

*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.*

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 9 December, 1958.*

## New South Wales



ANNO SEPTIMO

## ELIZABETHÆ II REGINÆ

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Act No.       , 1958.

An Act to increase the amount of the benefits that may be paid by a friendly society or branch thereof; for this and other purposes to amend the Friendly Societies Act, 1912, as amended by subsequent Acts; to validate certain matters; and for purposes connected therewith.

**B**E it enacted by the Queen'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. (1) This Act may be cited as the "Friendly Societies (Amendment) Act, 1958".

Short title  
and  
citation.



*Friendly Societies (Amendment).*

(2) The Friendly Societies Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Friendly Societies Act, 1912-1958.

2. The Friendly Societies Act, 1912, as amended by 5 subsequent Acts, is amended— Amendment of Act No. 46, 1912.

(a) by inserting next after paragraph (i) of subsection one of section ten the following new paragraph :— Sec. 10. (Compulsory registration of certain societies.)

10 An object of a friendly society which is the provision of the benefits set out in paragraph (i) of this subsection shall include and be deemed always to have included the establishment, management and maintenance or joining or co-operating with any other friendly society or friendly societies in the establishment, management and maintenance of 15 holiday accommodation, and facilities in connection therewith, primarily for the use of the persons mentioned in that paragraph.

(b) (i) by inserting in subsection three of section twenty-six after the words "annual returns" the words "of a branch"; Sec. 26. (Audit of accounts.)

20 (ii) by inserting in the same subsection after the words "such auditor" the words "is a registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or";

25 (c) by omitting from paragraph (d) of subsection two of section twenty-seven the words "state whether any such auditor" and by inserting in lieu thereof the words " , in the case of an auditor or auditors of a branch, state whether any such auditor is a 30 registered



*Friendly Societies (Amendment).*

registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or”;

- (d) by omitting subsection three of section thirty-two Sec. 32. and by inserting in lieu thereof the following sub- (Trustees.) section :—

(3) The secretary of a registered society or branch shall, within twenty-one days after the appointment of any trustees of such registered society or branch, send notice, in the form prescribed by regulations made under this Act, of such appointment—

(a) to the Registrar, where the notice is to be sent by the secretary of a registered society; and

(b) to the secretary of the registered society of which the branch forms part, where the notice is to be sent by the secretary of a branch.

Where the secretary of a registered society receives a notice pursuant to paragraph (b) of this subsection, he shall, within fourteen days after receiving it, send it to the Registrar.

- (e) by inserting next after subsection two of section thirty-eight the following new subsection :—

(2A) (a) Where the revenue derived during any year from the investment of moneys belonging to any fund of a society exceeds an amount equal to the prescribed percentage, with respect to such year, of such moneys, the society may, subject to the provisions

(Moneys received or paid to be entered in a separate account.)

Transfer of moneys from fund to fund.



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*Friendly Societies (Amendment).*

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provisions of this subsection, transfer to any other fund of the society an amount equal to the difference between that excess and the aggregate of—

- 5 (i) the expenses incurred in such year in respect of such firstmentioned fund and paid or to be paid out of such revenue in accordance with the provisions of subsection two of this section; and
- 10 (ii) where the revenue derived during the preceding year from the investment of moneys belonging to such firstmentioned fund, after deducting therefrom the expenses incurred in such preceding year in respect of such fund and paid out of
- 15 such revenue in accordance with the provisions of the said subsection two, was less than the prescribed percentage, with respect to such preceding year, of such moneys, the amount by which such revenue
- 20 was so deficient.

(b) A transfer from any fund of a society shall not be made under this subsection unless—

- 25 (i) where the fund from which the transfer is proposed to be made is a fund kept with respect to any of the benefits enumerated or referred to in paragraph (a), (c) or (e) of subsection one of section ten of this Act, and the provisions of section twenty-eight of this Act have not been dispensed with in
- 30 respect of such society, the report of the actuary who, pursuant to subsection three of the said section twenty-eight, made the last report on the assets and liabilities of the society contained a statement by such actuary to the effect that it appeared to him
- 35 that the assets of such fund exceeded its liabilities and that the contributions payable



*Friendly Societies (Amendment).*

payable by the members of the society, pursuant to its rules, for the benefits to be provided from such fund were sufficient to meet the cost of providing such benefits; and

5

(ii) the transfer has been approved—

- (a) in the case of a society without branches, by the majority of the members of the society at a general meeting of the society; or
- (b) in the case of any other society, by its central body.

10

Any amount transferred to a fund pursuant to the provisions of this subsection may, notwithstanding subsection one of this section, be used for the purposes of that fund and, where any benefits are provided from that fund, those benefits.

