



ANNO VICESIMO QUARTO

ELIZABETHAE II REGINAE

A.D. 1975

No. 100 of 1975

An Act to amend the Aboriginal Lands Trust Act, 1966-1973.

[Assented to 20th November, 1975]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Aboriginal Lands Trust Act Amendment Act, 1975". Short titles.

(2) The Aboriginal Lands Trust Act, 1966-1973, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Aboriginal Lands Trust Act, 1966-1975".

2. Section 6 of the principal Act is amended—

(a) by striking out from subsection (1) the passage "not exceeding nine upon the recommendation of Aborigines Reserve Councils constituted pursuant to regulations under the Aboriginal Affairs Act, 1962. No such Council" and inserting in lieu thereof the passage "upon the recommendation of Aboriginal councils established pursuant to regulations made under the Community Welfare Act, 1972, as amended, and of such Aboriginal communities as are recognised as such by the Minister and the members of which ordinarily reside on land owned by the Trust; but no such council or community";

and

(b) by striking out from subsection (1) the passage "or person of Aboriginal blood within the meaning of the Aboriginal Affairs Act, 1962" and inserting in lieu thereof the passage "within the meaning of the Community Welfare Act, 1972, as amended".

Amendment of
principal Act,
s. 6—
Membership
of Trust.

Amendment of
principal Act,
s. 9—
Validity of
acts of Trust.

3. Section 9 of the principal Act is amended—

(a) by adding after the word “member” in subsection (1) the passage “or that any person who had been appointed as an additional member by the Governor before the commencement of the Aboriginal Lands Trust Act Amendment Act, 1975, was not properly qualified for appointment when he was so appointed”;

and

(b) by inserting after the word “act” firstly occurring in subsection (2) the passage “or that any person who had been appointed as an additional member by the Governor before the commencement of the Aboriginal Lands Trust Act Amendment Act, 1975, was not properly qualified for appointment when he was so appointed”.

Amendment of
principal Act,
s. 16—
Power to
transfer lands
to Trust.

4. Section 16 of the principal Act is amended—

(a) by striking out from subsection (1) the passage “Aboriginal Affairs Act, 1962, or any other Act” and inserting in lieu thereof the passage “Community Welfare Act, 1972, as amended, or any other Act or in any regulation”;

(b) by striking out from subsection (1) the passage “lands reserved for Aborigines within the meaning of the said Aboriginal Affairs Act and in respect of which a Reserve Council pursuant to regulations under that Act has been constituted without the consent of such Council” and inserting in lieu thereof the passage “land that is an Aboriginal reserve or part of an Aboriginal reserve within the meaning of the Community Welfare Act, 1972, as amended, and in respect of which an Aboriginal council has been established and is in existence pursuant to regulations made under the Community Welfare Act, 1972, as amended, without the consent of that council”;

(c) by striking out the second proviso to subsection (1);

and

(d) by striking out from subsection (6) the passage “Aborigines or persons of Aboriginal blood” and inserting in lieu thereof the passage “Aboriginals within the meaning of the Community Welfare Act, 1972, as amended,”.

Amendment of
principal Act,
s. 18—
Power to grant
assistance.

5. Section 18 of the principal Act is amended by striking out the passage “Aborigines and persons of Aboriginal blood” and inserting in lieu thereof the passage “Aboriginals within the meaning of the Community Welfare Act, 1972, as amended,”.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

M. L. OLIPHANT, Governor