

# AUSTRALIAN CAPITAL TERRITORY.

No. 21 of 1959.

## AN ORDINANCE

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

I THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1959*.

Dated this eighteenth day of December, 1959.

W. J. SLIM

Governor-General.

By His Excellency's Command,

GORDON FREETH

Minister of State for the Interior.

### ORDINANCES REVISION ORDINANCE 1959.

1. This Ordinance may be cited as the *Ordinances Revision Ordinance 1959*.\* Short title.
2. This Ordinance shall come into operation on the thirty-first day of December, One thousand nine hundred and fifty-nine. Commencement.
3. The Ordinances specified in the first column of the First Schedule to this Ordinance are amended as respectively specified in the second column of that Schedule. Amendment of Ordinances.
4. Each Ordinance specified in the first column of the Second Schedule to this Ordinance, as amended by this Ordinance, may be cited in the manner specified in the second column of that Schedule opposite the reference to that Ordinance in the first column. Citation of amended Ordinances.
5. The Ordinances specified in the Third Schedule to this Ordinance are repealed. Repeal.

\* Notified in the *Commonwealth Gazette* on 23rd December, 1959.  
10187/59.—PRICE 8D.

## THE SCHEDULES.

## THE FIRST SCHEDULE.

Section 3.

## AMENDMENT OF ORDINANCES.

Ordinance.	Extent of Amendment.
<i>Animals and Birds Protection Ordinance</i> 1918-1937	Section 8— From sub-section (2.) omit all the words after “ the Territory ”.
	Section 8A— From sub-section (2.) omit “ a Court of summary jurisdiction ” insert “ the Court of Petty Sessions ”.
<i>Apiaries Ordinance</i> 1928-1937	Section 2— From the definition of “ Inspector ” omit all words after the word “ Ordinance ” (first occurring).
	Section 3— Repeal.
	Section 5— Repeal.
<i>Apprenticeship Ordinance</i> 1936-1958	Section 24— Repeal.
<i>Careless Use of Fire Ordinance</i> 1936-1954	Section 3— From the definition of “ prescribed period ” omit “ in the Gazette and ” (wherever occurring).
	Section 4— Repeal.
<i>Cemeteries Ordinance</i> 1933-1942	Section 4— From sub-section (1.) omit “ Governor-General ” insert “ Minister ”.
	Section 6— From sub-section (8.) omit “ Federal Capital Territory Branch of the Returned Sailors and Soldiers’ Imperial League of Australia ” insert “ Australian Capital Territory Branch of the Returned Sailors, Soldiers and Airmen’s Imperial League of Australia ”.
<i>City Area Leases Ordinance</i> 1936-1957	Section 21— From sub-section (3.) omit “ April ” insert “ May ”.
	Section 11— Repeal.
	Section 23— From sub-section (3.) omit “ or by the Surveyor-General and Chief Property Officer ”.
	Section 24— Repeal.
<i>Commonwealth Motor Omnibus Services Ordinance</i> 1955	Section 37A— Repeal.
	Section 4— (a) from sub-section (1.) omit “ Subject to the next succeeding sub-section, ”; and (b) Omit sub-section (2.).
<i>Cotter River Ordinance</i> 1914-1938	Section 2— In sub-section (3.) after “ on request by ” insert “ a member of the Police Force or ”.
<i>Dentists Registration Ordinance</i> 1931-1954	Section 6— From sub-section (1.) omit “ Governor-General ” insert “ Minister ”.
	Section 9— Omit “ Governor-General ” insert “ Minister ”.
	Section 21— Repeal.
	Section 22— In the first proviso to sub-section (3.) after “ course ” insert “ of ”.

