



COMMUNITY WELFARE (CHILDREN) AMENDMENT ACT 1993

SUMMARY OF PROVISIONS

1. Short title
2. Commencement
3. Substitution of s. 1
 1. Short title
4. Amendment of s. 6—Interpretation
5. Further amendment of s. 6—Interpretation
6. Amendment of s. 8—Delegation
7. Amendment of s. 10—Objectives of the Minister and the Department
8. Substitution of Division V of Part II

DIVISION V—CONSULTATION

21. Consultation
9. Substitution of Division II of Part III
 23. Special welfare funds
10. Amendment of heading
11. Repeal of s. 25—Persons dealing with children must observe certain principles
12. Repeal of Subdivision 1 of Division II of Part IV
13. Substitution of Subdivision
 36. Establishment of facilities and programmes for children
14. Substitution of s. 40
 40. The purpose of foster care
15. Substitution of s. 41
 41. Foster parents must be approved
16. Amendment of s. 42—Application for approval as foster parents
17. Insertion of s. 43a
 - 43a. Periodical review of foster parents
18. Repeal of s. 44—Duty of Director-General in relation to foster children
19. Amendment of s. 45—Powers of entry
20. Amendment of s. 46—Cancellation of approval

21. Substitution of s. 47
 47. Information to be furnished
22. Insertion of ss. 50a and 50b
 - 50a. Periodical review of foster parents by agencies
 - 50b. Delegation of powers by Chief Executive Officer
23. Amendment of s. 51—Children's residential facilities
24. Substitution of ss. 54 and 55
 54. Inspection of facilities
 55. Agreements
25. Repeal of s. 73—Interpretation
26. Substitution of ss. 74 and 75
 74. Assistance to persons caring for children
27. Amendment of s. 76—Unlawful taking of child
28. Substitution of ss. 77 and 78
 77. Unlawful communication with children in training centres or certain other facilities, etc.,
29. Substitution of s. 80
 80. Minister may delegate powers to foster parent
30. Repeal of ss. 81 to 83
31. Repeal of s. 85—Director-General may in certain circumstances consent to medical or dental treatment of child in detention or placed under his control by order of the Children's Court
32. Repeal of Division III of Part IV
33. Insertion of new ss. 236a and 236b
 - 236a. Hindering a person in execution of duty
 - 236b. Impersonating an employee of the Department
34. Amendment of s. 251—Regulations
35. Repeal of s. 252—Offences
36. Revision of penalties and statute revision amendments

SCHEDULE 1

Transitional Provisions

SCHEDULE 2

Penalties

SCHEDULE 3

Statute Revision Amendments



ANNO TRICESIMO SECUNDO

ELIZABETHAE II REGINAE

A.D. 1993

No. 95 of 1993

An Act to amend the Community Welfare Act 1972.

[Assented to 4 November 1993]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Community Welfare (Children) Amendment Act 1993*.
- (2) The *Community Welfare Act 1972* is referred to in this Act as "the principal Act".

Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

Substitution of s. 1

3. Section 1 of the principal Act is repealed and the following section is substituted:

Short title

1. This Act may be cited as the *Family and Community Services Act 1972*.

Amendment of s. 6—Interpretation

4. Section 6(1) of the principal Act is amended—

- (a) by striking out the definition of "adopted child";
- (b) by striking out the definition of "assessment panel" and substituting the following definitions:

"authorised officer" means a person authorised by the Minister to exercise the powers of an authorised officer under the provision in which the expression appears:

"Chief Executive Officer" means the person for the time being holding, or acting in, the office of Chief Executive Officer of the Department::

- (c) by striking out the definitions of “**child care centre**”, “**Children’s Court**” and “**children’s home**” and substituting the following definition:

“**children’s residential facility**” means any place where more than three children are, for monetary or other consideration, maintained and cared for on a residential basis apart from their guardians and relatives, but does not include a home maintained by a foster parent;;

- (d) by striking out the definitions of “**Department**”, “**Deputy Director-General**” and “**Director-General**” and substituting the following definition:

“**Department**” means the Department for Family and Community Services;;

- (e) by striking out the definition of “**foster parent**” and substituting the following definition:

“**foster parent**” means a person (not being a guardian or relative of the child) who, for monetary or other consideration, maintains and cares for a child on a residential basis, but does not include the licensee of a children’s residential facility;;

- (f) by striking out the definition of “**guardian**” and substituting the following definition:

“**guardian**”, in relation to a child, means a parent of the child and any person (other than the Minister or the Chief Executive Officer) who is the legal guardian of the child;;

- (g) by striking out the definition of “**home**” and substituting the following definition:

“**Magistrates Court**” means the Magistrates Court of South Australia;;

- (h) by striking out the definition of “**parent**” and substituting the following definition:

“**parent**” includes a person who has—

- (a) adopted a child in accordance with the law of this State, or the law of another State or Territory of the Commonwealth;

or

- (b) adopted a child in accordance with the law of any other country or State, if the adoption is recognised under the law of this State;;

- (i) by inserting after the definition of “**woman**” the following definition:

“**Youth Court**” means the *Youth Court of South Australia*;

Further amendment of s. 6—Interpretation

5. Section 6 of the principal Act is further amended by inserting after subsection (4) the following subsection:

(5) A reference in any other Act or statutory instrument to the Director-General of Community Welfare will be taken to be a reference to the Chief Executive Officer.

Amendment of s. 8—Delegation

6. Section 8 of the principal Act is amended by striking out from subsections (2) and (4) “the Deputy Director-General” wherever it occurs and substituting in each case “the person for the time being holding or acting in the position in the Department of Executive Director, Operations”.

Amendment of s. 10—Objectives of the Minister and the Department

7. Section 10 of the principal Act is amended by striking out subsection (4) and substituting the following subsection:

(4) The Minister and the Department must, in administering this Act, take into consideration the different traditions, cultural values and religious beliefs of ethnic or racial groups within the community.

Substitution of Division V of Part II

8. Division V of Part II of the principal Act (and the heading to that Division) is repealed and the following Division is substituted:

DIVISION V—CONSULTATION

Consultation

21. (1) The Minister and the Department should, in providing services to the community, where appropriate—

(a) consult with any Government department, agency or instrumentality and any non-Government organisation that provides similar services to the community;

and

(b) encourage members of the public and organisations to make known to the Department—

(i) any comments relating to the services provided by the Department, or the manner in which those services are provided;

(ii) any areas of unmet needs;

(iii) any recommendations for the withdrawal, improvement, extension, variation or rationalisation of any service provided by the Department;

and

- (iv) any other matters relevant to the provision of services by the Department.

(2) The Minister must ensure that appropriate procedures are available to allow the complaints of clients of the Department to be considered and, if appropriate, acted upon by the Department.

Substitution of Division II of Part III

9. Division II of Part III of the principal Act (and the heading to that Division) are repealed and the following Division is substituted:

DIVISION II—SPECIAL WELFARE FUNDS

Special welfare funds

23. (1) The following funds will be maintained by the Minister:

- (a) a fund for the Family and Community Development Programme;

and

- (b) a fund for the Early Intervention and Substitute Care Programme.

(2) Each fund will consist of such money as is, from time to time, provided by Parliament for the purpose of the fund and the money appropriated to the fund by the Minister from any other source.

(3) The Minister may apply any portion of the Family and Community Development Programme fund towards the costs incurred, or to be incurred, by any person or group of persons in establishing, operating, maintaining, supporting, promoting or extending any service, project or facility that will advance the welfare of children, youth or any other section of the community.

(4) The Minister may apply any portion of the Early Intervention and Substitute Care Programme fund towards the costs incurred by any person or group of persons in establishing, operating, maintaining, supporting, promoting or extending—

- (a) a residential care facility for children;

- (b) a foster care service for children;

or

- (c) a service, project or facility designed for the purposes of reducing the occurrence, or mitigating the adverse effects, of the placement of children in residential, foster or similar care apart from their guardians and relatives.

(5) An application for the allocation of money under this section must be made to the Minister in a manner and form approved by the Minister.

(6) The Minister may allocate money under this section on such conditions as the Minister thinks fit.

Amendment of heading

10. The heading to Division I of Part IV of the Act is amended by striking out "PRINCIPLES TO BE OBSERVED" and substituting "CHILDREN'S INTERESTS BUREAU".

Repeal of s. 25—Persons dealing with children must observe certain principles

11. Section 25 of the principal Act is repealed.

Repeal of Subdivision 1 of Division II of Part IV

12. Subdivision 1 of Division II of Part IV of the principal Act (and the heading to that Subdivision) is repealed.

Substitution of Subdivision

13. Subdivision 2 of Division II of Part IV of the principal Act (and the heading to that Subdivision) is repealed and the following Subdivision is substituted:

Subdivision 2—Establishment of Certain Facilities and Programmes for Children

Establishment of facilities and programmes for children

36. (1) The Minister will establish—

- (a) such training centres and other facilities and programmes as the Minister thinks necessary or desirable for the care, correction, detention, training or treatment of young offenders; and
- (b) such residential care facilities and other facilities and programmes as the Minister thinks necessary or desirable for children who are in need of care and protection; and
- (c) such other facilities or programmes for the care, support, assistance or welfare of children as the Minister thinks fit.

(2) A training centre, residential care facility or other facility established under this section will be under the control of the Minister, and the Chief Executive Officer must ensure that proper standards of administration are observed in the management of every such facility.

(3) All members of Parliament, judges and any other person authorised in writing by the Minister are entitled to visit a training centre, residential care facility or other facility established under this section.

Substitution of s. 40

14. Section 40 of the principal Act is repealed and the following section is substituted:

The purpose of foster care

40. The purpose of the foster care system is to provide for the care of a child in a safe and stable family environment during any period while the child cannot, for any reason, remain within the care of his or her own family.

Substitution of s. 41

15. Section 41 of the principal Act is repealed and the following section is substituted:

Foster parents must be approved

41. A person must not act as a foster parent to a child unless he is or she is approved as a foster parent under this Subdivision.

Penalty: Division 6 fine.

Amendment of s. 42—Application for approval as foster parents

16. Section 42 of the principal Act is amended—

(a) by inserting in paragraph (b) “safe and” after “will provide a”;

(b) by inserting after paragraph (g) the following paragraph:

(ga) that the applicant is otherwise a fit and proper person to provide foster care;

Insertion of s. 43a

17. The following section is inserted after section 43 of the principal Act:

Periodical review of foster parents

43a. The Chief Executive Officer must, in relation to each approved foster parent, ensure—

(a) that regular assessments are undertaken of the person's role as a foster parent under this Act;

(b) that courses of training are made available to the foster parent;

(c) that ongoing support and guidance are provided to the foster parent;

and

(d) that proper assessments are made of any requirement of the foster parent for financial or other assistance.

