

779d/01, s. 22



ANNO TRICESIMO SEPTIMO

VICTORIÆ REGINÆ.

A.D. 1873.

No. 5.

An Act to amend "The Constitution Act."

[Reserved, 18th December, 1873.]

WHEREAS, by "The Constitution Act," No. 2 of 1855-6, it is, amongst other things, provided and enacted that the Parliament constituted by the said Act should have full power and authority from time to time, by any Act, to repeal, alter, or vary all or any of the provisions of the now reciting Act, and to substitute others in lieu thereof: And whereas it is expedient to amend the said recited Act by providing that it shall not be necessary that the Attorney-General should be a Member of either House of Parliament, and by providing for the appointment of another Minister and Member of the Honorable Executive Council, and for the equalization of Ministers' salaries—Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said Province, in this present Parliament assembled, as follows:

Preamble.

1. So much of the thirty-second clause of "The Constitution Act" as provides that no person shall hold the office of Attorney-General for any longer period than three calendar months, unless he shall be a Member of the Legislative Council or House of Assembly for the time being, shall be and the same is hereby repealed: Provided that if any person, not being a Member of the Legislative Council or House of Assembly, shall be appointed to the office of Attorney-General, he shall hold office only so long as the Ministry of which he shall be a Member shall continue.

Attorney-General need not be in Parliament.

2. In addition to the officers mentioned in the said thirty-second clause

Additional Minister appointed to be a

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Member of the
Executive Council.

clause of "The Constitution Act," there shall be an additional Minister, to bear such title as the Governor shall from time to time appoint, the appointment and dismissal of whom shall be vested in the Governor alone, and who shall, *ex officio*, be a Member of the Executive Council, but shall not hold office for a longer period than three calendar months unless he shall be a Member of the Legislative Council or House of Assembly for the time being.

Alteration of the sums
payable to officers of
Government.

3. So much of the thirty-eighth clause of "The Constitution Act" as provides for the payment out of the Consolidated Revenue Fund of the Province of South Australia of the sums made payable under Schedule A annexed to the said Act to the Chief Secretary, the Attorney-General, the Treasurer, the Commissioner of Crown Lands and Immigration, and the Commissioner of Public Works, shall be and the same is hereby repealed, and in lieu of the several sums so made payable as aforesaid, the several sums mentioned in the Schedule to this Act annexed shall be payable out of the said fund to the several officers in such Schedule named, and the said several sums shall be issued by the Treasurer of the said Province in discharge of such warrants as shall from time to time be directed to him under the hand of the Governor.

Incorporation.

4. This Act shall be incorporated and read together with "The Constitution Act" as one Act.

Short title.

5. This Act may be cited for all purposes as "The Constitution Amendment Act, 1873."

Commencement of
Act.

6. This Act shall not come into operation before the first day of July, one thousand eight hundred and seventy-four.

I reserve this Bill for the signification of Her Majesty's pleasure thereon.

A. MUSGRAVE, Governor.

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THE SCHEDULE REFERRED TO.

	£	s.	d.
Salary of Chief Secretary	1,000	0	0
Salary of Attorney-General	1,000	0	0
Salary of Treasurer	1,000	0	0
Salary of Commissioner of Crown Lands and Immigration ..	1,000	0	0
Salary of Commissioner of Public Works	1,000	0	0
Salary of additional Minister, as mentioned in clause No. 2 ..	1,000	0	0