THE FIRST SCHEDULE—*continued.*

Ordinance.	Extent of Amendment.
<i>Dentists Registration Ordinance</i> 1931-1954—contd.	Section 23— Omit " but whose application for registration was not made within the time specified in section twenty-one of this Ordinance ".
<i>Deserted Wives and Children Ordinance</i> 1941 <i>Districts Ordinance</i> 1927-1949	Section 23A— In sub-section (4.) omit " of this Ordinance " insert " of the <i>Dentists Registration Ordinance</i> 1931-1932 ". Section 2— Omit " sub-section (1.) " insert " sub-section (2.) ". Section 9— From paragraph (a) of sub-section (4.) omit " and Chief Property Officer ".
<i>Education Ordinance</i> 1937-1958	Section 16— Repeal. Section 2— Omit paragraph (a) of sub-section (2.). Section 15— Omit paragraph (c) of sub-section (1.) and insert— " (c) furnish to the Registrar, when required to do so by the Registrar, certificates and returns relating to enrolments and attendances of scholars at the school in such form as the Registrar requires.".
<i>Electrical Interference Ordinance</i> 1935	Section 18— From sub-section (4.) omit " the prescribed person or authority " insert " the Registrar ".
<i>Gun Licence Ordinance</i> 1937-1938	Section 30— Repeal. Section 3— In sub-section (1.), after " wireless receiving set " insert " television receiving set " . Section 2— Omit sub-section (2.). Section 3— Omit " Chief Officer of Police " (wherever occurring) insert " Commissioner of Police " . Section 5— From paragraph (e) of sub-section (5.) omit " Chief Officer of Police " insert " Commissioner of Police " . Section 6— (a) From sub-section (2.) omit " Chief Officer of Police " insert " Commissioner of Police " ; and (b) From sub-section (2.) omit " Chief Officer " insert " Commissioner " . Section 7— (a) From sub-section (1.) omit " Chief Officer " insert " Commissioner of Police " ; and (b) From sub-sections (1.) and (2.) omit " Chief Officer of Police " (wherever occurring) insert " Commissioner of Police " . Section 8— From sub-sections (3.) and (5.) omit " Chief Officer of Police " (wherever occurring) insert " Commissioner of Police " . Section 14— From sub-sections (1.) and (2.) omit " Chief Officer of Police " (wherever occurring) insert " Commissioner of Police " . Section 23— Omit " Chief Officer of Police " insert " Commissioner of Police " .

## THE FIRST SCHEDULE—continued.

Ordinance.	Extent of Amendment.
<p><i>Hawkers Ordinance</i> 1936-1948</p>	<p>Section 3— Repeal. Section 8— (a) From sub-section (2.) omit “ be in accordance with Form A in the First Schedule to this Ordinance ” insert “ include such information as the Registrar requires ”; (b) From sub-section (3.) omit “ Chief Officer of Police ” (twice occurring) insert “ Commissioner of Police ”; and (c) Omit sub-section (4.). Section 9— (a) From sub-section (2.) omit “ be in accordance with Form C in the First Schedule to this Ordinance ” insert “ include such information as the Registrar requires ”; (b) From sub-section (3.) omit “ Chief Officer of Police ” (wherever occurring) insert “ Commissioner of Police ”; and (c) Omit sub-section (4.). Section 27— Repeal.</p>
<p><i>Housing Ordinance</i> 1928-1957 <i>Interpretation Ordinance</i> 1937-1955, as amended by the <i>Interpretation Ordinance</i> 1959</p>	<p>First Schedule— Omit Forms A, B, C and D. Section 5A— Repeal. Section 16— (a) omit paragraphs (a), (b) and (c) of sub-section (1.) insert— “ (a) be notified in the <i>Gazette</i>; and “ (b) take effect, subject to this section, from the date of notification or, where another date is specified in the regulations, from the date specified ”; and (b) Omit sub-sections (2.) and (3.).</p>
<p><i>Interpretation Ordinance</i> 1959</p>	<p>Section 1— Omit sub-section (2.).</p>
<p><i>Land Valuation Ordinance</i> 1936-1937</p>	<p>Section 7— Omit sub-sections (8.) and (9.).</p>
<p><i>Liquor Ordinance</i> 1929-1956, as amended by the <i>Liquor Ordinance</i> 1959</p>	<p>Section 6A— (a) Omit paragraph (a) of sub-section (3.); and (b) From paragraph (b) of sub-section (3.) omit “ since the date on which a fee was last paid under this sub-section ” insert “ during the year ended on the thirty-first day of October next preceding ”. Section 7— Repeal.</p>
	<p>Section 16— From sub-section (1.) omit “ the Ordinance ” insert “ this Ordinance ”. Section 30— From sub-section (10.) omit all words after “ liquor ” insert “ to a person apparently under the age of eighteen years ”. Section 42— From paragraph (c) of sub-section (1.) omit “ boarders ”.</p>
<p><i>Liquor Ordinance</i> 1959</p>	<p>Section 1— Omit sub-section (3.).</p>

