

## Memorandum to accompany the Statute Law Revision Bill.

THIS Bill repeals various obsolete and exhausted Acts, and other parts of Acts of which the operative sections have been already repealed by various consolidations. These repeals are subject to saving provisos identical in form with those in the Statute Law Revision Act, 1898.

The Second and Third Schedules include corrections of various errors in consolidated and other Acts. Where no vested right can be affected, the corrections are made in the Second Schedule, and take effect as from the passing of the Act; where, on the other hand, any right may have accrued, or any liability have been incurred the corrections are made in the Third Schedule, and take effect only upon the enactment of this Bill. The most important of these latter corrections is that which reduces the interest on resumptions under the Public Works Act, 1900, from six to four per cent. The necessity for this amendment arises from the fact that the Public Works Act, 1900, which consolidates the Act 44 Vic. No. 16, providing for six per cent. on resumptions, although introduced before, was not assented to till after the Darling Harbour Wharves Resumption Act, 1900, which reduces the rate to four per cent. By this change in their order, the Public Works Act operated to repeal the amendment intended by the Darling Harbour Act, and therefore this correction merely affirms the intention of the Legislature.

CHAS. G. HEYDON,  
Commissioner for the Consolidation of the Statute Law.

Memorandum to accompany the Senate Bill

The following is a summary of the bill...

Very respectfully,  
[Signature]

## Further Memorandum.

IN addition to the errors of which amendments now appear in the Second Schedule, the amendment shown below has, at the request of the Attorney-General, been prepared in order to correct an error discovered in the Public Service Superannuation Bill since the first reading of the present Bill in the Legislative Council.

The Public Service Superannuation Bill (which was not a measure drawn by the Consolidation Commission), originated in the Assembly, and was agreed to, with amendments, by the Council, on the 1st October, 1903. It was then (when it was too late to rectify any mistake except by reintroducing the Bill) found to have had its fourth clause so worded as to give to officers in the public service a right to gratuity in respect of some seven years' service more than they were properly entitled to, viz., in respect of the period between the commencement of the Acts 59 Vic. No. 25 and the Public Service Act, 1902. This, though it unfortunately passed through both Houses without detection, was an error into which the draftsman was led by a previous error (now included for correction in the Second Schedule to this Bill) in the Consolidation Act No. 31, 1902. This Act, in consolidating the sections of the Act 59 Vic. No. 25, repeated inadvertently from section 60 the words "prior to the commencement of this Act," which ought, of course, to have been altered to "prior to the commencement of the Act 59 Vic. No. 25." The amendment set out below will, if inserted in the Second Schedule, correct the mistake.

CHAS. G. HEYDON,

Commissioner for the Consolidation of the Statute Law.

Journal of the Proceedings

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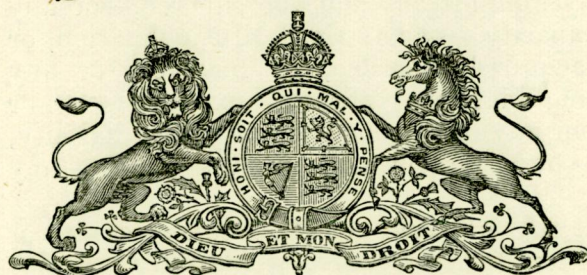
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This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council Chamber,  
Sydney, 4th November, 1903. }

JOHN J. CALVERT,  
Clerk of the Parliaments.

## New South Wales.



ANNO TERTIO

## EDWARDI VII REGIS.

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Act No. , 1903.

An Act to promote the revision of the Statute Law by repealing enactments which have ceased to be in force or have become unnecessary, and to correct certain errors in Acts.

**W**HEREAS it is expedient that certain enactments which may be Preamble. regarded as spent or have ceased to be in force otherwise than by express specific repeal by the Legislature, or have by lapse of time or otherwise become unnecessary, should be expressly and specifically repealed: And whereas errors have been discovered in certain Acts, and it is expedient that the same should be corrected: Be it therefore 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. The enactments mentioned in the First Schedule to this Act are to the extent therein expressed, and subject to the provisions of this Act, hereby repealed:

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Provided

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*Statute Law Revision.*

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Provided as follows:—

Where any enactment not comprised in the said Schedule has been repealed, confirmed, revived, or perpetuated by any enactment hereby repealed, such repeal, confirmation, revivor, or perpetuation shall not be affected by the repeal effected by this Act;

And the repeal by this Act of any enactment or Schedule shall not affect any enactment in which such enactment or Schedule has been applied, incorporated, or referred to;

And this Act shall not affect the validity, invalidity, effect, or consequences of anything already done or suffered,—or any existing status or capacity,—or any right, title, obligation, or liability, already acquired, accrued, or incurred, or any remedy or proceeding in respect thereof,—or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand,—or any indemnity,—or the proof of any past act or thing;

Nor shall this Act affect any principle or rule of law or equity or established jurisdiction, form or course of pleading, practice or procedure, or the general or public nature of any Statute, or any existing usage, franchise, liberty, custom, privilege, restriction, exemption, office, appointment, payment, allowance, emolument, or benefit, or any prospective right, notwithstanding that the same respectively may have been in any manner affirmed, recognised, or derived by, in, or from any enactment hereby repealed;

Nor shall this Act revive or restore any jurisdiction, office, duty, drawback, fee, payment, franchise, liberty, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure, form of punishment, or other matter or thing not now existing or in force.

2. The Acts mentioned in the Second and Third Schedules to this Act, to the extent to which the same are in and by the said Schedules expressed to be amended, are hereby amended accordingly, and the said Acts shall be read and construed accordingly.

3. Such amendments as are specified in the Second Schedule shall be deemed to have been made from the time of the commencement of the said Acts, and every copy of any of the said Acts printed after the commencement of this Act by the Government Printer shall be printed with the additions, omissions, insertions, and substitutions required by this Act.

4. The amendments specified in the Third Schedule shall take effect upon the passing of this Act.

5. This Act may be cited as the "Statute Law Revision Act, 1903."

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SCHEDULES.

*Statute Law Revision.*

## SCHEDULES.

## FIRST SCHEDULE.

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
9 Geo. IV No. 1 (Adopting 7 Geo. IV, c. 64).	1828	An Act for adopting certain Acts of Parliament passed during the seventh and eighth years of His present Majesty King George the Fourth for the amendment of the Law and the improvement of the Administration of Justice in Criminal Cases.	The unrepealed portion.	The Criminal Law Amendment Act of 1883 repealed 9 Geo. IV No. 1, and 7 Geo. IV c. 64, "except ss. 4, 5, and 6." These excepted sections are now wholly obsolete. See note in the memorandum to the Coroners Act, 1898.
2 Wm. IV No. 6...	1832	An Act for authorising all Fines, Penalties, and Forfeitures to be levied and paid in sterling money of the Realm.	The whole ...	Obsolete.
5 Wm. IV No. 8...	1834	An Act for adopting and applying certain Acts of Parliament passed in the eleventh year of the reign of His late Majesty and first year of the reign of His present Majesty, and in the first and second years of the reign of His present Majesty respectively, in the Administration of Justice in New South Wales in like manner as other laws of England are applied therein.	The unrepealed portion.	Section 1, which is the adopting section of the Act, and the operative sections of the Imperial Acts adopted, have been repealed by various Acts.
7 Wm. IV No. 8...	1836	An Act for adopting certain Acts of Parliament passed in the third and fourth years of the reign of His present Majesty King William the Fourth in the Administration of Justice in New South Wales in like manner as other laws of England are applied therein.	The unrepealed portion.	Section 1, which is the adopting section of the Act, repealed by the Inheritance Act, 1901, and the Conveyancing and Law of Property (Supplemental) Act, 1901.
3 Vic. No. 1 ...	1839	An Act to remove doubts concerning the validity of certain grants of land in New South Wales.	The whole ...	Operation exhausted.
3 Vic. No. 20 ...	1839	An Act to enable the Churchwardens of the Parish Church of St. James, in the town of Sydney, to build a new side-wall thereto at a less distance from the southern boundary line of King-street than is allowed by Law.	The whole ...	Operation exhausted.
4 Vic. No. 21 ...	1840	An Act to enable the Trustees of the intended new Roman Catholic Church of St. Patrick, in the Town of Sydney, to build at a less distance from the outer edge of the footway of Charlotte-place than is allowed by Law.	The whole ...	Operation exhausted.
5 Vic. No. 13 ...	1841	An Act for vesting in certain Trustees the estate in fee-simple of a certain piece of land in Macquarie-street, Sydney, upon the Trusts set forth in the Model Deed of the Society denominated Wesleyan Methodists.	The whole ...	Operation exhausted.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
5 Vic. No. 14 ...	1841	An Act for rendering a notarial copy of an exemplification of the Charter of the Bank of Australasia evidence in all Courts of Law, Equity, Admiralty, and Vice-Admiralty, and in all Courts of inferior jurisdiction in the Colony of New South Wales.	The whole ...	Operation exhausted.
6 Vic. No. 18 ...	1842	An Act to remove doubts in respect to the exercise of certain powers by the Councils of the City of Sydney and Town of Melbourne, and to declare the competency of witnesses and the jurisdiction of magistrates in certain cases within the same.	The unrepealed portion.	Section 1 repealed by the General Legal Procedure Act, 1902; the rest of the Act is wholly obsolete.
8 Vic. No. 17 ...	1844	An Act to regulate the rate of interest on money.	The whole ...	Expired.
11 Vic. No. 25 ...	1847	An Act further to amend the Laws relating to the Savings Banks of New South Wales and Port Phillip respectively, and to empower the Trustees of the Savings Bank of New South Wales to erect premises wherein to carry on the business of that Institution.	The whole ...	Repealed by 17 Victoria No. 24, except as to section 1 which is now in substance re-enacted by Savings Bank of New South Wales Act, 1902.
11 Vic. No. 34 ...	1847	An Act to substitute other punishments for transportation beyond the seas.	The unrepealed portion.	Only sections 5 and 6 now remain, the rest of the Act having been repealed by 46 Vic. No. 17, and those sections are now wholly inoperative.
11 Vic. No. 54 ...	1848	An Act to remove doubt concerning the validity of certain Grants of Lands in the City of Sydney.	The whole ...	Disallowed. The Imperial Act, 12 and 13 Vic. c. 22 substituted is now obsolete.
13 Vic. No. 16 ...	1849	An Act to amend the Law of Evidence and to facilitate the admission as Evidence of certain official and other Documents, and to give Protection to Persons employed in the printing and Publication of Papers by the order or authority of the Legislative Assembly or Council, or a Committee thereof.	The whole ...	Only the preamble remains, all the sections having been repealed by No. 11, 1898, No. 40, 1900, and No. 22, 1901.
13 Vic. No. 18 ...	1849	An Act to abolish Deodands ... ..	The unrepealed portion.	Sections 1 and 3 were repealed by No. 40, 1900. Sec. 2 is now obsolete.
13 Vic. No. 45 ...	1849	An Act to abolish the office of Registrar-General and to make further provision for the Registration of Deeds and other instruments.	The unrepealed portion.	All except preamble repealed by No. 22, 1897, and No. 17, 1898.
14 Vic. No. 7 ...	1850	An Act for the better apprehension of Offenders who shall have escaped to parts within the Territory of New South Wales from any other part of the Australian Colonies.	The whole ...	Obsolete. Proceedings now taken under 44 and 45 Vic. c. 69.



