

# PRIMARY PRODUCERS RELIEF.

## No. 4 of 1937.

An Act to amend section five of the *Primary Producers Relief Act 1935-1936*.

[Assented to 3rd July, 1937.]

**B**E it enacted by the King'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 *Primary Producers Relief Act 1937*. Short title and citation.

(2.) The *Primary Producers Relief Act 1935-1936*,\* as amended by this Act, may be cited as the *Primary Producers Relief Act 1935-1937*.

2. Section five of the *Primary Producers Relief Act 1935-1936* is amended by omitting from paragraph (a) the words "the primary producer has obtained, upon application lodged by him with the Secretary of the Department of Commerce of the Commonwealth on or before the thirty-first day of December, One thousand nine hundred and thirty six, a certificate" and inserting in their stead the words "the primary producer has obtained— Conditions of payment.

(i) upon application supported by a prescribed declaration made on or before the thirty-first day of December, One thousand nine hundred and thirty-six; or

(ii) upon application made in substitution for an application which the Minister is satisfied was signed by the primary producer on or before the thirty-first day of December, One thousand nine hundred and thirty-six,

a certificate".

\* Act No. 47, 1935, as amended by No. 57, 1935; and No. 3, 1936.

# JUDICIARY.

## No. 5 of 1937.

An Act to amend the *Judiciary Act 1903-1934* and for other purposes.

[Assented to 3rd July, 1937.]

**B**E it enacted by the King'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 *Judiciary Act 1937*.

Short title and citation.

(2.) The *Judiciary Act* 1903–1934,\* as amended by this Act, may be cited as the *Judiciary Act* 1903–1937.

Rules of Court.

2. Section eighty-six of the *Judiciary Act* 1903–1934 is amended—

(a) by omitting the words “not inconsistent with this Act for carrying this Act into effect” and inserting in their stead the words “necessary or convenient to be made for carrying into effect the provisions of this Act or so much of the provisions of any other Act as confers jurisdiction on the High Court or relates to the practice or procedure of the High Court”; and

(b) by inserting after paragraph (b) the following paragraph :—  
 “(ba) regulating the means by which particular facts may be proved and the mode in which evidence thereof may be given;”.

3. Section eighty-seven of the *Judiciary Act* 1903–1934 is repealed and the following section inserted in its stead :—

Tabling of Rules of Court.

“87.—(1.) All Rules of Court made in pursuance of the last preceding section shall—

(a) be notified in the *Gazette* ;

(b) take effect from the date of notification or from a later date specified in the Rules ; and

(c) be laid before each House of the Parliament within fifteen sitting days of that House after the making of those Rules.

(2.) If either House of the Parliament passes a resolution, of which notice has been given within fifteen sitting days after the Rules have been laid before the House, disallowing any Rule, that Rule shall thereupon cease to have effect.”.

Amendment of certain Acts.

4. The Acts specified in the first column of the Schedule to this Act are amended as respectively specified in the second column of that Schedule and, as so amended, may be cited in the manner respectively specified in the third column of that Schedule.

Saving.

5. All Rules of Court made by the Justices of the High Court, or a majority of them, under the powers conferred by any provision repealed by this Act, which were in force immediately prior to the commencement of this Act, shall continue in force as if this Act had not been passed and shall for all purposes, including the purpose of amendment or annulment, be deemed to be Rules of Court made under the powers conferred by section eighty-six of the *Judiciary Act* 1903–1934 as amended by this Act.

\* Act No. 6, 1903, as amended by No. 5, 1906 ; No. 8, 1907 ; No. 34, 1910 ; No. 31, 1912 ; No. 11, 1914 ; No. 4, 1915 ; No. 38, 1920 ; No. 39, 1926 ; No. 9, 1927 ; No. 60, 1932 ; No. 34, 1933 ; No. 65, 1933 ; and No. 45, 1934.

## THE SCHEDULE.

Section 4.

Act.	Extent of amendment.	Manner of citation as amended.
<i>Australian Industries Preservation Act 1906-1930.</i> <i>Crimes Act 1914-1932.</i>	Section 25—Repeal .. Section 30AA—Omit sub-section (10.).	<i>Australian Industries Preservation Act 1906-1937.</i> <i>Crimes Act 1914-1937.</i>
<i>High Court Procedure Act 1903-1933.</i>	Section 1—Omit the words “ Rules of Court, ss. 32-34.” Section 16—Repeal. Omit the words “ Rules of Court ” immediately preceding section 32. Sections 32, 33, 34 and The Schedule—Repeal.	<i>High Court Procedure Act 1903-1937.</i>
<i>Income Tax Assessment Acts 1936.</i>	Section 203—Repeal.	<i>Income Tax Assessment Act 1936-1937.</i>
<i>Insurance Acts 1932.</i> ..	Section 25—Omit sub-section (2.).	<i>Insurance Act 1932-1937.</i>
<i>Land Tax Assessment Act 1910-1934.</i>	Section 47—Repeal ..	<i>Land Tax Assessment Act 1910-1937.</i>
<i>War-time Profits Tax Assessment Act 1917-1918.</i>	Section 31—Repeal ..	<i>War-time Profits Tax Assessment Act 1917-1937.</i>

## MEDICAL RESEARCH ENDOWMENT.

## No. 6 of 1937.

An Act to constitute a Fund to be utilized for the purposes of Medical Research.

[Assented to 3rd July, 1937.]

**B**E it enacted by the King's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

1. This Act may be cited as the *Medical Research Endowment Act 1937.* Short title.

2. In this Act, unless the contrary intention appears— Definitions.

“ the Council ” means the National Health and Medical Research Council constituted by the Governor-General by Order dated the seventeenth day of September, One thousand nine hundred and thirty-six, and includes that Council as constituted by that Order as amended by any subsequent Order or by any Order made in substitution for the first-mentioned Order;

“ the Fund ” means the Fund established by this Act.