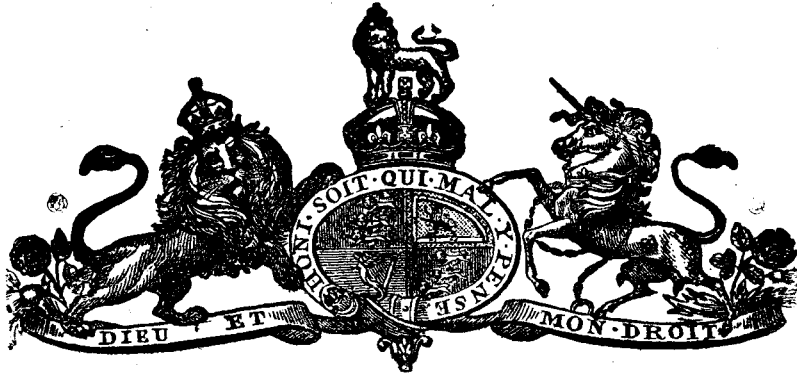


TASMANIA



1919.

ANNO DECIMO

GEORGII V. REGIS.

No. 8.

ANALYSIS.

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|---|---|
| 1. Short title.   | 9. Appointment of special bank part holidays.                             |
| 2. Repeal of Acts.  | 10. Day appointed for bank holiday may be altered by the Governor.        |
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| 4. Bank holidays.   | 12. Half holidays.  |
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AN ACT to make provision for Bank Holidays, and for other purposes. [24 October, 1919.]

A.D. 1919.

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 This Act may be cited as "The Bank Holidays Act, 1919."

Short title

4d.]

*Bank Holidays.*

A.D. 1919.

Repeal of Acts.  
Schedule.

Interpretation.

Bank holidays.  
Cf. 3 Ed. VII.  
No. 4, s. 4  
(Tas.).  
Cf. 6 Geo. V.  
No. 2618, s. 13  
(Vic.).  
Cf. No. 11 of  
1908, s. 23  
(N.Z.).Bills due on bank  
holidays to be  
payable on the  
following day.  
3 Ed. VII. No. 4,  
s. 5.Provision as to  
notice of  
dishonour and  
presentation for  
honour.  
*Ibid.*, Tas., s. 6.As to any pay-  
ments on bank  
holidays.  
*Ibid.*, Tas., s. 7.

**2** The Acts mentioned in the schedule to this Act are hereby repealed.

**3** In this Act "Chief Secretary" means the Chief Secretary for the time being for this State.

**4—(1)** The following days (herein referred to as "bank holidays") shall be kept as close holidays in all banks:—

- i. Good Friday, and the day after Good Friday, and Easter Monday, and Easter Tuesday;
- ii. New Year's Day: Provided that when New Year's Day falls upon a Sunday, the day after New Year's Day shall be a bank holiday;
- iii. Christmas Day, and the day after Christmas Day: Provided that when Christmas Day falls upon a Sunday the following Monday and Tuesday shall be bank holidays, and that when the day after Christmas Day falls upon a Sunday the following Monday shall be a bank holiday;
- iv. The anniversary of the birthday of His Majesty, and the Twenty-sixth day of January: Provided that when either of such days falls on any day other than Monday, the following Monday shall be a bank holiday instead thereof;
- v. The First Monday in November.

(2) All courts and persons acting judicially shall take judicial notice of the anniversary of the birthday of His Majesty.

**5—(1)** All bills of exchange and promissory notes which are due and payable on any bank holiday shall be payable, and in case of non-payment may be noted and protested on the next following day and not on such bank holiday, and any such noting or protest shall be as valid as if made on the day on which the bill or note was made due and payable.

(2) For all the purposes of this Act the day next following a bank holiday shall mean the next following day on which a bill of exchange or promissory note may be lawfully noted or protested.

**6—(1)** When the day on which any notice of dishonour of an unpaid bill of exchange or promissory note should be given is a bank holiday, such notice of dishonour shall be given on the day next following such bank holiday.

(2) When the day on which a bill of exchange or promissory note should be presented or received for acceptance, or accepted or forwarded to any referee, is a bank holiday, such bill of exchange or promissory note shall be presented or forwarded on the next day following such bank holiday.

**7** No person shall be compellable to make any payment or to do any Act upon any bank holiday which he would not be compellable to do or make upon a Sunday, and the obligation to make such pay-

*Bank Holidays.*

ment and do such Act shall apply to the day following such bank holiday, and the making of such payment and doing such act on such following day shall be equivalent to payment of the money or performance of the act on the holiday.