THE FIRST SCHEDULE—*continued.*

Ordinance.	Extent of Amendment.
<i>Mining Ordinance 1930-1937</i>	Section 6— Repeal. Section 48— (a) From sub-section (2.) omit “ the Minister of State for the Interior ” insert “ him ”; and (b) From sub-section (3.) omit “ of State for the Interior ”.
<i>Motor Traffic Ordinance 1936-1958, as amended by the Motor Traffic Ordinance 1959</i>	Section 29— Omit “ Transport Officer ” (wherever occurring) insert “ Transport Manager ”.
<i>Motor Traffic Ordinance 1959</i>	Section 1— Omit sub-section (3.).
<i>National Memorials Ordinance 1928-1953</i>	Section 2— Omit the definition of “ City District ” insert— “ ‘ City District ’ means the district named the ‘ Canberra City District ’ in pursuance of the <i>Districts Ordinance 1927-1959</i> ; ”.
<i>Noxious Weeds Ordinance 1921-1943</i>	Section 3— Repeal.
<i>Nurses Registration Ordinance 1933-1956, as amended by the Nurses Registration Ordinance 1959</i>	Section 4— From the definition of “ the Director-General ” in sub-section (1.) omit the words “ the Department of Health ” insert “ Health of the Commonwealth ”.
<i>Nurses Registration Ordinance 1959</i>	Section 9— Omit “ Governor-General ” insert “ Minister ”.
<i>Ordinances Revision Ordinance 1937</i>	Section 1— Omit sub-section (3.).
<i>Ordinances Revision Ordinance 1938</i>	Section 3— Repeal.
<i>Pharmacy Ordinance 1931-1937</i>	The Third Schedule— Repeal.
<i>Pharmacy Ordinance 1931-1937</i>	Section 3— Repeal.
<i>Pharmacy Ordinance 1931-1937</i>	The Third Schedule— Repeal.
<i>Pharmacy Ordinance 1931-1937</i>	Section 5— From the definition of “ The Director-General of Health ” omit “ the Department of Health ” insert “ Health of the Commonwealth ”.
<i>Pharmacy Ordinance 1931-1937</i>	Section 7— From sub-section (1.) omit “ Governor-General ” insert “ Minister ”.
<i>Pharmacy Ordinance 1931-1937</i>	Section 10— Omit “ Governor-General ” insert “ Minister ”.
<i>Pharmacy Ordinance 1931-1937</i>	Section 23— Repeal.
<i>Pharmacy Ordinance 1931-1937</i>	Section 24— Omit “ natural-born or naturalized ”.
<i>Pharmacy Ordinance 1931-1937</i>	Section 14— Omit paragraph (eb).
<i>Police Ordinance 1927-1958</i>	Section 3— Repeal.
<i>Police Ordinance 1927-1958</i>	Section 4— Omit the definition of “ Magistrate ” insert— “ ‘ Magistrate ’ has the same meaning as in the <i>Court of Petty Sessions Ordinance 1930-1958</i> ; ”.
<i>Police Ordinance 1927-1958</i>	Section 5E— From sub-section (1.) omit “ so notified ” insert “ made ”.

## THE FIRST SCHEDULE—continued.

Ordinance.	Extent of Amendment.
<i>Police Ordinance 1927-1958</i> —continued.	Section 7— From sub-section (2.) omit “ authorized ” (first occurring) insert “ permitted ”.
<i>Police Offences Ordinance 1930-1953</i>	Section 4— Omit— “ Part V.—Offences in relation to Animals ”.
<i>Pounds Ordinance 1928-1937,</i> as amended by the <i>Pounds Ordinance 1959</i>	Section 5— Omit the definition of “ Chief Officer ”. Part V.— Repeal. Section 7— Repeal. Section 18— From sub-section (2.) omit “ the prescribed ”. Section 27— From sub-section (2.) omit “ in accordance with the prescribed form ” insert “ setting out particulars of the animals impounded and of the amounts due and payable in respect of the cattle ”.
<i>Pounds Ordinance 1959</i>	Section 1— Omit sub-section (3.).
<i>Protection of Lands Ordinance 1937-1944</i>	Section 6A— From sub-section (3.) omit “ set out ” insert “ set out in a notice referred to ”.
<i>Public Baths and Public Bathing Ordinance 1956</i>	Section 4— Omit sub-section (2.).
<i>Rabbit Destruction Ordinance 1919-1943</i>	Section 5— Repeal. Section 13— From sub-section (2.) omit “ in the prescribed form ”. Section 16— From sub-section (2.) omit “ Governor-General ” (wherever occurring) insert “ Minister ”. Section 17— From sub-section (2.) omit “ as prescribed ”. Section 21— From sub-section (2.) omit “ the prescribed ”. Section 27— From paragraph (b) of sub-section (2.) omit “ by an instrument in the prescribed form ”. Section 32— Omit “ in the prescribed form ”. Section 34— Omit the first proviso. Omit from the second proviso “ also ”. Section 35— Omit all the words after “ the Commonwealth ”. Section 40— From sub-section (2.) omit “ Act ” insert “ Ordinance ”.
<i>Racecourses Ordinance 1935-1946</i>	Section 8— Omit “ the last four preceding sections ” insert sections four, five, six and seven of this Ordinance ”.
<i>Rates Ordinance 1926-1950</i>	Section 3— Omit the proviso. Section 16— From sub-section (1.) omit “ in accordance with Form B in the Second Schedule ”. The Second Schedule— Omit Form B.

