



ANNO VICESIMO QUARTO

ELIZABETHAE II REGINAE

A.D. 1975

No. 24 of 1975

An Act to make certain consequential and minor amendments to, and to correct certain errors and remove certain anomalies in, the Statute Law and to repeal certain obsolete enactments.

[Assented to 27th March, 1975]

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

1. This Act may be cited as the "Statute Law Revision Act, 1975". **Short title.**

2. (1) The Acts set out in the first schedule to this Act are repealed. **Repeals.**

(2) If any Act expressed to be repealed by this Act is, before the commencement of this Act, repealed by or by virtue of some other Act, the enactment by this Act that purports to repeal that first mentioned Act shall have no effect and the reference to that repealed Act shall be struck out from the first schedule to this Act and this Act shall have effect as if that enactment and that reference had never been included in this Act.

3. (1) Subject to this section, the Acts specified in the first column of the second schedule to this Act are amended in the manner indicated in the second column of that schedule and any Act as amended thereby and by all prior amendments amending the same may be cited by its new citation, if any, as specified in the third column of that schedule. **Amendments.**

(2) If any Act expressed to be amended by this Act is, before the commencement of this Act, repealed by or by virtue of some other Act, or amended by or by virtue of some other Act in a manner which renders the amendment as expressed by this Act ineffective, all references in the second schedule that are ancillary to or consequential upon the enactment by this Act which purports to make that amendment shall be struck out and this Act shall have effect as if those references and that amendment had never been included in this Act.

(3) If any Act amended by this Act or if any such Act, as amended, is after the commencement of this Act repealed by or by virtue of some other Act, but the amendment by this Act amending that first mentioned Act and all other references in this Act ancillary thereto and consequential thereon have not been repealed, that amendment and those other references shall be repealed immediately after the repeal of that Act and this Act shall have effect accordingly.

FIRST SCHEDULE

ACTS REPEALED

Local Government (District Council of East Torrens) Act, 1965
Poultry Industry (Commonwealth Levies) Act, 1964

SECOND SCHEDULE

ACTS AMENDED

First Column Act Amended	Second Column How Amended	Third Column New Citation
Health Act, 1935 1973	<p>Section 112 (1)— Strike out "to" in subparagraph (iv) of paragraph (d).</p> <p>Section 145a (3)— Strike out "section 165 of the Social Welfare Act, 1926-1965, as amended, or any enactment substituted for that section, or under".</p> <p>Section 146 (5)— Strike out ", subject to section 165 of the Social Welfare Act, 1926-1965,".</p> <p>Section 149— Insert "and" between paragraph (a) and paragraph (b).</p> <p>Strike out "and" in paragraph (b).</p>	Health Act, 1985- 1975
Holidays Act, 1910- 1973	<p>Section 3b— After the section designation "3b" insert the subsection designation "(1)".</p> <p>Add new subsection (2) as follows:— (2) If it appears to the Governor that the arrangements referred to in subsection (2) of section 2 of the Holidays Act Amendment Act, 1958, have not been or are not being observed or complied with, the Governor may, by proclamation, declare that on a day to be specified in the proclamation this section and the third schedule shall cease to have effect and this section and that schedule shall cease to have effect accordingly.</p>	Holidays Act, 1910-1975
Holidays Act Amendment Act, 1958	<p>Section 2— Strike out subsection (3).</p>	
Justices Act, 1921- 1974	<p>Section 33 (1)— Strike out "an institution as defined in the Social Welfare Act, 1926-1965, as amended, before the person in charge of such institution" and insert "a home as defined in the Community Welfare Act, 1972, as amended, before the person in charge of such home" in lieu thereof.</p> <p>Strike out "institution" lastly occurring and insert "home" in lieu thereof.</p> <p>Section 57a (10)— After "1941" insert "or of any corresponding subsequent enactment".</p>	Justices Act, 1921- 1975
Kindergarten Union Act, 1974-1975	<p>Section 7 (3)— Strike out "South Australian Pre-School Education Committee" from paragraph (a) and insert "Childhood Services Council".</p> <p>Section 11 (2)— After "appointed" insert "or elected".</p> <p>Section 13— Strike out "or appointment" and insert ", appointment or election".</p>	

