

[Extract from *Commonwealth of Australia Gazette*, No. 79, dated
15th December, 1938.]

AUSTRALIAN CAPITAL TERRITORY.

No. 35 of 1938.

AN ORDINANCE

For the Revision and Amendment of certain Ordinances
of the Australian Capital Territory.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909-1938* and the *Seat of Government (Administration) Act 1910-1933*, as follows:—

1.—(1.) This Ordinance may be cited as the *Ordinances Revision Ordinance 1938*. Short title and citation.

(2.) Each Ordinance specified in the first column of Part I. of the First Schedule to this Ordinance may, as amended by this Ordinance, be cited in the manner specified in the second column of Part I. of that Schedule opposite the reference to that Ordinance in the first column.

(3.) Each Ordinance specified in the first column of Part II. of the First Schedule to this Ordinance may, as amended by the *Seat of Government (Designation) Ordinances 1938*, be cited in the manner specified in the second column of Part II. of that Schedule opposite the reference to that Ordinance in the first column.

2. The Ordinances specified in the Second Schedule to this Ordinance are amended as respectively specified in the second column of that Schedule. Amendment of Ordinances.

3. The Ordinances specified in the Third Schedule to this Ordinance are repealed. Repeal.

THE SCHEDULES.

THE FIRST SCHEDULE. CITATION OF ORDINANCES.

Section 1 (c.),
(3.).

First Column.	Second Column.
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Part I.

<i>Administration and Probate Ordinance 1929-1937</i>	<i>Administration and Probate Ordinance 1929-1938</i>
<i>Building and Services Ordinance 1924-1934</i>	<i>Building and Services Ordinance 1924-1938</i>

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THE FIRST SCHEDULE—continued.

First Column.	Second Column.
<i>Part I—continued.</i>	
<i>Court of Petty Sessions Ordinance 1930-1937 (as amended by the Seat of Government (Designation) Ordinance 1938)</i>	<i>Court of Petty Sessions Ordinance 1930-1938</i>
<i>Poisons and Dangerous Drugs Ordinance 1933-1936</i>	<i>Poisons and Dangerous Drugs Ordinance 1933-1938</i>
<i>Police Ordinance 1927-1934 (as amended by the Seat of Government (Designation) Ordinance 1938)</i>	<i>Police Ordinance 1927-1938</i>
<i>Real Property Ordinance 1925-1937 (as amended by the Real Property Ordinance 1938 and the Seat of Government (Designation) Ordinance 1938)</i>	<i>Real Property Ordinance 1925-1938</i>
<i>Roman Catholic Church Property Trust Ordinance 1937 (as amended by the Roman Catholic Church Property Trust Ordinance 1938 and the Seat of Government (Designation) Ordinance 1938)</i>	<i>Roman Catholic Church Property Trust Ordinance 1937-1938</i>
<i>Seat of Government (Designation) Ordinance 1938</i>	<i>Seat of Government (Designation) Ordinances 1938</i>
<i>Part II.</i>	
<i>Auctioneers Ordinance 1927-1936 (as amended by the Auctioneers Ordinance 1938)</i>	<i>Auctioneers Ordinance 1927-1938</i>
<i>Billiard Saloon Ordinance 1926-1937 ..</i>	<i>Billiard Saloon Ordinance 1926-1938</i>
<i>Business Names Ordinance 1933-1935 ..</i>	<i>Business Names Ordinance 1933-1938</i>
<i>Coroners Ordinance 1932 ..</i>	<i>Coroners Ordinance 1932-1938</i>
<i>Cotter River Ordinance 1914-1937 ..</i>	<i>Cotter River Ordinance 1914-1938</i>
<i>Dogs Registration Ordinance 1926-1937 ..</i>	<i>Dogs Registration Ordinance 1926-1938</i>
<i>Enquiry Ordinance 1938 (as amended by the Enquiry Ordinance (No. 2) 1938)</i>	<i>Enquiry Ordinances 1938</i>
<i>Explosives Ordinance 1917 ..</i>	<i>Explosives Ordinance 1917-1938</i>
<i>Fire Brigades Ordinance 1924 ..</i>	<i>Fire Brigades Ordinance 1924-1938</i>
<i>Gun Licence Ordinances 1937 ..</i>	<i>Gun Licence Ordinance 1937-1938</i>
<i>Hawkers Ordinance 1936 ..</i>	<i>Hawkers Ordinance 1936-1938</i>
<i>Inflamable Liquid Ordinance 1917 ..</i>	<i>Inflamable Liquid Ordinance 1917-1938</i>
<i>Instruments Ordinance 1933-1936 ..</i>	<i>Instruments Ordinance 1933-1938</i>
<i>Juries Ordinance 1932-1937 ..</i>	<i>Juries Ordinance 1932-1938</i>
<i>Liquor Ordinance 1929 (as amended by the Liquor Ordinance 1938 and the Liquor Ordinance (No. 2) 1938)</i>	<i>Liquor Ordinance 1929-1938</i>
<i>Marriage Ordinance 1929 ..</i>	<i>Marriage Ordinance 1929-1938</i>
<i>Mining Ordinance 1930-1937 ..</i>	<i>Mining Ordinance 1930-1938</i>
<i>Ordinances Revision Ordinance 1937 ..</i>	<i>Ordinances Revision Ordinance 1937-1938</i>
<i>Rabbit Destruction Ordinance 1919-1937</i>	<i>Rabbit Destruction Ordinance 1919-1938</i>
<i>Rates Ordinance 1926-1937 ..</i>	<i>Rates Ordinance 1926-1938</i>
<i>Recovery of Lands Ordinance 1929-1937</i>	<i>Recovery of Lands Ordinance 1929-1938</i>
<i>Registration of Births, Deaths and Marriages Ordinances 1929</i>	<i>Registration of Births, Deaths and Marriages Ordinance 1929-1938</i>
<i>Removal of Prisoners Ordinance 1933 ..</i>	<i>Removal of Prisoners Ordinance 1933-1938</i>
<i>Salvation Army Property Trust Ordinance 1934</i>	<i>Salvation Army Property Trust Ordinance 1934-1938</i>
<i>Seat of Government Railway Ordinance 1923</i>	<i>Seat of Government Railway Ordinance 1923-1938</i>
<i>Standard Time Ordinance 1928 ..</i>	<i>Standard Time Ordinance 1928-1938</i>
<i>Statistics Ordinance 1929-1937 ..</i>	<i>Statistics Ordinance 1929-1938</i>
<i>Tobacco Ordinance 1927-1937 ..</i>	<i>Tobacco Ordinance 1927-1938</i>
<i>Unlawful Assemblies Ordinances 1937 ..</i>	<i>Unlawful Assemblies Ordinance 1937-1938</i>

