



ANNO TRICESIMO

**ELIZABETHAE II REGINAE**

**A.D. 1981**

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**No. 102 of 1981**

**An Act to amend the Coroners Act, 1975.**

*[Assented to 23 December 1981]*

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

**Short titles.**

1. (1) This Act may be cited as the "Coroners Act Amendment Act, 1981".
- (2) The Coroners Act, 1975, is in this Act referred to as "the principal Act".
- (3) The principal Act, as amended by this Act, may be cited as the "Coroners Act, 1975-1981".

**Amendment of s. 6—  
Interpretation.**

2. Section 6 of the principal Act is amended by striking out the definition of "Government institution".

**Amendment of s. 7—  
Appointment of State Coroner.**

3. Section 7 of the principal Act is amended by striking out paragraph (b) of subsection (2) and substituting the following paragraph:
  - (b) shall be paid a salary determined by the Governor.

**Amendment of s. 12—  
Jurisdiction.**

4. Section 12 of the principal Act is amended by striking out paragraph (d) and substituting the following paragraphs:
  - (d) the death outside the State by violent, unusual or unknown cause of any person where there is reason to believe that the cause of death, or a possible cause of death, arose, or may have arisen, within the State;
  - (da) the death of any person where there is reason to believe that the death occurred, or the cause of death, or a possible cause of death, arose, or may have arisen, while the person was detained in custody within the State pursuant to an Act or law of the State;
  - (db) the death of any person where there is reason to believe that the death occurred, or the cause of death, or a possible cause of death, arose, or may have arisen, while the person was accommodated in an institution, or a part of an institution, established

for the care or treatment of persons who are suffering from mental illness, intellectual retardation or impairment or who are dependent upon drugs;.

5. Section 13 of the principal Act is amended by inserting in subsection (1) after the word "enter", twice occurring, in each case, the passage "at any time and by force, if necessary,".

Amendment of s. 13—  
Power of inquiry of coroners in relation to inquests.

6. Section 14 of the principal Act is amended by striking out subsection (1) and substituting the following subsection:

Amendment of s. 14—  
Holding of inquests by coroners.

(1) The State Coroner shall hold an inquest or direct another coroner to hold an inquest if—

- (a) the State Coroner considers it necessary or desirable to do so;
- (b) an inquest is required to be held under any other Act;
- or
- (c) the Attorney-General directs him to do so.

7. Section 26 of the principal Act is amended—

Amendment of s. 26—  
Inquests and other legal proceedings.

(a) by striking out subsection (2);

and

(b) by striking out from subsection (3) the passage "Except as provided by subsection (2) of this section, a" and substituting the word "A".

8. Section 28 of the principal Act is amended by striking out the passage "if the Attorney-General directs him to do so" and substituting the passage "at any time".

Amendment of s. 28—  
Re-opening of inquests.

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

K. D. SEAMAN, Governor