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Motor Vehicles Act, 1959-1974	<p>Section 4— Strike out “Sections 72-98” and insert “Sections 71aa-98” in lieu thereof.</p> <p>Section 66 (3)— Strike out “trader’s plates” firstly occurring.</p> <p>Section 70 (5)— After “or a general trader’s plate have” insert “or has”.</p> <p>Section 83c— Strike out “who” in paragraph (c).</p> <p>Section 99 (1)— Strike out “Roads and” in the definition of “Minister”.</p> <p>Section 119 (1)— Strike out “Treasurer’s” and insert “Minister’s” in lieu thereof.</p>	Motor Vehicles Act, 1959-1975
Pawnbrokers Act, 1888-1973	<p>The First Schedule— Strike out the paragraph commencing “Pawnd with” in the subdivision of form No. II entitled “A. For a loan of one dollar or under” and insert the following paragraph in lieu thereof:— Pawnd with [John Smith], pawnbroker, [236, High Street, Adelaide], this [17th] day of [March, 1974], by [Henry Williams], of [25, King Street, Port Augusta], for the sum of \$ [one black frock coat].</p> <p>Strike out the paragraph commencing “Pawnd with” in the subdivision of form No. II entitled “B. For a loan of above one dollar” and insert the following paragraph in lieu thereof:— Pawnd with [John Smith], pawnbroker, [236, High Street, Adelaide], this [18th] day of [March, 1974], by [Henry Williams], of [25, King Street, Port Augusta], for the sum of \$ [one grey tweed coat].</p> <p>Strike out the paragraph commencing “The pawnbroker is entitled” in the subdivision of form No. II entitled “B. For a loan of above one dollar” and insert the following paragraph in lieu thereof:— The pawnbroker is entitled to charge for this ticket one cent; for profit on each twenty-five cents, or part of twenty-five cents, lent on this pledge for not more than one calendar month two cents [and so on at the same rate per calendar month].</p> <p>Strike out “one penny” in the paragraph commencing “Within three years after the sale” in the subdivision of form No. II entitled “B. For a loan of above one dollar” and insert “one cent” in lieu thereof.</p> <p>Strike out the paragraph commencing “Pawnd with” in form No. VII and insert the following paragraph in lieu thereof:— Pawnd with [John Smith], pawnbroker [236, High Street, Adelaide], this [17th] day of [April, 1974], by [Henry Williams], of [25, King Street, Port Augusta], for the sum of \$ [one marble clock].</p>	Pawnbrokers Act, 1888-1975
Pistol Licence Act, 1929-1971	<p>Section 20— Strike out “Fauna Conservation Act, 1964, as amended,” and insert “National Parks and Wildlife Act, 1972, as amended,” in lieu thereof.</p>	Pistol Licence Act, 1929-1975

