



ANNO SEXTO DECIMO

GEORGII V REGIS.

Act No. 8, 1926.

An Act to provide for the care and well-being of juvenile assisted migrants; to repeal the Juvenile Migrants Apprenticeship Act, 1923; and for purposes connected therewith. [Assented to, 17th March, 1926.]

B it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :--

1. This Act may be cited as the "Juvenile Migrants short title. Act, 1926."

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Repeal of Act 1923 No. 52.

Savings.

2. (1) The Juvenile Migrants Apprenticeship Act, 1923, is hereby repealed.

(2) The repeal effected by the last preceding subsection shall not affect the future operation of that Act in respect of any juvenile who, prior to the commencement of this Act, signed the statement referred to in section three of that Act.

(3) Nothing in this section shall limit or abridge any saving contained in the Interpretation Act, 1897.

Definitions.

3. In this Act, unless the context otherwise requires,—

- "Employer" means a person with whom a juvenile is placed for employment under this Act.
- "Employment" means rural or domestic employment.
- "Juvenile" means a minor who comes to New South Wales with the assistance of the Government of the Commonwealth of Australia or of the State, and who is over the age of fourteen years and under the age of eighteen years at the date of arrival in the State.
- "Minister" means Minister for Labour and Industry.

Powers of the Minister.

4. With respect to any juvenile who, either before or after coming to the State, signs a statement in or to the effect of the form in the Schedule to this Act the Minister—

- (a) may appoint Government training farms for the reception, control, and training of juveniles for rural employment, and may make such provisions as he deems necessary for their control, maintenance, training, and employment in such institutions or in connection therewith;
- (b) shall have the care and control of the person of the juvenile before he is placed for training or employment under this Act, and at any time when he ceases to be so placed;
- (c) may place the juvenile for training and employment in a Government training farm;

(d)

Act No. 8, 1926.

Juvenile Migrants.

(d) may place the juvenile for employment with an employer by finding a fit and proper person to employ the juvenile, and shall have the supervision of the juvenile while so placed.

5. (1) The wages or earnings due by any person Recovery of to a juvenile may be sued for and recovered by the wages. juvenile or in the name of the Minister by some person authorised by him.

(2) An authority purporting to be signed by the Minister shall be admitted as evidence without proof of the signature.

6. If a juvenile placed for employment with an Notice of employer under this Act dies, or suffers or sustains any death, serious illness or injury, or leaves the employment, the illness, or employer shall immediately give notice to the Minister leaving employment. and do all such further acts and things as may be required of him by the Minister, and in default thereof he shall be liable to a penalty not exceeding ten pounds for every such offence.

7. (1) No employer shall transfer or make over to Notice to the any other person the services or care of the juvenile or Minister discharge or dismiss such juvenile unless or until the transfer or Minister has first received seven days' notice in writing dismissal. thereof.

(2) Any employer who contravenes this section shall be liable to a penalty not exceeding ten pounds.

8. (1) The Minister may at any time transfer the Transfer by juvenile to another employer, or may require the the Minister. juvenile to return to any training farm to be named by the Minister.

(2) The Minister may at any time, by notice in writing, require the employer forthwith to deliver the juvenile to some person named therein.

(3) Any person who fails to comply with any requirement under this section shall be liable to a penalty not exceeding ten pounds.

9. Any person who without the authority of the Penalties. Minister takes or removes any juvenile from the employer with whom the juvenile is placed for employment under this Act before the expiration of the term of service shall be liable, on conviction, to a penalty not exceeding

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exceeding twenty pounds. This section shall not be deemed to prevent a juvenile from terminating his employment, but in that event he shall forthwith notify the Minister.

Evidence.

Proceedings for breach of Act.

10. In all proceedings in respect of offences against this Act, the onus of showing that any juvenile described in any information as a juvenile placed for employment with an employer under this Act, is not a juvenile so placed, shall be upon the defendant.

11. Proceedings in respect of a breach of this Act may be taken in a summary manner before a stipendiary or police or industrial magistrate or any two justices in petty sessions.

SCHEDULE.

, do hereby declare that I am desirous of coming Ι, under the provisions of the Juvenile Migrants Act, 1926, of the State of New South Wales. It has been explained to me that * during my passage to that State I shall be under the control of a person appointed by or on behalf of the Minister for Labour and Industry of that State, and that * when I am in that State I shall, until I attain the age of eighteen years, be under the control of the Minister for Labour and Industry of that State, and under the provisions of the abovementioned Act. The following particulars are true and correct :--

> My name is My address is My age is

Dated the

day of (Signature).....

19 .

