



ANNO DECIMO SEXTO

GEORGII V REGIS.

A.D. 1925.

No. 1680.

An Act to further amend the Friendly Societies Act, 1919.

[Assented to, November 19th, 1925.]

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 "Friendly Societies Act Amendment Act, 1925." Short titles.

(2) The Friendly Societies Acts, 1919 to 1921, and this Act may be cited together as the "Friendly Societies Acts, 1919 to 1925."

(3) The Friendly Societies Act, 1919, is hereinafter referred to as "the principal Act." No. 1387 of 1919.

2. Section 5 of the principal Act is amended by adding at the end thereof the following subsection (the preceding portion of the said section being read as subsection (1) thereof):—

Amendment of principal Act, s. 5—
Adding of name of society to Second Schedule.

(2) The Governor may, from time to time, by proclamation strike out from the list of societies in the Second Schedule the names of any societies which have become amalgamated pursuant to this Act, and may in manner aforesaid add to the said list the name of any society formed by any amalgamation as aforesaid, and from the date mentioned in such proclamation this Act shall read and be construed as if the names of the societies so struck out or added had not or had (as the case may be) been specified in the said Schedule at such date.

3. Subsection

Friendly Societies Act Amendment Act.—1925.

Amendment of
principal Act, s. 7—
Amount of benefits.

3. Subsection (2) of section 7 of the principal Act is amended—

- (a) by striking out the word "Fifty" in the fourth line thereof, and inserting in lieu thereof the words "One Hundred";
- (b) by striking out the words "Twenty-six" in the fifth line thereof, and inserting in lieu thereof the words "Fifty-two"; and
- (c) by striking out the words "Twenty Shillings" in the last line thereof, and inserting in lieu thereof the words "Three Pounds".

Amendment of
ibid., s. 11—
Signing of cheques.

4. Section 11 of the principal Act is amended by striking out the word "three" in the penultimate line thereof, and by inserting in lieu thereof the word "two".

Amendment of
ibid. s. 23—
Application of
moneys on death
of member.

5. Section 23 of the principal Act is amended by striking out the word "Fifty" in the third line thereof, and by inserting in lieu thereof the words "One Hundred".

Amendment of ibid.,
s. 27—
Transfers from
funds.

6. Section 27 of the principal Act is amended by adding thereto the following subsection:—

(3) Where the Public Actuary is satisfied that any moneys of a society or a branch have been appropriated, used, or transferred from any fund which assures sickness or death benefits, contrary to the provisions of this section he may, by notice in writing, direct the trustees of the society or branch to restore the moneys to the said fund within such time as he may notify in his direction. Any trustees failing to comply with the terms of any such direction shall, together with the secretary and other officers of the society or branch, be severally liable to a penalty not exceeding Ten Pounds.

Amendment of
principal Act—

7. The principal Act is amended by inserting after section 44 thereof the following new section:—

Amalgamation of
societies.
Cf. Vic. No. 2656 of
1915, s. 23 (III.).

44A. (1) Any two or more societies may by resolution of both or all of the societies become amalgamated together as one society with or without any dissolution or division of the funds of the societies or either of them.

(2) No resolution by any society for any amalgamation under this section shall be valid unless the resolution is—

- (a) agreed upon by the committees of management of all the societies proposed to become amalgamated; and
- (b) confirmed by not less than three-fourths of the votes recorded by members of each society or of the representatives of the branches of the society at a general meeting duly convened for that or some other purpose.

(3) No

Friendly Societies Act Amendment Act.—1925.

(3) No amalgamation shall prejudice any right of a creditor of either or any society party thereto, nor shall the rights of any person who may be a member of both or any of the amalgamating societies be affected by the amalgamation.

(4) Upon any amalgamation as aforesaid all property real and personal had, or possessed, or vested in the amalgamating societies and any branches thereof shall, by virtue of this Act, pass and be deemed to be the property of and vested in the amalgamated society as if the right or title thereto had originally been vested in that society, and the amalgamated society shall be deemed the registered proprietor of any such property as may be under the Real Property Act, 1886, as if the name thereof appeared or was entered as such registered proprietor in the register book.

8. Section 45 of the principal Act is amended by inserting after the word 'seal' in the fourth line thereof the passage 'and a copy of every resolution made pursuant to section 44A'."

Amendment of
principal Act, s. 45—
Registration of
resolution.

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

T. SLANEY POOLE, Administrator.