15

In this subsection—

“Prescribed percentage”, with respect to any year, means such percentage as may be prescribed with respect to that year by regulations made under this Act, or, where a percentage is not so prescribed, four per centum.

20

“Year” means year ending on the thirtieth day of June.

25

(f) (i) by omitting from subsection one of section forty-eight the words “more than five hundred pounds” and by inserting in lieu thereof the words “, from any one or more such societies or branches, more than three thousand pounds”;

30

(ii) by omitting from the same subsection the words “one hundred and four pounds a year by way of annuity, or sick pay in excess of five pounds five shillings per week from any one or more

35

such

Sec. 48.  
(Limitation of benefits.)



*Friendly Societies (Amendment).*

such societies or branches" and by inserting in lieu thereof the words "two hundred and sixty pounds a year by way of annuity, or ten pounds ten shillings a week by way of sick pay";

- 5 (g) (i) by inserting next after subsection two of section eighty-one the following new subsection :—

Sec. 81.  
(Subvention  
after 30th  
June, 1932.)

10 (2A) (a) A society entitled to payments under this section may from time to time elect to be a society to which this subsection applies, and may revoke any such election.

15 Any such election or revocation shall not have any force until the first day of July next following the day upon which notice in writing of such election or revocation is given to the Registrar.

While any such election is in force, this subsection shall apply to the society which made the election.

20 (b) Where a society to which this subsection applies would, but for this subsection, have been entitled, in respect of any person, to a payment under the provisions of this section, other than this subsection, in respect of only  
25 part of a year, there shall, in respect of such person, be paid to the society in respect of that year one-half of the amount that would have been payable, in respect of such person, under the said provisions had the society been entitled, in respect of such person, to a payment under  
30 the said provisions in respect of the whole of such year.

35 A society entitled, in respect of any person, to a payment under this subsection in respect of any year shall not be entitled, in respect of that person, to a payment under subsection one of this section in respect of any part of the same year.

(ii)



*Friendly Societies (Amendment).*

- (ii) by inserting in paragraph (a) of subsection three of the same section after the word "society" where firstly occurring the words "or any other registered society";
- 5 (iii) by inserting in the same paragraph after the word "society" where secondly occurring the words "or of the society and any other registered society";
- 10 (iv) by inserting in paragraph (b) of the same subsection after the word "society" where firstly occurring the words "or any other registered society";
- 15 (v) by inserting in the same paragraph after the word "membership" the words "in the society or in the society and any other registered society";
- (vi) by inserting at the end of the same paragraph the words "or any other registered society";
- 20 (h) by omitting from section one hundred and twelve the words "on payment of a sum not exceeding one shilling, a copy of the rules of the society or branch" and by inserting in lieu thereof the words "a copy of the rules of the society or branch, on payment of a fee not exceeding the sum of one shilling, or where a different sum has been approved by the Registrar and specified in such rules, that different sum".
- 25



The House Bill introduced in the Legislative Assembly and  
having this day passed is now ready for presentation to the Legislative  
Council for its consideration.

ALLAN PICKERING,  
Clerk of the Legislative Assembly.

Legislative Assembly of Ontario,  
Toronto, 4th February, 1908.

TO THE HONOURABLE THE SPEAKER OF THE LEGISLATIVE COUNCIL,  
OTTAWA.

Dear Sir:

I have the honor to acknowledge the receipt of your letter of the 2nd inst. in relation to the Bill introduced in the Legislative Assembly on the 21st of January, 1908, and to inform you that the same has been passed by the House of Assembly on the 23rd of January, 1908.

I am, Sir, very respectfully,  
Your obedient servant,  
Allan Pickering,  
Clerk of the Legislative Assembly.

Yours truly,  
Allan Pickering,  
Clerk of the Legislative Assembly.

ALLAN PICKERING,  
Clerk of the Legislative Assembly.



No. , 1958.

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## A BILL

To increase the amount of the benefits that may be paid by a friendly society or branch thereof; for this and other purposes to amend the Friendly Societies Act, 1912, as amended by subsequent Acts; to validate certain matters; and for purposes connected therewith.

[MR. KELLY;—4 *December*, 1958.]

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**B**E it enacted by the Queen'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 :—

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2. The Friendly Societies Act, 1912, as amended by 5 subsequent Acts, is amended— Amendment of Act No. 46, 1912.

(a) by inserting next after paragraph (i) of subsection one of section ten the following new paragraph :— Sec. 10. (Compulsory registration of certain societies.)

