

HEARD ISLAND AND McDONALD ISLANDS.

No. 23 of 1963.

An Act to amend section eleven of the *Heard Island and McDonald Islands Act 1953-1957*, and for purposes connected therewith.

[Assented to 28th May, 1963.]

[Date of commencement, 25th June, 1963.]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

1.—(1.) This Act may be cited as the *Heard Island and McDonald Islands Act 1963*. Short title and citation.

(2.) The *Heard Island and McDonald Islands Act 1953-1957** is in this Act referred to as the Principal Act.

(3.) The Principal Act, as amended by this Act, may be cited as the *Heard Island and McDonald Islands Act 1953-1963*.

* Act No. 7, 1953, as amended by No. 36, 1957.

Laying of
Ordinances
before the
Parliament.

2. Section eleven of the Principal Act is amended by omitting sub-sections (2.) and (3.) and inserting in their stead the following sub-sections:—

“(2.) If either House of the Parliament, in pursuance of a motion of which notice has been given within fifteen sitting days after an Ordinance has been laid before that House, passes a resolution disallowing the Ordinance or a part of the Ordinance, the Ordinance or part so disallowed shall thereupon cease to have effect.

“(3.) If, at the expiration of fifteen sitting days after notice of a motion to disallow an Ordinance or part of an Ordinance has been given in a House of the Parliament, being notice given within fifteen sitting days after the Ordinance has been laid before that House—

(a) the notice has not been withdrawn and the motion has not been called on; or

(b) the motion has been called on, moved and seconded and has not been withdrawn or otherwise disposed of,

the Ordinance or part, as the case may be, specified in the motion shall thereupon be deemed to have been disallowed.

“(3A.) If, before the expiration of fifteen sitting days after notice of a motion to disallow an Ordinance or part of an Ordinance has been given in a House of the Parliament—

(a) that House is dissolved or, being the House of Representatives, expires, or the Parliament is prorogued; and

(b) at the time of the dissolution, expiry or prorogation, as the case may be—

(i) the notice has not been withdrawn and the motion has not been called on; or

(ii) the motion has been called on, moved and seconded and has not been withdrawn or otherwise disposed of,

the Ordinance shall, for the purposes of the last two preceding sub-sections, be deemed to have been laid before that House on the first sitting day of that House after the dissolution, expiry or prorogation, as the case may be.”.

Section eleven
of Principal Act
to continue
in force
in relation
to certain
Ordinances.

3. Notwithstanding the amendment made by the last preceding section, section eleven of the Principal Act continues to apply in relation to notice of a motion to disallow an Ordinance or part of an Ordinance given before the commencement of this Act.