Repeal of s. 44—Duty of Director-General in relation to foster children

18. Section 44 of the principal Act is repealed.

Amendment of s. 45—Powers of entry

19. Section 45 of the principal Act is amended by striking out subsection (2).

Amendment of s. 46—Cancellation of approval

20. Section 46 of the principal Act is amended by striking out subsection (1) and substituting the following subsection:

(1) Where, in the opinion of the Chief Executive Officer—

- (a) a child is not being adequately cared for by a foster parent;
- (b) the provisions of this Part are not being complied with by a foster parent;
- (c) a foster parent would no longer qualify for approval under section 42;

or

- (d) any other proper cause exists for the cancellation of an approval under this Subdivision,

the Chief Executive Officer may cancel the approval of the foster parent.

Substitution of s. 47

21. Section 47 of the principal Act is repealed and the following section is substituted:

Information to be furnished

47. An approved foster parent—

- (a) must furnish the Chief Executive Officer with such information in relation to the foster parent or a child in his or her care as the Chief Executive Officer may require;

and

- (b) must—
 - (i) advise the Chief Executive Officer as soon as practicable of a change in the foster parent's address;
 - (ii) immediately advise the Chief Executive Officer if any person comes to reside with the foster parent;

and

- (iii) immediately advise the Chief Executive Officer if either foster parent, or any person residing with him or her, is charged with an offence punishable by imprisonment.

Penalty: Division 8 fine.

Insertion of ss. 50a and 50b

22. The following sections are inserted after section 50 of the principal Act:

Periodical review of foster parents by agencies

50a. A licensed foster care agency must, in relation to each foster parent supported by the agency—

(a) undertake regular assessments of the person's role as a foster parent under this Act;

and

(b) assess any requirement of the foster parent for financial or other assistance.

Penalty: Division 8 fine.

Delegation of powers by Chief Executive Officer

50b. (1) The Chief Executive Officer may delegate any of his or her powers or functions under this Subdivision relating to foster parents to a licensed foster care agency.

(2) A delegation under this section—

(a) may be absolute or conditional;

(b) does not derogate from the powers of the Chief Executive Officer to act himself or herself in any matter;

and

(c) is revocable at will by the Chief Executive Officer.

Amendment of s. 51—Children's residential facilities

23. Section 51 of the principal Act is amended by striking out subsections (1), (2) and (3) and substituting the following subsections:

(1) A person must not maintain a children's residential facility unless the person is the holder of a licence granted under this section in respect of the facility.

Penalty: Division 6 fine.

(2) In determining whether or not to grant a licence under this section to a person, the Chief Executive Officer must have regard to—

(a) the suitability, qualifications and experience of the person, or persons, who will be maintaining or managing the facility and of any persons who will be employed in the facility;

(b) the system of management within the facility;

(c) the suitability of the premises proposed to be used;

and

(d) such other matters as may be relevant.

(3) The Chief Executive Officer may grant a licence under this section subject to such terms and conditions (which will include conditions as to the standards to be observed in the management and operation of the facility) as the Chief Executive Officer thinks fit and specifies in the licence.

(3a) A licensee must not contravene or fail to comply with a condition of the licence.

Penalty: Division 7 fine.

Substitution of ss. 54 and 55

24. Sections 54 and 55 of the principal Act are repealed and the following sections are substituted:

Inspection of facilities

54. (1) The Chief Executive Officer or an authorised officer may at any reasonable time enter and inspect a children's residential facility.

(2) The licensee of a children's residential facility must, if so required by the Chief Executive Officer or an authorised officer, produce for inspection the register that the licensee is required to keep under this Subdivision, and must furnish the Chief Executive Officer or an authorised officer with such information in relation to any child as may be required.

(3) A licensee must not fail to comply with a requirement made of him or her under subsection (2).

Penalty: Division 7 fine.

Agreements

55. (1) A person licensed under this Subdivision must not receive a child into a children's residential facility to be cared for in that facility unless—

(a) in the case of a child under the age of 15 years—a guardian of the child has signed an agreement in the prescribed form relating to the period for which the child will reside at the facility and to the care and control of the child during that period;

or

(b) in the case of a child of or above the age of 15 years—

(i) the licensee has, where it is reasonably practicable to do so, consulted with the guardians of the child;

and

(ii) the child has consented to be cared for in the facility.

Penalty: Division 7 fine.

(2) The licensee must, at the request of the Chief Executive Officer or an authorised officer, produce any such agreement for inspection.

Penalty: Division 7 fine.

(3) Subsection (1) does not apply in relation to a child who is under the guardianship of the Minister or the Chief Executive Officer or of whom the Minister has the custody.

Repeal of s. 73—Interpretation

25. Section 73 of the principal Act is repealed.

Substitution of ss. 74 and 75

26. Sections 74 and 75 of the principal Act are repealed and the following section is substituted:

Assistance to persons caring for children

74. The Chief Executive Officer may grant to a foster parent or to any other person in whose care a child has been placed pursuant to an order of a court, an exercise of administrative powers under any Act or an agreement made by a family care meeting, such financial or other assistance in relation to the care and maintenance of the child as may be determined by the Chief Executive Officer.

Amendment of s. 76—Unlawful taking of child

27. Section 76 of the principal Act is amended by inserting after its present contents (now to be designated subsection (1)) the following subsection:

(2) This section applies to a child detained in any place pursuant to an order of a court or placed in the care of any person pursuant to an order of a court or to the exercise of administrative powers under any Act.

Substitution of ss. 77 and 78

28. Sections 77 and 78 of the principal Act are repealed and the following section is substituted:

Unlawful communication with children in training centres or certain other facilities, etc.,

77. A person who—

(a) having entered the premises of a training centre, a children's residential facility established by the Minister or any other facility established by the Minister under this Part, does not depart from the premises when required to do so by an authorised officer;

or

- (b) having been forbidden to do so by the Chief Executive Officer, communicates in any manner with a child who is being detained in or who resides in any such premises,

is guilty of an offence.

Penalty: Division 9 fine.

Substitution of s. 80

29. Section 80 of the principal Act is repealed and the following section is substituted:

Minister may delegate powers to foster parent

80. (1) Where a child who is under the guardianship of the Minister pursuant to any Act has been in the care of a foster parent for three or more years, the Minister may, by instrument in writing, delegate to the foster parent such of the Minister's powers as guardian of the child as the Minister thinks fit.

(2) A delegation under this section—

- (a) may be varied or revoked at any time by the Minister;

and

- (b) does not prevent the exercise of the delegated power by the Minister.

(3) The Minister must keep the child, the child's guardians (if their whereabouts are known) and the foster parent informed of any exercise of powers under this section.

Repeal of ss. 81 to 83

30. Sections 81 to 83 of the principal Act are repealed.

Repeal of s. 85—Director-General may in certain circumstances consent to medical or dental treatment of child in detention or placed under his control by order of the Children's Court

31. Section 85 of the principal Act is repealed.

Repeal of Division III of Part IV

32. Division III of Part IV of the principal Act (and the heading to that Division) is repealed.

Insertion of new ss. 236a and 236b

33. The following sections are inserted after section 236 of the principal Act:

Hindering a person in execution of duty

236a. A person who hinders the Chief Executive Officer, an authorised officer or any other person in the execution, performance or discharge of a power, function or duty under this Act is guilty of an offence.

Penalty: Division 7 fine or division 7 imprisonment.

Impersonating an employee of the Department

236b. A person who falsely represents himself or herself by word or conduct to be an employee of the Department and to be authorised by or pursuant to this Act or any other Act to exercise certain powers is guilty of an offence.

Penalty: Division 7 fine or division 7 imprisonment.

Amendment of s. 251—Regulations

34. Section 251 of the principal Act is amended—

(a) by striking out from paragraph (c) “homes” and substituting “training centres, children’s residential facilities or other facilities established by the Minister”;

(b) by striking out paragraph (e);

(c) by striking out paragraphs (f), (g) and (h);

(d) by striking out paragraph (i) and substituting the following paragraph:

(i) the provision of allowances for children under the guardianship of the Minister or the Chief Executive Officer or of whom the Minister has custody under any Act;;

(e) by striking out paragraph (l).

Repeal of s. 252—Offences

35. Section 252 of the principal Act is repealed.

Revision of penalties and statute revision amendments

36. The principal Act is further amended in the manner set out in schedules 2 and 3.

SCHEDULE 1
Transitional Provisions

1. In this Schedule—

“a guardianship order” means an order made by the Minister under the repealed provisions placing a child under the Minister’s guardianship;

“the repealed provisions” means those provisions of the principal Act repealed by this Act.

2. A guardianship order in force immediately prior to the commencement of this Act remains in force, according to its terms, until discharged by the Minister or by an order of a court.

3. Section 35 of the principal Act (*Discharge of child from guardianship of Minister and appeals*) and any regulations made for the purpose of that section continue to apply (notwithstanding its repeal) in relation to a guardianship order, with the following modifications:

(a) a reference to the Children’s Court will be taken to be a reference to the Youth Court of South Australia;

(b) a reference to the Director-General will be taken to be a reference to the Chief Executive Officer.

4. The Minister must ensure that the progress and circumstances of a child under a guardianship order are reviewed at least once in each year that the order remains in force.

5. The Minister and the Chief Executive Officer have, in relation to a child the subject of a guardianship order, all the powers and duties that they have in relation to a child under the Minister’s guardianship pursuant to the *Children’s Protection Act 1993*.

6. A child who was, immediately prior to the commencement of this Act, being detained in hospital pursuant to section 94 of the principal Act, may continue to be so detained in accordance with that section, notwithstanding its repeal.