10 An object of a friendly society which is the provision of the benefits set out in paragraph (i) of this subsection shall include and be deemed always to have included the establishment, management and maintenance or joining or co-operating with any other friendly society or friendly societies in the establishment, management and maintenance of 15 holiday accommodation, and facilities in connection therewith, primarily for the use of the persons mentioned in that paragraph.

(b) (i) by inserting in subsection three of section twenty-six after the words "annual returns" the words "of a branch"; Sec. 26. (Audit of accounts.)

20 (ii) by inserting in the same subsection after the words "such auditor" the words "is a registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or";

(c) by omitting from paragraph (d) of subsection two of section twenty-seven the words "state whether any such auditor" and by inserting in lieu thereof the words ", in the case of an auditor or auditors of a branch, state whether any such auditor is a 30

registered



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*Friendly Societies (Amendment).*

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registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or”;

- 5 (d) by omitting subsection three of section thirty-two and by inserting in lieu thereof the following sub-section :— (Trustees.)

10 (3) The secretary of a registered society or branch shall, within twenty-one days after the appointment of any trustees of such registered society or branch, send notice, in the form prescribed by regulations made under this Act, of such appointment— Copy of notice of appointment.

15 (a) to the Registrar, where the notice is to be sent by the secretary of a registered society; and

(b) to the secretary of the registered society of which the branch forms part, where the notice is to be sent by the secretary of a branch.

20 Where the secretary of a registered society receives a notice pursuant to paragraph (b) of this subsection, he shall, within fourteen days after receiving it, send it to the Registrar.

- 25 (e) by inserting next after subsection two of section thirty-eight the following new subsection :— Sec. 38.  
(Moneys received or paid to be entered in a separate account.)

30 (2A) (a) Where the revenue derived during any year from the investment of moneys belonging to any fund of a society exceeds an amount equal to the prescribed percentage, with respect to such year, of such moneys, the society may, subject to the provisions Transfer of moneys from fund to fund.



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*Friendly Societies (Amendment).*

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provisions of this subsection, transfer to any other fund of the society an amount equal to the difference between that excess and the aggregate of—

5 (i) the expenses incurred in such year in respect of such firstmentioned fund and paid or to be paid out of such revenue in accordance with the provisions of subsection two of this section; and

10 (ii) where the revenue derived during the preceding year from the investment of moneys belonging to such firstmentioned fund, after deducting therefrom the expenses incurred in such preceding year in respect of such fund and paid out of  
15 such revenue in accordance with the provisions of the said subsection two, was less than the prescribed percentage, with respect to such preceding year, of such moneys, the amount by which such revenue  
20 was so deficient.

(b) A transfer from any fund of a society shall not be made under this subsection unless—

25 (i) where the fund from which the transfer is proposed to be made is a fund kept with respect to any of the benefits enumerated or referred to in paragraph (a), (c) or (e) of subsection one of section ten of this Act, and the provisions of section twenty-eight of this Act have not been dispensed with in  
30 respect of such society, the report of the actuary who, pursuant to subsection three of the said section twenty-eight, made the last report on the assets and liabilities of the society contained a statement by such actuary to the effect that it appeared to him  
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*Friendly Societies (Amendment).*

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payable by the members of the society,  
pursuant to its rules, for the benefits to be  
provided from such fund were sufficient to  
meet the cost of providing such benefits;  
and

5

(ii) the transfer has been approved—

(a) in the case of a society without  
branches, by the majority of the  
members of the society at a  
general meeting of the society; or

(b) in the case of any other society,  
by its central body.

Any amount transferred to a fund pursuant to the  
provisions of this subsection may, notwithstanding  
subsection one of this section, be used for the  
purposes of that fund and, where any benefits are  
provided from that fund, those benefits.

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In this subsection—

“Prescribed percentage”, with respect to any  
year, means such percentage as may be  
prescribed with respect to that year by  
regulations made under this Act, or, where  
a percentage is not so prescribed, four per  
centum.

20

“Year” means year ending on the thirtieth day  
of June.

25

(f) (i) by omitting from subsection one of section forty-  
eight the words “more than five hundred  
pounds” and by inserting in lieu thereof the  
words “, from any one or more such societies  
or branches, more than three thousand pounds”;

Sec. 48.  
(Limitation  
of benefits.)

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(ii) by omitting from the same subsection the words  
“one hundred and four pounds a year by way  
of annuity, or sick pay in excess of five pounds  
five shillings per week from any one or more  
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*Friendly Societies (Amendment).*

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- 5 (g) (i) by inserting next after subsection two of section eighty-one the following new subsection : — Sec. 81.  
(Subvention after 30th June, 1932.)

10 (2A) (a) A society entitled to payments under this section may from time to time elect to be a society to which this subsection applies, and may revoke any such election.