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Police Regulation Act, 1952-1973	Section 12 (3)— Strike out "Public Service Act, 1936-1951" and insert "Public Service Act, 1967, as amended" in lieu thereof.	Police Regulation Act, 1952-1975
Prevention of Pollution of Waters by Oil Act, 1961-1972	Section 13 (1)— Strike out "and" firstly occurring.	Prevention of Pollution of Waters by Oil Act, 1961-1975
Prices Act, 1948-1973	Section 5 (4)— Strike out "either of those officers" and insert "the Commissioner" in lieu thereof.	Prices Act, 1948-1975
Prohibition of Discrimination Act, 1966-1970	Section 2— Strike out definition of "licensed premises" and insert the following definition in lieu thereof:— "licensed premises" means licensed premises within the meaning of the Licensing Act, 1967, as amended:. Section 5 (1)— Strike out "1932-1964" and insert "1967, as amended" in lieu thereof.	Prohibition of Discrimination Act, 1966-1975
Public Parks Act, 1943-1969	Section 5— Section 5 is repealed and the following section is enacted and inserted in its place:— Application of Land Acquisition Act. 5. The Land Acquisition Act, 1969, as amended, applies to, and in relation to, the acquisition of any land under this Act as if— (a) the purpose for which the land is, or is proposed to be, acquired were an undertaking within the meaning of that Act whose execution is authorized by this Act; and (b) this Act were the special Act and the Minister were the Authority within the meaning of that Act.	Public Parks Act, 1943-1975
Public Supply and Tender Act, 1914-1972	Section 5 (1)— Strike out "South Australian Harbors Board, the Irrigation and Reclamation Works Department, or any other" and insert "Minister of Marine or any" in lieu thereof. Before "its powers" insert "his or". Section 5 (2)— Strike out "Section 58 of 'The South Australian Railways Commissioners Act, 1887,' shall continue to" and insert "Section 12 of the South Australian Railways Commissioner's Act, 1936, as amended, shall" in lieu thereof.	Public Supply and Tender Act, 1914-1975
Red Scale Control Act, 1962-1967	Section 6 (2)— Strike out "Returning Officer for the State" and insert "Electoral Commissioner" in lieu thereof. Section 6 (3a)— Strike out "Returning Officer of the State" and insert "Electoral Commissioner" in lieu thereof. Section 6 (5)— Strike out "Returning Officer for the State" and insert "Electoral Commissioner" in lieu thereof. Section 14— Strike out "one hundred pounds" and insert "two hundred dollars" in lieu thereof.	Red Scale Control Act, 1962-1975

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Registration of Dogs Act, 1924-1971	<p>Section 18 (1) and (2)— Strike out “dog” wherever occurring and insert “bitch” in lieu thereof in each case.</p> <p>Section 20 (3)— Strike out “Any dog so seized” and insert “Subject to paragraph II of the proviso to this subsection, any dog so seized” in lieu thereof.</p> <p>Strike out “seventy-two hours” in paragraph II of the proviso and insert “four days” in lieu thereof.</p>	Registration of Dogs Act, 1924-1975
Roads (Opening and Closing) Act, 1932-1946	<p>Section 11 (1)— Strike out paragraph v and insert the following paragraph in lieu thereof:— v. At the time of depositing the plan in accordance with this subsection a fee of such amount as may be prescribed for the purposes of this paragraph shall be paid to the Surveyor-General by the Commissioner or the council as the case may be.</p> <p>Section 11 (1a)— Strike out the passage commencing “and the Commissioner or council” and ending “certificate of title” in paragraph (a) and insert the passage “and the Commissioner or the council, as the case may be, shall, at the time of depositing them, pay to the Surveyor-General a fee of such amount as may be prescribed for the issue of the certificate of title” in lieu thereof.</p> <p>Section 11 (2)— Strike out the passage commencing “and a fee” and ending “as the case may be” and insert the passage “and a fee of such amount as may be prescribed for the purposes of this subsection shall be paid to the Surveyor-General by the Commissioner or the council, as the case may be” in lieu thereof.</p> <p>Section 11— After subsection (2) insert the following subsection:— (2a) Unless regulations providing otherwise have been made under this Act and have effect, the amounts of fees respectively payable under the provisions of paragraph v of subsection (1), paragraph (a) of subsection (1a) and subsection (2) of this section, as varied by regulation made under the Fees Regulation Act, 1927, being the amounts so payable immediately before the coming into operation of this subsection, shall continue to be the amounts of fees respectively payable under those provisions.</p> <p>Section 11 (4)— Strike out “Town Planner” and insert “Director of Planning” in lieu thereof.</p> <p>Section 19 (4)— Strike out “ten pounds” and insert “twenty dollars” in lieu thereof.</p>	Roads (Opening and Closing) Act, 1932-1975
Sale of Furniture Act, 1904-1961	<p>Section 4— Strike out “Minister of Industry” and insert “Minister” in lieu thereof.</p> <p>Section 9— Strike out “twenty-five pounds” and insert “fifty dollars” in lieu thereof.</p>	Sale of Furniture Act, 1904-1975

