



ANNO VICESIMO

**ELIZABETHAE II REGINAE**

A.D. 1971

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**No. 85 of 1971**

**An Act to amend the Offenders Probation Act,  
1913-1969.**

*[Assented to 25th November, 1971]*

**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 "Offenders Probation Act Amendment Act, 1971". Short titles.

(2) The Offenders Probation Act, 1913-1969, as amended by this Act, may be cited as the "Offenders Probation Act, 1913-1971".

(3) The Offenders Probation Act, 1913-1969, is hereinafter referred to as "the principal Act".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. Section 4 of the principal Act is amended—

(a) by striking out from subparagraph (ii) of paragraph III of subsection (1) the passage "when called upon at any time during such period, not exceeding three years, as is specified in the order" and inserting in lieu thereof the passage "if he fails, during the term of the recognizance, to observe any of its conditions";

Amendment of principal Act, s. 4—  
Conditional discharge of offenders.

(b) by striking out from paragraph (ii) of subsection (2) the passage "when called upon at any time during such period not exceeding three years, as is specified in the order" and inserting in lieu thereof the passage "if he fails, during the term of the recognizance, to observe any of its conditions";

(c) by striking out from subsection (2a) the passage "a term not exceeding three years, fixed by the court" and inserting in lieu thereof the passage "the term of the recognizance";

and

(d) by inserting after subsection (2b) the following subsection:—

(2c) The term of a recognizance under this section shall be a term, not exceeding three years, fixed by the court.

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

**J. M. NAPIER, Lieutenant-Governor**