SCHEDULE 2
Penalties

Provision Amended	How Amended
Section 43(4)	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine.</p>
Section 43(6)	<p>Insert at the foot of this subsection:</p> <p>Penalty : Division 7 fine.</p>
Section 48(1)	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 6 fine.</p>
Section 48(6)	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine.</p>
Section 50(1)	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine.</p>
Section 50(2)	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine.</p>
Section 53	<p>Insert at the foot of this section:</p> <p>Penalty: Division 7 fine.</p>
Section 76(1)	<p>Strike out "shall be guilty of an offence and liable to a penalty not exceeding five hundred dollars or imprisonment not exceeding three months" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine or division 7 imprisonment.</p>
Section 154(4)	<p>Strike out "shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine.</p>

Provision Amended	How Amended
Section 172	<p>Strike out "shall be guilty of a misdemeanour, punishable by imprisonment for any period not exceeding 12 months" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this section:</p> <p>Penalty: Division 6 fine or division 6 imprisonment.</p>
Section 173	<p>Strike out "shall be guilty of a misdemeanour, punishable by imprisonment for any period not exceeding 12 months" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this section:</p> <p>Penalty: Division 6 fine or division 6 imprisonment.</p>
Section 181	<p>Insert at the foot of this section:</p> <p>Penalty: Division 7 fine.</p>
Section 183(1)	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 9 fine.</p>
Section 183(2)	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 9 fine.</p>
Section 186	<p>Strike out this section and substitute the following section:</p> <p>Defence to prosecution under this Subdivision</p> <p>186. (1) It is a defence to a prosecution under this Subdivision if the defendant proves that he or she took all reasonable steps to comply with the requirement or order.</p> <p>(2) Offences under this Subdivision do not apply to the Crown in right of the Commonwealth or in right of the State.</p>
Section 187(1)	<p>Strike out "shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine.</p>
Section 192(1)	<p>Strike out "shall be guilty of an offence against this section" and substitute "is guilty of an offence";</p>

Provision Amended**How Amended**

	<p>Insert at the foot of this subsection:</p> <p>Penalty: Division 6 fine or division 6 imprisonment.</p>
Section 192(2)	Strike out this subsection.
Section 238(1)	<p>Strike out "shall be guilty of an offence against this section" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this subsection:</p> <p>Penalty: Division 5 fine.</p>
Section 238(2)	<p>Strike out "shall be guilty of an offence against this section" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this subsection:</p> <p>Penalty: Division 5 fine.</p>
Section 238(3)	Strike out this subsection.
Section 242(2)	<p>Strike out "shall be guilty of an offence and be liable to a penalty not exceeding two hundred dollars" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this subsection:</p> <p>Penalty: Division 9 fine.</p>
Section 250(1)	<p>Strike out "shall be guilty of an offence and liable to a penalty not exceeding two hundred dollars or imprisonment for three months" and substitute "is guilty of an offence";</p> <p>Insert at the foot of this subsection:</p> <p>Penalty: Division 7 fine or division 7 imprisonment.</p>
Section 250(2)	<p>Strike out this subsection and substitute:</p> <p>(2) A person who intentionally wastes or damages any property of the Minister is guilty of an offence.</p> <p>Penalty: Division 7 fine or division 7 imprisonment.</p>

Provision Amended	How Amended
Section 251	Strike out from paragraph (r) "two hundred dollars" and substitute "a division 8 fine,".
Section 252	Strike out this section.

SCHEDULE 3
Statute Revision Amendments

Provision Amended	How Amended
Long title	Strike out the long title and substitute: An Act to promote the welfare of families and the community in this State; and for other purposes.
Section 2	Strike out this section.
Sections 5 and 5a	Strike out these sections.
Section 6(1)	
definition of "maintenance order"	"Strike out "moneys" and substitute "money"; Strike out "of this Act".
definition of "Minister"	Strike out "of Community Welfare" and substitute "for Family and Community Services".
definitions of "the repealed Aboriginal Affairs Act", "the repealed Acts" and "the repealed Social Welfare Act"	Strike out these definitions.
definition of "review panel"	Strike out this definition.
definition of "youth project centre"	Strike out this definition.
Section 6(2) and (3)	Strike out "shall" (twice occurring) and substitute, in each case, "will".
Section 6(4)	Strike out "shall" and substitute "are to".
Heading to Part II	After "THE PROMOTION OF" insert "FAMILY AND".
Section 7(1)	Strike out "of Community Welfare" and insert "for Family and Community Services". After "his" insert "or her"; Strike out "shall".
Section 7(2)	Strike out "shall, in his corporate name and capacity, be" and substitute "is, as a corporation sole,".
Section 7(3)	Strike out "shall" and substitute "will"; Strike out "deemed" and substitute "taken".

Provision Amended	How Amended
Section 8(1)	Strike out "Director-General" and substitute "Chief Executive Officer"; Strike out "his" and substitute "the Minister's".
Section 8(2)	Strike out "Director-General" (first and third occurring) and substitute, in each case, "Chief Executive Officer";
Section 8(3)	Strike out "shall be" and substitute "is"; Strike out "shall" (second occurring) and substitute "does"; Strike out "Director-General" and substitute "Chief Executive Officer".
Section 8(4)	Strike out "Director-General" (first and second occurring) and substitute, in each case, "Chief Executive Officer"; Strike out "his".
Section 9	Strike out this section.
Section 10(1)(j) and (k)	Strike out "community" (twice occurring).
Section 10(1)(m)	Strike out "community welfare" and substitute "welfare services".
Section 10(1)(n)-(p)	Strike out "community welfare" (wherever it occurs) and substitute, in each case, "family and community".
Section 10(2)	Strike out "shall" and substitute "must".
Section 10(3)	Strike out "shall" and substitute "must"; Strike out "his" (first occurring); After "his" (second occurring) insert "or her".
Section 10(5)(a)	Strike out "he" and substitute "the Minister".
Section 10(5)(c)	Strike out " <i>Land Acquisition Act, 1969-1972</i> " and substitute " <i>Land Acquisition Act 1969</i> ".
Heading to Part II Division III	Strike out "COMMUNITY WELFARE".

Provision Amended	How Amended
Section 11(1)	Strike out "community welfare" (first occurring); Strike out "him upon" and substitute "the Minister on"; Strike out "community welfare (second occurring) and substitute "the administration of this Act".
Section 11(2)	Strike out "shall consist of a chairman" and substitute "will consist of a presiding member".
Section 11(3)	Strike out "A community welfare" and substitute "An".
Section 11(4)	Strike out "a community welfare" and substitute "an"; Strike out "officer" and substitute "employee".
Section 11(5)	Strike out "Director-General shall" and substitute "Chief Executive Officer will".
Section 12(1)	Strike out "a community welfare" and substitute "an"; Strike out "shall" and substitute "will".
Section 12(2)	Strike out "shall" and substitute "must".
Section 12(3)	After "his" insert "or her"; Strike out "shall be" and substitute "is".
Section 12(4)	Strike out "he" and substitute "the Minister".
Section 13(1)	Strike out "a community welfare" and substitute "an"; Strike out "shall be such as is" and substitute "will be".
Section 13(2)	Strike out "chairman shall" and substitute "presiding member must".
Section 14(1)	Strike out "Director-General" and substitute "Chief Executive Officer"; After "him" insert "or her".

Provision Amended	How Amended
Section 14(2)	Strike out "Director-General shall, upon" and substitute "Chief Executive Officer must on"; Strike out "he has appointed the panel" and substitute "the panel has been appointed".
Section 14(3)	Strike out "shall consist of a chairman" and substitute "will consist of a presiding member"; Strike out "Director-General" and substitute "Chief Executive Officer".
Section 14(5)	Strike out "shall hold" and substitute "holds"; Strike out "Director-General" and substitute "Chief Executive Officer".
Section 14(6)	Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer"; Strike out "his" and substitute "the".
Section 14(7)	Strike out "Director-General shall" and substitute "Chief Executive Officer will".
Section 15(1)	Strike out "Director-General" and substitute "Chief Executive Officer"; Strike out "shall be such as is" and substitute "will be".
Section 15(2)	Strike out "chairman shall" and substitute "presiding member must"; Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer".
Section 15(3)	Strike out "Director-General shall" and substitute "Chief Executive Officer must"; Strike out "he receives" and substitute "received".
Section 16(1)	Strike out "Director-General" and substitute "Chief Executive Officer"; After "he" insert "or she".

Provision Amended	How Amended
Section 16(2)	Strike out "shall" and substitute "will"; Strike out "Director-General" and substitute "Chief Executive Officer"; Strike out "his".
Section 16(3)	Strike out "shall" and substitute "must"; After "his" insert "or her".
Section 16(4)	Strike out "his" and substitute "a"; Strike out "shall be" and substitute "is".
Section 16(5)	Strike out "Director-General" and substitute "Chief Executive Officer"; Strike out "him from his position as a" and substitute "the person from the office of".
Section 17	Strike out "shall have" and substitute "has".
Section 17(a)	Strike out "officer" and substitute "employee"; Insert "family or" before "community".
Section 17(b)	Strike out "Director-General" and substitute "Chief Executive Officer".
Section 18	Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer"; After "his" insert "or her".
Section 19	Strike out "Director-General shall" and substitute "Chief Executive Officer will"; Strike out "Director-General" (second occurring) and substitute "Chief Executive Officer".
Section 20(1)	Strike out "Director-General shall" and substitute "Chief Executive Officer must".

Provision Amended	How Amended
Section 20(2)	<p>Strike out this subsection and substitute:</p> <p>(2) The name of any person who has ceased to be a community aide by reason of expiration of a term of office, resignation or removal from office, or any other reason, must be removed from the register.</p>
Heading to Part III	<p>Strike out "COMMUNITY WELFARE" and substitute "FAMILY AND COMMUNITY".</p>
Section 22(1)	<p>Strike out "shall" and substitute "must".</p>
Section 22(2)	<p>Strike out this subsection and substitute:</p> <p>(2) A family and community services centre established by the Minister may be used, with the Minister's approval, by any other department, person or agency for the furtherance of the welfare of the local community.</p>
Heading to Part III Division III	<p>Strike out "COMMUNITY WELFARE".</p>
Section 24(1)	<p>Insert "family or" before "community".</p>
Section 24(2)(b)	<p>Insert "family or" before "community".</p>
Section 24(3)	<p>Strike out "he is".</p>
Section 26(1)	<p>Strike out this subsection and substitute:</p> <p>(1) The <i>Children's Interests Bureau</i> is established.</p>
Section 26(2)	<p>Strike out "shall" and insert "will";</p> <p>Strike out "upon" and insert "on".</p>
Section 26(3)	<p>Strike out "shall be" and insert "are".</p>
Section 26(3)(ca)	<p>Strike out "this Act or any other" and insert "any".</p>
Section 26(4)	<p>Strike out "shall" and insert "will".</p>
Heading to Part IV Division II	<p>Strike out "THE CARE AND PROTECTION OF" and insert "SERVICES AND FACILITIES FOR".</p>

Provision Amended	How Amended
Section 42	Strike out "Director-General shall" and substitute "Chief Executive Officer must"; Strike out "shall" (second occurring) and substitute "must"; Strike out "he" and substitute "the Chief Executive Officer"; After "himself" insert "or herself".
Section 42(a), (e) and (f)	After "his" wherever it occurs insert, in each case, "or her".
Section 42(h)	Strike out "Director-General" and substitute "Chief Executive Officer".
Section 43(1)	Strike out "he" and substitute "the person"; Strike out "under the hand of the Director-General" and substitute "by the Chief Executive Officer".
Section 43(2)	Strike out "his custody" and substitute "his or her care".
Section 43(3)	Strike out "shall not be" and substitute "is not"; Strike out "his custody" and substitute "his or her care"; Strike out "Director-General" and substitute "Chief Executive Officer".
Section 43(4)	Strike out "shall" and substitute "must"; Strike out "his custody" and substitute "his or her care".
Section 43(5)	Strike out "Director-General" and substitute "Chief Executive Officer"; After "he" insert "or she".
Section 43(6)	Strike out "shall" and substitute "must"; Strike out "his" and substitute "the".

