



ANNO TRICESIMO SEPTIMO

# ELIZABETHAE II REGINAE

A.D. 1988

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No. 44 of 1988

An Act to amend the Workmen's Liens Act, 1893.

[Assented to 5 May 1988]

The Parliament of South Australia enacts as follows:

## Short title

1. (1) This Act may be cited as the *Workmen's Liens Act Amendment Act, 1988*.
- (2) The *Workmen's Liens Act, 1893*, is in this Act referred to as "the principal Act".

## Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

## Amendment of long title

3. The long title to the principal Act is amended by striking out "Workmen's" and substituting "Worker's".

## Substitution of s. 1

4. Section 1 of the principal Act is repealed and the following section is substituted:

### Short title

1. This Act may be cited as the *Worker's Liens Act, 1893*.

## Amendment of principal Act

5. The principal Act is amended—

(a) by striking out "workman" wherever appearing and substituting, in each case, "worker";

and

(b) by striking out "workmen" wherever appearing and substituting, in each case, "workers".

## Lien to be registered

6. Section 10 of the principal Act is amended by striking out from subsection (3) "in the prescribed form or in a form to a similar effect" and substituting "in the prescribed form and accompanied by the prescribed fee".

**Notices of lien open to inspection**

7. Section 14 of the principal Act is amended by striking out "twenty cents in lieu of any other fee" and substituting "the prescribed fee".

**Satisfaction of lien to be recorded**

8. Section 16 of the principal Act is amended by inserting "payment of the prescribed fee and" after "The Registrar-General upon".

**Certificate of judgment *prima facie* evidence**

9. Section 24 of the principal Act is amended by striking out "in the prescribed form,".

**Repeal of s. 28**

10. Section 28 of the principal Act is repealed.

**Claims that may be included in actions to enforce lien or charge**

11. Section 29 of the principal Act is amended by striking out "pursuant to regulation" and substituting "in accordance with the rules of the court".

**Appeal**

12. Section 35 of the principal Act is amended by striking out "in the prescribed manner and within the prescribed time".

**Substitution of s. 39**

13. Section 39 of the principal Act is repealed and the following section is substituted:

**Regulations**

39. The Governor may make such regulations as are contemplated by, or necessary or expedient for the purposes of, this Act.

**Repeal of ss. 40 and 40a**

14. Sections 40 and 40a of the principal Act are repealed.

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

D. B. DUNSTAN, Governor