*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
15 Vic. No. 6 ...	1851	An Act to authorise the enclosure of the Public Road running through Hyde Park in the City of Sydney, known as a continuation of Macquarie-street, and for other purposes relating thereto.	The whole ...	Section 3 contains the only permanent provisions, and these have been superseded by the Public Parks Act, 48 Vic. No. 22, now No. 40, 1902, Crimes Act, 1900, and Police Offences Act, 1901.
15 Vic. No. 7 ...	1851	An Act to prevent the denudation of the sand-hills in the neighborhood of Sydney.	The whole ...	Obsolete.
15 Vic. No. 16 ...	1851	An Act to repeal so much of the Local Ordinances 2 Wm IV No. 12, 6 Victoria No. 15, 7 Victoria No. 19, 8 Victoria No. 4, and 11 Victoria No. 20 as assumes to vest the appropriation of the Ordinary Revenue elsewhere than in the Legislative Council.	The unrepealed portion.	The only portion not obsolete has been repealed by the Act No. 67, 1901.
16 Vic. No. 14 ...	1852	An Act to amend the Law of Evidence ...	The unrepealed portion.	All but the preamble and section 12 (commencement) repealed by various Acts.
16 Vic. No. 30 ...	1852	An Act to authorise the enclosure of the Sand Hills near the City of Sydney and in the City of Newcastle, and to protect the same from trespass.	The whole ...	Obsolete.
17 Vic. No. 17 ...	1853	An Act for the appropriation of Unclaimed Balances in Intestate and Insolvent Estates, and for other purposes therein mentioned.	The unrepealed portion.	The whole Act, except as to sections 1 and 6 was repealed by 51 Vic. No. 19. These sections are now obsolete. See No. 13, 1898.
17 Vic. No. 19 ...	1853	An Act for fixing the landing-places for baggage.	The whole ...	Impliedly repealed by 42 Vic. No. 19. See section 8.
18 Vic. No. 2 ...	1854	An Act to enable the Trustees of Christ Church, Sydney, to surrender to the Crown for public purposes a portion of the land granted for a Parsonage in connection with the said Church, and to accept other land in exchange for the same.	The whole ...	Operation exhausted.
18 Vic. No. 13 ...	1854	An Act further to amend the Law of Evidence	The unrepealed portion.	All the sections of the Act have already been repealed.
20 Vic. No. 10 ...	1857	An Act to repeal so much of the Constitution Act as requires the concurrence of unusual majorities of Members in the Legislative Council and Legislative Assembly respectively in the passing of Bills to alter the Constitution conferred by the said Act, or the number and appointment of Representatives in the said Legislative Assembly.	The whole ...	Already consolidated in the Constitution Act, 1902.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
20 Vic. No. 11 ...	1857	An Act to provide for the deposit in the Colonial Treasury of moneys in charge of officers of the Supreme Court.	The whole ...	Part repealed by 51 Vic. No. 19 ; remainder superseded by the Audit Act, 1902.
20 Vic. No. 27 ...	1857	An Act for transferring to the Registrar-General the duties of the Chief Clerk of the Supreme Court as Registrar of Deeds and other Instruments.	The unrepealed portion.	All the sections of the Act have already been repealed.
22 Vic. No. 1 ...	1858	Titles to Lands Act of 1858 ... ..	The unrepealed portion.	All except the preamble already repealed.
22 Vic. No. 7 ...	1859	An Act for the further amendment of the Law of Evidence.	The unrepealed portion.	All except the preamble already repealed.
25 Vic. No. 4 ...	1861	An Act to amend the Laws relating to the Gold fields.	The unrepealed portion.	Partially repealed by 30 Vic. No. 8. The Principal Act, 20 Vic. No. 29, repealed by 37 Vic. No. 13.
25 Vic. No. 20 ...	1862	New South Wales and Queensland Customs Act of 1862.	The whole ...	Obsolete.
26 Vic. No. 1 ...	1862	An Act to make provision for encouraging the growth of Cotton in New South Wales.	The whole ...	Expired.
26 Vic. No. 12 ...	1862	Trust Property Act of 1862 ... ..	The unrepealed portion, except sections 24 and 36.	All other operative sections already repealed ; ss. 24 and 36 to be repealed by Statute of Limitations.
27 Vic. No. 3 ...	1863	An Act to amend the Scab Act of 1861 ...	The whole ...	Operation suspended as from 1st March, 1864, by 27 Vic. No. 6.
30 Vic. No. 3 ...	1866	Sydney Burial Grounds Act, 1866 ... ..	The whole ...	Obsolete.
31 Vic. No. 7 ...	1867	Federal Council Act of 1867 ... ..	The whole ...	Obsolete.
36 Vic. No. 18 ..	1873	Angora Goats Protection Act of 1873 ...	The unrepealed portion.	All operative sections already repealed by various Acts.
39 Vic. No. 37 ...	1876	Border Duties Convention Act of 1876 ..	The whole ...	Superseded by Commonwealth of Australia Constitution Act.
41 Vic. No. 15 ...	1878	An Act to repeal so much of the Volunteer Force Regulation Act of 1867 as relates to Free Grants of Crown Lands to Volunteers.	The whole ...	Repealing Act. Operation exhausted.
43 Vic. No. 7 ...	1879	Metropolitan Guaranteed Loan Act of 1879...	The whole ...	All provisions exhausted.
45 Vic. No. 18 ...	1881	Cattle Sale-yards Additional Loan Act, 1881...	The unrepealed portion.	All provisions exhausted.
46 Vic. No. 6 ...	1882	Employers' Liability Act, 1882 ... ..	The whole ...	Expired.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
51 Vic. No. 15 ...	1887	Divorce Extension Act of 1887 ... ..	The whole ...	Reserved and not assented to. 55 Vic. No. 37 passed in lieu and assented to.
52 Vic. No. 20 ...	1889	Circular Quay Improvements Act of 1889 ...	The whole ...	The works have been carried out and operation of Act exhausted.
55 Vic. No. 9 ...	1892	Joint Stock Companies Arrangement Act, 1891.	The unrepealed portion.	Operation exhausted. Permanent provisions already consolidated in the Companies Act, 1899.
55 Vic. No. 29 ...	1892	Trade Disputes Conciliation and Arbitration Act, 1892.	The whole ..	Expired.
56 Vic. No. 33 ...	1893	An Act to revest certain land in the Australian Agricultural Company.	The whole ...	Operation exhausted.
58 Vic. No. 7 ...	1894	Kenmore Hospital for the Insane Act, 1894...	The whole ...	The works have been carried out and operation of Act exhausted.
59 Vic. No. 18 ...	1895	Customs Duties Act of 1895 ... ..	The whole ...	Superseded by Federal legislation.
59 Vic. No. 19 ...	1895	Joint Stock Companies Arrangement Act Amendment Act, 1895.	The whole ...	Temporary Act, expired 1st Jan., 1899. See No. 37, 1897.
59 Vic. No. 21 ...	1895	Locksley Deviation Act, 1895... ..	The whole ...	Operation exhausted.
59 Vic. No. 24 ...	1895	Australasian Federation Enabling Act, 1895...	The whole ...	Operation exhausted.
60 Vic. No. 8 ...	1896	Nevertire to Warren Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
60 Vic. No. 10 ...	1896	George Street and Harris Street Electric Tramway Act, 1896.	The whole ...	Operation exhausted.
60 Vic. No. 11 ...	1896	Additions to Treasury Buildings Act, 1896 ...	The whole ...	Operation exhausted.
60 Vic. No. 26 ...	1896	Berrigan to Finley Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
60 Vic. No. 31 ...	1896	Tamworth to Manilla Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
No. 1, 1897 ...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1897-8; a Service for the Current Year; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 2, 1897 ...	...	Cook's River Improvements Act, 1897 ...	The whole ...	Operation exhausted.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
No. 13, 1897	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1897-8 ; and for a Service to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 15, 1897	...	Australasian Federation (Representatives' Allowance) Act, 1897.	The whole ...	Operation exhausted.
No. 32, 1897	...	Abattoir Road Act Amendment Act, 1897 ...	The whole ...	Operation exhausted. The Principal Act, 24 Vic. No. 2, was repealed by the Statute Law Revision Act, 1898.
No. 33, 1897	...	Campbelltown Reservoir Acts Repeal Act of 1897.	The whole ...	Operation exhausted.
No. 34, 1897	...	Australasian Federation Enabling Act Amendment Act of 1897.	The whole ...	Operation exhausted.
No. 37, 1897	...	Joint Stock Companies Arrangement (Continuation) Act, 1897.	The whole ...	Expired.
No. 42, 1897	...	Appropriation Act of 1897-1898 ...	The whole ...	Operation exhausted.
No. 46, 1897	...	Consolidated Revenue Fund (Municipal Grant) Bill of 1897.	The whole ...	Operation exhausted.
No. 1, 1898	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1898-9 ; Services of the current year ; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 29, 1898	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1898-9.	The whole ...	Operation exhausted.
No. 32, 1898	...	Customs Duties Act, 1898 ...	The whole ...	Superseded by Commonwealth Acts.
No. 35, 1898	...	Appropriation Act of 1898-9 ...	The whole ...	Operation exhausted.
No. 39, 1898	...	Strathfield Railway Crossing Act, 1898 ...	The whole ...	Operation exhausted.
No. 2, 1899	...	Australasian Federation Enabling Act, 1899...	The whole ...	Operation exhausted.
No. 4, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900 ; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 5, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 10, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900 ; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
No. 29, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 41, 1899	...	Campbelltown Municipal Enabling Act, 1899	The whole ...	Operation exhausted.
No. 43, 1899	...	Appropriation Act of 1899-1900	The whole ...	Operation exhausted.
No. 48, 1899	...	Treasury Indemnity Act, 1899	The whole ...	Operation exhausted.
No. 1, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 3, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1900-1901; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 9, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1900-1901.	The whole ...	Operation exhausted.
No. 39, 1900	...	Parliamentary Electoral Law Suspension Act, 1900.	The whole ...	Operation limited to the year 1900; now exhausted.
No. 31, 1902	...	Public Service Act, 1902	So much of s. 20 as provides for or relates to the fidelity guarantee of officers of the Public Service, and to the inspection of Stores for the Public Service.	Part repealed now provided for in Audit Act, 1902.

## SECOND SCHEDULE.

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 24, 1897	Nuisances Prevention Act, 1897.	Section 33.—For the words and figures "Municipalities Act of 1867" the words and figures "Municipalities Act, 1897" are hereby substituted.
No. 27, 1897	Distillation Act, 1897	Section 82, proviso.—The word "of" immediately following the word "of" is hereby repealed.
No. 28, 1897	Employers' Liability Act of 1897.	Section 4, subclause (v).—For the words "any signal-points," the words "any signal, points," are hereby substituted.
No. 30, 1897	Claims against the Government and Crown Suits Act, 1897.	Section 2, subsection (1).—The word "to," immediately following the word "to," is hereby repealed.
No. 11, 1898	Evidence Act, 1898	Section 23 (4).—The word "acquittal" is hereby repealed.
No. 13, 1898	Wills, Probate and Administration Act, 1898.	Section 127 (2).—Immediately after the words "alone or" the words "where he shall think fit to" are hereby inserted.