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(* Note.-Strike out words between asterisks when the form is signed in New South Wales.)

PARENT'S OR GUARDIAN'S ENDORSEMEN'T.

I, the undersigned, being the of the said hereby consent to my proceeding to New South Wales under the provisions of the above Act.

(Signature).....

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By Authority : ALFRED JAMES KENT, Government Printer, Sydney, 1926,



I certify that this PUBLIC BILL, which originated in the LEGIS-LATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

> W. S. MOWLE, Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 4 March, 1926.





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GEORGII V REGIS.

Act No. 8, 1926.

An Act to provide for the care and well-being of juvenile assisted migrants; to repeal the Juvenile Migrants Apprenticeship Act, 1923; and for purposes connected therewith. [Assented to, 17th March, 1926.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the "Juvenile Migrants Short title_ Act, 1926." 2.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

R. GREIG, Chairman of Committees of the Legislative Assembly.

Repea of Act 1923 No. 52. 2. (1) The Juvenile Migrants Apprenticeship Act, 1923, is hereby repealed.

Savings.

(2) The repeal effected by the last preceding subsection shall not affect the future operation of that Act in respect of any juvenile who, prior to the commencement of this Act, signed the statement referred to in section three of that Act.

(3) Nothing in this section shall limit or abridge any saving contained in the Interpretation Act, 1897.

Definitions.

3. In this Act, unless the context otherwise requires,—

- "Employer" means a person with whom a juvenile is placed for employment under this Act.
- "Employment" means rural or domestic employment.
- "Juvenile" means a minor who comes to New South Wales with the assistance of the Government of the Commonwealth of Australia or of the State, and who is over the age of fourteen years and under the age of eighteen years at the date of arrival in the State.

"Minister" means Minister for Labour and Industry.

Powers of the Minister.

4. With respect to any juvenile who, either before or after coming to the State, signs a statement in or to the effect of the form in the Schedule to this Act the Minister—

- (a) may appoint Government training farms for the reception, control, and training of juveniles for rural employment, and may make such provisions as he deems necessary for their control, maintenance, training, and employment in such institutions or in connection therewith;
- (b) shall have the care and control of the person of the juvenile before he is placed for training or employment under this Act, and at any time when he ceases to be so placed;
- (c) may place the juvenile for training and employment in a Government training farm;

(d) may place the juvenile for employment with an employer by finding a fit and proper person to employ the juvenile, and shall have the supervision of the juvenile while so placed.

5. (1) The wages or earnings due by any person Recovery of to a juvenile may be sued for and recovered by the wages. juvenile or in the name of the Minister by some person authorised by him.

(2) An authority purporting to be signed by the Minister shall be admitted as evidence without proof of the signature.

6. If a juvenile placed for employment with an Notice of employer under this Act dies, or suffers or sustains any death, injury, serious illness or injury, or leaves the employment, the illness, or employer shall immediately give notice to the Minister leaving employment. and do all such further acts and things as may be required of him by the Minister, and in default thereof he shall be liable to a penalty not exceeding ten pounds for every such offence.

7. (1) No employer shall transfer or make over to Notice to the any other person the services or care of the juvenile or Minister before discharge or dismiss such juvenile unless or until the transfer or Minister has first received seven days' notice in writing dismissal. thereof.

(2) Any employer who contravenes this section shall be liable to a penalty not exceeding ten pounds.

8. (1) The Minister may at any time transfer the Transfer by juvenile to another employer, or may require the the Minister. juvenile to return to any training farm to be named by the Minister.

(2) The Minister may at any time, by notice in writing, require the employer forthwith to deliver the juvenile to some person named therein.

(3) Any person who fails to comply with any requirement under this section shall be liable to a penalty not exceeding ten pounds.

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9. Any person who without the authority of the Penalties. Minister takes or removes any juvenile from the employer with whom the juvenile is placed for employment under this Act before the expiration of the term of service shall be liable, on conviction, to a penalty not exceeding

Act No. 8, 1926.

Juvenile Migrants.

exceeding twenty pounds. This section shall not be deemed to prevent a juvenile from terminating his employment, but in that event he shall forthwith notify the Minister.

10. In all proceedings in respect of offences against this Act, the onus of showing that any juvenile described in any information as a juvenile placed for employment with an employer under this Act, is not a juvenile so placed, shall be upon the defendant.

11. Proceedings in respect of a breach of this Act may be taken in a summary manner before a stipendiary or police or industrial magistrate or any two justices in petty sessions.

SCHEDULE.