Provision Amended	How Amended
Section 45(1)	Strike out "The Director-General, or any person authorized in writing by the Director-General" and substitute "The Chief Executive Officer or an authorised officer"; Strike out "foster child" (twice occurring) and substitute, in each case, "child".
Section 46(2)	Strike out "Where the Director-General exercises his" and substitute "On the exercise of the Chief Executive Officer's"; Strike out "shall thereupon cease" and substitute "ceases".
Section 46(3)	Strike out this subsection and substitute: (3) The Chief Executive Officer must give the foster parent at least 28 days' written notice of his or her intention to cancel the approval.
Section 48(1)	Strike out all words preceding paragraph (a) and substitute: A person must not—.
Section 48(1)(b)	After "himself" insert "or herself".
Section 48(1)	Strike out "he is".
Section 48(2)	Strike out this subsection and substitute: (2) The Chief Executive Officer will grant a licence under this section to any person who applies in the prescribed manner, if satisfied that the person is a fit and proper person to hold such a licence.
Section 48(3)	Strike out "Director-General shall" and substitute "Chief Executive Officer must".
Section 48(3)(d)	Strike out "foster".
Section 48(4)	Strike out "Director-General" and substitute "Chief Executive Officer"; After "he" insert "or she".
Section 48(5)	Strike out "shall" and substitute "will".
Section 48(6)	Strike out "shall" and substitute "must".
Section 49(1)	Strike out "Where the Director-General is" and substitute "If";

Provision Amended

How Amended

	Strike out "he" and substitute "the Chief Executive Officer".
Section 49(2)	Strike out this subsection and substitute: (2) The Chief Executive Officer must give a licensee at least 28 days' written notice of his or her intention to cancel the licence.
Section 50(1)	Strike out "shall maintain such records as may be prescribed" and substitute "must maintain the prescribed records".
Section 50(2)	Strike out "shall" (twice occurring) and substitute, in each case, "must"; Strike out "Director-General" (twice occurring) and substitute, in each case, Chief Executive Officer; Strike out "he" and substitute "the Chief Executive Officer".
Heading to Subdivision 4 of Division II of Part IV	Strike out "Homes" and substitute "Residential Facilities".
Section 51(4)	Strike out "shall" and substitute "will".
Section 51(5)	Strike out this subsection.
Section 51(6)(a)	Strike out "home" and substitute "residential facility".
Section 51(6)(b)	Strike out "foster" (first occurring).
Section 52(1)	Strike out "Where the Director-General is" and substitute "If"; Strike out "he" and substitute "the Chief Executive Officer".
Section 52(2)	Strike out this subsection and substitute: (2) The Chief Executive Officer must give a licensee at least 28 days' written notice of his or her intention to cancel the licence.

Provision Amended	How Amended
Section 53	<p>Strike out "to have the conduct or control of a children's home shall" and substitute "to maintain a children's residential facility must";</p> <p>Strike out "by him" (first occurring) and substitute "into the facility";</p> <p>Strike out "him" (second occurring) and substitute "the licensee".</p>
Section 53(d)	Strike out "children's home" and substitute "facility".
Section 56(1)	<p>Strike out "home" (twice occurring) and substitute, in each case, "residential facility";</p> <p>Strike out "Director-General" and substitute "Chief Executive Officer";</p> <p>Strike out "home" and substitute "facility".</p>
Section 56(2)	Strike out "Director-General shall" and substitute "Chief Executive Officer must".
Section 84(1)	<p>Strike out "Director-General" and substitute "Chief Executive Officer";</p> <p>Strike out "moneys" and substitute "money".</p>
Section 84(2)	<p>Strike out "Director-General shall cause any moneys" and substitute "Chief Executive Officer must cause any money";</p> <p>Strike out "Director-General" (second occurring) and substitute "Chief Executive Officer".</p>
Section 84(3)	<p>Strike out "moneys" and substitute "money";</p> <p>Strike out "shall" and substitute "will".</p>
Section 84(4)	Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer".
Section 84(5)	<p>Strike out this subsection and substitute:</p> <p>(5) Any money held on behalf of a child pursuant to this section is payable to the child on the Chief Executive Officer ceasing to have any direct responsibility for the affairs of the child.</p>
Section 98(1)	Strike out "shall be" and substitute "are".
Section 98(2)	Strike out "shall be made by, or on behalf of, the

Provision Amended	How Amended
Section 99(1)	<p>Minister" and substitute "will be made by the Minister".</p> <p>Strike out "persons are near relatives of any child" and substitute "person is a near relative of a child";</p> <p>Strike out "are" (second occurring) and substitute "is";</p> <p>Strike out "those persons or any of them" and substitute "that person";</p> <p>Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court";</p> <p>Strike out "they or he" and substitute "the person".</p>
Section 99(2)	Strike out "shall be made by, or on behalf of, the Minister" and substitute "will be made by the Minister".
Section 99(3)	<p>Strike out "under his hand";</p> <p>Strike out "his" (second and third occurring) and substitute, in each case, "the person's";</p>
Section 100(2)	Strike out "shall" and substitute "will".
Section 100(3)	<p>Strike out "shall not be" and substitute "is not";</p> <p>Strike out "any period prior to that period of six months" and substitute "any prior period".</p>
Section 101(2)	Strike out "shall" and substitute "must".
Section 103	<p>Strike out "under his hand";</p> <p>Strike out "recognizance" and insert "bond";</p> <p>Strike out "sureties" and insert "guarantors".</p>
Section 104(1)	<p>Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court";</p> <p>Strike out "Director-General" and substitute "Chief Executive Officer".</p>
Section 104(2) and (3)	Strike out "shall" (twice occurring) and substitute, in each case, "must".
Section 104(4)	Strike out "a court" and insert "the court".
Section 105(1)	Strike out "shall" and substitute "must".

Provision Amended	How Amended
Section 105(1)(b)	<p>Strike out “moneys” and substitute “money”;</p> <p>Strike out “shall” and substitute “must”;</p> <p>Strike out “Director-General” and substitute “Chief Executive Officer”.</p>
Section 105(3)	<p>Strike out “of this section”;</p> <p>Strike out “moneys” and substitute “money”;</p> <p>Strike out “shall” and substitute “must”.</p>
Section 105(4)	<p>Strike out “moneys” and substitute “money”;</p> <p>Strike out “shall” and substitute “must”.</p>
Section 105(5)	<p>Strike out “or any justice”;</p> <p>Strike out “or he”.</p>
Section 106	<p>Strike out “a court of summary jurisdiction” and substitute “the Magistrates Court”.</p>
Section 107(1)	<p>Strike out “making the order”.</p>
Section 107(2)	<p>Strike out “of this section shall not be” and substitute “is not”;</p> <p>Strike out “shall have” and substitute “has”;</p> <p>Strike out “clerk of the court by which the orders’ as made” and substitute “court”.</p>
Section 107(3)	<p>Strike out “of this section shall” and substitute “does”.</p>
Section 107(4)	<p>Strike out “of this section shall” and substitute “must”.</p>
Section 107(5)	<p>Strike out “of this section”;</p> <p>Strike out “the clerk of the court, the clerk shall forthwith” and substitute “the court, a Registrar must”.</p>
Section 108(1)	<p>Strike out “shall be” and substitute “is”.</p>
Section 108(2)	<p>Strike out “shall not be ” and substitute “is not”.</p>
Section 109(2)	<p>Strike out “shall” and substitute “may”;</p> <p>Strike out “of this section”.</p>

Provision Amended	How Amended
Section 109(3)	Strike out "of this section".
Section 109(5)	Strike out "shall" and substitute "must".
Section 109(6)	Strike out "shall" and substitute "will".
Section 110(1)	Strike out "or on behalf of"; Strike out "or by an officer of the Department".
Section 110(2)	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 110(3)	Strike out "under his hand".
Section 110(6)	Strike out "shall be deemed" and substitute "will be taken to be".
Section 111(1)	Strike out "Director-General" and substitute "Chief Executive Officer".
Section 111(2)	Strike out "shall" and substitute "may".
Section 111(3)	Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer"; Strike out "shall" and substitute "will"; After "his" insert "or her".
Section 112(1)	Strike out this subsection.
Section 112(3)	Strike out "A court of summary jurisdiction" and substitute "The Magistrates Court".
Section 112(4)	Strike out "No direction shall" and substitute "A direction must not".