THE SECOND SCHEDULE.
AMENDMENT OF ORDINANCES.

Section 2.

Ordinance.	Extent of Amendment.
<i>Administration and Probate Ordinance 1929-1937</i>	Section 117— Omit from sub-section (2.) "persons" insert "person". The First Schedule— Omit " <i>Administration (Validity) Act 1909</i> " insert " <i>Administration (Validating) Act 1909</i> ".
<i>Auctioneers Ordinance 1938</i>	Section 1— Omit sub-section (3.).
<i>Building and Services Ordinance 1924-1934</i>	Section 1A— Omit definition of "Commission". Section 4— (a) Omit "Commission may make regulations, not inconsistent with this Ordinance, repealing, amending, or adding to regulations made by the Minister under any provision of the <i>Building and Services Ordinance 1924</i> , and" insert "Minister"; (b) Omit "Commission" (second occurring) insert "Commonwealth"; and (c) Omit sub-sections (2.), (3.) and (4.).
<i>City Area Leases Ordinance 1935</i>	Section 1— Omit sub-section (2.) and insert in its stead the following:— " (2.) The <i>City Area Leases Ordinance 1936</i> is in this Ordinance referred to as the Principal Ordinance."
<i>Court of Petty Sessions Ordinance 1930-1937 (as amended by the Seat of Government (Designation) Ordinance 1938)</i>	Section 5— Omit from definition of "Charge of an indictable offence" the word "in" insert "an". Section 10— Omit "a Justice of the High Court" insert "the Judge of the Supreme Court". The First Schedule— (a) Omit from Form 18 "High Court" insert "Supreme Court"; and (b) Omit from Form 54 "rent" insert "debt".
<i>Enquiry Ordinance (No. 2) 1938</i>	Section 1— Omit sub-section (2.).
<i>Industrial Board Ordinance 1938</i>	Section 1— Omit sub-section (2.).
<i>Liquor Ordinance (No. 2) 1938</i>	Section 1— Omit sub-section (4.).
<i>Poisons and Dangerous Drugs Ordinance 1933-1936</i>	Section 7— Omit "Canberra Government Hospital" insert "Canberra Community Hospital".
<i>Police Ordinance 1927-1934 (as amended by the Seat of Government (Designation) Ordinance 1938)</i>	Section 3— Repeal.
<i>Rates Ordinance (No. 2) 1929</i>	Section 3— Repeal.

THE SECOND SCHEDULE—continued.

Ordinance.	Extent of Amendment.
<i>Real Property Ordinance 1925-1937 (as amended by the Real Property Ordinance 1938 and the Seat of Government (Designation) Ordinance 1938)</i>	Section 86— Omit from sub-section (2.) "its" insert "his".
<i>Real Property Ordinance 1938</i>	Section 1— Omit sub-section (3.).
<i>Roman Catholic Church Property Trust Ordinance 1937 (as amended by the Roman Catholic Church Property Trust Ordinance 1938 and the Seat of Government (Designation) Ordinance 1938)</i>	Section 11— Omit paragraph (b) insert following paragraph:— "(b) in any action, suit or other proceeding, whether civil or criminal, be prima facie evidence."
<i>Roman Catholic Church Property Trust Ordinance 1938</i> <i>Seat of Government (Designation) Ordinance 1938</i>	Section 1— Omit sub-section (3.). Section 2— Before "appear", insert "or Federal Capital Territory". The Schedule— Add at end " <i>Walter Oswald Watt Memorial Fund Ordinance 1938</i> ".

THE THIRD SCHEDULE.

REPEAL OF ORDINANCES.

Juvenile Offenders (Detention) Agreement Ordinance 1936.
Mortgagors Interest Reduction Ordinance 1931.
Mortgagors Interest Reduction Ordinance 1935.

Dated this twelfth day of December, 1938.

GOWRIE
Governor-General.

By His Excellency's Command,

ROBERT G. MENZIES
for Minister of State for the Interior.

By Authority: L. F. JOHNSTON. Commonwealth Government Printer, Canberra.