



ANNO QUINTO

ELIZABETHAE II REGINAE

A.D. 1956.

No. 28 of 1956.

An Act to amend the Health Act, 1935-1955.

[Assented to 15th November, 1956.]

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 "Health Act Amendment Act, 1956". Short titles.

(2) The Health Act, 1935-1955, as amended by this Act, may be cited as the "Health Act, 1935-1956".

(3) The Health Act, 1935-1955, is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. The following headings and sections are enacted and inserted in the principal Act after section 146n thereof:— Enactment of Part IXB of principal Act— Radioactive substances.

PART IXB.

RADIOACTIVE SUBSTANCES AND IRRADIATING APPARATUS

146o. In sections 146p and 146q of this Act— Interpretation.

"irradiating apparatus" means apparatus capable of producing ionising radiation or capable of accelerating atomic particles :

“radioactive substance” means substance which consists of or contains any radioactive chemical element, whether natural or artificial ;

“substance” means natural or artificial substance, whether in solid or liquid form, or in the form of a gas or vapour, and any manufactured article or any article which has been subject to any artificial treatment or process.

**Radiological
Committee.**

146p. (1) The Governor may appoint a Committee to be called “The Radiological Advisory Committee”, which shall consist of not more than six persons.

(2) The Governor shall appoint one of the members to be the chairman of the Committee.

(3) A member of the Committee shall, subject to this section, hold office for three years, but a retiring member shall be eligible for re-appointment.

(4) The Governor may fill any casual vacancy occurring in the office of a member of the Committee and the person appointed to such vacancy shall hold office for the balance of his predecessor’s term of office.

(5) A member of the Committee shall be deemed to have vacated his office if he—

(a) dies ; or

(b) resigns his office in writing addressed to the Minister ; or

(c) is removed from office by the Minister under this subsection.

The Minister may remove a member from his office on the ground of mental or physical incapacity to perform his duties or because of any conduct which, in the Minister’s opinion, shows the member to be unfit to be a member of the Committee.

(6) A majority of the number of members of the Committee for the time being shall form a quorum thereof. The decision of a majority of the members present at any meeting at which there is a quorum shall be a decision of the Committee.

(7) The members of the Committee shall be entitled to such fees and travelling allowances, if any, as the Governor may determine.

(8) The Committee shall advise the Minister as to the following matters :—

- (a) the making and contents of regulations under section 146q of this Act ;
- (b) any other matters relating to radioactive substances or irradiating apparatus which are referred to the Committee by the Minister.

146q. The Governor, on the recommendation of the Committee, may make regulations for or with respect to all or any of the following matters :—

Regulations as to radioactive substances and irradiating apparatus.

- (a) defining or otherwise indicating the radioactive substances and irradiating apparatus to which all or any of the regulations made under this section shall apply, and limiting the application of any such regulations to the substances and apparatus so defined or indicated ;
- (b) regulating, controlling and prohibiting the manufacture, possession, use, storage, transport, sale and disposal of radioactive substances ;
- (c) regulating, controlling and prohibiting the possession and use of irradiating apparatus ;
- (d) the granting and revocation of licences for all or any of the following things, namely, the manufacture, possession, use, storage, sale or disposal of radioactive substances, and licences for the use of irradiating apparatus ;
- (e) preventing injury by ionising radiation to any person ;
- (f) securing the safe disposal of radioactive waste products resulting from the manufacture, production, treatment, storage or use of radioactive substances ;
- (g) imposing requirements with respect to the construction, conversion or alteration of buildings used or intended to be used for the manufacture, production, treatment storage or use of radioactive substances or in which irradiating apparatus is used or intended to be used ;
- (h) requiring persons who are exposed or likely to be exposed to the risk of disease due to radiation from any radioactive substance or irradiating apparatus to submit to medical examinations including blood examinations ;

- (i) prohibiting the use of any radioactive substance or any irradiating apparatus either generally or for prescribed purposes or for purposes other than prescribed purposes ;
- (j) conferring on the Director-General of Public Health or any other prescribed officer any powers necessary or convenient for the administration of the regulations made under this section ;
- (k) prescribing any other matters which it is necessary or convenient to prescribe for carrying into effect any regulations made under this section ;
- (l) providing that any regulations under this section shall be limited in their operation as to persons, time, place or circumstance ;
- (m) providing that all or any of the regulations made under this section shall bind the Crown, or any specified persons or bodies representing or acting on behalf of the Crown ;
- (n) imposing penalties recoverable summarily and not exceeding one hundred pounds for breach of any regulation.

Increase of penalties prescribed by principal Act.

4. The principal Act is amended as follows :—

- (a) In sections 77 and 135 the word “ten” is substituted for the word “five” wherever occurring ;
- (b) In sections 95, 127, 128, 134, 137, and 139, the word “twenty” is substituted for the word “five” wherever occurring ;
- (c) In sections 51, 85, 88, 98, 100, 101, 102, 113, 117, 121, 147, 151, and 156, the word “twenty-five” is substituted for the word “ten” wherever occurring ;
- (d) In sections 61, 83, 90, 110, 111, 112, 118, 119, 123, 124, 132, 138, 140, 146, and 146a, the word “fifty” is substituted for the word “twenty” wherever occurring ;
- (e) In sections 81 and 169 the words “one hundred” are substituted for the word “fifty” wherever occurring.

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

R. A. GEORGE, Governor.