Provision Amended	How Amended
Section 112(5)	<p>Strike out "shall" (first and second occurring) and substitute, in each case, "must";</p> <p>Strike out "shall" (third occurring) and substitute "are to";</p> <p>Strike out "him to take the samples" and substitute "the samples to be taken".</p>
Section 112(8)	<p>Strike out "of this section";</p> <p>Strike out "shall" and substitute "will".</p>
Section 112(9)	<p>Strike out "a court" and substitute "the court".</p>
Section 112(9)(a)	<p>Strike out "shall" and substitute "must";</p> <p>Strike out "subsection (5) or subsection (6) of this section" and substitute "subsection (5) or (6)".</p>
Section 112(9)(b) and (c)	<p>Strike out "him to take" (twice occurring);</p> <p>After "samples" (twice occurring) insert, in each case, "to be taken";</p> <p>Strike out "shall" (wherever occurring) and substitute, in each case, "must".</p>
Section 112(9a)	<p>Strike out "a court" and substitute "the court";</p> <p>Strike out "subsection" (second occurring);</p> <p>Strike out "him to take";</p> <p>After "samples" insert "to be taken".</p>
Section 112(10)	<p>Strike out "shall" and substitute "must";</p> <p>Strike out "moneys" (first occurring) and substitute "money";</p> <p>Strike out "of this section";</p> <p>Strike out "those moneys" and substitute "that amount";</p> <p>Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court";</p> <p>Strike out "him" and substitute "the Minister".</p>
Section 112(11)	<p>Strike out "shall" and substitute "must";</p>

Provision Amended	How Amended
	Strike out "him" and substitute "the practitioner or analyst".
Section 112(12)	Strike out this subsection and substitute: <p data-bbox="839 432 1445 589">(12) The medical practitioner or analyst must forward the certificate to the court and a Registrar of the court must, within seven days of the receipt of the certificate, furnish a copy of it to the complainant and to the defendant.</p>
Section 112(13)	Strike out "shall be" (twice occurring) and substitute, in each case, "is";
	Strike out "therein, but the court shall" and substitute "in it, but the court must".
Section 113(1)	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 113(2)	Strike out "shall" and substitute "must".
Section 117(1)	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court";
	Strike out "Director-General" and substitute "Chief Executive Officer".
Section 117(2)	Strike out "of this section".
Section 117(2)(a)	Strike out "thereof" and substitute "of them".
Section 117(3)	Strike out "shall be deemed" and substitute "will be taken".
Section 117(4)	Strike out "moneys" (first occurring) and substitute "money";
	Strike out "of this section";
	Strike out "or a justice";
	Strike out "or justice";
	Strike out "moneys are" and substitute "money is".
Heading to Division III of Part VI	Strike out "COURTS OF SUMMARY JURISDICTION" and substitute "MAGISTRATES COURT".
Section 130(1)	Strike out "a court of summary jurisdiction shall have" and substitute "the Magistrates Court has".

Provision Amended	How Amended
Section 130(2)	Strike out "shall have" and substitute "has".
Section 130(3)	Strike out "shall limit or affect" and substitute "limits or affects".
Section 131(1)	Strike out "of this Part"; Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 131(2)	Strike out "shall not" and substitute "cannot".
Section 133(1)	Strike out "of this Part".
Section 133(2)	Strike out "shall not be" and substitute "is not"; Strike out "shall remain" and substitute "remains".
Section 134(a)	Strike out "shall not" and substitute "cannot".
Section 134(b)	Strike out "thereunder" and substitute "under the order"; Strike out "shall cease" and substitute "ceases".
Section 135(1)	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 135(1)(a)	Strike out "him" and substitute "the child"; Strike out "his" and substitute "a".
Section 135(1)(b)	Strike out "his" and substitute "a"; After "him" insert "or her".
Section 135(3)	Strike out this subsection.
Section 138(1)	Strike out "shall" and substitute "does"; Strike out "moneys" and substitute "money".
Section 138(2)	Strike out "of this section shall" and substitute "does".
Section 140	Strike out "shall" and substitute "must".

Provision Amended	How Amended
Section 140(c)	Strike out "of this Act"; Strike out "him to take"; After "samples" insert "to be taken".
Section 141	Strike out "of this Act"; Strike out "shall" and substitute "must".
Section 142	Strike out "or on behalf of"; Strike out "the Director-General or an officer of the Department".
Section 142(e)	Strike out "this Act or any other Act" and substitute "any Act".
Section 142	Strike out "shall be deemed" and substitute "will be taken".
Section 143	Strike out "shall apply and have" and substitute "applies and has".
Section 144(1)	Strike out "an officer of the Department" and substitute "the Minister"; Strike out "deemed" and substitute "taken"; Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 144(2)	Strike out this subsection.
Section 144(3)	Strike out "shall" and substitute "must".
Section 144(6)	Strike out "shall" and substitute "does".
Section 145(1)	Strike out "named in the order"; Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court"; Strike out "shall" and substitute "must"; Strike out "Director-General" and substitute "Chief Executive Officer".
Section 145(2)(c)	Strike out "shall" and substitute "must".

Provision Amended	How Amended
Section 145(3)	Strike out "of this section shall not authorize any court of summary jurisdiction" and substitute "does not authorize the Magistrates Court".
Section 146(1)	Strike out "shall" and substitute "will".
Section 146(2)	Strike out "shall" and substitute "does".
Section 146(3)	Strike out "of this section"; Strike out "shall" and substitute "does".
Section 146(4)	Strike out "moneys" and substitute "money"; Strike out "shall not be" and substitute "is not".
Section 148(1)	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court"; Strike out "by an officer of the Department or"; After "on behalf of" insert "the Minister or".
Section 148(2)	Strike out this subsection.
Section 148(3)	Strike out "shall" and substitute "will"; Strike out "deemed" and substitute "taken".
Section 149(1)(a)	Strike out "him" and substitute "the defendant".
Section 149(1)(b)	Strike out "his being brought" and substitute "bringing the defendant".
Section 149(3)(b)	Strike out "shall" and substitute "will".
Section 149(3)(c)	Strike out "shall be deemed" and substitute "will be taken".
Section 150	Strike out "shall" and substitute "may".
Section 150(c)	Strike out "an officer of the Department" and substitute "the Minister".
Section 151	Strike out "moneys" wherever it occurs and substitute, in each case, "money".
Section 151(a)	Strike out "Director-General" and substitute "Chief Executive Officer".

Provision Amended	How Amended
Section 152(1)	Strike out "his being brought" and substitute "bringing the defendant".
Section 153(1)	Strike out "his" (twice occurring) and substitute, in each case, "the defendant's"; Strike out "that made the order".
Section 153(2)	Strike out "shall" (twice occurring) and substitute, in each case, "must"; Strike out "clerk of the"; Strike out "thereof" and substitute "of it".
Section 154(1)(a)	After "his" insert "or her".
Section 154(1)(b)(i)	Strike out "his" (first occurring) and substitute "the defendant's"; Strike out "he" and substitute "the defendant"; Strike out "his employers" and substitute "them".
Section 154(1)(c)	Strike out "him or on his behalf" and substitute "or on behalf of the person"; Strike out "his" (second occurring) and substitute "the person's".
Section 154(3)	Strike out "of this section shall be" and substitute "is".
Section 154(4)	Strike out "Every" and substitute "A".
Section 154(4)(a)	After "direction" insert "duly served on him or her"; Strike out "that is applicable to him and was duly served upon him".
Section 154(4)(b)	After "he" insert "or she".
Section 155(1)	Strike out "to" (first occurring).
Section 155(1)(d)	Insert "to" before "any" (first occurring).
Section 155(1)(e)	Insert "to" before "any" (first occurring).

Provision Amended	How Amended
Section 155(1)	<p>Strike out "shall" (twice occurring) and substitute, in each case, "is";</p> <p>Strike out "be" (third and fourth occurring).</p>
Section 155(2)	<p>Strike out "shall" and substitute "will";</p> <p>Strike out "deemed" and substitute "taken".</p>
Section 156(1)	<p>Strike out "thereof as it" and substitute "of it as the court";</p> <p>Strike out "Director-General" and substitute "Chief Executive Officer".</p>
Section 156(2)	<p>Strike out "shall" (first occurring) and substitute "must";</p> <p>Strike out "shall be thereby" and substitute "on doing so, is";</p> <p>Strike out "the owner thereof" and substitute "its owner";</p> <p>Strike out "him" and substitute "the owner";</p> <p>Strike out "shall be" (second occurring) and substitute "is".</p>
Section 157(1)	<p>Strike out "his" and substitute "the person's";</p> <p>Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".</p>
Section 157(2)	<p>Strike out "him" (first occurring) and substitute "the person";</p> <p>Strike out "him" (second occurring) and substitute "the owner".</p>
Section 158	<p>After "his" insert "or her";</p> <p>Strike out "shall be" and substitute "is";</p> <p>Strike out "Director-General" and substitute "Chief Executive Officer".</p>
Section 159(1)	<p>Strike out "shall" and substitute "must";</p> <p>Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer".</p>
Section 159(2)	<p>Strike out "shall be" and substitute "is";</p>

Provision Amended**How Amended**

	<p>Strike out "moneys were" and substitute "money was";</p> <p>After "his" insert "or her";</p> <p>Strike out "those moneys to the Director-General" and substitute "that money to the Chief Executive Officer".</p>
Section 160(1)	<p>Strike out "<i>Real Property Act, 1886 as amended,</i>" and substitute "<i>Real Property Act 1886</i>";</p> <p>Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer".</p>
Section 160(2)	<p>Strike out "shall" (first and second occurring) and substitute, in each case, "must";</p> <p>Strike out "forthwith";</p> <p>Strike out "shall not be" and substitute "is not";</p> <p>Strike out "Director-General" and substitute "Chief Executive Officer".</p>
Section 160(2)(a)	<p>Strike out "he is";</p> <p>Strike out "moneys" and substitute "money";</p> <p>Strike out "have" and substitute "has".</p>
Section 160(2)(b)	<p>Strike out "he is";</p> <p>Strike out "thereof" and substitute "of that court".</p>
Section 161(1)	<p>Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court";</p> <p>Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer";</p> <p>Strike out "thereof" and substitute "of that estate".</p>

Provision Amended	How Amended
Section 161(2)	<p>Strike out "shall" and substitute "must";</p> <p>Strike out "moneys" (first occurring) and substitute "money";</p> <p>Strike out "Director-General" and substitute "Chief Executive Officer";</p> <p>Strike out "shall thereby be" and substitute ", on doing so, is";</p> <p>Strike out "those moneys" and substitute "that money".</p>
Section 162	<p>Strike out "shall";</p> <p>Strike out "bind" and substitute "binds";</p> <p>After "his" insert "or her".</p>
Section 163	<p>Strike out "Director-General" and substitute "Chief Executive Officer".</p>
Section 164(1)	<p>Strike out "Director-General" and substitute "Chief Executive Officer";</p> <p>Strike out "shall vest" and substitute "vests".</p>
Section 164(2)	<p>Strike out "shall forthwith" and substitute "must".</p>
Section 165(1)	<p>Strike out "shall be" and substitute "is";</p> <p>Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".</p>
Section 165(2)	<p>Strike out "shall be" and substitute "is".</p>
Section 165(3)	<p>Strike out "shall be" and substitute "is";</p> <p>Strike out "Director-General" and substitute "Chief Executive Officer".</p>
Section 166	<p>Strike out "Director-General" and substitute "Chief Executive Officer".</p> <p>Strike out "shall be" and substitute "is";</p> <p>Strike out "moneys" and substitute "money";</p> <p>After "him" insert "or her".</p>
Section 167	<p>Strike out "shall" (twice occurring) and substitute, in each case, "must";</p>

Provision Amended	How Amended
	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 168(1)	Strike out "A" and insert "The"; Strike out "recognizance" and substitute "bond"; Strike out "sureties" and insert "guarantors".
Section 168(2)	Strike out "recognizance" (twice occurring) and substitute, in each case, "bond"; Strike out "he" and substitute "the justice".
Section 168(3)	Strike out "shall" and substitute "may"; Strike out "recognizance" (twice occurring) and substitute, in each case, "bond".
Section 169(1)	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 169(1a)	Strike out "a court of summary jurisdiction shall" and substitute "the Magistrates Court must".
Section 169(2)	Strike out "shall not be" (twice occurring) and substitute, in each case, "is not"; Strike out "his"; Strike out "he" and substitute "the defendant"; Strike out "thereof" and substitute "of those arrears"; Strike out "shall, until paid, remain" and substitute "remains, until paid,".
Section 169(3)	Strike out "of this section"; Strike out "shall".
Section 169(4)(b)	Strike out "a court of summary jurisdiction, upon" and substitute "the Magistrates Court, on".