*Statute Law Revision.*

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 23, 1898 ...	Newspapers Act, 1898 ...	<p>Section 6, subsection (1), subclause (d).—Immediately after the words “before the” the words “said Prothonotary or such clerk or the” are hereby inserted.</p> <p>Section 10, subsections (2) and (3) are hereby repealed and the following subsections inserted in lieu thereof:—</p> <p>(2) Every such recognizance entered into in respect of any newspaper to be printed and published in the city or district of Sydney shall be taken before one of the Judges of the Supreme Court, or, if such recognizance is in respect of a newspaper to be printed and published in any part of New South Wales other than the city or district of Sydney, then before one of such Judges or before the police magistrate of the district in which such newspaper is to be printed and published, or before any other person appointed by the Governor for that purpose.</p> <p>(3) Such police magistrate or other person shall forthwith transmit such recognizance to the Prothonotary of the Supreme Court or to one of the clerks in the said Court authorised in that behalf by the said Prothonotary that the same may be duly registered and recorded in the said Court.</p>
No. 25, 1898 ...	Bankruptcy Act, 1898 ...	<p>For the word “he” wherever occurring in section 36, subclause (4), of section 39, subsection (6) of section 42, subsections (1) and (3) of section 61, subsection (7) of section 62, subsection (3) of section 74, and subsection (4) of section 134, the word “it” is hereby substituted; for the word “him” in subsection (3) of section 107, and in subsection (7) of section 134, the word “it” is hereby substituted.</p> <p>Section 27 (3).—The word “to” following the word “generally” is hereby repealed.</p> <p>Section 83 (3).—For the words “time time” the words “time to time” are hereby substituted.</p> <p>Section 151 (2).—For the word “notice” the word “notices” is hereby substituted.</p> <p>Section 152 (1).—For the word “whom” the word “which” is hereby substituted.</p>
No. 13, 1899 ...	Small Debts Recovery Act, 1899.	<p>Section 16.—Immediately after the word “summons” the words “or a duplicate thereof” are hereby inserted.</p> <p>Sections 19 and 20.—For the words “joint defendants” wherever occurring in sections 19 (1), 19 (2), 19 (3), 20 (1), 20 (2), and 20 (3), the words “persons jointly liable” are hereby substituted; for the words “joint defendant or joint defendants” in section 19 (4) the words “person jointly liable” are hereby substituted; for the word “defendant” wherever occurring in sections 19 (1), 19 (2), 19 (3), 20 (1), 20 (2), and 20 (3), the word “person” is hereby substituted; in section 19 (1) for the words “any of” the words “any one of” are hereby substituted; and for the words “in the defence” in section 19 (3), the words “in the action” are hereby substituted.</p>
No. 40, 1899 ...	Companies Act, 1899 ...	<p>Section 68 (2) (c).—Immediately after the word “company” the words “without its name being mentioned therein in manner aforesaid” are hereby inserted.</p>
No. 19, 1900 ...	Trade Marks Act, 1900 ...	<p>Section 15 (1). Immediately after the words “forfeit and pay” the words “to Her Majesty” are hereby inserted.</p>
No. 21 1900 ...	Mining Partnerships Act, 1900.	<p>Section 15 (1).—For the words “Any action or suit brought in any Court” the words “Any action or suit brought in the Supreme or in any District Court” are hereby substituted.</p>

*Statute Law Revision.*

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 25, 1900 ...	Real Property Act, 1900...	Section 51.—For the word “such,” immediately following the words “if named in,” the word “the” is hereby substituted. Section 94, subsection (5).—Immediately after the words “they have” the word “been” is hereby inserted.
No. 26, 1900 ...	Public Works Act, 1900 ...	Section 73, subclause (g).—For the word “of,” immediately following the word “works,” the word “or” is hereby substituted. Section 36.—At the end of the section the words “Crown land in this section and in section 38 includes all lands vested in Her Majesty, whether dedicated to any public purpose or not, or which have not been granted or lawfully contracted to be granted, in fee-simple,” are hereby inserted.
No. 40, 1900 ...	Crimes Act, 1900 ...	Section 502.—For the word “Whosoever” the words “Any person” are hereby substituted. Fourth Schedule.—Immediately after the words “five hundred and thirty-five” the words “five hundred and thirty-seven” are hereby inserted.
No. 6, 1901 ...	Government Railways Act, 1901.	Section 3.—For the words “In this part of this Act” the words “In this Act” are hereby substituted.
No. 24, 1901 ...	Equity Act, 1901 ...	Section 30, subclause (c).—For the word “vested,” immediately following the words “any money,” the word “invested” is hereby substituted. Section 67, subsection (1).—For the word “statement,” immediately following the words “nature of the,” the word “abatement” is hereby substituted.
No. 27, 1901 ...	Stock Act, 1901 ...	Section 169 (2).—For the figures “1886” the figures “1866” are hereby substituted.
No. 69, 1901 ...	Blockholders Act ...	Section 3.—For the word “tenable,” immediately preceding the word “repair,” the word “tenantable” is hereby substituted.
No. 11, 1902 ...	Stock Diseases (Tick) Act, 1901.	Section 5, subclause (a).—For the words “Animals Infectious Diseases Act of 1888” the words “Noxious Microbes Act, 1900” are hereby substituted.
No. 18, 1902 ...	Games, Wagers, and Betting-houses Act, 1901.	Section 8 (1).—After the word “shall” the words “in default of other evidence proving that such house, room, premises, or place is a common gaming-house or place for gaming” are hereby inserted. After section 27, at the end of the Act, the words and figures following are hereby inserted:—“28. No information, conviction, warrant, order, or other proceeding before or by any justice, or on appeal therefrom, for any offence under this Act shall be quashed or set aside, or adjudged void or insufficient for want of form.”
No. 20, 1902 ...	Necropolis Act, 1901 ...	Section 18.—For the word “them,” being the last word of the section, the words “in them” are hereby substituted.
No. 27, 1902 ...	Justices Act, 1902 ...	Section 13 (b).—Immediately before the words “this Act” the words “this Part of” are hereby inserted. Section 46, subclause (b).—The word “the” immediately before the word “one” is hereby repealed. Section 111.—Immediately after the words “under the” the word “preceding” is hereby inserted.
No. 28, 1902 ...	Drainage Promotion Act Amendment Act, 1902.	Section 2.—For the words “before any two justices according to the provisions of the Act fourteen Victoria number forty-three and the Imperial statutes thereby adopted” the words “according to the provisions of the Justices Act, 1902,” are hereby substituted.

*Statute Law Revision.*

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 31, 1902 ...	Public Service Act, 1902...	Section 71 (a).—For the words “the commencement of this Act” the words “the said twenty-third day of December, one thousand eight hundred and ninety-five” are hereby substituted. Section 73 (1).—For the word “first” the word “tenth” is hereby substituted. Section 73.—Before the words “all officers” at the beginning of subsection (2) the following words are hereby inserted :— “ Any officer who was on the twenty-third day of December, one thousand eight hundred and ninety-five, a contributor to the Superannuation Account under the Civil Service Act of 1884, and who within twelve months thereafter elected to discontinue contributing thereto, shall be entitled to receive from the said account on his retirement from the Public Service for any cause other than an offence (or in the event of his death before retirement, his representative shall be entitled to receive) a refund of the amount paid thereto up to the date of his having so elected, together with interest thereon at the rate of three per centum per annum from the date of his ceasing to contribute ; and every such officer shall from such date cease to be entitled to any right in or benefit from such account except the refund and interest aforesaid ; but every such officer shall, on retirement, in addition to such refund and interest, be entitled to claim under subclause (b) of section seventy-one: Provided that”
No. 34, 1902 ...	General Legal Procedure Act, 1902.	Section 10.—Immediately after the words “the Supreme Court” the words “or a Judge thereof” are hereby inserted. Section 10 (b).—Immediately after the word “Court” the words “or Judge” are hereby inserted.
No. 73, 1902 ...	Coal Mines Regulation Act, 1902.	Section 47, Rule 14.—For the words “not more than six feet high” the words “not less than six feet high” are hereby substituted ; and for the word “or” before “places of refuge” the word “for” is hereby substituted.
No. 95, 1902 ...	Public Roads Act, 1902 ...	Section 26 (10).—The word “not” immediately after the word “shall” is hereby repealed.
No. 8, 1903 ...	Public Service Superannuation Act.	Section 4.—The words “in the case of a retirement before the commencement of the Public Service Act, 1902,” and the words “and in the case of a retirement after the commencement of the Public Service Act, 1902, only in respect of service prior to such commencement” are hereby repealed.

## THIRD SCHEDULE.

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 26, 1900 ...	Public Works Act, 1900 ...	Section 34.—At the end of the section the words and figures “(4) The expression ‘authorised work’ in sections fifty-eight, seventy-three, seventy-five, seventy-nine, and eighty-two to eighty-eight, both inclusive, shall be deemed to include works under this section,” are hereby inserted. Section 119.—For the words “(2) If such compensation is payable in respect of land taken or acquired by notification in the Gazette, it shall bear interest at the rate of six per centum per annum from the time of such notification” the words “(2) Compensation payable in respect of land taken or acquired by notification in the Gazette shall bear interest at the rate of four per centum per annum from the time of such notification,” are hereby substituted.

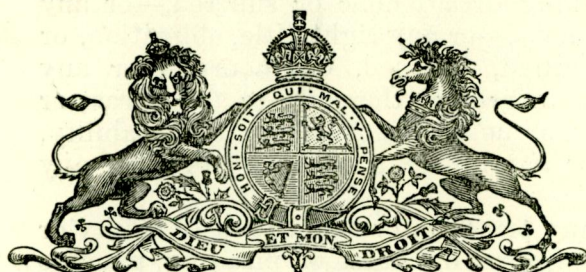


This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council Chamber,  
Sydney, November, 1903. }

Clerk of the Parliaments.

## New South Wales.



ANNO TERTIO

# EDWARDI VII REGIS.

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Act No. , 1903.

An Act to promote the revision of the Statute Law by repealing enactments which have ceased to be in force or have become unnecessary, and to correct certain errors in Acts.

**W**HEREAS it is expedient that certain enactments which may be Preamble. regarded as spent or have ceased to be in force otherwise than by express specific repeal by the Legislature, or have by lapse of time or otherwise become unnecessary, should be expressly and specifically repealed: And whereas errors have been discovered in certain Acts, and it is expedient that the same should be corrected: Be it therefore 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. The enactments mentioned in the First Schedule to this Act are to the extent therein expressed, and subject to the provisions of this Act, hereby repealed:

c 109—A

Provided

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*Statute Law Revision.*

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Provided as follows:—

Where any enactment not comprised in the said Schedule has been repealed, confirmed, revived, or perpetuated by any enactment hereby repealed, such repeal, confirmation, revivor, or perpetuation shall not be affected by the repeal effected by this Act;

And the repeal by this Act of any enactment or Schedule shall not affect any enactment in which such enactment or Schedule has been applied, incorporated, or referred to;

And this Act shall not affect the validity, invalidity, effect, or consequences of anything already done or suffered,—or any existing status or capacity,—or any right, title, obligation, or liability, already acquired, accrued, or incurred, or any remedy or proceeding in respect thereof,—or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand,—or any indemnity,—or the proof of any past act or thing;

Nor shall this Act affect any principle or rule of law or equity or established jurisdiction, form or course of pleading, practice or procedure, or the general or public nature of any Statute, or any existing usage, franchise, liberty, custom, privilege, restriction, exemption, office, appointment, payment, allowance, emolument, or benefit, or any prospective right, notwithstanding that the same respectively may have been in any manner affirmed, recognised, or derived by, in, or from any enactment hereby repealed;

Nor shall this Act revive or restore any jurisdiction, office, duty, drawback, fee, payment, franchise, liberty, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure, form of punishment, or other matter or thing not now existing or in force.

2. The Acts mentioned in the Second and Third Schedules to this Act, to the extent to which the same are in and by the said Schedules expressed to be amended, are hereby amended accordingly, and the said Acts shall be read and construed accordingly.

3. Such amendments as are specified in the Second Schedule shall be deemed to have been made from the time of the commencement of the said Acts, and every copy of any of the said Acts printed after the commencement of this Act by the Government Printer shall be printed with the additions, omissions, insertions, and substitutions required by this Act.

4. The amendments specified in the Third Schedule shall take effect upon the passing of this Act.

5. This Act may be cited as the “Statute Law Revision Act, 1903.”

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SCHEDULES.

