



ANNO TRICESIMO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1989

No. 1 of 1989

An Act to amend the North Haven Trust Act, 1979.

[Assented to 9 March 1989]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *North Haven Trust Act Amendment Act, 1989*.
- (2) The *North Haven Trust Act, 1979*, is in this Act referred to as "the principal Act".

Commencement

2. (1) Subject to this section, this Act will come into operation on a day to be fixed by proclamation.
- (2) Section 9 of this Act will come into operation on the day on which this Act is assented to by the Governor.

Interpretation

3. Section 4 of the principal Act is amended by striking out the definition of "member".

Establishment of Trust

4. Section 6 of the principal Act is amended—
 - (a) by striking out subsection (2) and substituting the following subsection:
 - (2) The Trust is constituted of the Minister.;
 - and
 - (b) by inserting after paragraph (b) of subsection (3) the following paragraph:
 - (ba) shall hold its property for and on behalf of the Crown.;

Repeal of ss. 7 to 12

5. Sections 7 to 12 of the principal Act are repealed.

Employees of Trust

6. Section 15 of the principal Act is amended—

- (a) by striking out from subsection (1) “, with the approval of the Minister,”;
- and
- (b) by striking out subsection (2).

Repeal of s. 19

7. Section 19 of the principal Act is repealed.

Annual report

8. Section 23 of the principal Act is amended by striking out subsection (1) and substituting the following subsection:

- (1) A report must be prepared before 1 October in each year describing the operations of the Trust during the preceding financial year.

Insertion of new s. 26

9. The following section is inserted after section 25 of the principal Act:

Expiry of Act

26. (1) This Act expires on—

- (a) 31 December, 1993;

or

- (b) if the Governor, by proclamation, fixes some earlier day for its expiry—the day so fixed.

(2) The Governor may, by proclamation, transfer or distribute any property, rights, liabilities and obligations of the Trust to or between one or more of—

- (a) the Crown;
- (b) a Minister or Ministers of the Crown;
- (c) the Council,

with effect on and from the expiry of this Act.

(3) The Governor may, by proclamation, fix the boundaries of the area of the Council so that the prescribed area continues to form part of the area of the Council notwithstanding the expiry of this Act.

(4) A proclamation under subsection (3)—

- (a) has effect on and from the expiry of this Act;
- (b) does not alter the boundaries of the area of the Council as in existence before that expiry;
- (c) has effect for all purposes as if it were a proclamation made under Part II of the *Local Government Act, 1934*.

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

D. B. DUNSTAN, Governor