15 Any such election or revocation shall not have any force until the first day of July next following the day upon which notice in writing of such election or revocation is given to the Registrar.

While any such election is in force, this subsection shall apply to the society which made the election.

20 (b) Where a society to which this subsection applies would, but for this subsection, have been entitled, in respect of any person, to a payment under the provisions of this section, other than this subsection, in respect of only part of a year, there shall, in respect of such person, be paid to the society in respect of that year one-half of the amount that would have been payable, in respect of such person, under the said provisions had the society been entitled, in respect of such person, to a payment under the said provisions in respect of the whole of such year.

30 A society entitled, in respect of any person, to a payment under this subsection in respect of any year shall not be entitled, in respect of that person, to a payment under subsection one of this section in respect of any part of the same year.

(ii)



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*Friendly Societies (Amendment).*


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- (ii) by inserting in paragraph (a) of subsection three of the same section after the word "society" where firstly occurring the words "or any other registered society";
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- 15 (v) by inserting in the same paragraph after the word "membership" the words "in the society or in the society and any other registered society";
- (vi) by inserting at the end of the same paragraph the words "or any other registered society";
- 20 (h) by omitting from section one hundred and twelve the words "on payment of a sum not exceeding one shilling, a copy of the rules of the society or branch" and by inserting in lieu thereof the words "a copy of the rules of the society or branch, on payment of a fee not exceeding the sum of one shilling, or where a different sum has been approved by the Registrar and specified in such rules, that different sum".
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Annals of the... (faint title)

The... (faint text)

... (faint text)

... (faint text)

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# FRIENDLY SOCIETIES (AMENDMENT) BILL, 1958.

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## EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to enable friendly societies to provide holiday accommodation, and facilities in connection therewith, for their members and for members' husbands, wives or dependants, or widows or widowed mothers of deceased members ;
- (b) to remove the necessity for the Registrar to approve of an auditor of a branch of a friendly society if the auditor is a registered public accountant ;
- (c) to alter the method of notifying the Registrar of the appointment of new trustees of a friendly society ;
- (d) to authorise a friendly society to transfer certain moneys from one fund of the society to another fund of the society ;
- (e) to raise the limitations on the benefits that may be paid by a friendly society or branch ;
- (f) to allow a friendly society to receive subvention payments in respect of certain members transferred from another friendly society ;
- (g) to enable friendly societies claiming subvention to adopt a different method of claiming subvention in respect of only part of a year ;
- (h) to enable the fee charged by a friendly society for copies of its rules to be varied ;
- (i) to make other amendments of a minor or consequential character.



THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

REPORT OF THE COMMITTEE ON THE PROGRESS OF THE DEPARTMENT

FOR THE YEAR 1900

PRESENTED TO THE BOARD OF TRUSTEES

AT THE ANNUAL MEETING HELD AT CHICAGO, ILLINOIS

ON THE TWENTY-NINTH DAY OF JUNE, 1901

BY THE COMMITTEE ON THE PROGRESS OF THE DEPARTMENT

COMPOSED OF THE FOLLOWING MEMBERS:

CHAIRMAN: DR. J. C. BOGERT

MEMBERS: DR. J. H. PEARSON, DR. J. W. GILBERT

DR. J. H. HENNING, DR. J. W. WELLS

DR. J. W. GIBSON, DR. J. W. WELLS

DR. J. W. WELLS, DR. J. W. WELLS

DR. J. W. WELLS, DR. J. W. WELLS

DR. J. W. WELLS, DR. J. W. WELLS

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DR. J. W. WELLS, DR. J. W. WELLS

PRINTED AT THE UNIVERSITY PRESS, CHICAGO, ILLINOIS



PROOF

No. , 1958.

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## A BILL

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[MR. KELLY;—4 December, 1958.]

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citation.



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2. The Friendly Societies Act, 1912, as amended by 5 subsequent Acts, is amended— Amendment of Act No. 46, 1912.

(a) by inserting next after paragraph (i) of subsection one of section ten the following new paragraph :— Sec. 10. (Compulsory registration of certain societies.)

10 An object of a friendly society which is the provision of the benefits set out in paragraph (i) of this subsection shall include and be deemed always to have included the establishment, management and maintenance or joining or co-operating with any other friendly society or friendly societies in the establishment, management and maintenance of 15 holiday accommodation, and facilities in connection therewith, primarily for the use of the persons mentioned in that paragraph.

(b) (i) by inserting in subsection three of section twenty-six after the words "annual returns" the words "of a branch"; Sec. 26. (Audit of accounts.)