*Statute Law Revision.*

## SCHEDULES.

## FIRST SCHEDULE.

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
9 Geo. IV No. 1 (Adopting 7 Geo. IV, c. 64).	1828	An Act for adopting certain Acts of Parliament passed during the seventh and eighth years of His present Majesty King George the Fourth for the amendment of the Law and the improvement of the Administration of Justice in Criminal Cases.	The unrepealed portion.	The Criminal Law Amendment Act of 1883 repealed 9 Geo. IV No. 1, and 7 Geo. IV c. 64, "except ss. 4, 5, and 6." These excepted sections are now wholly obsolete. See note in the memorandum to the Coroners Act, 1898.
2 Wm. IV No. 6...	1832	An Act for authorising all Fines, Penalties, and Forfeitures to be levied and paid in sterling money of the Realm.	The whole ...	Obsolete.
5 Wm. IV No. 8...	1834	An Act for adopting and applying certain Acts of Parliament passed in the eleventh year of the reign of His late Majesty and first year of the reign of His present Majesty, and in the first and second years of the reign of His present Majesty respectively, in the Administration of Justice in New South Wales in like manner as other laws of England are applied therein.	The unrepealed portion.	Section 1, which is the adopting section of the Act, and the operative sections of the Imperial Acts adopted, have been repealed by various Acts.
7 Wm. IV No. 8...	1836	An Act for adopting certain Acts of Parliament passed in the third and fourth years of the reign of His present Majesty King William the Fourth in the Administration of Justice in New South Wales in like manner as other laws of England are applied therein.	The unrepealed portion.	Section 1, which is the adopting section of the Act, repealed by the Inheritance Act, 1901, and the Conveyancing and Law of Property (Supplemental) Act, 1901.
3 Vic. No. 1 ...	1839	An Act to remove doubts concerning the validity of certain grants of land in New South Wales.	The whole ...	Operation exhausted.
3 Vic. No. 20 ...	1839	An Act to enable the Churchwardens of the Parish Church of St. James, in the town of Sydney, to build a new side-wall thereto at a less distance from the southern boundary line of King-street than is allowed by Law.	The whole ...	Operation exhausted.
4 Vic. No. 21 ...	1840	An Act to enable the Trustees of the intended new Roman Catholic Church of St. Patrick, in the Town of Sydney, to build at a less distance from the outer edge of the footway of Charlotte-place than is allowed by Law.	The whole ...	Operation exhausted.
5 Vic. No. 13 ...	1841	An Act for vesting in certain Trustees the estate in fee-simple of a certain piece of land in Macquarie-street, Sydney, upon the Trusts set forth in the Model Deed of the Society denominated Wesleyan Methodists.	The whole ...	Operation exhausted.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
5 Vic. No. 14 ...	1841	An Act for rendering a notarial copy of an exemplification of the Charter of the Bank of Australasia evidence in all Courts of Law, Equity, Admiralty, and Vice-Admiralty, and in all Courts of inferior jurisdiction in the Colony of New South Wales.	The whole ...	Operation exhausted.
6 Vic. No. 18 ...	1842	An Act to remove doubts in respect to the exercise of certain powers by the Councils of the City of Sydney and Town of Melbourne, and to declare the competency of witnesses and the jurisdiction of magistrates in certain cases within the same.	The unrepealed portion.	Section 1 repealed by the General Legal Procedure Act, 1902; the rest of the Act is wholly obsolete.
8 Vic. No. 17 ...	1844	An Act to regulate the rate of interest on money.	The whole ...	Expired.
11 Vic. No. 25 ...	1847	An Act further to amend the Laws relating to the Savings Banks of New South Wales and Port Phillip respectively, and to empower the Trustees of the Savings Bank of New South Wales to erect premises wherein to carry on the business of that Institution.	The whole ...	Repealed by 17 Victoria No. 24, except as to section 1 which is now in substance re-enacted by Savings Bank of New South Wales Act, 1902.
11 Vic. No. 34 ...	1847	An Act to substitute other punishments for transportation beyond the seas.	The unrepealed portion.	Only sections 5 and 6 now remain, the rest of the Act having been repealed by 46 Vic. No. 17, and those sections are now wholly inoperative.
11 Vic. No. 54 ...	1848	An Act to remove doubt concerning the validity of certain Grants of Lands in the City of Sydney.	The whole ...	Disallowed. The Imperial Act, 12 and 13 Vic. c. 22 substituted is now obsolete.
13 Vic. No. 16 ...	1849	An Act to amend the Law of Evidence and to facilitate the admission as Evidence of certain official and other Documents, and to give Protection to Persons employed in the printing and Publication of Papers by the order or authority of the Legislative Assembly or Council, or a Committee thereof.	The whole ...	Only the preamble remains, all the sections having been repealed by No. 11, 1898, No. 40, 1900, and No. 22, 1901.
13 Vic. No. 18 ...	1849	An Act to abolish Deodands ... ..	The unrepealed portion.	Sections 1 and 3 were repealed by No. 40, 1900. Sec. 2 is now obsolete.
13 Vic. No. 45 ...	1849	An Act to abolish the office of Registrar-General and to make further provision for the Registration of Deeds and other instruments.	The unrepealed portion.	All except preamble repealed by No. 22, 1897, and No. 17, 1898.
14 Vic. No. 7 ...	1850	An Act for the better apprehension of Offenders who shall have escaped to parts within the Territory of New South Wales from any other part of the Australian Colonies.	The whole ...	Obsolete. Proceedings now taken under 44 and 45 Vic. c. 69.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
15 Vic. No. 6 ...	1851	An Act to authorise the enclosure of the Public Road running through Hyde Park in the City of Sydney, known as a continuation of Macquarie-street, and for other purposes relating thereto.	The whole ...	Section 3 contains the only permanent provisions, and these have been superseded by the Public Parks Act, 48 Vic. No. 22, now No. 40, 1902, Crimes Act, 1900, and Police Offences Act, 1901.
15 Vic. No. 7 ...	1851	An Act to prevent the denudation of the sand-hills in the neighborhood of Sydney.	The whole ...	Obsolete.
15 Vic. No. 16 ...	1851	An Act to repeal so much of the Local Ordinances 2 Wm IV No. 12, 6 Victoria No. 15, 7 Victoria No. 19, 8 Victoria No. 4, and 11 Victoria No. 20 as assumes to vest the appropriation of the Ordinary Revenue elsewhere than in the Legislative Council.	The unrepealed portion.	The only portion not obsolete has been repealed by the Act No. 67, 1901.
16 Vic. No. 14 ...	1852	An Act to amend the Law of Evidence ...	The unrepealed portion.	All but the preamble and section 12 (commencement) repealed by various Acts.
16 Vic. No. 30 ...	1852	An Act to authorise the enclosure of the Sand Hills near the City of Sydney and in the City of Newcastle, and to protect the same from trespass.	The whole ...	Obsolete.
17 Vic. No. 17 ...	1853	An Act for the appropriation of Unclaimed Balances in Intestate and Insolvent Estates, and for other purposes therein mentioned.	The unrepealed portion.	The whole Act, except as to sections 1 and 6 was repealed by 51 Vic. No. 19. These sections are now obsolete. See No. 13, 1898.
17 Vic. No. 19 ...	1853	An Act for fixing the landing-places for baggage.	The whole ...	Impliedly repealed by 42 Vic. No. 19. See section 8.
18 Vic. No. 2 ...	1854	An Act to enable the Trustees of Christ Church, Sydney, to surrender to the Crown for public purposes a portion of the land granted for a Parsonage in connection with the said Church, and to accept other land in exchange for the same.	The whole ...	Operation exhausted.
18 Vic. No. 13 ...	1854	An Act further to amend the Law of Evidence	The unrepealed portion.	All the sections of the Act have already been repealed.
20 Vic. No. 10 ...	1857	An Act to repeal so much of the Constitution Act as requires the concurrence of unusual majorities of Members in the Legislative Council and Legislative Assembly respectively in the passing of Bills to alter the Constitution conferred by the said Act, or the number and appointment of Representatives in the said Legislative Assembly.	The whole ...	Already consolidated in the Constitution Act, 1902.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
20 Vic. No. 11 ...	1857	An Act to provide for the deposit in the Colonial Treasury of moneys in charge of officers of the Supreme Court.	The whole ...	Part repealed by 51 Vic. No. 19; remainder superseded by the Audit Act, 1902.
20 Vic. No. 27 ...	1857	An Act for transferring to the Registrar-General the duties of the Chief Clerk of the Supreme Court as Registrar of Deeds and other Instruments.	The unrepealed portion.	All the sections of the Act have already been repealed.
22 Vic. No. 1 ...	1858	Titles to Lands Act of 1858 ... ..	The unrepealed portion.	All except the preamble already repealed.
22 Vic. No. 7 ...	1859	An Act for the further amendment of the Law of Evidence.	The unrepealed portion.	All except the preamble already repealed.
25 Vic. No. 4 ...	1861	An Act to amend the Laws relating to the Gold-fields.	The unrepealed portion.	Partially repealed by 30 Vic. No. 8. The Principal Act, 20 Vic. No. 29, repealed by 37 Vic. No. 13.
25 Vic. No. 20 ...	1862	New South Wales and Queensland Customs Act of 1862.	The whole ...	Obsolete.
26 Vic. No. 1 ...	1862	An Act to make provision for encouraging the growth of Cotton in New South Wales.	The whole ...	Expired.
26 Vic. No. 12 ...	1862	Trust Property Act of 1862 ... ..	The unrepealed portion, except sections 24 and 36.	All other operative sections already repealed; ss. 24 and 36 to be repealed by Statute of Limitations.
27 Vic. No. 3 ...	1863	An Act to amend the Scab Act of 1861 ...	The whole ...	Operation suspended as from 1st March, 1864, by 27 Vic. No. 6.
30 Vic. No. 3 ...	1866	Sydney Burial Grounds Act, 1866 ... ..	The whole ...	Obsolete.
31 Vic. No. 7 ...	1867	Federal Council Act of 1867 ... ..	The whole ...	Obsolete.
36 Vic. No. 18 ..	1873	Angora Goats Protection Act of 1873 ...	The unrepealed portion.	All operative sections already repealed by various Acts.
39 Vic. No. 37 ...	1876	Border Duties Convention Act of 1876 ...	The whole ...	Superseded by Commonwealth of Australia Constitution Act.
41 Vic. No. 15 ...	1878	An Act to repeal so much of the Volunteer Force Regulation Act of 1867 as relates to Free Grants of Crown Lands to Volunteers.	The whole ...	Repealing Act. Operation exhausted.
43 Vic. No. 7 ...	1879	Metropolitan Guaranteed Loan Act of 1879...	The whole ...	All provisions exhausted.
45 Vic. No. 18 ...	1881	Cattle Sale-yards Additional Loan Act, 1881...	The unrepealed portion.	All provisions exhausted.
46 Vic. No. 6 ...	1882	Employers' Liability Act, 1882 ... ..	The whole ...	Expired.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
51 Vic. No. 15 ...	1887	Divorce Extension Act of 1887 ... ..	The whole ...	Reserved and not assented to. 55 Vic. No. 37 passed in lieu and assented to.
52 Vic. No. 20 ...	1889	Circular Quay Improvements Act of 1889 ...	The whole ...	The works have been carried out and operation of Act exhausted.
55 Vic. No. 9 ...	1892	Joint Stock Companies Arrangement Act, 1891.	The unrepealed portion.	Operation exhausted. Permanent provisions already consolidated in the Companies Act, 1899.
55 Vic. No. 29 ...	1892	Trade Disputes Conciliation and Arbitration Act, 1892.	The whole ..	Expired.
56 Vic. No. 33 ...	1893	An Act to revest certain land in the Australian Agricultural Company.	The whole ...	Operation exhausted.
58 Vic. No. 7 ...	1894	Kenmore Hospital for the Insane Act, 1894...	The whole ...	The works have been carried out and operation of Act exhausted.
59 Vic. No. 18 ...	1895	Customs Duties Act of 1895 ... ..	The whole ...	Superseded by Federal legislation.
59 Vic. No. 19 ...	1895	Joint Stock Companies Arrangement Act Amendment Act, 1895.	The whole ...	Temporary Act, expired 1st Jan., 1899. See No. 37, 1897.
59 Vic. No. 21 ...	1895	Locksley Deviation Act, 1895... ..	The whole ...	Operation exhausted.
59 Vic. No. 24 ...	1895	Australasian Federation Enabling Act, 1895...	The whole ...	Operation exhausted.
60 Vic. No. 8 ...	1896	Nevertire to Warren Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
60 Vic. No. 10 ...	1896	George Street and Harris Street Electric Tramway Act, 1896.	The whole ...	Operation exhausted.
60 Vic. No. 11 ...	1896	Additions to Treasury Buildings Act, 1896 ...	The whole ...	Operation exhausted.
60 Vic. No. 26 ...	1896	Berrigan to Finley Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
60 Vic. No. 31 ...	1896	Tamworth to Manilla Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
No. 1, 1897 ...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1897-8; a Service for the Current Year; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 2, 1897 ...	...	Cook's River Improvements Act, 1897 ...	The whole ...	Operation exhausted.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
No. 13, 1897	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1897-8 ; and for a Service to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 15, 1897	...	Australasian Federation (Representatives' Allowance) Act, 1897.	The whole ...	Operation exhausted.
No. 32, 1897	...	Abattoir Road Act Amendment Act, 1897 ...	The whole ...	Operation exhausted. The Principal Act, 24 Vic. No. 2, was repealed by the Statute Law Revision Act, 1898.
No. 33, 1897	...	Campbelltown Reservoir Acts Repeal Act of 1897.	The whole ...	Operation exhausted.
No. 34, 1897	...	Australasian Federation Enabling Act Amendment Act of 1897.	The whole ...	Operation exhausted.
No. 37, 1897	...	Joint Stock Companies Arrangement (Continuation) Act, 1897.	The whole ...	Expired.
No. 42, 1897	...	Appropriation Act of 1897-1898 ...	The whole ...	Operation exhausted.
No. 46, 1897	...	Consolidated Revenue Fund (Municipal Grant) Bill of 1897.	The whole ...	Operation exhausted.
No. 1, 1898	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1898-9 ; Services of the current year ; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 29, 1898	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1898-9.	The whole ...	Operation exhausted.
No. 32, 1898	...	Customs Duties Act, 1898 ...	The whole ...	Superseded by Commonwealth Acts.
No. 35, 1898	...	Appropriation Act of 1898-9 ...	The whole ...	Operation exhausted.
No. 39, 1898	...	Strathfield Railway Crossing Act, 1898 ...	The whole ...	Operation exhausted.
No. 2, 1899	...	Australasian Federation Enabling Act, 1899...	The whole ...	Operation exhausted.
No. 4, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900 ; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 5, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 10, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900 ; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.