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Sandalwood Act, 1930-1949	<p>Section 5 (1)— Strike out “Commissioner” wherever occurring and insert “Minister” in lieu thereof in each case.</p> <p>Strike out “five pounds” and insert “ten dollars” in lieu thereof.</p> <p>Strike out “one hundred pounds” and insert “two hundred dollars” in lieu thereof.</p> <p>Section 6— Strike out “Commissioner” wherever occurring in subsections (1), (2) and (3) and insert “Minister” in lieu thereof in each case.</p> <p>Section 8— Strike out “Commissioner” wherever occurring in subsections (1), (2) and (3) and insert “Minister” in lieu thereof in each case.</p> <p>Section 8 (1)— Strike out “one hundred pounds” and insert “two hundred dollars” in lieu thereof.</p> <p>Section 9— Strike out “Commissioner” and insert “Minister” in lieu thereof.</p>	Sandalwood Act, 1930-1975
San Jose Scale Control Act, 1962-1967	<p>Section 6 (2)— Strike out “Returning Officer for the State” and insert “Electoral Commissioner” in lieu thereof.</p> <p>Section 6 (3a)— Strike out “Returning Officer of the State” and insert “Electoral Commissioner” in lieu thereof.</p> <p>Section 6 (5)— Strike out “Returning Officer for the State” and insert “Electoral Commissioner” in lieu thereof.</p> <p>Section 14— Strike out “of a fine not exceeding one hundred pounds” and insert “to a fine not exceeding two hundred dollars” in lieu thereof.</p>	San Jose Scale Control Act, 1962-1975
Sewerage Act, 1929-1974	<p>Section 66 (1)— Strike out “pursuant to the Education Act, 1915, as public schools” and insert “pursuant to the Education Act, 1972, as amended, or pursuant to any corresponding previous enactment, as Government schools or public schools” in lieu thereof.</p> <p>Section 68— Strike out “the Minister by” firstly occurring.</p>	Sewerage Act, 1929-1975
Statute Law Revision Act, 1973	<p>The Second Schedule— Strike out from the first column the reference to the Business Agents Act, 1938-1963, from the second column all amendments to that Act and from the third column the new citation relating to that Act.</p>	
Statutes Amendment (Public Salaries) Act, 1955	<p>Sections 15 to 18— Sections 15 to 18 (both inclusive) are repealed.</p>	
Statutes Amendment (Public Salaries) Act, 1957	<p>Sections 6 to 8— Sections 6 to 8 (both inclusive) are repealed.</p>	

SECOND SCHEDULE—*continued*

First Column Act Amended	Second Column How Amended	Third Column New Citation
Statutes Amendment (Public Salaries) Act, 1959	Sections 7 to 9— Sections 7 to 9 (both inclusive) are repealed.	
Statutes Amendment (Public Salaries) Act (No. 2), 1960	Sections 7 to 9— Sections 7 to 9 (both inclusive) are repealed.	
Statutes Amendment (Public Salaries) Act, 1963	Sections 8 and 9— Sections 8 and 9 are repealed.	
Statutes Amendment (Public Salaries) Act, 1964	Sections 8 and 9— Sections 8 and 9 are repealed.	
Statutes Amendment (Public Salaries) Act, 1965	Sections 8 and 9— Sections 8 and 9 are repealed.	
Statutes Amendment (Public Salaries) Act, 1967	Sections 8 and 9— Sections 8 and 9 are repealed.	
Supreme Court Act, 1935-1974	<p>Section 50— Strike out "Companies Act, 1934" in subparagraph (b) (iv) of paragraph (3) of the proviso and insert "Companies Act, 1962, as amended, or under any corresponding previous enactment" in lieu thereof.</p> <p>Section 82 (4)— Strike out "Public Service Commissioner" and insert "Public Service Board" in lieu thereof.</p> <p>Section 84 (2)— Strike out "Public Service Commissioner" and insert "Public Service Board" in lieu thereof.</p>	Supreme Court Act, 1935-1975

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

M. L. OLIPHANT, Governor