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(ii) by inserting in the same subsection after the words "such auditor" the words "is a registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or";

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(c) by omitting from paragraph (d) of subsection two of section twenty-seven the words "state whether any such auditor" and by inserting in lieu thereof the words "in the case of an auditor or auditors of a branch, state whether any such auditor is a registered"; Sec. 27. (Annual returns.)

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*Friendly Societies (Amendment).*

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- 15 (a) to the Registrar, where the notice is to be sent by the secretary of a registered society; and  
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- 10 (ii) where the revenue derived during the preceding year from the investment of moneys belonging to such firstmentioned fund, after deducting therefrom the expenses incurred in such preceding year in respect of such fund and paid out of
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(a) in the case of a society without branches, by the majority of the members of the society at a general meeting of the society; or

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(b) in the case of any other society, by its central body.

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“Prescribed percentage”, with respect to any year, means such percentage as may be prescribed with respect to that year by regulations made under this Act, or, where a percentage is not so prescribed, four per centum.

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Sec. 48.  
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“Prescribed percentage”, with respect to any year, means such percentage as may be prescribed with respect to that year by regulations made under this Act, or, where a percentage is not so prescribed, four per centum.

20

“Year” means year ending on the thirtieth day of June.

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(f) (i) by omitting from subsection one of section forty-eight the words “more than five hundred pounds” and by inserting in lieu thereof the words “, from any one or more such societies or branches, more than three thousand pounds”;

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(ii) by omitting from the same subsection the words “one hundred and four pounds a year by way of annuity, or sick pay in excess of five pounds five shillings per week from any one or more such

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Sec. 48.  
(Limitation  
of benefits.)



*Friendly Societies (Amendment).*

such societies or branches" and by inserting in lieu thereof the words "two hundred and sixty pounds a year by way of annuity, or ten pounds ten shillings a week by way of sick pay";

5 (g) (i) by inserting next after subsection two of section eighty-one the following new subsection :—

Sec. 81.  
(Subvention  
after 30th  
June, 1932.)

10 (2A) (a) A society entitled to payments under this section may from time to time elect to be a society to which this subsection applies, and may revoke any such election.

15 Any such election or revocation shall not have any force until the first day of July next following the day upon which notice in writing of such election or revocation is given to the Registrar.

While any such election is in force, this subsection shall apply to the society which made the election.

20 (b) Where a society to which this subsection applies would, but for this subsection, have been entitled, in respect of any person, to a payment under the provisions of this section, other than this subsection, in respect of only part of a year, there shall, in respect of such person, be paid to the society in respect of that year one-half of the amount that would have been payable, in respect of such person, under the said provisions had the society been entitled, in respect of such person, to a payment under the said provisions in respect of the whole of such year.

30 A society entitled, in respect of any person, to a payment under this subsection in respect of any year shall not be entitled, in respect of that person, to a payment under subsection one of this section in respect of any part of the same year.

(ii)



# New South Wales



ANNO SEPTIMO

## ELIZABETHÆ II REGINÆ

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### Act No. 40, 1958.

An Act to increase the amount of the benefits that may be paid by a friendly society or branch thereof; for this and other purposes to amend the Friendly Societies Act, 1912, as amended by subsequent Acts; to validate certain matters; and for purposes connected therewith. [Assented to, 31st December, 1958.]

**B**E it enacted by the Queen'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. (1) This Act may be cited as the "Friendly Societies (Amendment) Act, 1958".

Short title  
and  
citation.



Act No. 40, 1958.

*Friendly Societies (Amendment).*

(2) The Friendly Societies Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Friendly Societies Act, 1912-1958.

Amendment  
of Act No.  
46, 1912.

2. The Friendly Societies Act, 1912, as amended by subsequent Acts, is amended—

Sec. 10.  
(Compulsory  
registration  
of certain  
societies.)

(a) by inserting next after paragraph (i) of subsection one of section ten the following new paragraph:—

An object of a friendly society which is the provision of the benefits set out in paragraph (i) of this subsection shall include and be deemed always to have included the establishment, management and maintenance or joining or co-operating with any other friendly society or friendly societies in the establishment, management and maintenance of holiday accommodation, and facilities in connection therewith, primarily for the use of the persons mentioned in that paragraph.

Sec. 26.  
(Audit of  
accounts.)

(b) (i) by inserting in subsection three of section twenty-six after the words "annual returns" the words "of a branch";

(ii) by inserting in the same subsection after the words "such auditor" the words "is a registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or";

Sec. 27.  
(Annual  
returns.)

