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, 1 December, 1959.

New South Wales



ANNO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. , 1959.

An Act to make provision, consequential on the enactment by the Parliament of the Commonwealth of certain legislation relating to banking, with respect to the construction of references in State legislation to the Commonwealth Bank of Australia and with respect to certain other matters; for this purpose to amend the Commonwealth Bank (Interpretation) Act, 1953, and certain other Acts; and for purposes connected therewith.

BE

BE 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 5 follows: -

1. (1) This Act may be cited as the "Banking (Interpre- short title, tation of References) Act, 1959".

citation and commencement

- (2) The Commonwealth Bank (Interpretation) Act. 1953, as amended by this Act, may be cited as the Common-10 wealth Bank (Interpretation) Act, 1953-1959.
 - (3) The Hire-purchase Agreements Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Hire-purchase Agreements Act, 1941-1959.
- (4) The Credit-sale Agreements Act, 1957, as amended 15 by this Act, may be cited as the Credit-sale Agreements Act, 1957-1959.
 - (5) The Evidence Act, 1898, as amended by subsequent Acts and by this Act, may be cited as the Evidence Act, 1898-1959.
- (6) The Stamp Duties Act, 1920, as amended by subsequent Acts and by this Act, may be cited as the Stamp Duties Act, 1920-1959.
- (7) The Anzac Memorial (Building) Act, 1923, as amended by the Anzac Memorial (Building) Amendment Act, 25 1934, and by this Act, may be cited as the Anzac Memorial (Building) Act, 1923-1959.
- (8) This Act, except where otherwise expressly provided, shall commence upon the day upon which the Reserve Bank Act 1959 of the Parliament of the 30 Commonwealth comes into operation.

- 2. (1) The Commonwealth Bank (Interpretation) Act, Amendment of Act No. 29, 1953.

 Sec. 2.
- (a) by inserting at the end of subsection one of section (References to Commontwo the words ", the Reserve Bank of Australia wealth and the Commonwealth Development Bank of Australia.)

 Australia";
- (b) by inserting in the definition of "Act" in paragraph
 (a) of subsection two of the same section after the words "other than" the words "the Anzac Memorial
 (Building) Act, 1923-1934,";
 - (c) by inserting at the end of the same section the following new subsection:—
- (3) As on and from the commencement of the Banking (Interpretation of References) Act, 1959, a reference in the Coal Industry Act, 1946-1951, to the Commonwealth Bank of Australia shall be read and construed as a reference to the Reserve Bank of Australia.
- (2) The amendment made by paragraph (b) of 20 subsection one of this section shall be deemed to have commenced upon the third day of December, one thousand nine hundred and fifty-three.
- 3. The Hire-purchase Agreements Act, 1941, as amended Amendment by subsequent Acts, is amended by omitting from subsection of Act No. 56, 1941.

 25 one of section two the definition of "Banker" and by inserting Sec. 2.

 in lieu thereof the following definition:

 (Interpretation.)

"Banker" means a body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.

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o Commonwalth comes into operation.

4. The Credit-sale Agreements Act, 1957, is amended by Amendment omitting from subsection one of section two the definition of of Act No. "Banker" and by inserting in lieu thereof the following Sec. 2. (Interpretadefinition: tion.)

"Banker" means a body corporate for the time being 5 authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.

The Evidence Act, 1898, as amended by subsequent Amendment 10 Acts, is amended by omitting paragraph (b) of the definition of Act No. of "prescribed corporation" in subsection five of section 43C Sec. 43c. and by inserting in lieu thereof the following paragraph: -(Conditions

(b) any body corporate for the time being authorised to which print carry on banking business under a law of this or photoanother State or of the Commonwealth of Australia. graphic film admis-

sible in evidence.)

6. The Stamp Duties Act, 1920, as amended by subsequent Amendment Acts, is amended—

of Act No. 47, 1920.

(a) by omitting paragraph (c) of the exemptions Sch. 2. appearing under the heading "Bill of Exchange and Exchange Promissory Notes" and by inserting in lieu thereof and Promis-20 the following paragraph: -

sory Notes.)

(c) Cheque or order payable on demand drawn on any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.

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- (b) by omitting paragraph (h) of the exemptions (Receipt or appearing under the heading "Receipt or Discharge" Discharge.) and by inserting in lieu thereof the following paragraph: -
- (h) Any receipt given by depositors on 30 receiving deposits from any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.

7.

