after the word “required”, the words “, on payment of the prescribed fee.”.

Searches and certificates.

9 Section thirty-seven of the Principal Act is amended—

- (a) by omitting from subsection (2) the word “appropriate” and substituting therefor the word “prescribed”; and
 (b) by omitting subsection (3).

10 After section forty-seven of the Principal Act the following section is inserted:—

Regulations.

“48—(1) The Governor may make regulations under this Act.

“(2) Without prejudice to the generality of the provisions of subsection (1) of this section, the regulations may—

- I Alter all or any of the forms set forth in the second schedule, or prescribe new forms in lieu of any of those forms or new forms generally for any of the purposes of this Act:
 II Prescribe the fees to be paid in respect of matters under this Act:
 III Prescribe different fees in respect of general searches and particular searches, respectively: and
 IV Amend or rescind any regulations made, before the commencement of the *Registration of Births and Deaths Act 1957*, by the Registrar-General with the consent of the Governor.

“(3) In this section—

‘General search’ means a search—

- I The object of which is not stated: or
 II Where to aid inquiry some essential particular relating to name, relationship, age, or locality is lacking:

‘Particular search’ means a search—

- I For a specific entry, where all essential particulars respecting an inquiry are available: and
 II That involves a search in index books extending over a period not exceeding three years.”.

Transitory provisions.

11 For the purposes of sections four and five of the Principal Act (as amended by this Act) all appointments of—

- (a) registrars of birth and deaths; and

(b) deputies of registrars of births and deaths, made by the Governor before the commencement of this Act shall be deemed to have been made in accordance with those sections respectively (as amended by this Act) and those sections (as so amended) apply to and in relation to those registrars and deputies accordingly.

FRUIT BOARD (No. 2).

No. 83 of 1957.

AN ACT to amend the *Fruit Board Act 1934*, to repeal the *Fruit Board Act 1948* and the *Fruit Board Act 1950* and to vary the operation of the *Fruit Board Act 1956*. [6 December 1957.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Fruit Board Act (No. 2) 1957*. Short title, citation, and commencement.

(2) The *Fruit Board Act 1934*, as subsequently amended, is in this Act referred to as the Principal Act.

(3) This Act shall be deemed to have commenced on the thirty-first day of October 1957.

2 Part VIA of the Principal Act is repealed. Hail insurance.

3 Section thirty-one of the Principal Act is amended by omitting paragraph II of subsection (2) and substituting therefor the following paragraph:— Regulations.

“ II Prohibit—

(a) The sale of fruit for consumption:

(b) The sale and purchase of fruit for processing,

in this State otherwise than in accordance with such conditions (including conditions as to the prices to be taken and paid in respect of the sale for processing of different varieties and grades of fruit) as the Governor, on the recommendation of the Board, may prescribe.”.