(c) by omitting from paragraph (d) of subsection two of section twenty-seven the words "state whether any such auditor" and by inserting in lieu thereof the words "in the case of an auditor or auditors of a branch, state whether any such auditor is a

registered



*Friendly Societies (Amendment).*

registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or”;

- (d) by omitting subsection three of section thirty-two and by inserting in lieu thereof the following subsection :—

(3) The secretary of a registered society or branch shall, within twenty-one days after the appointment of any trustees of such registered society or branch, send notice, in the form prescribed by regulations made under this Act, of such appointment—

Copy of  
notice of  
appointment.

- (a) to the Registrar, where the notice is to be sent by the secretary of a registered society; and
- (b) to the secretary of the registered society of which the branch forms part, where the notice is to be sent by the secretary of a branch.

Where the secretary of a registered society receives a notice pursuant to paragraph (b) of this subsection, he shall, within fourteen days after receiving it, send it to the Registrar.

- (e) by inserting next after subsection two of section thirty-eight the following new subsection :—

Sec. 38.  
(Moneys received or paid to be entered in a separate account.)

(2A) (a) Where the revenue derived during any year from the investment of moneys belonging to any fund of a society exceeds an amount equal to the prescribed percentage, with respect to such year, of such moneys, the society may, subject to the provisions

Transfer of moneys from fund to fund.



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*Friendly Societies (Amendment).*

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provisions of this subsection, transfer to any other fund of the society an amount equal to the difference between that excess and the aggregate of—

- (i) the expenses incurred in such year in respect of such firstmentioned fund and paid or to be paid out of such revenue in accordance with the provisions of subsection two of this section; and
- (ii) where the revenue derived during the preceding year from the investment of moneys belonging to such firstmentioned fund, after deducting therefrom the expenses incurred in such preceding year in respect of such fund and paid out of such revenue in accordance with the provisions of the said subsection two, was less than the prescribed percentage, with respect to such preceding year, of such moneys, the amount by which such revenue was so deficient.

(b) A transfer from any fund of a society shall not be made under this subsection unless—

- (i) where the fund from which the transfer is proposed to be made is a fund kept with respect to any of the benefits enumerated or referred to in paragraph (a), (c) or (e) of subsection one of section ten of this Act, and the provisions of section twenty-eight of this Act have not been dispensed with in respect of such society, the report of the actuary who, pursuant to subsection three of the said section twenty-eight, made the last report on the assets and liabilities of the society contained a statement by such actuary to the effect that it appeared to him that the assets of such fund exceeded its liabilities and that the contributions payable



*Friendly Societies (Amendment).*

payable by the members of the society, pursuant to its rules, for the benefits to be provided from such fund were sufficient to meet the cost of providing such benefits; and

- (ii) the transfer has been approved—
- (a) in the case of a society without branches, by the majority of the members of the society at a general meeting of the society; or
  - (b) in the case of any other society, by its central body.

Any amount transferred to a fund pursuant to the provisions of this subsection may, notwithstanding subsection one of this section, be used for the purposes of that fund and, where any benefits are provided from that fund, those benefits.

In this subsection—

“Prescribed percentage”, with respect to any year, means such percentage as may be prescribed with respect to that year by regulations made under this Act, or, where a percentage is not so prescribed, four per centum.

“Year” means year ending on the thirtieth day of June.

- (f) (i) by omitting from subsection one of section forty-eight the words “more than five hundred pounds” and by inserting in lieu thereof the words “, from any one or more such societies or branches, more than three thousand pounds”;
- (ii) by omitting from the same subsection the words “one hundred and four pounds a year by way of annuity, or sick pay in excess of five pounds five shillings per week from any one or more such
- Sec. 48.  
(Limitation  
of benefits.)



*Friendly Societies (Amendment).*

such societies or branches” and by inserting in lieu thereof the words “two hundred and sixty pounds a year by way of annuity, or ten pounds ten shillings a week by way of sick pay”;

Sec. 81.

(Subvention  
after 30th  
June, 1932.)

(g) (i) by inserting next after subsection two of section eighty-one the following new subsection :—

(2A) (a) A society entitled to payments under this section may from time to time elect to be a society to which this subsection applies, and may revoke any such election.

Any such election or revocation shall not have any force until the first day of July next following the day upon which notice in writing of such election or revocation is given to the Registrar.

While any such election is in force, this subsection shall apply to the society which made the election.

(b) Where a society to which this subsection applies would, but for this subsection, have been entitled, in respect of any person, to a payment under the provisions of this section, other than this subsection, in respect of only part of a year, there shall, in respect of such person, be paid to the society in respect of that year one-half of the amount that would have been payable, in respect of such person, under the said provisions had the society been entitled, in respect of such person, to a payment under the said provisions in respect of the whole of such year.

A society entitled, in respect of any person, to a payment under this subsection in respect of any year shall not be entitled, in respect of that person, to a payment under subsection one of this section in respect of any part of the same year.