7. The Anzac Memorial (Building) Act, 1923, as amended Amendment by the Anzac Memorial (Building) Amendment Act, 1934, is of Act No. 27, 1923. amended by omitting from section three the words "The Sec. 3. Deputy Governor of the Commonwealth Bank of Australia" (Trustees.) 5 and by inserting in lieu thereof the words "The Managing Director of the Commonwealth Banking Corporation".

Sydney: V. C. N. Blight, Government Printer-1959

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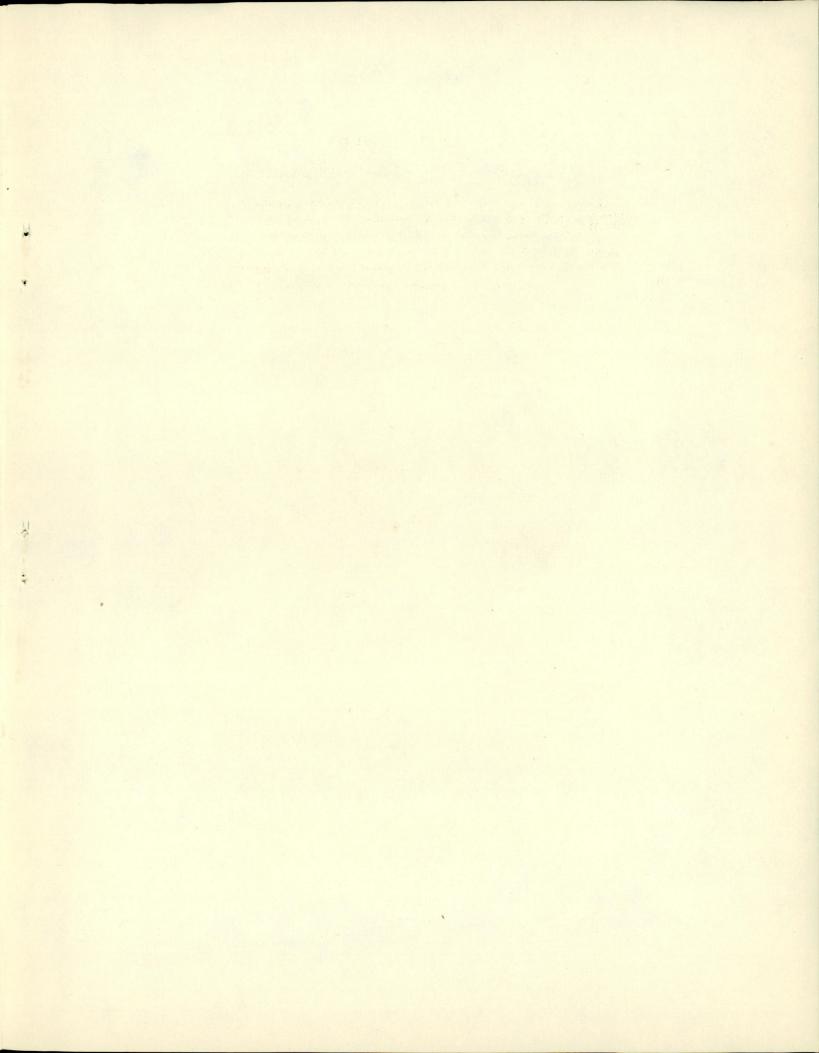
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No. , 1959.

A BILL

To make provision, consequential on the enactment by the Parliament of the Commonwealth of certain legislation relating to banking, with respect to the construction of references in State legislation to the Commonwealth Bank of Australia and with respect to certain other matters; for this purpose to amend the Commonwealth Bank (Interpretation) Act, 1953, and certain other Acts; and for purposes connected therewith.

[MR. MANNIX;—25 November, 1959.]

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BE

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 5 follows: -

1. (1) This Act may be cited as the "Banking (Interpre-Short title, tation of References) Act, 1959".

citation and commencement.

- (2) The Commonwealth Bank (Interpretation) Act, 1953, as amended by this Act, may be cited as the Common-10 wealth Bank (Interpretation) Act, 1953-1959.
 - (3) The Hire-purchase Agreements Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Hire-purchase Agreements Act, 1941-1959.
- (4) The Credit-sale Agreements Act, 1957, as amended 15 by this Act, may be cited as the Credit-sale Agreements Act. 1957-1959.
 - (5) The Evidence Act, 1898, as amended by subsequent Acts and by this Act, may be cited as the Evidence Act, 1898-1959.
- (6) The Stamp Duties Act, 1920, as amended by 20 subsequent Acts and by this Act, may be cited as the Stamp Duties Act, 1920-1959.
- (7) The Anzac Memorial (Building) Act, 1923, as amended by the Anzac Memorial (Building) Amendment Act, 25 1934, and by this Act, may be cited as the Anzac Memorial (Building) Act, 1923-1959.
- (8) This Act, except where otherwise expressly provided, shall commence upon the day upon which the Reserve Bank Act 1959 of the Parliament of 30 Commonwealth comes into operation.

