



ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1978

No. 65 of 1978

An Act to amend the Evidence Act, 1929-1976.

[Assented to 28th September, 1978]

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

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

(2) The Evidence Act, 1929-1976, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Evidence Act, 1929-1978".

2. The following section is enacted and inserted in the principal Act after section 67a thereof:— Enactment of s. 67b of principal Act.

67b. (1) Where a person in evidence, or in a submission, to the Select Committee makes a statement tending to incriminate himself of an offence, no proceedings in respect of that offence shall be commenced against him in respect of that offence except upon the authorization of the Attorney-General. Evidence before the Parliamentary Select Committee of Inquiry into Prostitution.

(2) Notwithstanding any law to the contrary no Minister or other person shall have power to give an authorization under subsection (1) of this section on behalf of or in place of the Attorney-General.

(3) An apparently genuine document purporting to be under the hand of the Attorney-General and to authorize the commencement of proceedings in respect of an offence shall be accepted, in the absence of proof to the contrary, as proof of the authorization required by subsection (1) of this section.

(4) A person who, without the authority of the Select Committee, publishes—

(a) the name of any person who gives evidence, or makes a submission, to the Select Committee;

or

(b) any information or material tending to identify any person who gives evidence, or makes a submission, to the Select Committee,

shall be guilty of an offence and liable, upon summary conviction, to a penalty not exceeding five thousand dollars.

(5) In this section—

“the Select Committee” means the Parliamentary Select Committee of Inquiry into Prostitution.

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

K. D. SEAMAN, Governor