## THE FIRST SCHEDULE—continued.

Ordinance.	Extent of Amendment.
<i>Roads and Public Places Ordinance 1937</i>	Section 2— From the definition of “public road” omit all words after “open to, or used by the public” (first occurring).
<i>Seat of Government (Designation) Ordinances 1938</i>	Section 3— Repeal.
<i>Stock Ordinance 1934–1957</i>	Section 3— Omit sub-sections (2.) and (3.).
	Section 5— Omit sub-section (2.).
	Section 11— (a) From sub-section (1.) omit “in the prescribed form” insert “in a form approved by the Minister”. (b) From sub-section (2.) omit “prescribed”.
	Section 13— From sub-section (1.) omit “the prescribed”.
	Section 18— From sub-section (1.) omit “in the prescribed form” insert “, containing such particulars as the Controller requires, for recording the brand or mark”.
	Section 22— From sub-section (5.) omit “in the prescribed form”.
	Section 26— From sub-section (2.) omit “a permit to travel stock prepared in the prescribed form and” insert “the permit to travel stock”.
<i>Workmen's Compensation Ordinance 1951–1956, as amended by the Workmen's Compensation Ordinance 1959 and the Workmen's Compensation Ordinance (No. 2) 1959</i>	Section 4— Repeal.
	Section 5— Repeal.
	Section 6— From the definition of “injury” omit “of” insert “or”.
<i>Workmen's Compensation Ordinance (No. 2) 1959</i>	Section 1— Omit sub-section (4.).

## THE SECOND SCHEDULE.

## Section 4.

## CITATION OF ORDINANCES.

First Column. Ordinance.	Second Column. Citation of Ordinance as amended.
<i>Animals and Birds Protection Ordinance 1918–1937</i>	<i>Animals and Birds Protection Ordinance 1918–1959</i>
<i>Apiaries Ordinance 1928–1937</i> .. ..	<i>Apiaries Ordinance 1928–1959</i>
<i>Apprenticeship Ordinance 1936–1958</i> .. ..	<i>Apprenticeship Ordinance 1936–1959</i>
<i>Careless Use of Fire Ordinance 1936–1954</i>	<i>Careless Use of Fire Ordinance 1936–1959</i>
<i>Cemeteries Ordinance 1933–1942</i> .. ..	<i>Cemeteries Ordinance 1933–1959</i>
<i>City Area Leases Ordinance 1936–1957</i> .. ..	<i>City Area Leases Ordinance 1936–1959</i>
<i>Commonwealth Motor Omnibus Services Ordinance 1955</i>	<i>Commonwealth Motor Omnibus Services Ordinance 1955–1959</i>
<i>Cotter River Ordinance 1914–1938</i> .. ..	<i>Cotter River Ordinance 1914–1959</i>