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- 2. (1) The Commonwealth Bank (Interpretation) Act, Amendment of Act No. 29, 1953.

 Sec. 2.
 - (a) by inserting at the end of subsection one of section (References to Commontwo the words ", the Reserve Bank of Australia wealth and the Commonwealth Development Bank of Australia.)

 Australia":
 - (b) by inserting in the definition of "Act" in paragraph (a) of subsection two of the same section after the words "other than" the words "the Anzac Memorial (Building) Act, 1923-1934,":
 - (c) by inserting at the end of the same section the following new subsection:—
- (3) As on and from the commencement of the Banking (Interpretation of References) Act, 1959,
 15 a reference in the Coal Industry Act, 1946-1951, to the Commonwealth Bank of Australia shall be read and construed as a reference to the Reserve Bank of Australia.
- (2) The amendment made by paragraph (b) of 20 subsection one of this section shall be deemed to have commenced upon the third day of December, one thousand nine hundred and fifty-three.
- 3. The Hire-purchase Agreements Act, 1941, as amended Amendment by subsequent Acts, is amended by omitting from subsection of Act No. 56, 1941.

 25 one of section two the definition of "Banker" and by inserting Sec. 2. in lieu thereof the following definition:

 (Interpretation)
 - "Banker" means a body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.

4. The Credit-sale Agreements Act, 1957, is amended by Amendment omitting from subsection one of section two the definition of of Act No. "Banker" and by inserting in lieu thereof the following Sec. 2. definition:

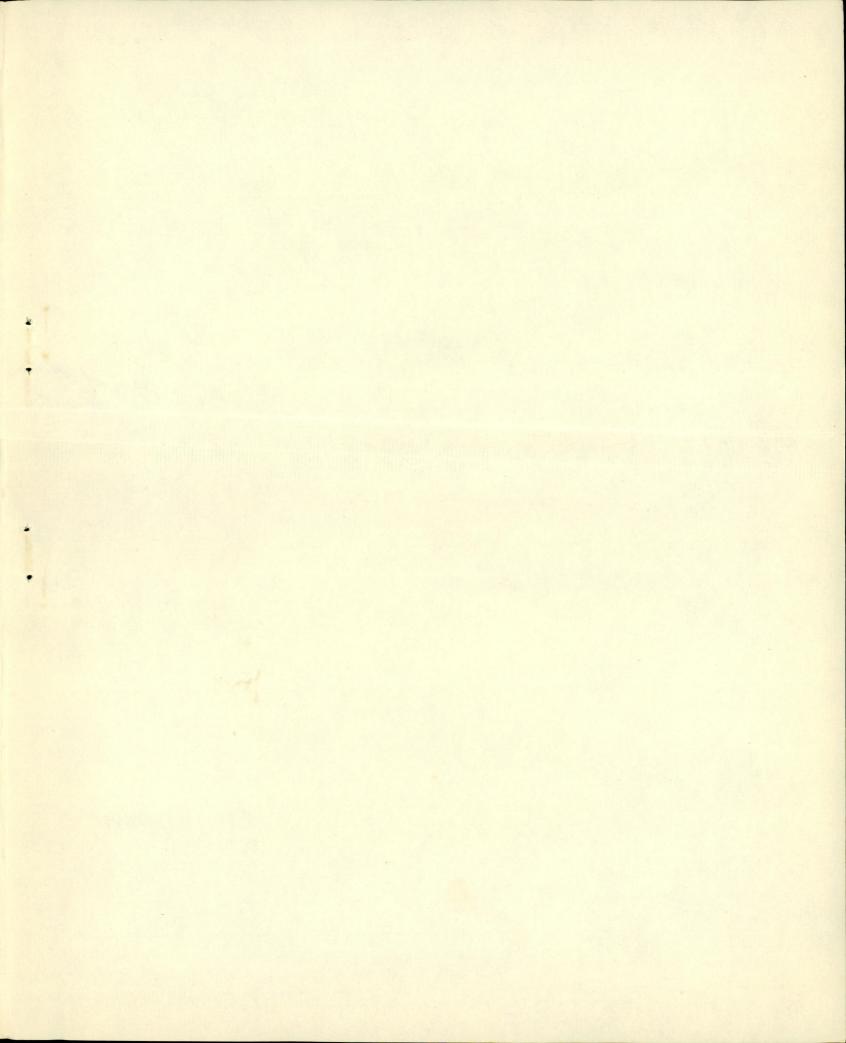
(Interpretation.)

