



ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1978

No. 8 of 1978

An Act to amend the Constitution Act, 1934-1976.

[Assented to 14th March, 1978]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Constitution Act Amendment Act, 1978". Short titles.

(2) The Constitution Act, 1934-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Constitution Act, 1934-1978".

2. Section 71 of the principal Act is amended by striking out the passage "the Chief Secretary" and inserting in lieu thereof the passage "a Minister of the Crown". Amendment of Principal Act, s. 71—
Signature and counter-signature of certain orders, warrants, etc.

3. The following section is enacted and inserted in the principal Act after section 71 thereof:— Enactment of s. 71a of principal Act—

71a. (1) Where, by virtue of the applicable provision, any warrant for the payment of public money or any appointment to or dismissal from office would, but for this section, have been invalid then that warrant, appointment or dismissal, as the case may be, shall be and shall be deemed always to have been valid. Validation of certain warrants, etc.

(2) In this section—

"the applicable provision"—

(a) in relation to a warrant, appointment or dismissal, as the case may be, issued or made on or after the twenty-fourth day of October, 1856, and before the commencement of this Act, means section 33 of Act No. 2 of 1855-6 intituled An Act to establish a Constitution for South Australia, and to grant a Civil List to Her Majesty;

and

(b) in relation to a warrant, appointment or dismissal, as the case may be, issued or made on or after the commencement of this Act and before the commencement of the Constitution Act Amendment Act, 1978, means section 71 of this Act as in force before the commencement of that Act:

“Warrant, appointment or dismissal” includes a purported warrant, appointment or dismissal.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

K. SEAMAN, Governor