A.D. 1919.

**8**—(1) The Governor may from time to time, as he thinks fit, appoint a special day to be observed as a bank holiday either throughout Tasmania or in any part thereof, or in any city, town, or district therein, and may in like manner cancel any such appointment.

Appointment of special bank holidays.  
Cf. Tas., s. 8.  
Cf. Vic., s. 14.  
Cf. N.Z., s. 24.

Any day so appointed—

- i. Shall be kept as a close holiday in all banks within the locality so fixed by the Governor; and
- ii. Shall, as regards bills of exchange and promissory notes payable in such locality, be deemed to be a bank holiday for all the purposes of this Act.

(2) The Chief Secretary shall cause a notification that such day has been appointed a bank holiday to be published in the "Gazette," and in such one or more public newspapers as he deems advisable.

**9**—(1) The Governor may from time to time, as he thinks fit, appoint part of any specified day to be observed as a bank part holiday, either throughout Tasmania or in any part thereof, or in any city, town, or district therein, and may in like manner cancel any such appointment.

Appointment of special bank part holidays.  
Cf. Tas., s. 8.  
Cf. Vic., s. 15.  
Cf. N.Z., s. 24.

The part of any specified day so appointed a bank part holiday shall be kept as a close holiday in all banks within the locality so fixed by the Governor. The whole of the specified day of which part is so appointed a bank part holiday shall, for all the purposes of this Act, be deemed to be a bank holiday so far as regards all bills of exchange and promissory notes payable at a bank on such specified day in the locality in which the bank part holiday is to be observed, and not presented for payment during the portion of such day not included in the bank part holiday.

(2) The Chief Secretary shall cause a notification that part of such day, specifying the same, has been appointed a bank part holiday to be published in the "Gazette," and in such one or more public newspapers as he deems advisable.

**10**—(1) The Governor may declare that any day appointed for a bank holiday in any year by this Act shall not be a bank holiday for that year, and may appoint another day to be a bank holiday instead, and the day so appointed shall be a bank holiday accordingly. The powers conferred by this subsection may be exercised either with reference to the whole of Tasmania or any part thereof.

Day appointed for bank holiday may be altered by the Governor.  
Cf. Tas., s. 10.  
Cf. Vic., s. 16.

(2) The Chief Secretary shall cause a notification that the day so appointed by the Governor has been substituted for the day appointed by this Act, to be published in the "Gazette" and in such one or more public newspapers as the Chief Secretary may deem advisable.

*Bank Holidays.*

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Interpretation of  
reference in  
certain agree-  
ments to public  
holidays.

Cf. N.S.W., No.  
43, 1912, s. 21.

Half holidays.  
Cf. N.S.W., No.  
43, 1912, s. 22.

**11** When in any wages board determination or industrial agreement, or in any agreement relating to work made either before or after the commencement of this Act, reference is made to a public or bank holiday such reference shall be deemed to relate to the day on which such holiday is publicly observed.

**12**—(1) Every bank on obtaining permission in writing of the Chief Secretary, and on giving the public notice hereinafter mentioned, may close the bank or any branch of the bank to business after noon on any day or days. The bank shall give public notice of such closing by advertisement published at least Twenty-four hours before the day or First day of such closing in at least Two issues of some newspaper published or circulating in the neighbourhood of such bank or branch.

Effect of closing.

(2) The whole of the day on which any bank or branch is closed to business after noon under this section shall, for all the purposes of this Act, be deemed to be a bank holiday, so far as regards bills of exchange and promissory notes payable on that day at any such bank or branch and not presented for payment before noon on such day.

Effect of Com-  
monwealth Bills  
of Exchange Act.  
Cf. Vict. s. 20.

**13** The provisions of this Act shall be read and construed subject to the Act of the Parliament of the Commonwealth, "The Bills of Exchange Act, 1909," dealing with bills of exchange, cheques, and promissory notes drawn or made on or after the First day of February, One thousand nine hundred and ten.

**SCHEDULE.****ACTS TO BE REPEALED.**

Section 2.

<i>Date and Number of Act.</i>	<i>Title of Act.</i>	<i>Extent of Repeal.</i>
3 Ed. VII. No. 4	"The Bank Holidays Act, 1903"	The whole Act
1 Geo. V. No. 35	"The Bank Holidays Act, 1910"	The whole Act
8 Geo. V. No. 15	"The Bank Holidays Amendment Act, 1917"	The whole Act