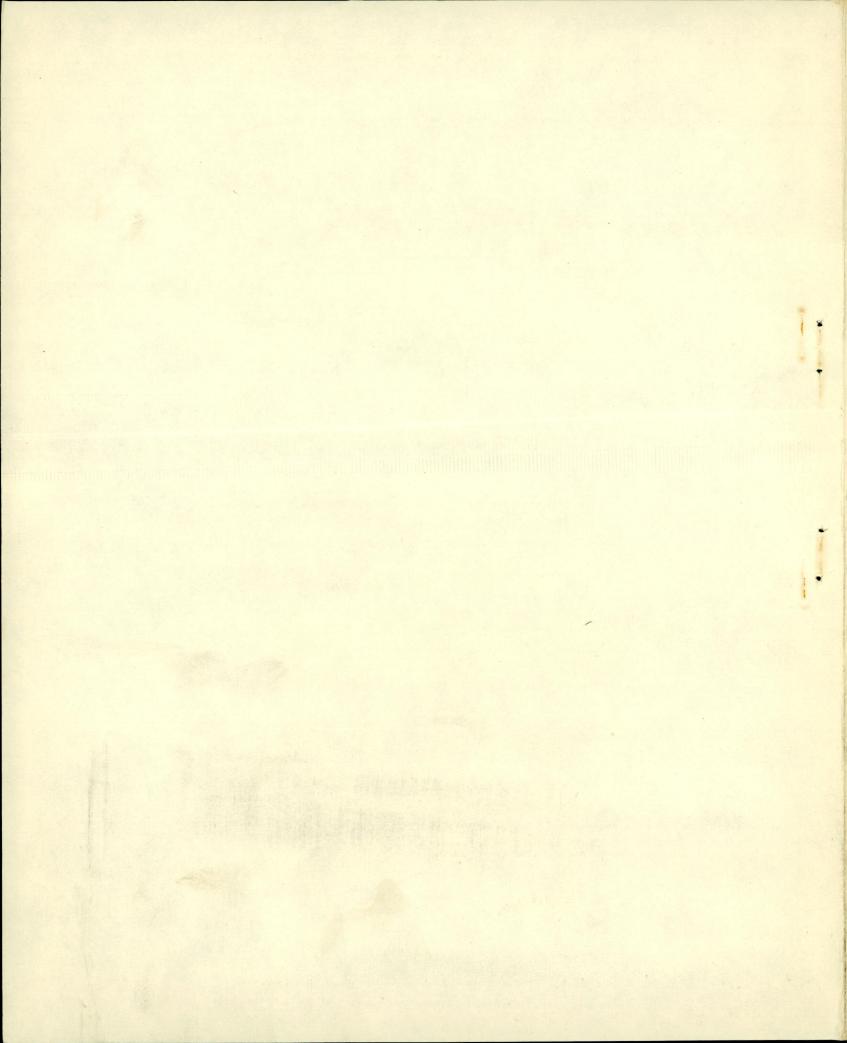
- 5 "Banker" means a body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.
- 5. The Evidence Act, 1898, as amended by subsequent Amendment 10 Acts, is amended by omitting paragraph (b) of the definition of Act No. 11, 1898. of "prescribed corporation" in subsection five of section 43c Sec. 43c. and by inserting in lieu thereof the following paragraph: (Conditions under
- (b) any body corporate for the time being authorised to which print carry on banking business under a law of this or photo-another State or of the Commonwealth of Australia. graphic film admissible in evidence.)
 - 6. The Stamp Duties Act, 1920, as amended by subsequent Amendment of Act No. 47, 1920.
- (a) by omitting paragraph (c) of the exemptions Sch. 2. appearing under the heading "Bill of Exchange and (Bill of Exchange Promissory Notes" and by inserting in lieu thereof and Promissory Notes.)
 - (c) Cheque or order payable on demand drawn on any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.
 - (b) by omitting paragraph (h) of the exemptions (Receipt or appearing under the heading "Receipt or Discharge" Discharge.) and by inserting in lieu thereof the following paragraph:—
- 30 (h) Any receipt given by depositors on receiving deposits from any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.

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7.