*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
No. 29, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 41, 1899	...	Campbelltown Municipal Enabling Act, 1899	The whole ...	Operation exhausted.
No. 43, 1899	...	Appropriation Act of 1899-1900	The whole ...	Operation exhausted.
No. 48, 1899	...	Treasury Indemnity Act, 1899	The whole ...	Operation exhausted.
No. 1, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 3, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1900-1901; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 9, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1900-1901.	The whole ...	Operation exhausted.
No. 39, 1900	...	Parliamentary Electoral Law Suspension Act, 1900.	The whole ...	Operation limited to the year 1900; now exhausted.
No. 31, 1902	...	Public Service Act, 1902	So much of s. 20 as provides for or relates to the fidelity guarantee of officers of the Public Service, and to the inspection of Stores for the Public Service.	Part repealed now provided for in Audit Act, 1902.

## SECOND SCHEDULE.

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 24, 1897	Nuisances Prevention Act, 1897.	Section 33.—For the words and figures "Municipalities Act of 1867" the words and figures "Municipalities Act, 1897" are hereby substituted.
No. 27, 1897	Distillation Act, 1897	Section 82, proviso.—The word "of" immediately following the word "of" is hereby repealed.
No. 28, 1897	Employers' Liability Act of 1897.	Section 4, subclause (v).—For the words "any signal-points," the words "any signal, points," are hereby substituted.
No. 30, 1897	Claims against the Government and Crown Suits Act, 1897.	Section 2, subsection (1).—The word "to," immediately following the word "to," is hereby repealed.
No. 11, 1898	Evidence Act, 1898	Section 23 (4).—The word "acquittal" is hereby repealed.
No. 13, 1898	Wills, Probate and Administration Act, 1898.	Section 127 (2).—Immediately after the words "alone or" the words "where he shall think fit to" are hereby inserted.

*Statute Law Revision.*

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 23, 1898 ...	Newspapers Act, 1898 ...	<p>Section 6, subsection (1), subclause (d).—Immediately after the words “before the” the words “said Prothonotary or such clerk or the” are hereby inserted.</p> <p>Section 10, subsections (2) and (3) are hereby repealed and the following subsections inserted in lieu thereof:—</p> <p>(2) Every such recognizance entered into in respect of any newspaper to be printed and published in the city or district of Sydney shall be taken before one of the Judges of the Supreme Court, or, if such recognizance is in respect of a newspaper to be printed and published in any part of New South Wales other than the city or district of Sydney, then before one of such Judges or before the police magistrate of the district in which such newspaper is to be printed and published, or before any other person appointed by the Governor for that purpose.</p> <p>(3) Such police magistrate or other person shall forthwith transmit such recognizance to the Prothonotary of the Supreme Court or to one of the clerks in the said Court authorised in that behalf by the said Prothonotary that the same may be duly registered and recorded in the said Court.</p>
No. 25, 1898 ...	Bankruptcy Act, 1898 ...	<p>For the word “he” wherever occurring in section 36, subclause (4), of section 39, subsection (6) of section 42, subsections (1) and (3) of section 61, subsection (7) of section 62, subsection (3) of section 74, and subsection (4) of section 134, the word “it” is hereby substituted; for the word “him” in subsection (3) of section 107, and in subsection (7) of section 134, the word “it” is hereby substituted.</p> <p>Section 27 (3).—The word “to” following the word “generally” is hereby repealed.</p> <p>Section 83 (3).—For the words “time time” the words “time to time” are hereby substituted.</p> <p>Section 151 (2).—For the word “notice” the word “notices” is hereby substituted.</p> <p>Section 152 (1).—For the word “whom” the word “which” is hereby substituted.</p>
No. 13, 1899 ...	Small Debts Recovery Act, 1899.	<p>Section 16.—Immediately after the word “summons” the words “or a duplicate thereof” are hereby inserted.</p> <p>Sections 19 and 20.—For the words “joint defendants” wherever occurring in sections 19 (1), 19 (2), 19 (3), 20 (1), 20 (2), and 20 (3), the words “persons jointly liable” are hereby substituted; for the words “joint defendant or joint defendants” in section 19 (4) the words “person jointly liable” are hereby substituted; for the word “defendant” wherever occurring in sections 19 (1), 19 (2), 19 (3), 20 (1), 20 (2), and 20 (3), the word “person” is hereby substituted; in section 19 (1) for the words “any of” the words “any one of” are hereby substituted; and for the words “in the defence” in section 19 (3), the words “in the action” are hereby substituted.</p>
No. 40, 1899 ...	Companies Act, 1899 ...	<p>Section 68 (2) (c).—Immediately after the word “company” the words “without its name being mentioned therein in manner aforesaid” are hereby inserted.</p>
No. 19, 1900 ...	Trade Marks Act, 1900 ...	<p>Section 15 (1). Immediately after the words “forfeit and pay” the words “to Her Majesty” are hereby inserted.</p>
No. 21, 1900 ...	Mining Partnerships Act, 1900.	<p>Section 15 (1).—For the words “Any action or suit brought in any Court” the words “Any action or suit brought in the Supreme or in any District Court” are hereby substituted.</p>

*Statute Law Revision.*

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 25, 1900 ...	Real Property Act, 1900...	Section 51.—For the word “such,” immediately following the words “if named in,” the word “the” is hereby substituted.
No. 26, 1900 ...	Public Works Act, 1900 ...	Section 94, subsection (5).—Immediately after the words “they have” the word “been” is hereby inserted. Section 73, subclause (g).—For the word “of,” immediately following the word “works,” the word “or” is hereby substituted. Section 36.—At the end of the section the words “Crown land in this section and in section 38 includes all lands vested in Her Majesty, whether dedicated to any public purpose or not, or which have not been granted or lawfully contracted to be granted, in fee-simple,” are hereby inserted.
No. 40, 1900 ...	Crimes Act, 1900 ...	Section 502.—For the word “Whosoever” the words “Any person” are hereby substituted. Fourth Schedule.—Immediately after the words “five hundred and thirty-five” the words “five hundred and thirty-seven” are hereby inserted.
No. 6, 1901 ...	Government Railways Act, 1901.	Section 3.—For the words “In this part of this Act” the words “In this Act” are hereby substituted.
No. 24, 1901 ...	Equity Act, 1901 ...	Section 30, subclause (c).—For the word “vested,” immediately following the words “any money,” the word “invested” is hereby substituted. Section 67, subsection (1).—For the word “statement,” immediately following the words “nature of the,” the word “abatement” is hereby substituted.
No. 27, 1901 ...	Stock Act, 1901 ...	Section 169 (2).—For the figures “1886” the figures “1866” are hereby substituted.
No. 69, 1901 ...	Blockholders Act ...	Section 3.—For the word “tenable,” immediately preceding the word “repair,” the word “tenantable” is hereby substituted.
No. 11, 1902 ...	Stock Diseases (Tick) Act, 1901.	Section 5, subclause (a).—For the words “Animals Infectious Diseases Act of 1888” the words “Noxious Microbes Act, 1900” are hereby substituted.
No. 18, 1902 ...	Games, Wagers, and Betting-houses Act, 1901.	Section 8 (1).—After the word “shall” the words “in default of other evidence proving that such house, room, premises, or place is a common gaming-house or place for gaming” are hereby inserted. After section 27, at the end of the Act, the words and figures following are hereby inserted:—“28. No information, conviction, warrant, order, or other proceeding before or by any justice, or on appeal therefrom, for any offence under this Act shall be quashed or set aside, or adjudged void or insufficient for want of form.”
No. 20, 1902 ...	Necropolis Act, 1901 ...	Section 18.—For the word “them,” being the last word of the section, the words “in them” are hereby substituted.
No. 27, 1902 ...	Justices Act, 1902 ...	Section 13 (b).—Immediately before the words “this Act” the words “this Part of” are hereby inserted. Section 46, subclause (b).—The word “the” immediately before the word “one” is hereby repealed. Section 111.—Immediately after the words “under the” the word “preceding” is hereby inserted.
No. 28, 1902 ...	Drainage Promotion Act Amendment Act, 1902.	Section 2.—For the words “before any two justices according to the provisions of the Act fourteen Victoria number forty-three and the Imperial statutes thereby adopted” the words “according to the provisions of the Justices Act, 1902,” are hereby substituted.

