



ANNO DECIMO NONO

ELIZABETHAE II REGINAE

A.D. 1970

No. 41 of 1970

An Act to amend the Prohibition of Discrimination Act, 1966

[Assented to 3rd December, 1970]

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

Short titles.

1. (1) This Act may be cited as the "Prohibition of Discrimination Act Amendment Act, 1970".

(2) The Prohibition of Discrimination Act, 1966, as amended by this Act, may be cited as the "Prohibition of Discrimination Act, 1966-1970".

(3) The Prohibition of Discrimination Act, 1966, is hereinafter referred to as "the principal Act". -

Amendment of principal Act, s. 2— Interpretation.

2. Section 2 of the principal Act is amended by striking out the definition of "service" and inserting in lieu thereof the following definition:—

"service" includes, without limiting the generality of the expression, any right, privilege or service, whether supplied alone or together in or in connection with or as an incident of the supply of any goods or services:.

Enactment of s. 2a of principal Act—

3. The following section is enacted and inserted in the principal Act immediately after section 2 thereof:—

Crown bound.

2a. This Act binds the Crown.

4. Section 4 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Repeal of
s. 4 of
principal Act
and enactment
of section
in its place—

4. (1) A person whose business includes that of supplying goods or services for reward shall not, on a demand being made for any such goods or services, refuse or fail to supply such goods or services to a person only by reason of—

Refusal, etc.
to supply
goods or
services.

- (a) the race;
- (b) the country of origin;
- or
- (c) the colour of the skin,

of the person who made the demand or on whose behalf the demand was made.

Penalty: Not exceeding two hundred dollars.

(2) For the purposes of proceedings for an offence that is a contravention of subsection (1) of this section a refusal or failure by a person to supply the goods or services demanded pursuant to that subsection on the same terms and under the same conditions as those goods or services are usually supplied by him to any other person shall be deemed to be a refusal to supply those goods or services.

5. Section 5 of the principal Act is amended—

Amendment of
principal Act,
s. 5—
Prohibition of
refusal of
food, drink
or accom-
modation.

(a) by inserting in subsection (1) after the passage “or accommodation” the passage “, on the same terms and under the same conditions as that food, drink or accommodation is usually supplied by him to any other person,”;

and

(b) by inserting in subsection (2) after the passage “or drink” the passage “, on the same terms and under the same conditions as that food or drink is usually supplied by him to any other person,”.

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

J. W. HARRISON, Governor.