7. The Anzac Memorial (Building) Act, 1923, as amended Amendment by the Anzac Memorial (Building) Amendment Act, 1934, is of Act No. 27, 1923. amended by omitting from section three the words "The Sec. 3. Deputy Governor of the Commonwealth Bank of Australia" (Trustees.) 5 and by inserting in lieu thereof the words "The Managing Director of the Commonwealth Banking Corporation".





BANKING (INTERPRETATION OF REFERENCES) BILL, 1959.

EXPLANATORY NOTE.

EARLY this year the Commonwealth Parliament passed a group of Acts relating to banking. Some of the changes that these Acts will effect, on and from a proclaimed date, are—

- (a) the replacement of the Commonwealth Bank of Australia by the Reserve Bank of Australia: see Reserve Bank Act 1959;
- (b) the establishment of a Commonwealth Banking Corporation, which is to discharge certain functions in relation to the Commonwealth Trading Bank of Australia, the Commonwealth Savings Bank of Australia and the Commonwealth Development Bank of Australia: see Commonwealth Banks Act 1959;
- (c) the establishment of a Commonwealth Development Bank of Australia: see Commonwealth Banks Act 1959;
- (d) the repeal of the Banking Act 1945 and the Banking Act 1953 and their replacement by the Banking Act 1959.

The object of this Bill is to enact provisions, consequential on the above changes, dealing with the construction of references in State legislation to—

- (a) the Commonwealth Bank of Australia; and
- (b) banks authorised to carry on banking business under the Banking Act 1945 or the Banking Act 1953.

BANKING (INTERPRETATION OF REFERENCES) BILL, 1959.

EXPLANATORY NOTE

Example this control to the control of the control

(a) the replacement of the Commonwealth Bank of Australia by the Reserve Bank of Australia by the Reserve

(b) the establishment of at an improve of a binding Conjumn, which is to discipance critain, controlled in relation to the elements with Lording Basis. of Atalicias the Communitiesth Security that a Australia and the Community wealth Daveluponest Basis of Arteriological Communities.

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(b) banks anti-orbid to sacra on banking commiss ander the Banking Act 1945 in the thinking Act 1954.

No. , 1959.

A BILL

To make provision, consequential on the enactment by the Parliament of the Commonwealth of certain legislation relating to banking, with respect to the construction of references in State legislation to the Commonwealth Bank of Australia and with respect to certain other matters; for this purpose to amend the Commonwealth Bank (Interpretation) Act, 1953, and certain other Acts; and for purposes connected therewith.

[MR. MANNIX; -25 November, 1959.]

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BE

BE 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 5 follows:—

1. (1) This Act may be cited as the "Banking (Interpre- Short title, tation of References) Act, 1959".

commence-

- (2) The Commonwealth Bank (Interpretation) Act, 1953, as amended by this Act, may be cited as the Common-10 wealth Bank (Interpretation) Act, 1953-1959.
 - (3) The Hire-purchase Agreements Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Hire-purchase Agreements Act, 1941-1959.
- (4) The Credit-sale Agreements Act, 1957, as amended 15 by this Act, may be cited as the Credit-sale Agreements Act, 1957-1959.
 - (5) The Evidence Act, 1898, as amended by subsequent Acts and by this Act, may be cited as the Evidence Act, 1898-1959.
- (6) The Stamp Duties Act, 1920, as amended by 20 subsequent Acts and by this Act, may be cited as the Stamp Duties Act, 1920-1959.
- (7) The Anzac Memorial (Building) Act, 1923, as amended by the Anzac Memorial (Building) Amendment Act, 25 1934, and by this Act, may be cited as the Anzac Memorial (Building) Act, 1923-1959.
- (8) This Act, except where otherwise expressly provided, shall commence upon the day upon which the Reserve Bank Act 1959 of the Parliament of the 30 Commonwealth comes into operation.

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- 2. (1) The Commonwealth Bank (Interpretation) Act, Amendment of Act No. 29, 1953.

 Sec. 2.
 - (a) by inserting at the end of subsection one of section (References to Commontwo the words ", the Reserve Bank of Australia wealth and the Commonwealth Development Bank of Australia.)

 Australia":
 - (b) by inserting in the definition of "Act" in paragraph (a) of subsection two of the same section after the words "other than" the words "the Anzac Memorial (Building) Act, 1923-1934,";
 - (c) by inserting at the end of the same section the following new subsection:—
- (3) As on and from the commencement of the Banking (Interpretation of References) Act, 1959, a reference in the Coal Industry Act, 1946-1951, to the Commonwealth Bank of Australia shall be read and construed as a reference to the Reserve Bank of Australia.
- (2) The amendment made by paragraph (b) of 20 subsection one of this section shall be deemed to have commenced upon the third day of December, one thousand nine hundred and fifty-three.
- 3. The Hire-purchase Agreements Act, 1941, as amended Amendment by subsequent Acts, is amended by omitting from subsection of Act No. 56, 1941.