*Statute Law Revision.*

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 31, 1902 ...	Public Service Act, 1902...	Section 71 (a).—For the words “the commencement of this Act” the words “the said twenty-third day of December, one thousand eight hundred and ninety-five” are hereby substituted. Section 73 (1).—For the word “first” the word “tenth” is hereby substituted. Section 73.—Before the words “all officers” at the beginning of subsection (2) the following words are hereby inserted :— “ Any officer who was on the twenty-third day of December, one thousand eight hundred and ninety-five, a contributor to the Superannuation Account under the Civil Service Act of 1884, and who within twelve months thereafter elected to discontinue contributing thereto, shall be entitled to receive from the said account on his retirement from the Public Service for any cause other than an offence (or in the event of his death before retirement, his representative shall be entitled to receive) a refund of the amount paid thereto up to the date of his having so elected, together with interest thereon at the rate of three per centum per annum from the date of his ceasing to contribute ; and every such officer shall from such date cease to be entitled to any right in or benefit from such account except the refund and interest aforesaid ; but every such officer shall, on retirement, in addition to such refund and interest, be entitled to claim under subclause (b) of section seventy-one: Provided that”
No. 34, 1902 ...	General Legal Procedure Act, 1902.	Section 10.—Immediately after the words “the Supreme Court” the words “or a Judge thereof” are hereby inserted. Section 10 (b).—Immediately after the word “Court” the words “or Judge” are hereby inserted.
No. 73, 1902 ...	Coal Mines Regulation Act, 1902.	Section 47, Rule 14.—For the words “not more than six feet high” the words “not less than six feet high” are hereby substituted ; and for the word “or” before “places of refuge” the word “for” is hereby substituted.
No. 95, 1902 ...	Public Roads Act, 1902 ...	Section 26 (10).—The word “not” immediately after the word “shall” is hereby repealed.
No. 8, 1903 ...	Public Service Superannuation Act.	Section 4.—The words “in the case of a retirement before the commencement of the Public Service Act, 1902,” and the words “and in the case of a retirement after the commencement of the Public Service Act, 1902, only in respect of service prior to such commencement” are hereby repealed.

## THIRD SCHEDULE.

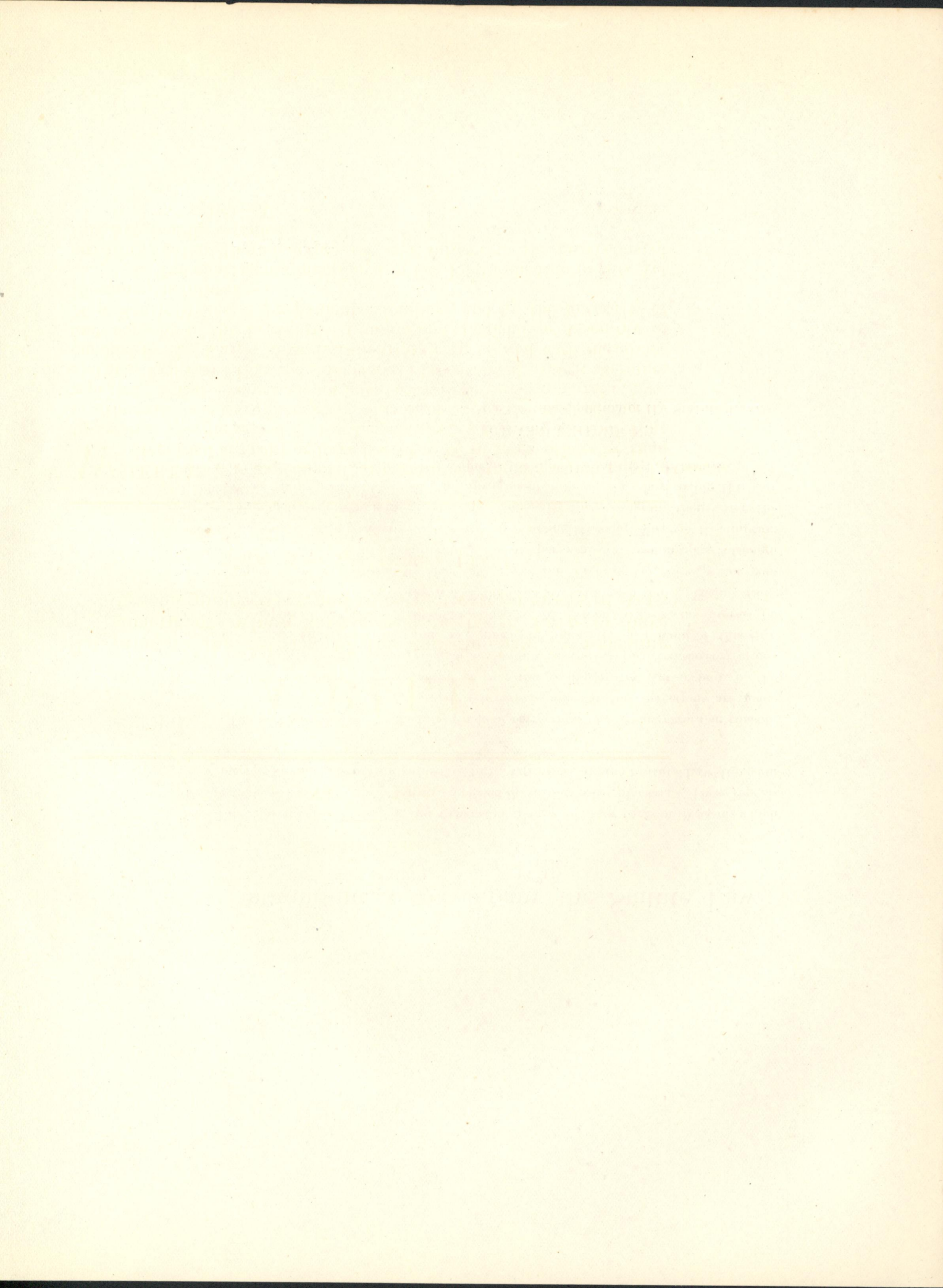
Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 26, 1900 ...	Public Works Act, 1900 ...	Section 34.—At the end of the section the words and figures “(4) The expression ‘authorised work’ in sections fifty-eight, seventy-three, seventy-five, seventy-nine, and eighty-two to eighty-eight, both inclusive, shall be deemed to include works under this section,” are hereby inserted. Section 119.—For the words “(2) If such compensation is payable in respect of land taken or acquired by notification in the Gazette, it shall bear interest at the rate of six per centum per annum from the time of such notification” the words “(2) Compensation payable in respect of land taken or acquired by notification in the Gazette shall bear interest at the rate of four per centum per annum from the time of such notification,” are hereby substituted.

## Memorandum to accompany the Statute Law Revision Bill.

THIS Bill repeals various obsolete and exhausted Acts, and other parts of Acts of which the operative sections have been already repealed by various consolidations. These repeals are subject to saving provisoes identical in form with those in the Statute Law Revision Act, 1898.

The Second and Third Schedules include corrections of various errors in consolidated and other Acts. Where no vested right can be affected, the corrections are made in the Second Schedule, and take effect as from the passing of the Act; where, on the other hand, any right may have accrued, or any liability have been incurred the corrections are made in the Third Schedule, and take effect only upon the enactment of this Bill. The most important of these latter corrections is that which reduces the interest on resumptions under the Public Works Act, 1900, from six to four per cent. The necessity for this amendment arises from the fact that the Public Works Act, 1900, which consolidates the Act 44 Vic. No. 16, providing for six per cent. on resumptions, although introduced before, was not assented to till after the Darling Harbour Wharves Resumption Act, 1900, which reduces the rate to four per cent. By this change in their order, the Public Works Act operated to repeal the amendment intended by the Darling Harbour Act, and therefore this correction merely affirms the intention of the Legislature.

CHAS. G. HEYDON,  
Commissioner for the Consolidation of the Statute Law.



Legislative Council.

No. , 1903.

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## A BILL

To promote the revision of the Statute Law by repealing enactments which have ceased to be in force or have become unnecessary, and to correct certain errors in Acts.

[MR. WISE ;—1 October, 1903.]

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**W**HEREAS it is expedient that certain enactments which may be regarded as spent or have ceased to be in force otherwise than by express specific repeal by the Legislature, or have by lapse of time or otherwise become unnecessary, should be expressly and specifically repealed: And whereas errors have been discovered in certain Acts, and it is expedient that the same should be corrected: Be it therefore 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. The enactments mentioned in the First Schedule to this Act are to the extent therein expressed, and subject to the provisions of this Act, hereby repealed:

c 109—A

Provided

Provided as follows:—

Where any enactment not comprised in the said Schedule has been repealed, confirmed, revived, or perpetuated by any enactment hereby repealed, such repeal, confirmation, revivor, or perpetuation shall not be affected by the repeal effected by this Act;

And the repeal by this Act of any enactment or Schedule shall not affect any enactment in which such enactment or Schedule has been applied, incorporated, or referred to;

And this Act shall not affect the validity, invalidity, effect, or consequences of anything already done or suffered,—or any existing status or capacity,—or any right, title, obligation, or liability, already acquired, accrued, or incurred, or any remedy or proceeding in respect thereof,—or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand,—or any indemnity,—or the proof of any past act or thing;

Nor shall this Act affect any principle or rule of law or equity or established jurisdiction, form or course of pleading, practice or procedure, or the general or public nature of any Statute, or any existing usage, franchise, liberty, custom, privilege, restriction, exemption, office, appointment, payment, allowance, emolument, or benefit, or any prospective right, notwithstanding that the same respectively may have been in any manner affirmed, recognised, or derived by, in, or from any enactment hereby repealed;

Nor shall this Act revive or restore any jurisdiction, office, duty, drawback, fee, payment, franchise, liberty, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure, form of punishment, or other matter or thing not now existing or in force.

2. The Acts mentioned in the Second and Third Schedules to this Act, to the extent to which the same are in and by the said Schedules expressed to be amended, are hereby amended accordingly, and the said Acts shall be read and construed accordingly.

3. Such amendments as are specified in the Second Schedule shall be deemed to have been made from the time of the commencement of the said Acts, and every copy of any of the said Acts printed after the commencement of this Act by the Government Printer shall be printed with the additions, omissions, insertions, and substitutions required by this Act.

4. The amendments specified in the Third Schedule shall take effect upon the passing of this Act.

5. This Act may be cited as the “Statute Law Revision Act, 1903.”

SCHEDULES.



SCHEDULES.

FIRST SCHEDULE.

