

6. Approval is hereby given to the signing effected on behalf of Australia of the following protocols which were signed on behalf of Australia and other countries at Geneva on the fourteenth day of September, One thousand nine hundred and forty-eight, namely:—

Approval of signing of certain protocols at Geneva.

- (a) the second protocol of rectifications to the General Agreement on Tariffs and Trade;
- (b) the protocol for the accession of signatories of the final act of the thirtieth day of October, One thousand nine hundred and forty-seven;
- (c) the protocol modifying Part I. and Article XXIX. of the General Agreement on Tariffs and Trade.

7. Approval is hereby given to the depositing by Australia with the Secretary-General of the United Nations of an instrument of acceptance of the protocol modifying Part II. and Article XXVI. of the General Agreement on Tariffs and Trade, which protocol was signed on behalf of Australia and other countries at Geneva on the fourteenth day of September, One thousand nine hundred and forty-eight, but was signed on behalf of Australia with a reservation as to acceptance.

Approval of acceptance of certain protocol.

## WAR DAMAGE TO PROPERTY.

### No. 74 of 1948.

An Act to continue the Operation of the National Security (War Damage to Property) Regulations for the purpose of the Completion of Matters arising under those Regulations.

[Assented to 17th December, 1948.]

**B**E it enacted by the King's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

1. This Act may be cited as the *War Damage to Property Act 1948*. Short title.
2. This Act shall come into operation on the day on which it receives the Royal Assent. Commencement.
3. In this Act—
  - “Territory” means a Territory under the authority of the Commonwealth;
  - “the National Security (War Damage to Property) Regulations” means the regulations having that title as in force immediately before the commencement of this Act under the *Defence (Transitional Provisions) Act 1946-1947*. Definitions.
4. This Act, and the regulations continued in force by this Act, shall extend to every Territory. Extension to Territories.

**Continuance of regulations.**

5. On and from the date of commencement of this Act, the National Security (War Damage to Property) Regulations shall continue in force by virtue of this Act and shall (without affecting the continuity of their operation) cease to be in force by virtue of the *Defence (Transitional Provisions) Act 1946-1947*.

**Offences.**

6.—(1.) Any person who contravenes, or fails to comply with, any provision of the regulations in force by virtue of this Act (including those regulations as amended by regulations made under this Act) shall be guilty of an offence against this Act.

(2.) An offence against this Act may be prosecuted either summarily or upon indictment, but an offender shall not be liable to be punished more than once in respect of the same offence.

(3.) The punishment for an offence against this Act shall be—

(a) if the offence is prosecuted summarily—a fine not exceeding One hundred pounds or imprisonment for a term not exceeding six months ; or

(b) if the offence is prosecuted upon indictment—a fine not exceeding Five hundred pounds or imprisonment for a term not exceeding two years.

(4.) An offence against this Act shall not be prosecuted summarily without the written consent of the Attorney-General, or a person thereto authorized in writing by the Attorney-General, and an offence against this Act shall not be prosecuted upon indictment except in the name of the Attorney-General.

(5.) For the purpose of the trial of a person summarily or upon indictment for an offence against this Act, the offence shall be deemed to have been committed either at the place in which it was actually committed or at any place in which the person may be.

**Offences by corporations.**

7. Where a person convicted of an offence against this Act is a body corporate, every person who, at the time of the commission of the offence, was a director or officer of the body corporate shall be deemed to be guilty of the offence, unless he proves that the offence was committed without his knowledge, or that he used all due diligence to prevent the commission of the offence.

**Delegation of powers under regulations.**

8.—(1.) The Treasurer may, in relation to any matter or class of matters, or in relation to any particular State, Territory or locality, by writing under his hand, delegate to any person such of his powers and functions under the regulations in force by virtue of this Act (including those regulations as amended by regulations made under this Act) as he thinks fit, so that the delegated powers or functions may be exercised and performed by the delegate with respect to the matters or class of matters, or the State, Territory or locality, specified in the instrument of delegation.

(2.) Every delegation under this section shall be revocable at will, and no delegation shall prevent the exercise of any power or function by the Treasurer himself.

## 9. The Governor-General may make regulations—

Regulations.

- (a) repealing the National Security (War Damage to Property) Regulations, and making provision for matters incidental to that repeal; or
- (b) amending those regulations, but so that any such amendment shall be in respect of a matter dealt with by those regulations.

## COMMONWEALTH PUBLIC SERVICE (NO. 2).

### No. 75 of 1948.

An Act to provide for the transfer to the Commonwealth Service of certain employees of the Commonwealth Council for Scientific and Industrial Research, and for other purposes.

[Assented to 17th December, 1948.]

**B**E it enacted by the King'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 *Commonwealth Public Service Act (No. 2) 1948*. Short title and citation.

(2.) The *Commonwealth Public Service Act 1922-1947\**, as amended by the *Commonwealth Public Service Act 1948†*, is in this Act referred to as the Principal Act.

(3.) Section one of the *Commonwealth Public Service Act 1948* is amended by omitting sub-section (3.).

(4.) The Principal Act, as amended by this Act, may be cited as the *Commonwealth Public Service Act 1922-1948*.

2. This Act shall come into operation on the day on which it receives the Royal Assent. Commencement.

3. Section three of the Principal Act is amended by inserting after the words "Division 9D.—Transfer to the Commonwealth Service of certain employees of the Commonwealth." the words "Division 9E.—Transfer to the Commonwealth Service of certain employees of the Commonwealth Council for Scientific and Industrial Research."

Act No. 21, 1922, as amended by No. 46, 1924; No. 41, 1928; No. 19, 1930; No. 21, 1931; No. 72, 1932; No. 38, 1933; Nos. 45 and 46, 1934; No. 72, 1936; No. 41, 1937; No. 72, 1939; No. 88, 1940; No. 5, 1941; No. 19, 1943; Nos. 11, 29 and 43, 1945; No. 16, 1946; and Nos. 1, 38 and 84, 1947.

† Act No. 35, 1948.