 25 one of section two the definition of "Banker" and by inserting Sec. 2. in lieu thereof the following definition:

 (Interpretation.)

"Banker" means a body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.

4

4. The Credit-sale Agreements Act, 1957, is amended by Amendment omitting from subsection one of section two the definition of ^{of} Act No. "Banker" and by inserting in lieu thereof the following Sec. 2. definition:—

- 5 "Banker" means a body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.
- 5. The Evidence Act, 1898, as amended by subsequent Amendment 10 Acts, is amended by omitting paragraph (b) of the definition of Act No. of "prescribed corporation" in subsection five of section 43C Sec. 43c. and by inserting in lieu thereof the following paragraph: (Conditions
- (b) any body corporate for the time being authorised to which print from carry on banking business under a law of this or photo-another State or of the Commonwealth of Australia. graphic film admissible in evidence.)
 - 6. The Stamp Duties Act, 1920, as amended by subsequent Amendment Acts, is amended—

 of Act No. 47, 1920.
- (a) by omitting paragraph (c) of the exemptions Sch. 2. appearing under the heading "Bill of Exchange and (Bill of Exchange Promissory Notes" and by inserting in lieu thereof and Promissory Notes.)
 - (c) Cheque or order payable on demand drawn on any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.
 - (b) by omitting paragraph (h) of the exemptions (Receipt or appearing under the heading "Receipt or Discharge" Discharge.) and by inserting in lieu thereof the following paragraph:—
 - (h) Any receipt given by depositors on receiving deposits from any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.

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7. The Anzac Memorial (Building) Act, 1923, as amended Amendment by the Anzac Memorial (Building) Amendment Act, 1934, is of Act No. 27, 1923. amended by omitting from section three the words "The Sec. 3. Deputy Governor of the Commonwealth Bank of Australia" (Trustees.) 5 and by inserting in lieu thereof the words "The Managing Director of the Commonwealth Banking Corporation".