## THE SECOND SCHEDULE—continued.

First Column. Ordinance.	Second Column. Citation of Ordinance as amended.
<i>Dentists Registration Ordinance 1931-1954</i>	<i>Dentists Registration Ordinance 1931-1959</i>
<i>Deserted Wives and Children Ordinance 1941</i>	<i>Deserted Wives and Children Ordinance 1941-1959</i>
<i>Districts Ordinance 1927-1949</i> .. ..	<i>Districts Ordinance 1927-1959</i>
<i>Education Ordinance 1937-1958</i> .. ..	<i>Education Ordinance 1937-1959</i>
<i>Electrical Interference Ordinance 1935</i> ..	<i>Electrical Interference Ordinance 1935-1959</i>
<i>Gun Licence Ordinance 1937-1938</i> .. ..	<i>Gun Licence Ordinance 1937-1959</i>
<i>Hawkers Ordinance 1936-1948</i> .. ..	<i>Hawkers Ordinance 1936-1959</i>
<i>Housing Ordinance 1928-1957</i> .. ..	<i>Housing Ordinance 1928-1959</i>
<i>Interpretation Ordinance 1937-1955, as amended by the Interpretation Ordinance 1959</i>	<i>Interpretation Ordinance 1937-1959</i>
<i>Land Valuation Ordinance 1936-1937</i> ..	<i>Land Valuation Ordinance 1936-1959</i>
<i>Liquor Ordinance 1929-1956, as amended by the Liquor Ordinance 1959</i>	<i>Liquor Ordinance 1929-1959</i>
<i>Mining Ordinance 1930-1937</i> .. ..	<i>Mining Ordinance 1930-1959</i>
<i>Motor Traffic Ordinance 1936-1958, as amended by the Motor Traffic Ordinance 1959</i>	<i>Motor Traffic Ordinance 1936-1959</i>
<i>National Memorials Ordinance 1928-1953</i>	<i>National Memorials Ordinance 1928-1959</i>
<i>Noxious Weeds Ordinance 1921-1943</i> ..	<i>Noxious Weeds Ordinance 1921-1959</i>
<i>Nurses Registration Ordinance 1933-1956, as amended by the Nurses Registration Ordinance 1959</i>	<i>Nurses Registration Ordinance 1933-1959</i>
<i>Ordinances Revision Ordinance 1937</i> ..	<i>Ordinances Revision Ordinance 1937-1959</i>
<i>Ordinances Revision Ordinance 1938</i> ..	<i>Ordinances Revision Ordinance 1938-1959</i>
<i>Pharmacy Ordinance 1931-1937</i> .. ..	<i>Pharmacy Ordinance 1931-1959</i>
<i>Plant Diseases Ordinance 1934-1955</i> ..	<i>Plant Diseases Ordinance 1934-1959</i>
<i>Police Ordinance 1927-1958</i> .. ..	<i>Police Ordinance 1927-1959</i>
<i>Police Offences Ordinance 1930-1953</i> ..	<i>Police Offences Ordinance 1930-1959</i>
<i>Pounds Ordinance 1928-1937, as amended by the Pounds Ordinance 1959</i>	<i>Pounds Ordinance 1928-1959</i>
<i>Protection of Lands Ordinance 1937-1944</i>	<i>Protection of Lands Ordinance 1937-1959</i>
<i>Public Baths and Public Bathing Ordinance 1956</i>	<i>Public Baths and Public Bathing Ordinance 1956-1959</i>
<i>Rabbit Destruction Ordinance 1919-1943</i>	<i>Rabbit Destruction Ordinance 1919-1959</i>
<i>Racecourses Ordinance 1935-1946</i> ..	<i>Racecourses Ordinance 1935-1959</i>
<i>Rates Ordinance 1926-1950</i> .. ..	<i>Rates Ordinance 1926-1959</i>
<i>Roads and Public Places Ordinance 1937</i>	<i>Roads and Public Places Ordinance 1937-1959</i>
<i>Seat of Government (Designation) Ordinances 1938</i>	<i>Seat of Government (Designation) Ordinance 1938-1959</i>
<i>Stock Ordinance 1934-1957</i> .. ..	<i>Stock Ordinance 1934-1959</i>
<i>Workmen's Compensation Ordinance 1951-1956, as amended by the Workmen's Compensation Ordinance 1959 and the Workmen's Compensation Ordinance (No. 2) 1959</i>	<i>Workmen's Compensation Ordinance 1951-1959</i>

## THE THIRD SCHEDULE.

Section 5.

## REPEAL OF ORDINANCES.

*Billiard Saloon Ordinance 1926.*  
*Building Operations Control Repeal Ordinance 1950.*  
*Defamation Ordinance 1928.*  
*Explosives Ordinance 1917.*



## THE THIRD SCHEDULE—continued.

*Gun Licence (Fees Suspension) Ordinance 1943.*  
*Hospital Tax Ordinance Repeal Ordinance 1946.*  
*Liquor Ordinance 1951.*  
*Liquor (Renewal of Licences) Ordinance 1939.*  
*Liquor (Renewal of Licences) Ordinance 1940.*  
*Liquor (Renewal of Licences) Ordinance 1951.*  
*Liquor (Suspension of Special Permits) Ordinance 1942.*  
*National Capital Development Ordinances Repeal Ordinance 1957.*  
*Rationing Control Ordinance 1942.*  
*Rationing Control Ordinance (No. 2) 1942.*  
*Trustee (Emergency Provisions) Ordinance 1944.*