



ANNO QUINTO

ELIZABETHAE II REGINAE

A.D. 1956.

No. 17 of 1956.

An Act to amend the Limitation of Actions Act, 1936-1948, and the Wrongs Act, 1936-1951.

[Assented to 8th 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:

Short titles.

1. (1) This Act may be cited as the "Limitation of Actions and Wrongs Acts Amendment Act, 1956".

(2) The Limitation of Actions Act, 1936-1948, as amended by this Act, may be cited as the "Limitation of Actions Act, 1936-1956".

(3) The Wrongs Act, 1936-1951, as amended by this Act, may be cited as the "Wrongs Act, 1936-1956".

Incorporation.

2. Sections 3 and 4 of this Act are incorporated with the Limitation of Actions Act, 1936-1948, and section 5 is incorporated with the Wrongs Act, 1936-1951.

Amendment of s. 35 of principal Act—
Actions founded on tort.

3. Section 35 of the Limitation of Actions Act, 1936-1948, is amended—

(a) by striking out paragraph (c) thereof and inserting in lieu thereof the following paragraph:—

(c) actions founded on tort:

(b) by striking out paragraphs (i), (j) and (k) thereof.

4. Section 36 of the Limitation of Actions Act, 1936-1948, is repealed and the following section enacted and inserted in lieu thereof.

Repeal of
s. 36 of
principal Act
and enactment
of other
provisions—

36. (1) All actions in which the damages claimed consist of or include damages in respect of personal injuries to any person, shall be commenced within three years next after the cause of action accrued but not after.

Personal
injuries.

(2) In this section "personal injuries" include any disease and any impairment of a person's physical or mental condition.

5. Section 21 of the Wrongs Act, 1936-1951, is amended by striking out "twelve calendar months" in the third and fourth lines and inserting in lieu thereof the words "three years".

Amendment of
s. 21 of Wrongs
Act—
Time of
commencement
of certain
actions.

6. (1) Section 5 of this Act shall apply to every action under Part II of the Wrongs Act, 1936-1951, commenced after the passing of this Act whether the cause of action arose before or arises after the passing of this Act.

Operation of
Act.

(2) The other provisions of this Act shall not affect any action or proceeding if the cause of action arose before the passing of this Act.

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

J. M. NAPIER, Governor's Deputy.