Sydney: V. C. N. Blight, Government Printer-1959

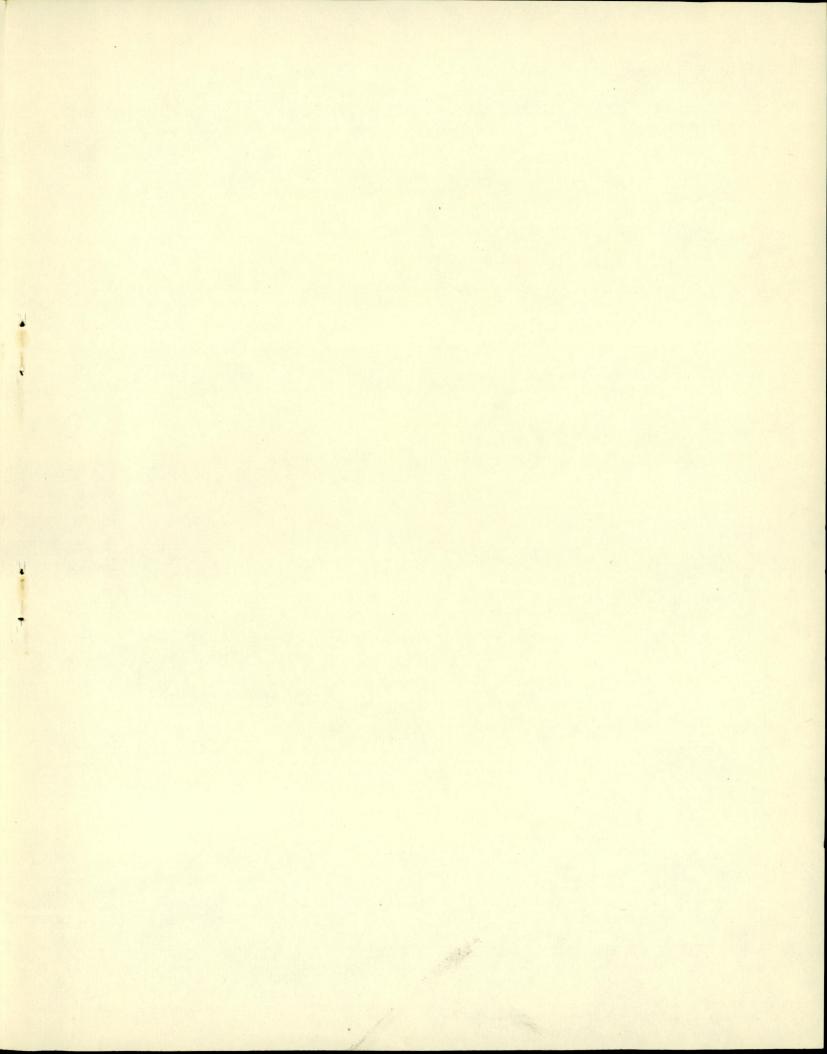
Act No. 1959

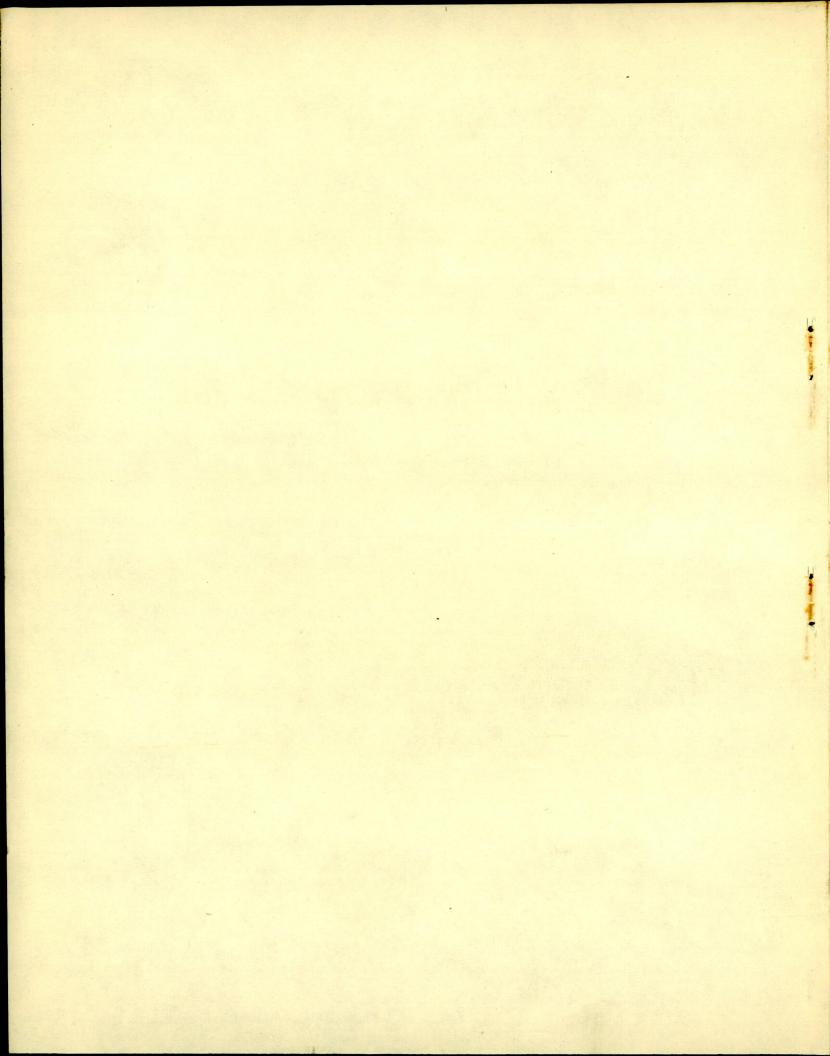
Banking (Interpretation of References)

To the Anine Memorial (Building) Act 1923, as amended Amendment by the Anine Memorial (Building) Amendment Act, 1934, is made not not the Anine Memorial (Building) Amendment Act, 1934, is made not a monitoring from section three the words "The contribution of the Commonwealth Bank of Australia" (Treasure Stand by meeting in lieu thereof the words "The Managing Director of the Commonwealth Banking Corporation".

Arthur Salahar - Schaper Co. 11 (1) W. S. C. C. Arthur

Takin,





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, 2 December, 1959.

New South Wales



ANNO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. 32, 1959.

An Act to make provision, consequential on the enactment by the Parliament of the Commonwealth of certain legislation relating to banking, with respect to the construction of references in State legislation to the Commonwealth Bank of Australia and with respect to certain other matters; for this purpose to amend the Commonwealth Bank (Interpretation) Act, 1953, and certain other Acts; and for purposes connected therewith. [Assented to, 10th December, 1959.]

