



ANNO DECIMO TERTIO

## ELIZABETHAE II REGINAE

A.D. 1964

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### No. 4 of 1964

An Act to amend the Prevention of Pollution of Waters by Oil Act, 1961.

[Assented to 5th March, 1964.]

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 "Prevention of Pollution of Waters by Oil Act Amendment Act, 1964".

(2) The Prevention of Pollution of Waters by Oil Act, 1961, as amended by this Act, may be cited as the "Prevention of Pollution of Waters by Oil Act, 1961-1964".

(3) The Prevention of Pollution of Waters by Oil Act, 1961, is hereinafter referred to as "the principal Act".

**Incorporation.**

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

**Amendment of principal Act, s. 3.**

3. Subsection (1) of section 3 of the principal Act is amended by inserting before the definition of "Board" therein the following definition:—

"agent" in relation to any ship means any person, firm or corporation who or which performs, for or on behalf of the owner of the ship, any function or duty under or for the purposes of the Harbors Act, 1936-1962, the Marine Act, 1936-1962, the Inflammable Liquids Act, 1961, or this Act, and includes any person firm or corporation who or which, within the State, on behalf of the owner of the ship, undertakes or performs the

functions of ships' husbandry or makes any arrangements for or in connection with the berthing of the ship or the carriage loading or unloading of cargo thereon or therefrom.

4. Section 5 of the principal Act is amended by striking out the words "both the owner and the master of the ship" in paragraph (a) thereof and inserting in lieu thereof the words "the owner, the agent and the master of the ship, severally". Amendment of principal Act, s. 5.

5. Subsection (1) of section 6 of the principal Act is amended by inserting therein after the word "owner" the word ", agent". Amendment of principal Act, s. 6.

6. Section 9 of the principal Act is amended— Amendment of principal Act, s. 9.

(a) by inserting after the word "master" in subsections (1), (2) and (3) thereof the words "or agent" in each case ;

(b) by striking out the words "both the owner and the master of such ship shall" in paragraph (a) of subsection (6) thereof and inserting in lieu thereof the words "the owner, the agent and the master of such ship shall severally".

7. Subsection (3) of section 12 of the principal Act is amended by inserting after the word "master" therein the words ", the agent and the owner". Amendment of principal Act, s. 12.

8. (1) Section 18 of the principal Act is amended by striking out the words "nine", "eleven", "fifteen" and "sixteen" therein and inserting in lieu thereof respectively the figures "8", "10", "14" and "15". Amendment of principal Act, s. 18.

(2) The amendments effected by subsection (1) of this section shall be deemed to take effect as from the passing of the principal Act.

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

EDRIC BASTYAN, Governor.