(ii)



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*Friendly Societies (Amendment).*

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- (ii) by inserting in paragraph (a) of subsection three of the same section after the word "society" where firstly occurring the words "or any other registered society";
- (iii) by inserting in the same paragraph after the word "society" where secondly occurring the words "or of the society and any other registered society";
- (iv) by inserting in paragraph (b) of the same subsection after the word "society" where firstly occurring the words "or any other registered society";
- (v) by inserting in the same paragraph after the word "membership" the words "in the society or in the society and any other registered society";
- (vi) by inserting at the end of the same paragraph the words "or any other registered society";
- (h) by omitting from section one hundred and twelve the words "on payment of a sum not exceeding one shilling, a copy of the rules of the society or branch" and by inserting in lieu thereof the words "a copy of the rules of the society or branch, on payment of a fee not exceeding the sum of one shilling, or where a different sum has been approved by the Registrar and specified in such rules, that different sum".

Sec. 112.  
(Right to supply of copies of the rules.)

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By Authority:

V. C. N. BLIGHT, Government Printer, Sydney, 1959



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

ALLAN PICKERING,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 10 December, 1958.*

## New South Wales



ANNO SEPTIMO

## ELIZABETHÆ II REGINÆ

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### Act No. 40, 1958.

An Act to increase the amount of the benefits that may be paid by a friendly society or branch thereof; for this and other purposes to amend the Friendly Societies Act, 1912, as amended by subsequent Acts; to validate certain matters; and for purposes connected therewith. [Assented to, 31st December, 1958.]

**B**E it enacted by the Queen'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. (1) This Act may be cited as the "Friendly Societies (Amendment) Act, 1958".

Short title  
and  
citation.

(2)

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

G. BOOTH,  
*Chairman of Committees of the Legislative Assembly.*



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*Friendly Societies (Amendment).*

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(2) The Friendly Societies Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Friendly Societies Act, 1912-1958.

Amendment of Act No. 46, 1912.      **2.** The Friendly Societies Act, 1912, as amended by subsequent Acts, is amended—

Sec. 10.  
(Compulsory registration of certain societies.)

(a) by inserting next after paragraph (i) of subsection one of section ten the following new paragraph :—

An object of a friendly society which is the provision of the benefits set out in paragraph (i) of this subsection shall include and be deemed always to have included the establishment, management and maintenance or joining or co-operating with any other friendly society or friendly societies in the establishment, management and maintenance of holiday accommodation, and facilities in connection therewith, primarily for the use of the persons mentioned in that paragraph.

Sec. 26.  
(Audit of accounts.)

(b) (i) by inserting in subsection three of section twenty-six after the words "annual returns" the words "of a branch";

(ii) by inserting in the same subsection after the words "such auditor" the words "is a registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or";

Sec. 27.  
(Annual returns.)

(c) by omitting from paragraph (d) of subsection two of section twenty-seven the words "state whether any such auditor" and by inserting in lieu thereof the words ", in the case of an auditor or auditors of a branch, state whether any such auditor is a registered



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*Friendly Societies (Amendment).*

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registered public accountant within the meaning of the Public Accountants Registration Act, 1945, as amended by subsequent Acts, or”;

- (d) by omitting subsection three of section thirty-two and by inserting in lieu thereof the following sub-section :—

(3) The secretary of a registered society or branch shall, within twenty-one days after the appointment of any trustees of such registered society or branch, send notice, in the form prescribed by regulations made under this Act, of such appointment—

Copy of notice of appointment.

- (a) to the Registrar, where the notice is to be sent by the secretary of a registered society; and
- (b) to the secretary of the registered society of which the branch forms part, where the notice is to be sent by the secretary of a branch.

Where the secretary of a registered society receives a notice pursuant to paragraph (b) of this subsection, he shall, within fourteen days after receiving it, send it to the Registrar.

- (e) by inserting next after subsection two of section thirty-eight the following new subsection :—

Sec. 38.  
(Moneys received or paid to be entered in a separate account.)

(2A) (a) Where the revenue derived during any year from the investment of moneys belonging to any fund of a society exceeds an amount equal to the prescribed percentage, with respect to such year, of such moneys, the society may, subject to the provisions

Transfer of moneys from fund to fund.



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*Friendly Societies (Amendment).*

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provisions of this subsection, transfer to any other fund of the society an amount equal to the difference between that excess and the aggregate of—

- (i) the expenses incurred in such year in respect of such firstmentioned fund and paid or to be paid out of such revenue in accordance with the provisions of subsection two of this section; and
- (ii) where the revenue derived during the preceding year from the investment of moneys belonging to such firstmentioned fund, after deducting therefrom the expenses incurred in such preceding year in respect of such fund and paid out of such revenue in accordance with the provisions of the said subsection two, was less than the prescribed percentage, with respect to such preceding year, of such moneys, the amount by which such revenue was so deficient.