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
9 Geo. IV No. 1 (Adopting 7 Geo. IV, c. 64).	1828	An Act for adopting certain Acts of Parliament passed during the seventh and eighth years of His present Majesty King George the Fourth for the amendment of the Law and the improvement of the Administration of Justice in Criminal Cases.	The unrepealed portion.	The Criminal Law Amendment Act of 1883 repealed 9 Geo. IV No. 1, and 7 Geo. IV c. 64, "except ss. 4, 5, and 6." These excepted sections are now wholly obsolete. See note in the memorandum to the Coroners Act, 1898.
2 Wm. IV No. 6...	1832	An Act for authorising all Fines, Penalties, and Forfeitures to be levied and paid in sterling money of the Realm.	The whole ...	Obsolete.
5 Wm. IV No. 8...	1834	An Act for adopting and applying certain Acts of Parliament passed in the eleventh year of the reign of His late Majesty and first year of the reign of His present Majesty, and in the first and second years of the reign of His present Majesty respectively, in the Administration of Justice in New South Wales in like manner as other laws of England are applied therein.	The unrepealed portion.	Section 1, which is the adopting section of the Act, and the operative sections of the Imperial Acts adopted, have been repealed by various Acts.
7 Wm. IV No. 8...	1836	An Act for adopting certain Acts of Parliament passed in the third and fourth years of the reign of His present Majesty King William the Fourth in the Administration of Justice in New South Wales in like manner as other laws of England are applied therein.	The unrepealed portion.	Section 1, which is the adopting section of the Act, repealed by the Inheritance Act, 1901, and the Conveyancing and Law of Property (Supplemental) Act, 1901.
3 Vic. No. 1 ...	1839	An Act to remove doubts concerning the validity of certain grants of land in New South Wales.	The whole ...	Operation exhausted.
3 Vic. No. 20 ...	1839	An Act to enable the Churchwardens of the Parish Church of St. James, in the town of Sydney, to build a new side-wall thereto at a less distance from the southern boundary line of King-street than is allowed by Law.	The whole ...	Operation exhausted.
4 Vic. No. 21 ...	1840	An Act to enable the Trustees of the intended new Roman Catholic Church of St. Patrick, in the Town of Sydney, to build at a less distance from the outer edge of the footway of Charlotte-place than is allowed by Law.	The whole ...	Operation exhausted.
5 Vic. No. 13 ...	1841	An Act for vesting in certain Trustees the estate in fee-simple of a certain piece of land in Macquarie-street, Sydney, upon the Trusts set forth in the Model Deed of the Society denominated Wesleyan Methodists.	The whole ...	Operation exhausted.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
5 Vic. No. 14 ...	1841	An Act for rendering a notarial copy of an exemplification of the Charter of the Bank of Australasia evidence in all Courts of Law, Equity, Admiralty, and Vice-Admiralty, and in all Courts of inferior jurisdiction in the Colony of New South Wales.	The whole ...	Operation exhausted.
6 Vic. No. 18 ...	1842	An Act to remove doubts in respect to the exercise of certain powers by the Councils of the City of Sydney and Town of Melbourne, and to declare the competency of witnesses and the jurisdiction of magistrates in certain cases within the same.	The unrepealed portion.	Section 1 repealed by the General Legal Procedure Act, 1902; the rest of the Act is wholly obsolete.
8 Vic. No. 17 ...	1844	An Act to regulate the rate of interest on money.	The whole ...	Expired.
11 Vic. No. 25 ...	1847	An Act further to amend the Laws relating to the Savings Banks of New South Wales and Port Phillip respectively, and to empower the Trustees of the Savings Bank of New South Wales to erect premises wherein to carry on the business of that Institution.	The whole ...	Repealed by 17 Victoria No. 24, except as to section 1 which is now in substance re-enacted by Savings Bank of New South Wales Act, 1902.
11 Vic. No. 34 ...	1847	An Act to substitute other punishments for transportation beyond the seas.	The unrepealed portion.	Only sections 5 and 6 now remain, the rest of the Act having been repealed by 46 Vic. No. 17, and those sections are now wholly inoperative.
11 Vic. No. 54 ...	1848	An Act to remove doubt concerning the validity of certain Grants of Lands in the City of Sydney.	The whole ...	Disallowed. The Imperial Act, 12 and 13 Vic. c. 22 substituted is now obsolete.
13 Vic. No. 16 ...	1849	An Act to amend the Law of Evidence and to facilitate the admission as Evidence of certain official and other Documents, and to give Protection to Persons employed in the printing and Publication of Papers by the order or authority of the Legislative Assembly or Council, or a Committee thereof.	The whole ...	Only the preamble remains, all the sections having been repealed by No. 11, 1898, No. 40, 1900, and No. 22, 1901.
13 Vic. No. 18 ...	1849	An Act to abolish Deodands ... ..	The unrepealed portion.	Sections 1 and 3 were repealed by No. 40, 1900. Sec. 2 is now obsolete.
13 Vic. No. 45 ...	1849	An Act to abolish the office of Registrar-General and to make further provision for the Registration of Deeds and other instruments.	The unrepealed portion.	All except preamble repealed by No. 22, 1897, and No. 17, 1898.
14 Vic. No. 7 ...	1850	An Act for the better apprehension of Offenders who shall have escaped to parts within the Territory of New South Wales from any other part of the Australian Colonies.	The whole ...	Obsolete. Proceedings now taken under 44 and 45 Vic. c. 69.

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
15 Vic. No. 6 ...	1851	An Act to authorise the enclosure of the Public Road running through Hyde Park in the City of Sydney, known as a continuation of Macquarie-street, and for other purposes relating thereto.	The whole ...	Section 3 contains the only permanent provisions, and these have been superseded by the Public Parks Act, 48 Vic. No. 22, now No. 40, 1902, Crimes Act, 1900, and Police Offences Act, 1901.
15 Vic. No. 7 ...	1851	An Act to prevent the denudation of the sand-hills in the neighborhood of Sydney.	The whole ...	Obsolete.
15 Vic. No. 16 ...	1851	An Act to repeal so much of the Local Ordinances 2 Wm IV No. 12, 6 Victoria No. 15, 7 Victoria No. 19, 8 Victoria No. 4, and 11 Victoria No. 20 as assumes to vest the appropriation of the Ordinary Revenue elsewhere than in the Legislative Council.	The unrepealed portion.	The only portion not obsolete has been repealed by the Act No. 67, 1901.
16 Vic. No. 14 ...	1852	An Act to amend the Law of Evidence ...	The unrepealed portion.	All but the preamble and section 12 (commencement) repealed by various Acts.
16 Vic. No. 30 ...	1852	An Act to authorise the enclosure of the Sand Hills near the City of Sydney and in the City of Newcastle, and to protect the same from trespass.	The whole ...	Obsolete.
17 Vic. No. 17 ...	1853	An Act for the appropriation of Unclaimed Balances in Intestate and Insolvent Estates, and for other purposes therein mentioned.	The unrepealed portion.	The whole Act, except as to sections 1 and 6 was repealed by 51 Vic. No. 19. These sections are now obsolete. See No. 13, 1898.
17 Vic. No. 19 ...	1853	An Act for fixing the landing-places for baggage.	The whole ...	Impliedly repealed by 42 Vic. No. 19. See section 8.
18 Vic. No. 2 ...	1854	An Act to enable the Trustees of Christ Church, Sydney, to surrender to the Crown for public purposes a portion of the land granted for a Parsonage in connection with the said Church, and to accept other land in exchange for the same.	The whole ...	Operation exhausted.
18 Vic. No. 13 ...	1854	An Act further to amend the Law of Evidence	The unrepealed portion.	All the sections of the Act have already been repealed.
20 Vic. No. 10 ...	1857	An Act to repeal so much of the Constitution Act as requires the concurrence of unusual majorities of Members in the Legislative Council and Legislative Assembly respectively in the passing of Bills to alter the Constitution conferred by the said Act, or the number and appointment of Representatives in the said Legislative Assembly.	The whole ...	Already consolidated in the Constitution Act, 1902.

*Statute Law Revision.*

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
20 Vic. No. 11 ...	1857	An Act to provide for the deposit in the Colonial Treasury of moneys in charge of officers of the Supreme Court.	The whole ...	Part repealed by 51 Vic. No. 19; remainder superseded by the Audit Act, 1902.
20 Vic. No. 27 ...	1857	An Act for transferring to the Registrar-General the duties of the Chief Clerk of the Supreme Court as Registrar of Deeds and other Instruments.	The unrepealed portion.	All the sections of the Act have already been repealed.
22 Vic. No. 1 ...	1858	Titles to Lands Act of 1858 ... ..	The unrepealed portion.	All except the preamble already repealed.
22 Vic. No. 7 ...	1859	An Act for the further amendment of the Law of Evidence.	The unrepealed portion.	All except the preamble already repealed.
25 Vic. No. 4 ...	1861	An Act to amend the Laws relating to the Gold-fields.	The unrepealed portion.	Partially repealed by 30 Vic. No. 8. The Principal Act, 20 Vic. No. 29, repealed by 37 Vic. No. 13.
25 Vic. No. 20 ...	1862	New South Wales and Queensland Customs Act of 1862.	The whole ...	Obsolete.
26 Vic. No. 1 ...	1862	An Act to make provision for encouraging the growth of Cotton in New South Wales.	The whole ...	Expired.
26 Vic. No. 12 ...	1862	Trust Property Act of 1862 ... ..	The unrepealed portion, except sections 24 and 36.	All other operative sections already repealed; ss. 24 and 36 to be repealed by Statute of Limitations.
27 Vic. No. 3 ...	1863	An Act to amend the Scab Act of 1861 ...	The whole ...	Operation suspended as from 1st March, 1864, by 27 Vic. No. 6.
30 Vic. No. 3 ...	1866	Sydney Burial Grounds Act, 1866 ... ..	The whole ...	Obsolete.
31 Vic. No. 7 ...	1867	Federal Council Act of 1867 ... ..	The whole ...	Obsolete.
36 Vic. No. 18 ...	1873	Angora Goats Protection Act of 1873 ...	The unrepealed portion.	All operative sections already repealed by various Acts.
39 Vic. No. 37 ...	1876	Border Duties Convention Act of 1876 ...	The whole ...	Superseded by Commonwealth of Australia Constitution Act.
41 Vic. No. 15 ...	1878	An Act to repeal so much of the Volunteer Force Regulation Act of 1867 as relates to Free Grants of Crown Lands to Volunteers.	The whole ...	Repealing Act. Operation exhausted.
43 Vic. No. 7 ...	1879	Metropolitan Guaranteed Loan Act of 1879...	The whole ...	All provisions exhausted.
45 Vic. No. 18 ...	1881	Cattle Sale-yards Additional Loan Act, 1881...	The unrepealed portion.	All provisions exhausted.
46 Vic. No. 6 ...	1882	Employers' Liability Act, 1882 ... ..	The whole ...	Expired.

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
51 Vic. No. 15 ...	1887	Divorce Extension Act of 1887 ... ..	The whole ...	Reserved and not assented to. 55 Vic. No. 37 passed in lieu and assented to.
52 Vic. No. 20 ...	1889	Circular Quay Improvements Act of 1889 ...	The whole ...	The works have been carried out and operation of Act exhausted.
55 Vic. No. 9 ...	1892	Joint Stock Companies Arrangement Act, 1891.	The unrepealed portion.	Operation exhausted. Permanent provisions already consolidated in the Companies Act, 1899.
55 Vic. No. 29 ...	1892	Trade Disputes Conciliation and Arbitration Act, 1892.	The whole ..	Expired.
56 Vic. No. 33 ...	1893	An Act to revest certain land in the Australian Agricultural Company.	The whole ...	Operation exhausted.
58 Vic. No. 7 ...	1894	Kenmore Hospital for the Insane Act, 1894...	The whole ...	The works have been carried out and operation of Act exhausted.
59 Vic. No. 18 ...	1895	Customs Duties Act of 1895 ... ..	The whole ...	Superseded by Federal legislation.
59 Vic. No. 19 ...	1895	Joint Stock Companies Arrangement Act Amendment Act, 1895.	The whole ...	Temporary Act, expired 1st Jan., 1899. See No. 37, 1897.
59 Vic. No. 21 ...	1895	Locksley Deviation Act, 1895... ..	The whole ...	Operation exhausted.
59 Vic. No. 24 ...	1895	Australasian Federation Enabling Act, 1895...	The whole ...	Operation exhausted.
60 Vic. No. 8 ...	1896	Nevertire to Warren Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
60 Vic. No. 10 ...	1896	George Street and Harris Street Electric Tramway Act, 1896.	The whole ...	Operation exhausted.
60 Vic. No. 11 ...	1896	Additions to Treasury Buildings Act, 1896 ...	The whole ...	Operation exhausted.
60 Vic. No. 26 ...	1896	Berrigan to Finley Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
60 Vic. No. 31 ...	1896	Tamworth to Manilla Railway Act, 1896 ...	The unrepealed portion.	Operation exhausted.
No. 1, 1897 ... ..	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1897-8; a Service for the Current Year; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 2, 1897 ... ..	...	Cook's River Improvements Act, 1897 ...	The whole ...	Operation exhausted.

