



ANNO VICESIMO QUARTO

**ELIZABETHAE II REGINAE**

A.D. 1975

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**No. 36 of 1975**

An Act to amend the Crown Proceedings Act, 1972.

[Assented to 3rd April, 1975]

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 "Crown Proceedings Act Amendment Act, 1975".

(2) The Crown Proceedings Act, 1972, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Crown Proceedings Act, 1972-1975".

Enactment of  
s. 12a of  
principal Act—

2. The following section is enacted and inserted in the principal Act immediately after section 12:—

Cases where  
right of Crown  
to legal  
representation  
is restricted.

12a. (1) Where any Act removes, or imposes any restriction upon, the right of the Crown or the Attorney-General to be represented in proceedings by a legal practitioner, the Crown or the Attorney-General may (without prejudice to any other rights and privileges) be represented by an officer of the Public Service of the State (not-being a legal practitioner, an articled law clerk or a person who holds legal qualifications under the law of this State or of any other place) authorized to conduct the proceedings on behalf of the Crown or the Attorney-General.

(2) In any proceedings an apparently genuine document purporting to be under the hand of a Minister of the Crown or the Permanent Head of a department of the Public Service of the State and to authorize a person to conduct proceedings of a kind specified in the document on behalf of the Crown or the Attorney-General shall, in the absence of proof to the contrary, be accepted as proof that that person is duly authorized to conduct proceedings of that kind on behalf of the Crown, or the Attorney-General, as the case may require.

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

M. L. OLIPHANT, Governor