Provision Amended	How Amended
Section 169(5)	<p>Strike out "clerk of the court of summary jurisdiction to which application is made for the issue of a warrant of commitment" and substitute "the Magistrates Court";</p> <p>Strike out "such reduction shall" and substitute "that reduction must";</p> <p>Strike out "shall" (second occurring) and substitute "will".</p>
Section 169(6)	<p>Strike out "imprisoned" and substitute "in prison";</p> <p>Strike out "he" (first occurring) and substitute "the person";</p> <p>Strike out "in which he is imprisoned".</p>
Section 169(6)(a)	<p>Strike out "of this section".</p>
Section 169(6)	<p>Strike out ", and in either case the manager shall receive the payment".</p>
Section 169(7)	<p>Strike out "mentioned in paragraph (a) of subsection (6) of this section" and substitute "referred to in subsection (6)(a)";</p> <p>Strike out "shall thereupon" and substitute "must";</p> <p>Strike out "he" and substitute "the person".</p>
Section 169(8)	<p>Strike out "mentioned in paragraph (b) of subsection (6) of this section" and substitute "referred to in subsection (6)(b)";</p> <p>Strike out "shall" (first occurring) and substitute "will";</p> <p>Strike out "shall" (second occurring) and substitute "must".</p>
Section 169(9)	<p>Strike out "shall" and substitute "must".</p>
Section 169(10)	<p>Strike out "a court referred to in this section" and insert "the court";</p> <p>Strike out "shall" and substitute "must";</p> <p>Strike out "him" and substitute "the defendant".</p>

Provision Amended	How Amended
Section 170	<p>Strike out “under his hand”;</p> <p>Strike out “he” and substitute “the person”;</p> <p>Strike out “recognizance” and substitute “bond”;</p> <p>Strike out “sureties” and insert “guarantors”;</p> <p>After “his” insert “or her”.</p>
Section 171	Strike out this section.
Section 172	<p>Strike out “Every” and substitute “A”;</p> <p>After “him” insert “or her”.</p>
Section 173	Strike out “Every” and substitute “A”.
Section 174(1)	<p>Strike out “any officer” and substitute “an employee”;</p> <p>After “he” insert “or she”;</p> <p>Strike out “any” (second and third occurring) and substitute, in each case, “a”;</p> <p>Strike out “a misdemeanour” and insert “an offence”;</p> <p>Strike out “the misdemeanour” and insert “the offence”;</p> <p>Strike out “his” and substitute “a”.</p>
Section 174(2)	<p>Strike out “a court of summary jurisdiction may hear and determine the matter in a summary way, and” and substitute “the Magistrates Court may”;</p> <p>Strike out “surety” and insert “guarantor”;</p> <p>Strike out “he” (first occurring) and substitute “the defendant”;</p> <p>After “he” (second occurring) insert “or she”.</p>
Section 174(3)	Strike out “surety” and insert “guarantor”.
Section 174(4)	Strike out “sureties” and insert “guarantors”.

Provision Amended	How Amended
Section 175(1)	Strike out "of this Act";
definition of "attachment of earnings order"	Strike out "of this Act";
definition of "earnings"	Strike out " <i>Social Security Act 1947</i> " and substitute " <i>Social Security Act 1991</i> ";
	Strike out " <i>Repatriation Act 1920</i> " and substitute " <i>Veterans' Entitlements Act 1986</i> ".
Section 175(2)(a) and (b)	Strike out "shall" (wherever occurring) and substitute, in each case, "is to".
Section 176(1)	Strike out "officer" and substitute "employee";
	Strike out paragraphs (a) and (b) and insert "to the Magistrates Court".
Section 176(2)	Strike out "of this section".
Section 176(4)	Strike out "shall" and substitute "must".
Section 176(6)	Strike out "shall" and substitute "must";
	Strike out "he" and substitute "the defendant".
Section 176(7)	Strike out "shall" and substitute "must";
	Strike out "Director-General at his office at Adelaide" and substitute "the main office of the Department in Adelaide".
Section 176(8)	Strike out "shall" and substitute "must".
Section 176(9)	Strike out "by a court, the clerk of the court shall" and insert "the court must".
Section 176(9)(c)	Strike out "officer" and substitute "employee";
	Strike out "Director-General" and substitute "Chief Executive Officer".
Section 176(9)	Strike out "shall" (second occurring) and substitute "will".

Provision Amended	How Amended
Section 177(1)	Strike out "shall" (twice occurring) and substitute, in each case, "must"; Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer"; Strike out "of this subsection".
Section 177(2)	Strike out "of this section"; Strike out "Director-General shall be" and substitute "Chief Executive Officer is"; Strike out "him" and substitute "the employer".
Section 178(1)	Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court".
Section 178(2)	Strike out "shall" and substitute "may".
Section 179(1)	Strike out "The court by which an attachment of earnings order has been made" and insert "The Magistrates Court"; Strike out "officer" and substitute "employee"; Strike out "the" (last occurring) and insert "an".
Section 179(2)	Strike out "clerk of the court shall" and substitute "court must".
Section 179(2)(c)	Strike out "officer" and substitute "employee"; Strike out "Director-General" and substitute "Chief Executive Officer".
Section 179(2)	Strike out "shall" (second occurring) and substitute "will".
Section 180(1)	Strike out "shall cease" and substitute "ceases".
Section 180(1)(b)	Strike out "of this section".
Section 180(2)	Strike out "shall" and substitute "will".

Provision Amended	How Amended
Section 180(3)	Strike out this subsection and substitute: (3) On an attachment of earnings order ceasing to have effect, a Registrar of the court must give notice of that fact to the Chief Executive Officer and to the person to whom the order was directed.
Section 180(4)	Strike out "shall" and substitute "does"; Strike out "his"; Strike out "of this section"; After "him" insert "or her".
Section 181	Strike out "shall have" and substitute "has"; Strike out "shall" (second occurring) and substitute "must".
Section 182(1)(a) and (b)	Strike out "shall" wherever it occurs and substitute, in each case, "must".
Section 182(2)	Strike out "which" (first occurring) and substitute "that"; Strike out "shall be deemed" and substitute "will be taken".
Section 183(1)	Strike out "shall" and substitute "must".
Section 183(2)	After "him" insert "or her"; Strike out "shall" (first occurring) and substitute "must"; Strike out "Director-General and the clerk of the court that made the order, and shall give that notice—" and insert "Chief Executive Officer and to the Magistrates Court".
Section 183(2)(i) and (ii)	Strike out these subparagraphs.
Section 184(1)	Strike out "The court by which an attachment of earnings order has been made shall, on the application of the person to whom the" and insert "The Magistrates Court must, on application by the person to whom an attachment of earnings".

Provision Amended	How Amended
Section 184(2)	Strike out "of this section"; Strike out "by him".
Section 184(3)	Strike out "of this section".
Section 186(2)	Strike out "shall be" and substitute "is"; Strike out "of this section"; After "he" insert "or she".
Section 186(3)	Strike out "of this section".
Section 187(1)	Strike out "Any" and substitute "A"; Strike out "him" and substitute "an employee"; After "his" (first and third occurring) insert, in each case, "or her"; Strike out "his" (second occurring) and substitute "an employee's".
Section 187(2)	Strike out "of this section".
Section 187(3)	Strike out "Where any" and substitute "The court by which a"; Strike out "the court by which he is convicted"; Strike out "by him"; After "his" insert "or her".
Section 187(4)	Strike out "Any" and substitute "An"; Strike out "of this section".
Section 188	Strike out "shall have" and substitute "has"; Strike out "his".
Section 189	Strike out "shall" (first occurring); Strike out "shall" (second occurring) and substitute "will"; Strike out "permanent head or principal officer" and substitute "chief executive officer".
Section 190	Strike out "shall be" and substitute "is".

Provision Amended	How Amended
Section 191	<p>Strike out "to him";</p> <p>Strike out "the clerk of the court of summary jurisdiction by which the order was made or in which it is enforceable or in which further proceedings in relation to the order may be brought shall" and insert "a Registrar of the Magistrates Court must".</p>
Section 192(3)	<p>Strike out "shall be" and substitute "is";</p> <p>After "he" insert "or she".</p>
Section 192(4)	<p>Strike out "forthwith";</p> <p>Strike out "recognizance" wherever it occurs and substitute, in each case, "bond";</p> <p>Strike out "sureties" and insert "guarantors".</p>
Section 193	<p>Strike out this section.</p>
Section 194(1)	<p>Strike out "shall be" and substitute "is".</p>
Section 194(2)	<p>Strike out "shall not be" and substitute "is not";</p> <p>Strike out "him" and substitute "the defendant";</p> <p>After "him" insert "or her".</p>
Section 195	<p>Strike out "Director-General" (twice occurring) and substitute, in each case, "Chief Executive Officer";</p> <p>Strike out "officer" and substitute "employee";</p> <p>After "his" insert "or her";</p> <p>Strike out "shall" and substitute "must".</p>
Section 196(1)	<p>Strike out ", as amended," (wherever occurring);</p>
definition of "certified copy"	<p>Strike out ", as amended," (wherever occurring);</p>
definition of "overseas order"	<p>Strike out "shall be" and substitute "are";</p>
definition of "South Australian Order"	<p>Strike out this definition and substitute: "South Australian order" means a maintenance order made by a court in this State.</p>
Section 196(2)	<p>Strike out "shall" and substitute "is";</p> <p>Before "be read as" insert "to".</p>

Provision Amended	How Amended
Section 196(3)	Strike out "shall" and substitute "is to".
Section 196(4)	After "he" (twice occurring) insert, in each case, "or she"; Strike out "shall be deemed" and substitute "will be taken".
Section 197(1)(a)	Strike out "Director-General shall be" and substitute "Chief Executive Officer is".
Section 197(1)(b)	Strike out "officers" and substitute "employees"; Strike out "shall be" and substitute "are".
Section 197(2)	Strike out "shall".
Section 198(1)	Strike out "shall have" and substitute "has".
Section 198(2)	Strike out "shall" and substitute "will".
Section 198(2)(a)	Strike out "moneys" wherever it occurs and substitute, in each case, "money"; Strike out "him" (first occurring) and substitute "the Collector"; Strike out "to him" (second occurring).
Section 198(2)(b)	Strike out "moneys" and substitute "money"; Strike out "him" and substitute "the Collector".
Section 198(2)(c)	Strike out "moneys received by him" and substitute "money received"; Strike out "those moneys" and substitute "that money".
Section 198(2)(d)	Strike out "moneys received by him" and substitute "money received"; Strike out "thereto" and substitute "to it".
Section 198(3)	Strike out "shall be" and substitute "is".
Section 199	Strike out this section.
Section 200(2)	After "he" insert "or she"; Strike out "shall" and substitute "will".
Section 200(3)	Strike out "of this section" (twice occurring).