BE

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

HOWARD T. FOWLES,

Chairman of Committees of the Legislative Assembly.

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:—

Short title, citation and commencement.

- 1. (1) This Act may be cited as the "Banking (Interpretation of References) Act, 1959".
- (2) The Commonwealth Bank (Interpretation) Act, 1953, as amended by this Act, may be cited as the Commonwealth Bank (Interpretation) Act, 1953-1959.
- (3) The Hire-purchase Agreements Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Hire-purchase Agreements Act, 1941-1959.
- (4) The Credit-sale Agreements Act, 1957, as amended by this Act, may be cited as the Credit-sale Agreements Act, 1957-1959.
- (5) The Evidence Act, 1898, as amended by subsequent Acts and by this Act, may be cited as the Evidence Act, 1898-1959.
- (6) The Stamp Duties Act, 1920, as amended by subsequent Acts and by this Act, may be cited as the Stamp Duties Act, 1920-1959.
- (7) The Anzac Memorial (Building) Act, 1923, as amended by the Anzac Memorial (Building) Amendment Act, 1934, and by this Act, may be cited as the Anzac Memorial (Building) Act, 1923-1959.
- (8) This Act, except where otherwise expressly provided, shall commence upon the day upon which the Reserve Bank Act 1959 of the Parliament of the Commonwealth comes into operation.

- 2. (1) The Commonwealth Bank (Interpretation) Act, Amendment of Act No. 29, 1953.

 Sec. 2.
 - (a) by inserting at the end of subsection one of section (References to Commontwo the words ", the Reserve Bank of Australia wealth and the Commonwealth Development Bank of Australia.)

 Australia";
 - (b) by inserting in the definition of "Act" in paragraph(a) of subsection two of the same section after the words "other than" the words "the Anzac Memorial (Building) Act, 1923-1934,";
 - (c) by inserting at the end of the same section the following new subsection:—
 - (3) As on and from the commencement of the Banking (Interpretation of References) Act, 1959, a reference in the Coal Industry Act, 1946-1951, to the Commonwealth Bank of Australia shall be read and construed as a reference to the Reserve Bank of Australia.
- (2) The amendment made by paragraph (b) of subsection one of this section shall be deemed to have commenced upon the third day of December, one thousand nine hundred and fifty-three.
- 3. The Hire-purchase Agreements Act, 1941, as amended Amendment by subsequent Acts, is amended by omitting from subsection of Act No. 56, 1941. one of section two the definition of "Banker" and by inserting Sec. 2. in lieu thereof the following definition:

 (Interpretation.)

"Banker" means a body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.

a

Amendment of Act No. 29, 1957. Sec. 2. tion.)

- The Credit-sale Agreements Act, 1957, is amended by omitting from subsection one of section two the definition of "Banker" and by inserting in lieu thereof the following (Interpreta- definition: -
 - "Banker" means a body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.

Amendment of Act No. 11, 1898. Sec. 43c. (Conditions under which print from photographic film admissible in evidence.)

- The Evidence Act, 1898, as amended by subsequent Acts, is amended by omitting paragraph (b) of the definition of "prescribed corporation" in subsection five of section 43c and by inserting in lieu thereof the following paragraph:—
 - (b) any body corporate for the time being authorised to carry on banking business under a law of this or another State or of the Commonwealth of Australia.

Amendment of Act No. 47, 1920. Sch. 2.

(Bill of Exchange and Promissory Notes.)

- 6. The Stamp Duties Act, 1920, as amended by subsequent Acts, is amended—
 - (a) by omitting paragraph (c) of the exemptions appearing under the heading "Bill of Exchange and Promissory Notes" and by inserting in lieu thereof the following paragraph: —
 - (c) Cheque or order payable on demand drawn on any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.

(Receipt or Discharge.)

- (b) by omitting paragraph (h) of the exemptions appearing under the heading "Receipt or Discharge" and by inserting in lieu thereof the following paragraph: -
 - (h) Any receipt given by depositors on receiving deposits from any savings bank authorised to carry on banking business under a law of a State or of the Commonwealth of Australia.

7. The Anzac Memorial (Building) Act, 1923, as amended Amendment by the Anzac Memorial (Building) Amendment Act, 1934, is of Act No. amended by omitting from section three the words "The Sec. 3. Deputy Governor of the Commonwealth Bank of Australia" (Trustees.) and by inserting in lieu thereof the words "The Managing Director of the Commonwealth Banking Corporation".

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

K. W. STREET,

By Deputation from

His Excellency the Governor.

Government House, Sydney, 10th December, 1959. Control of the Article of the Articl

