



Repealed
643/1895

ANNO QUINQUAGESIMO TERTIO ET QUINQUAGESIMO QUARTO

VICTORIÆ REGINÆ.

A.D. 1890.

No. 500.

An Act to amend "The Defence Forces Act, 1886."

[Assented to, December 23rd, 1890.]

WHEREAS it is desirable to amend "The Defence Forces Act, 1886"—Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said province, in this present Parliament assembled, as follows: Preamble.

1. This Act may for all purposes be cited as "The Defence Forces Act Amendment Act, 1890." Short title.

2. This Act, so far as is consistent with the tenor thereof, shall be construed as one with "The Defence Forces Act, 1886." Incorporation.

3. In the interpretation of this Act the term "principal Act" shall, unless the context otherwise requires, mean "The Defence Forces Act, 1886." Interpretation.

The terms used in this Act shall, unless the context otherwise requires, have the various meanings respectively assigned to them by the principal Act.

4. Sections 94 and 95 of the principal Act are hereby repealed, but this repeal shall not affect— Repeal.

(a) The past operation of any enactment hereby repealed:

(b) Any right, privilege, obligation, liability, or penalty acquired or incurred under, or any appointment lawfully made, or anything lawfully done or suffered under, any enactment hereby repealed; and

(c) Any

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- (c) Any investigation, legal proceeding, or remedy in respect of any right, privilege, obligation, liability, penalty, or appointment, as aforesaid, and such investigation, legal proceeding, and remedy may be carried on as if this Act had not been passed.

Volunteer Militia Reserve Force and Mounted Infantry.

Volunteer Force under principal Act to be hereafter called Volunteer Militia Reserve Force.

5. From and after the passing of this Act the Volunteer Force raised, enrolled, and formed under the principal Act shall be called the Volunteer Militia Reserve Force, and the principal Act and regulations made thereunder shall, unless the context otherwise requires, be read, construed, and have effect as if the words "Volunteer Militia Reserve Force" had been inserted therein in lieu of the words "Volunteer Force" whenever such lastly mentioned words appear, and the Sixth and Seventh Schedules of the principal Act shall be altered accordingly.

All the provisions of the principal Act with regard to the Volunteer Force shall, save as altered or affected hereby, apply to the Volunteer Militia Reserve Force.

No member of the Volunteer Militia Reserve shall become extra-efficient unless he attend the Easter encampment.

6. No member of the Volunteer Militia Reserve Force shall become an extra-efficient unless he shall attend the annual encampment of that year, for which attendance he shall be entitled to receive the same rates of pay and allowances as a member of similar rank or position in the Militia.

One Pound per annum for each man in Mounted Infantry in uniform on thirty-first December, to be paid for benefit of his company.

7. In addition to the prizes and sums of money payable annually under the principal Act for efficient and extra-efficient in such Mounted Infantry to the commanding officer for the benefit of the corps to which such efficient and extra-efficient belong, there shall be paid annually a sum of One Pound for each man in uniform on the thirty-first of December in each year to the commanding officer of the company to which such man belongs, for the benefit of the company.

Mounted Infantry entitled to pay.

8. Every member of such Mounted Infantry shall be entitled to be paid at the rate of Five Shillings for each full day's drill, consisting of five hours and upwards, and Two Shillings and Sixpence for every half-day's drill of from two to five hours.

Not to exceed eight full days' pay per annum.

But no member shall, except as hereinafter provided, be entitled to receive in any one year more than the equivalent for eight full days' drill made up of full days and half-days.

And four full days at the annual encampment.

In addition, every member shall be entitled to receive pay at the same rate for such a number of full days and half-days as shall make up in the aggregate four full days for attending the annual encampment.

Commandant may affiliate corps of Volunteer Militia Reserve to Militia.

9. The Commandant may attach and affiliate, for the purpose of drill, training, and exercise, any corps or portion of corps of the Volunteer Militia Reserve Force to any corps or portion of corps of the Militia.

National

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10. The South Australian National Rifle Association (hereinafter called "The Association") formed under the principal Act shall be composed of—

Composition of the South Australian National Rifle Association.

- (a) Individual members of the Naval Forces, the Naval Reserve Forces, and the Forces authorised by the principal Act, joining the Association under the rules thereof:
- (b) Individual riflemen joining the Association under the rules thereof, and being British subjects by birth or naturalization, who shall at the time of their application to become members be residing, and who shall, for the period of six calendar months at least immediately preceding such application, have resided, in the said province.

11. The Association shall, subject to the rules and regulations at present existing, or to be hereafter made under the principal Act, be managed and governed by a Council.

Council, and management thereof.

Members of the Council shall consist of the following persons:—

- (a) The Commandant for the time being of the Forces authorised by the principal Act, the Commandant for the time being of the South Australian Naval Forces, the Brigade-Major or Acting Brigade-Major for the time being, and the Commanding Officer for the time being of each infantry battalion of the Forces authorised by the principal Act and by this Act, who shall be *ex officio* members of the Council.
- (b) Twelve members, to be elected annually (two of whom at least shall be members of the Naval Forces) by the vote of the majority of the members of the Association present in person at the annual general meeting of the Association held under the rules of the Association:

Any casual vacancy occurring in the Council at any time during any year shall, until the next annual election of the members of the Council, be supplied in the manner prescribed by the rules thereof.

Casual vacancy in Council.

12. The Council shall decide upon all questions in the manner prescribed by the rules.

How questions to be decided by Council.

The Commandant of the Forces authorised by the principal Act shall be the President of the Council.

The Council may elect an executive committee, as well as a secretary and treasurer, out of its own body.

Annual Encampment.

13. The Governor may from time to time annually order and direct that an annual encampment of the Forces, or any part thereof, be held at such places and for such a period of time as he may

Governor may direct annual encampment to be held.

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may think fit, and may call out the Forces, or any part thereof, for the purpose of attending such annual encampment, and may direct all things necessary to be done for the purpose of carrying out such annual encampment.

Amendment of section
54 of principal Act.

14. Section 54 of the principal Act shall be read, construed, and have effect as if the word “either” and the words “or by substitute” appearing in the sixth line thereof had been omitted therefrom.

Rifle Clubs.

Formation of Rifle
Clubs of civilians.

15. Rifle clubs of civilians may be formed under this Act.

The members of such Rifle Clubs shall in no way be subject to military discipline, nor shall it be compulsory for the members thereof to wear military uniform, but they shall be governed by the rules for Rifle Clubs, to be from time to time made, altered, or revoked by the Governor, and published from time to time in the *Government Gazette*.

Members of club.

Before such a club can be formed the names of not less than fifteen men over eighteen years of age, and who are prepared to be active members of the club, including the names of a captain of the club, and of a committee of at least two members, must be forwarded to the Governor through the Commandant in the prescribed form.

Formation to be
notified in *Gazette*.

16. If the formation thereof is approved, notice of such formation shall be published in the *Government Gazette*, and after such publication the Rifle Club shall be deemed to have been duly formed, and the members thereof shall be subject to the rules for such clubs.

Members may pur-
chase rifles and
ammunition from
Government.

17. Members of Rifle Clubs may purchase from the Government rifles and ammunition at such rates and on such terms and conditions as may be prescribed.

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

KINTORE, Governor.