Ι, , do hereby declare that I am desirous of coming under the provisions of the Juvenile Migrants Act, 1926, of the State of New South Wales. It has been explained to me that * during my passage to that State I shall be under the control of a person appointed by or on behalf of the Minister for Labour and Industry of that State, and that * when I am in that State I shall, until I attain the age of eighteen years, be under the control of the Minister for Labour and Industry of that State, and under the provisions of the abovementioned Act. The following particulars are true and correct :---

My name is		
My address is		
My age is		
Dated the	day of	19 .
(Signature)		

(* NOTE.-Strike out words between asterisks when the form is signed in New South Wales.)

PARENT'S OR GUARDIAN'S ENDORSEMENT.

I, the undersigned, being the of the said proceeding to New South Wales hereby consent to my under the provisions of the above Act.

(Signature).....

In the name and on behalf of His Majesty I assent to this Act.

D. R. S. DE CHAIR,

Governor.

Government House, Sydney, 17th March, 1926.

Proceedings for breach of Act.

Evidence.

1926.

Legislative Council.

Juvenile Migrants Bill.

EXPLANATORY NOTE.

THE following are the main provisions of the Bill :--

1. The Bill is intended to repeal the Juvenile Migrants Apprenticeship Act, 1923, but that Act will apply to juveniles who have come under it before the commencement of this measure. Clause 2.

2. The Minister may-

- (a) have the care and control of the juveniles before they are placed in training at a training farm, or in employment, and when the training or employment ceases.
- (b) appoint Government Training Farms for training juveniles for rural employment.
- (c) place the juvenile in employment with a fit and proper person and have the supervision of the juvenile while so placed. Clause 4.
- (d) sue for wages due to a juvenile. Clause 5.
- (e) transfer a juvenile to another employer at any time or require the juvenile to return to a training farm. Clause 8.

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This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

> W. S. MOWLE, Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 24 February, 1926





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1. This Act may be cited as the "Juvenile Migrants short title. Act, 1926." 2.

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2. (1) The Juvenile Migrants Apprenticeship Act, Repeal of Act, 1923 No. 52. 1923, is hereby repealed.

(2) The repeal effected by the last preceding sub-savings.
section shall not affect the future operation of that Act
5 in respect of any juvenile who, prior to the commencement of this Act, signed the statement referred to in section three of that Act.

(3) Nothing in this section shall limit or abridge any saving contained in the Interpretation Act, 1897.

10 3. In this Act, unless the context otherwise Definitions. requires,—

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- "Minister" means Minister for Labour and Industry.

4. With respect to any juvenile who, either before Powers of the 25 or after coming to the State, signs a statement in or to Minister.

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- (b) shall have the care and control of the person of the juvenile before he is placed for training or employment under this Act, and at any time when he ceases to be so placed;
- (c) may place the juvenile for training and employment in a Government training farm;

(d)

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(d) may place the juvenile for employment with an employer by finding a fit and proper person to employ the juvenile, and shall have the supervision of the juvenile while so placed.

5. (1) The wages or earnings due by any person Recovery of to a juvenile may be sued for and recovered by the wages. juvenile or in the name of the Minister by some person authorised by him.

(2) An authority purporting to be signed by the 10 Minister shall be admitted as evidence without proof of the signature.

6. If a juvenile placed for employment with an Notice of employer under this Act dies, or suffers or sustains any death, injury, serious illness or injury, or leaves the employment, the illness, or

- 15 employer shall immediately give notice to the Minister leaving employment. and do all such further acts and things as may be required of him by the Minister, and in default thereof he shall be liable to a penalty not exceeding ten pounds for every such offence.
- 20 7. (1) No employer shall transfer or make over to Notice to the any other person the services or care of the juvenile or Minister before discharge or dismiss such juvenile unless or until the transfer or Minister has first received seven days' notice in writing dismissal. thereof.

(2) Any employer who contravenes this section 25 shall be liable to a penalty not exceeding ten pounds.

8. (1) The Minister may at any time transfer the Transfer by juvenile to another employer, or may require the the Minister. juvenile to return to any training farm to be named by

30 the Minister.

(2) The Minister may at any time, by notice in writing, require the employer forthwith to deliver the juvenile to some person named therein.

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exceeding

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exceeding twenty pounds. This section shall not be deemed to prevent a juvenile from terminating his employment, but in that event he shall forthwith notify the Minister.

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- 10 **11.** Proceedings in respect of a breach of this Act Proceedings may be taken in a summary manner before a stipendiary for breach of or police or industrial magistrate or any two justices in petty sessions.

SCHEDULE.

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Sydney: Alfred James Kout, Government Printer-1926.

(Signature).....

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