

**PUBLIC ACCOUNTANTS REGISTRATION
(AMENDMENT) ACT.**

Act No. 61, 1961.

An Act to make further provisions as to the constitution of the Public Accountants Registration Board; for this and other purposes to amend the Public Accountants Registration Act, 1945-1958; and for purposes connected therewith. [Assented to, 11th December, 1961.] **Elizabeth II,
No. 61, 1961**

BE it enacted by the Queen'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. (1) This Act may be cited as the "Public Accountants Registration (Amendment) Act, 1961". Short title
and
citation.

(2) The Public Accountants Registration Act, 1945-1958, is in this Act referred to as the Principal Act.

(3) The Principal Act, as amended by this Act, may be cited as the Public Accountants Registration Act, 1945-1961.

2. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette (which day is in this Act referred to as the "appointed day") the Public Accountants Registration Board shall be reconstituted and shall consist of five members who shall be appointed in accordance with section six of the Principal Act as amended by this section. Reconstitu-
tion of
Public
Accountants
Registra-
tion
Board.

(2) Nothing contained in this section shall prejudice or affect in any way the continuity of the body corporate constituted under Part II of the Principal Act but the same shall continue notwithstanding the provisions of this section.

(3)

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No. 61, 1961 (3) (a) For the purposes only of the appointment of persons to be members of the Public Accountants Registration Board as reconstituted under this section, and of any matters necessary for or incidental to such appointment or reconstitution the provisions of subsection four of this section shall commence upon the day upon which the assent of Her Majesty to this Act is signified.

(b) The persons so appointed shall assume their offices as members of the Public Accountants Registration Board upon the appointed day; and on that day the provisions of subsection four of this section shall come into force for all purposes.

Amendment
of Act No.
18, 1945.

(4) The Principal Act is amended—

Sec. 5.
(The
chairman.)

(a) by inserting in subsection one of section five after the words "is present" the words "except at an inquiry, investigation or hearing under section twenty-five of this Act";

Sec. 6.
(Members
of Board.)

(b) (i) by inserting in paragraph (a) of subsection one of section six after the word "chairman" the words "except as provided in subsection one of section five of this Act";

(ii) by omitting paragraph (b) of the same subsection;

(iii) by omitting paragraph (d) of the same subsection and by inserting in lieu thereof the following paragraph :—

(d) three shall be appointed by the Governor of whom—

(i) one shall be a barrister or solicitor of not less than five years standing who shall be chairman of an inquiry, investigation or hearing under section twenty-five of this Act;

(ii) one shall be selected from a panel of names of three registered public accountants nominated by the Council of
the

the New South Wales Branch No. 61, 1961
of the Institute of Chartered
Accountants in Australia;

- (iii) one shall be selected from a panel of names of three registered public accountants nominated by the Council of the New South Wales Division of the Australian Society of Accountants.
- (iv) by omitting from paragraph (a) of subsection two of the same section the letter and symbols “(b)”;
- (v) by omitting from paragraph (b) of the same subsection the words “‘elected members’” and by inserting in lieu thereof the words “‘appointed members’”;
- (c) by omitting section seven and by inserting in lieu thereof the following section :— Subst. sec. 7.
7. An appointed member shall hold office for such period not exceeding three years as is fixed by the terms of his appointment. Appointed members.
- (d) (i) by omitting from paragraph (b) of subsection two of section eight the word “secretary” and by inserting in lieu thereof the word “Minister”; Sec. 8. (Vacation of office.)
- (ii) by omitting subsection three of the same section and by inserting in lieu thereof the following subsection :—

(3) A member of the Board referred to in subparagraph (ii) or (iii) of paragraph (d) of subsection one of section six of this Act shall be deemed to have vacated his office if his registration under this Act as a registered public accountant is suspended or cancelled, or if his name is for any reason removed from the register.

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Sec. 9.
(Filling of
certain
vacancies.)

(e) (i) by omitting paragraph (a) of subsection one of section nine and by inserting in lieu thereof the following paragraph : —

(a) (i) Where a casual vacancy occurs in the office of a member referred to in subparagraph (i) of paragraph (d) of subsection one of section six of this Act the Governor may appoint a barrister or solicitor of not less than five years standing to the vacant office.

(ii) Where a casual vacancy occurs in the office of a member referred to in subparagraph (ii) or (iii) of paragraph (d) of subsection one of section six of this Act the Governor may appoint a registered public accountant to the vacant office.

(ii) by omitting subsections two and three of the same section;

Sec. 11.
(Deputies
of official
members.)

(f) by omitting paragraph (b) of subsection one of section eleven;

Sec. 13.
(Defects in
appoint-
ments not
to invali-
date pro-
ceedings of
the Board.)

(g) (i) by omitting from subsection two of section thirteen the words "or election";

(ii) by omitting from the same subsection the words "or elected".