



ANNO SECUNDO

ELIZABETHAE II REGINAE

A.D. 1953

No. 53 of 1953.

An Act to amend the Mental Defectives Act,
1935-1950.

[Assented to 17th December, 1953.]

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 "Mental Defectives Act Amendment Act, 1953". Short titles.

(2) The Mental Defectives Act, 1935-1950, as amended by this Act, may be cited as the "Mental Defectives Act, 1935-1953".

(3) The Mental Defectives Act, 1935-1950, is hereinafter referred to as "the principal Act".

2. Section 32 of the principal Act is amended—

(a) by striking out the word "seven" in the penultimate line of subsection (1) thereof and by inserting in lieu thereof the word "thirty";

(b) by striking out the word "seven" in the penultimate line of subsection (1a) thereof and by inserting in lieu thereof the word "thirty".

Amendment of
principal Act,
s. 32—
Reception into
receiving
house.

3. Section 33 of the principal Act is amended—

(a) by striking out the word "seven" in the third line thereof and by inserting in lieu thereof the word "thirty";

Amendment of
principal Act,
s. 33—
Proceedings
after receipt
in receiving
house.

- (b) by striking out the word "seven" in the last line of subsection (2) thereof and by inserting in lieu thereof the word "thirty";
- (c) by striking out the word "seven" in the third line of subsection (4) thereof and by inserting in lieu thereof the word "thirty";
- (d) by striking out subsection (5) thereof.

Amendment of
principal Act,
s. 76—
Trial leave.

4. Section 76 of the principal Act is amended by adding at the end thereof the following subsection:—

(5) The provisions of this section shall *mutatis mutandis* apply to any patient received in a receiving house or receiving ward pursuant to section 32, section 35 or section 36 and to any person detained in any place pursuant to section 34 and any such patient or person may, in pursuance of this section, be permitted to be absent from the receiving house, receiving ward, or place, as the case may be, in which he is detained, for any period which does not extend beyond the expiration of six months after the time the patient was received into the receiving house or receiving ward or, as the case may be, the person was detained pursuant to section 34.

Consequential
amendment of
eleventh and
thirteenth
schedules of
principal Act.

5. (1) Form No. 1 in the eleventh schedule of the principal Act is amended by striking out the word "days" occurring after the words "for the period of" and by inserting after the words "for the period of" the passage "thirty days [*or such period not exceeding thirty days as is ordered*]".

(2) Form No. 2 in the eleventh schedule of the principal Act is amended by striking out the word "days" occurring after the words "for a period of" and by inserting after the words "for a period of" the passage "thirty days [*or such period not exceeding thirty days as is ordered*]".

(3) The thirteenth schedule of the principal Act is amended by striking out the word "days" occurring after the words "for a further period of" and by inserting after the words "for a further period of" the passage "thirty days [*or such period not exceeding thirty days as is ordered*]".

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

R. A. GEORGE, Governor.