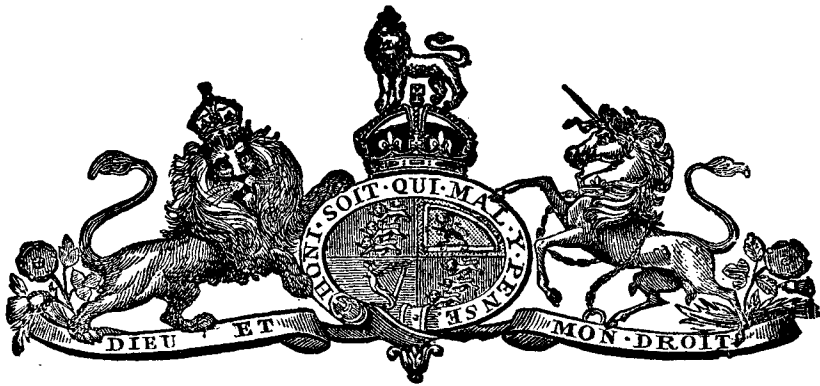


TASMANIA.



1931.

ANNO VICESIMO SECUNDO
GEORGII V. REGIS.
No. 43.

ANALYSIS.

- 1. Short title.
- 2. Amendment of 12 Geo. V. No. 40.
 - Section 3.
 - Section 17.
 - Section 27.
 - New Division V. in Part III.
 - Application of Part III. to orders confirmed under Acts reciprocal to 10 and 11 Geo. V., c. 33.

AN ACT to amend the Maintenance Act, 1921.
[14 December, 1931.]

A.D.
1931.

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 Maintenance Act, 1931.”

Short title.

2 The Maintenance Act, 1921, is hereby amended—

Section 3. Amendment of
12 Geo. V. No.
40.

I. As to Section Three thereof—

(a) By inserting after the definition of “Maintenance order” the following definition:—

“ ‘Means of support’ or ‘adequate means of support’ means such means of support as are sufficient, having regard to the means and condition in life of the parties.”

Maintenance.

A.D. 1931.

(b) By expunging the definition of "Other State" in Section Three and substituting therefor the following definition:—

“‘Other State’ in Part III. means any State of the Commonwealth, and any Territory under the authority of the Commonwealth or governed by the Commonwealth under a mandate, in respect of which a proclamation under Section Twenty-seven has been issued and is in force:”:

Section 17.

II. By expunging Subsection (2) of Section Seventeen thereof:

Section 27.

III. As to Section Twenty-seven thereof—

(a) By deleting the words “or Dominion of New Zealand” in the first and second lines of Subsections (1) and (2);

(b) By deleting the words “or Dominion” wherever occurring in that section;

(c) By deleting the word “Forty-six” in the fifth line of Subsection (2) and substituting therefor the word “Forty-five”; and

(d) By adding at the end of that section the following subsection:—

“(8) For the purposes of this Part ‘State’ includes a Territory under the authority of the Commonwealth and a Territory governed by the Commonwealth under a mandate.”: and

New Division
V. in Part III.

IV. By inserting after Section Forty-eight the following new Division V. :—

“Division V.—*Enforcement of Orders for Maintenance Confirmed under any Statute Reciprocal to the Maintenance Orders (Facilities for Enforcement) Act, 1920 (10 and 11 Geo. V., c. 33).*”

Application of
Part III. to
orders con-
firmed under
Acts reciprocal
to 10 & 11 Geo.
V., c. 33.

“48a—(1) The provisions of this Part shall extend to the enforcement in this State of a maintenance order confirmed under any statute reciprocal to the Imperial Act intituled ‘The Maintenance Orders (Facilities for Enforcement) Act, 1920,’ by a court in any other State, and of any order made by any court in that State to enforce a maintenance order so confirmed.

(2) Any such order may be enforced under this Part in the same manner as a maintenance order made by a court in any other State.”.