



ANNO TERTIO

EDWARDI VII REGIS.

A.D. 1903.

No. 819.

An Act to further amend the Law relating to State Children, and for other purposes.

[*Assented to, October 30th, 1903.*]

BE it Enacted by the Governor, with the advice and consent of the Parliament of South Australia, as follows:

1. This Act may be cited as "The State Children Further Amendment Act, 1903," and shall be incorporated and read as one with "The State Children Act, 1895" (hereinafter referred to as the principal Act), and all other Acts amending the same. Short title.

2. The enactments mentioned in the Schedule hereto are hereby repealed to the extent mentioned in such Schedule, but such repeal shall not affect any right, interest, or liability already created, incurred, or existing, nor anything heretofore lawfully done or suffered under any enactment hereby repealed; and any proceeding in respect of any such right, interest, or liability may be carried on as if this Act had not been passed. Repeal.

3. Section 6 of "The State Children Amendment Act, 1900," is hereby amended by adding the words "81 of the principal Act in respect to maintenance or under section" after the word "section" in the first line. Warrant in first instance.

4. Section 11 of "The State Children Amendment Act, 1900," is hereby amended by inserting the words "within nine months from the date of the order aforesaid" after the word "child" in the sixth line. Limit for retention of confinement expenses.

5. No

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Minute.

5. No order, or copy or minute thereof, made pursuant to the principal Act, or any Act incorporated therewith or of this Act, need be served on any defendant for the purposes of such Act.

Power to issue warrant for desertion to apply to father of unborn child.

6. The provisions of section 127 and the powers of section 128 of the principal Act shall apply to any person concerning whom the Secretary, or other officer of the Council, shall make oath before a Special Magistrate that he has reasonable grounds for believing such person to be the father of any child, whether such child is born or unborn, and whether such person shall have left the State of South Australia before or after the birth of such child: Provided that no such proceedings against any such person shall be taken unless previously authorised by resolution of the Council.

Substitution of Treasury for Savings Bank.

7. In section 60 of the principal Act the words "Savings Bank" in the fourth line are hereby repealed, and the word "Treasury" is inserted in lieu thereof.

Interest on deposits.

8. All moneys deposited in the Treasury pursuant to section 60 of the principal Act shall bear interest at the rate of Three Pounds per annum for every One Hundred Pounds, to be calculated upon such moneys and the balance thereof, and any accrued interest thereon, on the first day of each calendar month.

Justices may vary maintenance order.

9. Any two Justices, or a Special Magistrate, on the complaint of any person liable upon or entitled to the benefit of any order for the periodical payment of any sum of money may, while such order continues in force, make further inquiry as to the ability of the person upon whom such order shall have been made to pay, and may, on the hearing of any such complaint, increase, or lessen, or entirely remit the amount so ordered to be paid.

Desertion by "near relative" an offence.

10. Any "near relative" within the meaning of "The State Children Act, 1895," of any child who shall leave such child without adequate means of support, and any "near relative" within the meaning of the "Destitute Persons Act, 1881," of a destitute person who shall leave such destitute person without adequate means of support, shall, notwithstanding the provisions of the said Acts, be liable to a penalty of not exceeding Five Pounds, or to imprisonment for any period not exceeding two months.

State child absconding liable to imprisonment.

11. Any State child liable to be apprehended for any of the causes set forth in section 48 of the principal Act shall be deemed to have committed an offence against this Act, punishable, on summary conviction, by imprisonment in a reformatory school.

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

GEORGE R. LE HUNTE, Governor.

SCHEDULE.

The State Children Further Amendment Act.—1903.

SCHEDULE.

Enactment.	Extent of Repeal.
"The State Children Act, 1895"	<p>The words "and whose father is not known, or cannot be found, or is unable to maintain such child, or is out of the province," in subsection VIII. of the definition of "neglected child" in section 4.</p> <p>The words "and 82," and the words "under the seal of the Council," in section 87.</p> <p>The words "by or on behalf of the Council" in section 91.</p>
"The State Children Amendment Act, 1900"	<p>The words "under the authority of the Chairman, or, in his absence, of a member of the Board," in section 9.</p> <p>The word "wilful" in section 16.</p> <p>The words "the secretary of" in Schedule C.</p>