

Bankruptcy (Decimal Currency)

No. 128 of 1965

An Act to amend the *Bankruptcy Act 1924–1960*, as amended by the *Judges' Remuneration Act 1965*, in relation to Decimal Currency.

[Assented to 18 December, 1965]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

1.—(1.) This Act may be cited as the *Bankruptcy (Decimal Currency) Act 1965*. Short title and citation.

(2.) The *Bankruptcy Act 1924–1960*,[†] as amended by the *Judges' Remuneration Act 1965*,[‡] is in this Act referred to as the Principal Act.

(3.) The Second Schedule to the *Judges' Remuneration Act 1965* is amended by omitting the words and figures—

“*Bankruptcy Act 1924–1960* . . . | *Bankruptcy Act 1924–1965*”.

(4.) The Principal Act, as amended by this Act, may be cited as the *Bankruptcy Act 1924–1965*.

2. This Act shall come into operation on the fourteenth day of February, One thousand nine hundred and sixty-six. Commencement.

[†] Act No. 37, 1924, as amended by No. 3, 1927; No. 39, 1928; No. 28, 1929; No^o 17, 1930; No. 31, 1932; No. 66, 1933; No. 42, 1945; No. 43, 1946; No. 52, 1947; No. 65, 1948; Nos. 51 and 80, 1950; No. 83, 1954; No. 17, 1955; No. 13, 1958; No. 49, 1959; and No. 110, 1960.

[‡] Act No. 92, 1965.

Duties of trustee.

3. Section 175 of the Principal Act is amended—

(a) by omitting sub-paragraph (iii) of paragraph (c) of sub-section (1.) and inserting in its stead the following sub-paragraph:—

“ (iii) of the dividend, if any, proposed to be paid to the creditors, and the amount to be retained for further contingencies,”;

(b) by omitting from paragraph (c) of that sub-section the words “ amount in the pound ” (last occurring) and inserting in their stead the word “ dividend ”; and

(c) by omitting from paragraph (h) of that sub-section the words “ amount in the pound ” and inserting in their stead the word “ dividend ”.

Contents of register.

4. Section 197 of the Principal Act is amended by omitting from paragraph (c) of sub-section (1.) the words “ in the pound ”.

Bankruptcy notices in decimal currency.

5.—(1.) Where a bankruptcy notice under section 53 of the *Bankruptcy Act 1924–1965* is issued on or after the fourteenth day of February, One thousand nine hundred and sixty-six, in respect of a judgment or order that is expressed in the currency provided for by the *Coinage Act 1909–1947*, the amount of the judgment debt or sum ordered to be paid shall be expressed in the bankruptcy notice in the currency provided for by the *Currency Act 1965* and, for that purpose, the amount shall, subject to the next succeeding sub-section, be ascertained by reference to the equivalents specified in sub-section (4.) of section 8 of that Act.

(2.) For the purposes of the last preceding sub-section, where the amount referred to in the last preceding sub-section in the currency provided for by the *Coinage Act 1909–1947* is an amount of pounds, shillings and pence, pounds and pence, shillings and pence or pence, the corresponding amount in the currency provided for by the *Currency Act 1965* shall be calculated on the basis that an amount of pence specified in the first column in the table set out in sub-section (3.) of section 11 of the *Currency Act 1965* corresponds to the amount of cents specified in the second column of that table opposite to that amount of pence.