(b) A transfer from any fund of a society shall not be made under this subsection unless—

- (i) where the fund from which the transfer is proposed to be made is a fund kept with respect to any of the benefits enumerated or referred to in paragraph (a), (c) or (e) of subsection one of section ten of this Act, and the provisions of section twenty-eight of this Act have not been dispensed with in respect of such society, the report of the actuary who, pursuant to subsection three of the said section twenty-eight, made the last report on the assets and liabilities of the society contained a statement by such actuary to the effect that it appeared to him that the assets of such fund exceeded its liabilities and that the contributions payable



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*Friendly Societies (Amendment).*

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payable by the members of the society, pursuant to its rules, for the benefits to be provided from such fund were sufficient to meet the cost of providing such benefits; and

- (ii) the transfer has been approved—
- (a) in the case of a society without branches, by the majority of the members of the society at a general meeting of the society; or
  - (b) in the case of any other society, by its central body.

Any amount transferred to a fund pursuant to the provisions of this subsection may, notwithstanding subsection one of this section, be used for the purposes of that fund and, where any benefits are provided from that fund, those benefits.

In this subsection—

“Prescribed percentage”, with respect to any year, means such percentage as may be prescribed with respect to that year by regulations made under this Act, or, where a percentage is not so prescribed, four per centum.

“Year” means year ending on the thirtieth day of June.

- (f) (i) by omitting from subsection one of section forty-eight the words “more than five hundred pounds” and by inserting in lieu thereof the words “, from any one or more such societies or branches, more than three thousand pounds”; Sec. 48. (Limitation of benefits.)
- (ii) by omitting from the same subsection the words “one hundred and four pounds a year by way of annuity, or sick pay in excess of five pounds five shillings per week from any one or more such



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*Friendly Societies (Amendment).*

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such societies or branches” and by inserting in lieu thereof the words “two hundred and sixty pounds a year by way of annuity, or ten pounds ten shillings a week by way of sick pay”;

Sec. 81.  
(Subvention  
after 30th  
June, 1932.)

(g) (i) by inserting next after subsection two of section eighty-one the following new subsection :—

(2A) (a) A society entitled to payments under this section may from time to time elect to be a society to which this subsection applies, and may revoke any such election.

Any such election or revocation shall not have any force until the first day of July next following the day upon which notice in writing of such election or revocation is given to the Registrar.

While any such election is in force, this subsection shall apply to the society which made the election.

(b) Where a society to which this subsection applies would, but for this subsection, have been entitled, in respect of any person, to a payment under the provisions of this section, other than this subsection, in respect of only part of a year, there shall, in respect of such person, be paid to the society in respect of that year one-half of the amount that would have been payable, in respect of such person, under the said provisions had the society been entitled, in respect of such person, to a payment under the said provisions in respect of the whole of such year.

A society entitled, in respect of any person, to a payment under this subsection in respect of any year shall not be entitled, in respect of that person, to a payment under subsection one of this section in respect of any part of the same year.

(ii)



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*Friendly Societies (Amendment).*

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- (ii) by inserting in paragraph (a) of subsection three of the same section after the word "society" where firstly occurring the words "or any other registered society";
- (iii) by inserting in the same paragraph after the word "society" where secondly occurring the words "or of the society and any other registered society";
- (iv) by inserting in paragraph (b) of the same subsection after the word "society" where firstly occurring the words "or any other registered society";
- (v) by inserting in the same paragraph after the word "membership" the words "in the society or in the society and any other registered society";
- (vi) by inserting at the end of the same paragraph the words "or any other registered society";
- (h) by omitting from section one hundred and twelve the words "on payment of a sum not exceeding one shilling, a copy of the rules of the society or branch" and by inserting in lieu thereof the words "a copy of the rules of the society or branch, on payment of a fee not exceeding the sum of one shilling, or where a different sum has been approved by the Registrar and specified in such rules, that different sum".

Sec. 112.  
(Right to supply of copies of the rules.)

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

E. W. WOODWARD,  
*Governor.*

*Government House,  
Sydney, 31st December, 1958.*



ARTICLE 1

SECTION 1

(i) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(ii) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(iii) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(iv) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(v) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

2011  
2012  
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2014

(vi) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(vii) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(viii) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(ix) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(x) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"

(xi) by inserting in paragraph 1 of section 10 the words "and the said section shall be deemed to have been so amended as to read as follows:-"