Provision Amended	How Amended
Section 200(4)	Strike out "of this section".
Section 200(4)(b)	Strike out " thereof shall" and substitute "of the order".
Section 200(4)(c)	Strike out "every" and substitute "a".
Section 201(1)	Strike out "he shall" and substitute "the Collector must";
	After "him" insert "or her";
	Strike out "clerk of the court of summary jurisdiction at Adelaide known as the Adelaide Magistrates' Court" and substitute "Magistrates Court".
Section 201(2)	Strike out this subsection and substitute the following subsection:
	(2) On receiving such a request the court must (whether or not the order is of a kind that could be made in this State) register the order and file in the court a certified copy of the order and the Collector's certificate.
Section 201(3)	Strike out "shall" (first occurring) and substitute "is";
	Strike out "the suspension thereof, be" and substitute "its suspension,";
	Strike out "of this Act shall".
Section 201(4)	Strike out "shall" (twice occurring) and substitute, in each case, "must".

Provision Amended	How Amended
Section 201(5)	<p>Strike out "shall" (first occurring) and substitute "must";</p> <p>Strike out "clerk of the court of summary jurisdiction at Adelaide known as the Adelaide Magistrates' Court" and substitute "Magistrates Court";</p> <p>Strike out "the clerk shall thereupon cancel the registration" and substitute "that registration must be so cancelled".</p>
Section 201(6)(a)	Strike out "shall become" and substitute "is".
Section 201(6)(b)	<p>Strike out "shall remain" and substitute "remains";</p> <p>Strike out "thereof shall" and substitute "of it".</p>
Section 201(6)(c)	<p>Strike out "every" and substitute "a";</p> <p>Strike out "shall cease" and substitute "ceases".</p>
Section 202	<p>Strike out "he shall forthwith" and substitute "the Collector must";</p> <p>Strike out "shall give him" and substitute "give";</p> <p>After "he" (second occurring) insert "or she".</p>
Section 203(1)	Strike out "a prescribed court of summary jurisdiction in this State constituted of a magistrate" and substitute "the Magistrates Court".
Section 203(2)	<p>Strike out "a court of summary jurisdiction" and substitute "the Magistrates Court";</p> <p>Strike out "any court of summary jurisdiction in this State constituted by a magistrate (being a court that would have jurisdiction to make an order under this Act in relation to a South Australian Order)" and substitute "the Magistrates Court".</p>
Section 203(3)	<p>Strike out "shall" (twice occurring) and substitute, in each case, "must";</p> <p>Strike out "his office at" and substitute "the main office of the Department in";</p> <p>Strike out "forthwith upon receipt by him of" and substitute "on receiving".</p>

Provision Amended	How Amended
Section 203(4)	Strike out "shall" (twice occurring) and substitute, in each case, "must"; After "him" insert "or her".
Section 203(5)	Strike out "shall" and substitute "may".
Section 204	Strike out "of this Act"; After "he" insert "or she".
Section 204(a)	Strike out "subsection (1) of section 203 of this Act" and substitute "section 203(1)".
Section 205	Strike out "of this Act"; Strike out "shall" and substitute "will".
Section 206(1)	Strike out "of this section"; Strike out "of this Act"; Strike out "shall be" (first occurring) and substitute "is"; Strike out "shall have" and substitute "has"; Strike out "shall" (third occurring) and substitute "must".
Section 206(2)	Strike out "of this Act" (first occurring); Strike out "shall" (first occurring) and substitute "must"; Strike out "shall" (second occurring) and substitute "is"; Strike out "subsection (4) of section 200 of this Act be" and substitute "section 200(4)"; Strike out "have" and substitute "has"; Strike out "forthwith"; Strike out "the tenor thereof" and substitute "its tenor".

Provision Amended	How Amended
Section 206(3)	Strike out "of this Act"; Strike out "the clerk of the court making the provisional order shall" and insert "a Registrar of the Magistrates Court must".
Section 206(4)	Strike out "of this section"; Strike out "shall" and substitute "is"; Strike out "subsection (4) of section 200 of this Act, be" and substitute "section 200(4),"; Strike out "have" and substitute "has".
Section 207(1)	Strike out "court in this State that made the provisional order for the taking of further evidence, the court in this State or, if requested by that court, another court in this State shall" and insert "Magistrates Court, the Magistrates Court must".
Section 208(1)	Strike out "shall" and substitute "must"; Strike out "court in this State by or in which the maintenance order was made or is registered" and insert "Magistrates Court".
Section 208(2)	Strike out "shall" and insert "must".
Section 208(3)	After paragraph (a) insert "or"; Strike out paragraph (c) and the word "or" preceding it.
Section 208(4)	Strike out "shall" and substitute "is"; Strike out "subsection (4) of section 200 of this Act be" and substitute "section 200(4),"; Strike out "have" and substitute "has".
Section 208(5)	Strike out "shall have" and substitute "has"; After "he" insert "or she".
Section 209(1)(b)	Strike out "shall" and substitute "will".
Section 209(1)	Strike out "court of summary jurisdiction in which it is registered or by which it was confirmed, as the case may be" and substitute "Magistrates Court".

Provision Amended	How Amended
Section 209(2)	Strike out "of this section".
Section 209(3)	Strike out "shall" and substitute "will"; Strike out "moneys have" and substitute "money has".
Section 211(2)	Strike out "a court of summary jurisdiction constituted of a magistrate" and substitute "the Magistrates Court"; Strike out "he" and substitute "the person".
Section 211(3)	Strike out "of this section shall be" and substitute "is"; Strike out "shall have" and substitute "has"; Strike out "shall" (third occurring) and substitute "must".
Section 211(4)	Strike out "shall" (twice occurring) and substitute, in each case, "must"; After "him" insert "or her".
Section 211(5)	Strike out "of this section, the clerk of the court shall" and substitute ", a Registrar of the court must".
Section 211(6)	Strike out "court in this State that made the order for taking of further evidence the court in this State, or, if requested by that court, another court in this State shall" and insert "Magistrates Court, the Magistrates Court must"; Strike out "shall" (second occurring) and substitute "must".
Section 211(8)	Strike out this subsection.
Section 211(9)	Strike out "shall be" and substitute "is"; Strike out "have" and substitute "has"; Strike out "court of summary jurisdiction referred to in subsection (2) of this section" and substitute "Magistrates Court".
Section 211(10)	Strike out "shall" and substitute "will".

Provision Amended	How Amended
Section 211(11)	Strike out "shall have" and substitute "has"; After "he" insert "or she".
Section 212	Strike out "shall" and substitute "will".
Section 213(1)	Strike out "shall" and substitute "must"; Strike out "of this section"; Strike out "him" and substitute "the Collector"; Strike out "clerk of the court of summary jurisdiction at Adelaide known as the Adelaide Magistrate's Court" and substitute "Magistrates Court".
Section 213(2)	Strike out "shall" and substitute "must"; Strike out "of this section".
Section 213(3)	Strike out this subsection and substitute: (3) Upon a request being made under subsection (1), the order must be registered and a certified copy of the order and the certificate must be filed in the court.
Section 213(4)	Strike out "shall" and substitute "is"; Strike out "the suspension thereof, be" and substitute "its suspension,".
Section 213(5)	Strike out "shall" and substitute "must".
Section 214(1)	Strike out "of this section"; Strike out "a convenient court of summary jurisdiction specified in the summons and constituted of a magistrate" and substitute "the Magistrates Court".
Section 214(2)	Strike out "shall" and substitute "must"; Strike out "of this section"; Strike out "he is".

Provision Amended	How Amended
Section 214(3)	<p>After "he" (twice occurring) insert, in each case, "or she";</p> <p>Strike out "of this section shall be" and substitute "is".</p>
Section 214(4)	<p>Strike out paragraph (b) and the word "or" preceding it.</p>
Section 214(5)	<p>Strike out "shall be" and substitute "is";</p> <p>Strike out "have" and substitute "has".</p>
Section 214(6)	<p>Strike out this subsection.</p>
Section 215(1)	<p>Strike out "he" (first occurring) and substitute "the Collector";</p> <p>Strike out "shall forthwith" and substitute "the Collector must";</p> <p>After "he" (second occurring) insert "or she".</p>
Section 215(2)	<p>Strike out "of this section".</p>
Section 215(2)(a)	<p>Strike out "shall become" and substitute "it";</p> <p>Strike out "shall be deemed" and substitute "will be taken".</p>
Section 215(2)(b)	<p>Strike out "shall remain" and substitute "remains";</p> <p>Strike out "the enforcement thereof shall" and substitute "its enforcement".</p>
Section 215(2)(c)	<p>Strike out "every" and substitute "a";</p> <p>Strike out "shall cease" and substitute "ceases".</p>
Section 216(1)	<p>Strike out "shall" and substitute "must";</p> <p>After "him" insert "or her";</p> <p>Strike out "clerk of the court of summary jurisdiction at Adelaide known as the Adelaide Magistrates' Court" and substitute "Magistrates Court".</p>

Provision Amended	How Amended
Section 216(2)	Strike out this subsection and substitute the following: (2) Upon a request being made under subsection (1), the order must (whether or not it is of such a kind as could be made under this Part) be registered and a certified copy of the order and the certificate must be filed in the court.
Section 216(3)	Strike out "shall" and substitute "is"; Strike out "be".
Section 216(4)	Strike out "shall" (twice occurring) and substitute, in each case, "must".
Section 217	After "him" insert "or her".
Section 217(a)	Strike out "he" and substitute "the Collector".
Section 217(b)	Strike out "he has so transmitted the documents" and substitute "the documents have been so transmitted".
Section 218(1)	Strike out "shall" (twice occurring) and substitute, in each case, "must"; Strike out "clerk of the court of summary jurisdiction known as the Adelaide Magistrates' Court" and substitute "Magistrates Court".
Section 218(2)(a)	Strike out "shall become" and substitute "is".
Section 218(2)(b)	Strike out "shall remain" and substitute "remains".
Section 218(2)(c)	Strike out "every" and substitute "a"; Strike out "shall cease" and substitute "ceases".
Section 219(1)(b)	Strike out "shall".
Section 219(1)	Strike out "by the court in this State in which the order is registered or by which it was confirmed, as the case may be".
Section 219(2)	Strike out "of this section".
Section 219(3)	Strike out "shall" and substitute "will"; Strike out "moneys have" and substitute "money has".