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.	
No. 13, 1897	...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1897-8; and for a Service to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 15, 1897	...	...	Australasian Federation (Representatives' Allowance) Act, 1897.	The whole ...	Operation exhausted.
No. 32, 1897	...	...	Abattoir Road Act Amendment Act, 1897	The whole ...	Operation exhausted. The Principal Act, 24 Vic. No. 2, was repealed by the Statute Law Revision Act, 1898.
No. 33, 1897	...	...	Campbelltown Reservoir Acts Repeal Act of 1897.	The whole ...	Operation exhausted.
No. 34, 1897	...	...	Australasian Federation Enabling Act Amendment Act of 1897.	The whole ...	Operation exhausted.
No. 37, 1897	...	...	Joint Stock Companies Arrangement (Continuation) Act, 1897.	The whole ...	Expired.
No. 42, 1897	...	...	Appropriation Act of 1897-1898	The whole ...	Operation exhausted.
No. 46, 1897	...	...	Consolidated Revenue Fund (Municipal Grant) Bill of 1897.	The whole ...	Operation exhausted.
No. 1, 1898	...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1898-9; Services of the current year; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 29, 1898	...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1898-9.	The whole ...	Operation exhausted.
No. 32, 1898	...	...	Customs Duties Act, 1898	The whole ...	Superseded by Commonwealth Acts.
No. 35, 1898	...	...	Appropriation Act of 1898-9	The whole ...	Operation exhausted.
No. 39, 1898	...	...	Strathfield Railway Crossing Act, 1898	The whole ...	Operation exhausted.
No. 2, 1899	...	...	Australasian Federation Enabling Act, 1899	The whole ...	Operation exhausted.
No. 4, 1899	...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 5, 1899	...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 10, 1899	...	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.

Reference to Act.	Year.	Title or Short Title.	Extent of Repeal.	Why inoperative.
No. 29, 1899	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 41, 1899	...	Campbelltown Municipal Enabling Act, 1899	The whole ...	Operation exhausted.
No. 43, 1899	...	Appropriation Act of 1899-1900	The whole ...	Operation exhausted.
No. 48, 1899	...	Treasury Indemnity Act, 1899	The whole ...	Operation exhausted.
No. 1, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1899-1900.	The whole ...	Operation exhausted.
No. 3, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1900-1901; and for Services to be hereafter provided for by Loan.	The whole ...	Operation exhausted.
No. 9, 1900	...	An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1900-1901.	The whole ...	Operation exhausted.
No. 39, 1900	...	Parliamentary Electoral Law Suspension Act, 1900.	The whole ...	Operation limited to the year 1900; now exhausted.
No. 31, 1902	...	Public Service Act, 1902	So much of s. 20 as provides for or relates to the fidelity guarantee of officers of the Public Service, and to the inspection of Stores for the Public Service.	Part repealed now provided for in Audit Act, 1902.

SECOND SCHEDULE.

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 24, 1897	Nuisances Prevention Act, 1897.	Section 33.—For the words and figures “Municipalities Act of 1867” the words and figures “Municipalities Act, 1897” are hereby substituted.
No. 27, 1897	Distillation Act, 1897	Section 82, proviso.—The word “of” immediately following the word “of” is hereby repealed.
No. 28, 1897	Employers’ Liability Act of 1897.	Section 4, subclause (v).—For the words “any signal-points,” the words “any signal, points,” are hereby substituted.
No. 30, 1897	Claims against the Government and Crown Suits Act, 1897.	Section 2, subsection (1).—The word “to,” immediately following the word “to,” is hereby repealed.
No. 11, 1898	Evidence Act, 1898	Section 23 (4).—The word “acquittal” is hereby repealed.
No. 13, 1898	Wills, Probate and Administration Act, 1898.	Section 127 (2).—Immediately after the words “alone or” the words “where he shall think fit to” are hereby inserted.

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 23, 1898 ...	Newspapers Act, 1898 ...	<p>Section 6, subsection (1), subclause (d).—Immediately after the words “before the” the words “said Prothonotary or such clerk or the” are hereby inserted.</p> <p>Section 10, subsections (2) and (3) are hereby repealed and the following subsections inserted in lieu thereof:—</p> <p>(2) Every such recognizance entered into in respect of any newspaper to be printed and published in the city or district of Sydney shall be taken before one of the Judges of the Supreme Court, or, if such recognizance is in respect of a newspaper to be printed and published in any part of New South Wales other than the city or district of Sydney, then before one of such Judges or before the police magistrate of the district in which such newspaper is to be printed and published, or before any other person appointed by the Governor for that purpose.</p> <p>(3) Such police magistrate or other person shall forthwith transmit such recognizance to the Prothonotary of the Supreme Court or to one of the clerks in the said Court authorised in that behalf by the said Prothonotary that the same may be duly registered and recorded in the said Court.</p>
No. 25, 1898 ...	Bankruptcy Act, 1898 ...	<p>For the word “he” wherever occurring in section 36, subclause (4), of section 39, subsection (6) of section 42, subsections (1) and (3) of section 61, subsection (7) of section 62, subsection (3) of section 74, and subsection (4) of section 134, the word “it” is hereby substituted; for the word “him” in subsection (3) of section 107, and in subsection (7) of section 134, the word “it” is hereby substituted.</p> <p>Section 27 (3).—The word “to” following the word “generally” is hereby repealed.</p> <p>Section 83 (3).—For the words “time time” the words “time to time” are hereby substituted.</p> <p>Section 151 (2).—For the word “notice” the word “notices” is hereby substituted.</p> <p>Section 152 (1).—For the word “whom” the word “which” is hereby substituted.</p>
No. 13, 1899 ...	Small Debts Recovery Act, 1899.	<p>Section 16.—Immediately after the word “summons” the words “or a duplicate thereof” are hereby inserted.</p> <p>Sections 19 and 20.—For the words “joint defendants” wherever occurring in sections 19 (1), 19 (2), 19 (3), 20 (1), 20 (2), and 20 (3), the words “persons jointly liable” are hereby substituted; for the words “joint defendant or joint defendants” in section 19 (4) the words “person jointly liable” are hereby substituted; for the word “defendant” wherever occurring in sections 19 (1), 19 (2), 19 (3), 20 (1), 20 (2), and 20 (3), the word “person” is hereby substituted; in section 19 (1) for the words “any of” the words “any one of” are hereby substituted; and for the words “in the defence” in section 19 (3), the words “in the action” are hereby substituted.</p>
No. 40, 1899 ...	Companies Act, 1899 ...	<p>Section 68 (2) (c).—Immediately after the word “company” the words “without its name being mentioned therein in manner aforesaid” are hereby inserted.</p>
No. 19, 1900 ...	Trade Marks Act, 1900 ...	<p>Section 15 (1). Immediately after the words “forfeit and pay” the words “to Her Majesty” are hereby inserted.</p>
No. 21, 1900 ...	Mining Partnerships Act, 1900.	<p>Section 15 (1).—For the words “Any action or suit brought in any Court” the words “Any action or suit brought in the Supreme or in any District Court” are hereby substituted.</p>



Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 25, 1900 ...	Real Property Act, 1900...	Section 51.—For the word “such,” immediately following the words “if named in,” the word “the” is hereby substituted.
No. 26, 1900 ...	Public Works Act, 1900 ...	Section 94, subsection (5).—Immediately after the words “they have” the word “been” is hereby inserted. Section 73, subclause (g).—For the word “of,” immediately following the word “works,” the word “or” is hereby substituted. Section 36.—At the end of the section the words “Crown land in this section and in section 38 includes all lands vested in Her Majesty, whether dedicated to any public purpose or not, or which have not been granted or lawfully contracted to be granted, in fee-simple,” are hereby inserted.
No. 40, 1900 ...	Crimes Act, 1900 ...	Section 502.—For the word “Whosoever” the words “Any person” are hereby substituted. Fourth Schedule.—Immediately after the words “five hundred and thirty-five” the words “five hundred and thirty-seven” are hereby inserted.
No. 6, 1901 ...	Government Railways Act, 1901.	Section 3.—For the words “In this part of this Act” the words “In this Act” are hereby substituted.
No. 24, 1901 ...	Equity Act, 1901 ...	Section 30, subclause (c).—For the word “vested,” immediately following the words “any money,” the word “invested” is hereby substituted. Section 67, subsection (1).—For the word “statement,” immediately following the words “nature of the,” the word “abatement” is hereby substituted.
No. 27, 1901 ...	Stock Act, 1901 ...	Section 169 (2).—For the figures “1886” the figures “1866” are hereby substituted.
No. 69, 1901 ...	Blockholders Act ...	Section 3.—For the word “tenable,” immediately preceding the word “repair,” the word “tenantable” is hereby substituted.
No. 11, 1902 ...	Stock Diseases (Tick) Act, 1901.	Section 5, subclause (a).—For the words “Animals Infectious Diseases Act of 1888” the words “Noxious Microbes Act, 1900” are hereby substituted.
No. 18, 1902 ...	Games, Wagers, and Betting-houses Act, 1901.	Section 8 (1).—After the word “shall” the words “in default of other evidence proving that such house, room, premises, or place is a common gaming-house or place for gaming” are hereby inserted. After section 27, at the end of the Act, the words and figures following are hereby inserted:—“28. No information, conviction, warrant, order, or other proceeding before or by any justice, or on appeal therefrom, for any offence under this Act shall be quashed or set aside, or adjudged void or insufficient for want of form.”
No. 20, 1902 ...	Necropolis Act, 1901 ...	Section 18.—For the word “them,” being the last word of the section, the words “in them” are hereby substituted.
No. 27, 1902 ...	Justices Act, 1902 ...	Section 13 (b).—Immediately before the words “this Act” the words “this Part of” are hereby inserted. Section 46, subclause (b).—The word “the” immediately before the word “one” is hereby repealed. Section 111.—Immediately after the words “under the” the word “preceding” is hereby inserted.
No. 28, 1902 ...	Drainage Promotion *Act Amendment Act, 1902.	Section 2.—For the words “before any two justices according to the provisions of the Act fourteen Victoria number forty-three and the Imperial statutes thereby adopted” the words “according to the provisions of the Justices Act, 1902,” are hereby substituted.

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 31, 1902 ...	Public Service Act, 1902...	Section 71 (a).—For the words “the commencement of this Act” the words “the said twenty-third day of December, one thousand eight hundred and ninety-five” are hereby substituted. Section 73 (1).—For the word “first” the word “tenth” is hereby substituted. Section 73.—Before the words “all officers” at the beginning of subsection (2) the following words are hereby inserted:—“Any officer who was on the twenty-third day December, one thousand eight hundred and ninety-five, a contributor to the Superannuation Account under the Civil Service Act of 1884, and who within twelve months thereafter elected to discontinue contributing thereto, shall be entitled to receive from the said account on his retirement from the Public Service for any cause other than an offence (or in the event of his death before retirement, his representative shall be entitled to receive) a refund of the amount paid thereto up to the date of his having so elected, together with interest thereon at the rate of three per centum per annum from the date of his ceasing to contribute; and every such officer shall from such date cease to be entitled to any right in or benefit from such account except the refund and interest aforesaid; but every such officer shall, on retirement, in addition to such refund and interest, be entitled to claim under subclause (b) of section seventy-one: Provided that”
No. 34, 1902 ...	General Legal Procedure Act, 1902.	Section 10.—Immediately after the words “the Supreme Court” the words “or a Judge thereof” are hereby inserted. Section 10 (b).—Immediately after the word “Court” the words “or Judge” are hereby inserted.
No. 73, 1902 ...	Coal Mines Regulation Act, 1902.	Section 47, Rule 14.—For the words “not more than six feet high” the words “not less than six feet high” are hereby substituted; and for the word “or” before “places of refuge” the word “for” is hereby substituted.
No. 95, 1902 ...	Public Roads Act, 1902 ...	Section 26 (10).—The word “not” immediately after the word “shall” is hereby repealed.

## THIRD SCHEDULE.

Reference to Act.	Title or Short Title.	Extent of Amendment.
No. 26, 1900 ...	Public Works Act, 1900 ...	Section 34.—At the end of the section the words and figures “(4) The expression ‘authorised work’ in sections fifty-eight, seventy-three, seventy-five, seventy-nine, and eighty-two to eighty-eight, both inclusive, shall be deemed to include works under this section,” are hereby inserted. Section 119.—For the words “(2) If such compensation is payable in respect of land taken or acquired by notification in the Gazette, it shall bear interest at the rate of six per centum per annum from the time of such notification” the words “(2) Compensation payable in respect of land taken or acquired by notification in the Gazette shall bear interest at the rate of four per centum per annum from the time of such notification,” are hereby substituted.