Provision Amended	How Amended
Section 220(1)	Strike out "a prescribed court of summary jurisdiction constituted of a magistrate" and substitute "the Magistrates Court".
Section 220(2)	Strike out "court that made the order" and substitute "Magistrates Court".
Section 220(3)	Strike out "shall" and substitute "must"; Strike out "his office at" and substitute "the main office of the Department in".
Section 220(4)	Strike out "shall" (twice occurring) and substitute, in each case, "must"; After "him" insert "or her".
Section 220(5)	Strike out "shall" and substitute "must"; Strike out "of this Part".
Section 221	Strike out "of this Act"; After "he" insert "or she".
Section 222	Strike out "of this Act"; Strike out "shall be" and substitute "is".
Section 223(1)	Strike out "of this Act"; Strike out "shall be" (first occurring) and substitute "is"; Strike out "shall have" and substitute "has"; Strike out "shall" (third occurring) and substitute "must".
Section 223(2)	Strike out "shall" and substitute "must".
Section 223(3)	Strike out "of this Act"; Strike out "shall be" and substitute "is"; Strike out "have" and substitute "has".

Provision Amended	How Amended
Section 223(4)	Strike out "subsection (2) of section 220 of this Act" and substitute "section 220(2)"; Strike out "shall be" and substitute "is"; Strike out "have" and substitute "has".
Section 224(1)	Strike out "of this Act"; Strike out "court in this State that made the provisional order, for the taking of further evidence, the court in this State, or, if requested by that court, another court in this State shall" and substitute "Magistrates Court must"; Strike out "shall" (second occurring) and substitute "must".
Section 225(1)	Strike out "shall" substitute "must"; Strike out "court in this State by or in which the maintenance order was made, registered or confirmed and substitute "Magistrates Court".
Section 225(2)	Strike out "shall" and substitute "must".
Section 225(4)	Strike out "shall be" and substitute "is"; Strike out "have" and substitute "has".
Section 226(2)	Strike out "of this section"; Strike out "he" and substitute "the Governor".
Section 226(3)	Strike out "subsection (1) or subsection (2) of this section" and substitute "subsection (1) or (2)"; Strike out "shall be" and substitute "are".
Section 226(4)	Strike out "subsection (1) or subsection (2) of this section" and substitute "subsection (1) or (2)".
Section 226(5)	Strike out "shall" and substitute "does".
Section 226(5)(a)	Strike out "shall cease" and substitute "ceases"; Strike out "the enforcement thereof shall" and substitute "its enforcement may".

Provision Amended	How Amended
Section 226(5)(b)	Strike out "every" and substitute "a"; Strike out "shall cease" and substitute "ceases".
Section 226(6)	Strike out "shall" and substitute "must".
Section 226(7)	Strike out "shall" and substitute "will".
Section 227	Strike out "of this Division"; Strike out "moneys" (first and second occurring) and substitute, in each case, "money"; Strike out "are" and substitute "is"; Strike out "shall" (first occurring) and substitute "must"; Strike out "shall be" (second occurring) and substitute "is"; Strike out "those moneys" and substitute "that money".
Section 228	Strike out "shall" and substitute "must"; Strike out "so enforceable".
Section 229(1)	Strike out "shall" and substitute "must".
Section 229(1)(a)	Strike out "court in which the order affected was made or confirmed or is registered" and substitute "Magistrates Court".
Section 229(2)	Strike out "of this section"; Strike out "shall have the like" and substitute "has the same".
Section 229(3)	Strike out "shall" and substitute "does".
Section 230(1)	Strike out "shall be deemed" and substitute "will be taken".
Section 230(2)	Strike out "by him"; Strike out "shall be" and substitute "is".

Provision Amended	How Amended
Section 230(3)	Strike out "of this section"; Strike out "a court in this State" and substitute "the Magistrates Court"; Strike out "shall" and substitute "must".
Section 230(4)	Strike out "he shall" and substitute "the Collector must"; After "he" (second occurring) insert "or she".
Section 230(5)(c)	Strike out "a court" and substitute "the court".
Section 231	Strike out "shall" (first occurring) and substitute "must"; Strike out "a court in this State" and substitute "the Magistrates Court"; Strike out "such translation" and substitute "such a translation".
Section 231(a)	Strike out "shall" and substitute "will"; Strike out "deemed" and substitute "taken".
Section 231(b)	Strike out "shall be made also" and substitute "must also be made".
Section 231(c)	Strike out "shall" and substitute "must".
Section 232	Strike out "the like" and substitute "a similar"; Strike out "shall be" and substitute "is".
Section 233(1)	Strike out "shall" (first occurring) and substitute "will"; Strike out "shall" (second occurring) and substitute "must"; After "his" insert "or her".
Section 233(2)	Strike out "shall be" and substitute "are"; Strike out "in a court in this State".
Section 234(1)	Strike out "shall" and substitute "must".

Provision Amended	How Amended
Section 234(2)	Strike out all words preceding paragraph(a) and substitute: A document required by section 201(4), 213(5), 216(4) or 229(1) to be served on a person may be served on that person—.
Section 235	Strike out this section and substitute: 235. The accounts of the Collector must, at least once in every year, be audited by the Auditor-General.
Section 235a(1)	Strike out this subsection and substitute: (1) No personal liability attaches to a person engaged in the administration of this Act for an honest act or omission in the exercise or discharge, or purported exercise or discharge, of a power, function or duty under this Act.
Section 235a(2)	Strike out "shall lie" and substitute "lies".
Section 236	Strike out "shall attach" and substitute "attaches"; Strike out "officer" (twice occurring) and substitute, in each case, "employee"; Strike out "pursuant to this Act or any other Act" and substitute "or the Chief Executive Officer or of whom the Minister has custody under any Act"; Strike out " <i>Children's Protection and Young Offenders Act, 1979</i> " and substitute " <i>Young Offenders Act 1993</i> "; After "he" insert "or she"; After "his" insert "or her".
Section 237(1)	Strike out "officers" and substitute "employees".
Section 237(2)	Strike out "no person shall be" and substitute "only the following persons are"; Strike out ", except the following :—".
Section 237(2)(f)	Strike out "officers" and substitute "employees".
Section 238(1)	Strike out "Any" and substitute "A".

Provision Amended	How Amended
Section 238(2)	Strike out "Any" and substitute "A"; After "his" insert "or her".
Section 238(5)	Strike out "shall" and substitute "may".
Section 239(1)	Strike out "Director-General" and substitute "Minister".
Section 239(1a)	Strike out "Director-General" and substitute "Minister".
Section 239(2)	Strike out this subsection and substitute: (2) Any proceedings that may be taken under this Act may be taken by an employee of the Department.
Section 239(3)	Strike out this subsection and substitute: (3) The Crown Solicitor may represent any party in proceedings under this Act.
Section 240(1)	Strike out "Director-General, shall" and substitute "Chief Executive Officer, will"; Strike out "deemed" and substitute "taken"; Strike out "Director-General" (second occurring) and substitute "Chief Executive Officer".
Section 240(2)	Strike out "officer" and substitute "employee"; Strike out "home" and substitute "children's residential facility"; Strike out "shall" and substitute "will"; Strike out "deemed" and substitute "taken".
Section 242(1)	Strike out "Director-General" and substitute "Chief Executive Officer"; After "he" insert "or she"; Strike out "him" and substitute "the Chief Executive Officer".
Section 242(1)(e)	Strike out "moneys to the Director-General" and substitute "money to the Chief Executive Officer".
Section 242(2)	Strike out "of this section".

Provision Amended	How Amended
Section 243(1)(b)	Strike out "him to testify of his" and substitute "the person to testify of his or her".
Section 243(1)(c)	Strike out "of this section".
Section 243(2)	Strike out "his" and substitute "the person's"; After "him" insert "or her".
Section 243(3)	Strike out "subsection (1) or subsection (2) of this section shall" and substitute "subsection (1) or (2) will".
Section 244	Strike out "moneys" (twice occurring) and substitute, in each case, "money"; Strike out "shall" and substitute "will"; Strike out "deemed" and substitute "taken".
Section 244(a)	Strike out "moneys are" and substitute "money is".
Section 245	Strike out "shall be" and substitute "is".
Section 246	Strike out "officer" wherever it occurs and substitute, in each case, "employee"; Strike out "shall" and substitute "may"; After "his" insert "or her".
Section 247(1)	Strike out ", as amended,".
Section 249	Strike out "shall be" and substitute "is".
Section 250	Strike out "Any" and substitute "A"; Strike out "Director-General, the Department or any officer" and substitute "Chief Executive Officer, the Department or an employee".
Section 250a	Strike out "Director-General shall not lend any moneys" and substitute "Chief Executive Officer must not lend any money".
Section 250a(a) and (b)	Strike out "he" (twice occurring) and substitute, in each case, "the Chief Executive Officer".
Section 251	Strike out "he thinks" and substitute "are".
Section 251(b)	Strike out "community welfare".

Provision Amended	How Amended
Section 251(e1)	Strike out " <i>Children's Protection and Young Offenders Act, 1979</i> " and substitute " <i>Young Offenders Act 1993</i> ".
Section 251(o)	Strike out "moneys" and substitute "money".
Section 251(r)	Strike out "penalties" and substitute "fines".

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

ROMA MITCHELL Governor