



ANNO VICESIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1974

No. 122 of 1974

An Act to amend the Public Charities Funds Act, 1935-1965.

[Assented to 5th December, 1974]

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 "Public Charities Funds Act Amendment Act, 1974". Short titles.

(2) The Public Charities Funds Act, 1935-1965, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Public Charities Funds Act, 1935-1974".

2. Section 7 of the principal Act is amended by striking out from paragraph (b) of subsection (1) the passage "twenty shillings in the pound" and inserting in lieu thereof the passage "one hundred cents in the dollar". Amendment of principal Act, s. 7—
Dismissal from office.

3. Section 8 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsections:— Amendment of principal Act, s. 8—
Commissioners' fees.

(1) A commissioner shall be entitled to a fee under this section which shall be payable to him at such rate as the Governor may from time to time determine.

(1a) Unless and until the Governor determines otherwise in pursuance of subsection (1) of this section, the commissioners shall be entitled to be paid such fees under this section as are appropriate and have been prescribed for the time being by regulation made under the Statutory Salaries and Fees Act, 1947.

4. Section 9 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsections:— Amendment of principal Act, s. 9—
Commissioners' remuneration.

(1) In addition to the fee to which he is entitled under section 8 of this Act a commissioner shall be entitled to a fee under this section which shall be payable to him at such rate as the Governor may from time to time determine.

(1a) Unless and until the Governor determines otherwise in pursuance of subsection (1) of this section, the commissioners shall be entitled to be paid such fees under this section as are appropriate and have been prescribed for the time being by regulation made under the Statutory Salaries and Fees Act, 1947.

Amendment of principal Act, s. 14—Powers of investment.

5. Section 14 of the principal Act is amended—

(a) by inserting after subsection (1) the following subsection:—

(1a) Notwithstanding that any power in that behalf has not been or is not expressly conferred on them by any disposition, instrument or otherwise, the commissioners shall have, and be deemed always to have had, power to accept, take up, subscribe for or otherwise acquire debentures or shares or stock issued by any body corporate in which they already hold debentures, shares or stock for any of the purposes authorized by this Act, if the debentures, shares or stock so accepted, taken up, subscribed for or acquired by them have been or are issued by the body corporate by way of bonus or by way of the exercise of rights or options to take up, subscribe for or acquire the same, by virtue of such holdings; and, for the purpose of exercising any of the foregoing powers the commissioners shall have, and be deemed always to have had, power to invest any moneys held by them for the use or benefit of any general or special trust or for any other purposes of this Act accordingly.;

and

(b) by striking out from subsection (3) the passage “Sections 14 and 15 of The Trustee Act, 1893,” and inserting in lieu thereof the passage “Sections 20 and 21 of the Trustee Act, 1936, as amended,”.

Amendment of principal Act, s. 23—Power to establish endowment fund for Royal Adelaide Hospital.

6. Section 23 of the principal Act is amended—

(a) by striking out from subsection (1) the passage “known as ‘The Adelaide Hospital Endowment Fund’ for the benefit of the Adelaide Hospital” and inserting in lieu thereof the passage “formerly known as ‘The Adelaide Hospital Endowment Fund’ and now known as ‘The Royal Adelaide Hospital Endowment Fund’ for the benefit of the hospital formerly known as the Adelaide Hospital and now known as the Royal Adelaide Hospital”;

and

(b) by striking out from paragraph (a) of subsection (1) the passage “Adelaide Hospital” and inserting in lieu thereof the passage “hospital formerly known as the Adelaide Hospital and now known as the Royal Adelaide Hospital”.

Amendment of principal Act, s. 24—Objects of fund.

7. Section 24 of the principal Act is amended by striking out the passage “Adelaide Hospital” secondly occurring and inserting in lieu thereof the passage “hospital formerly known as the Adelaide Hospital and now known as the Royal Adelaide Hospital”.

8. Section 26a of the principal Act is amended—

- (a) by striking out the passage “Parkside Mental Hospital” and inserting in lieu thereof the passage “hospital formerly known as the Parkside Mental Hospital and now known as the Glenside Hospital”;

and

- (b) by striking out the passage “Northfield Mental Hospital or the Enfield Receiving House” and inserting in lieu thereof the passage “hospitals formerly known as the Northfield Mental Hospital and the Enfield Receiving House and now known as the Hillcrest Hospital and the Enfield Hospital respectively”.

Amendment of principal Act, s. 26a—Power to expend moneys for benefit of Hillcrest Hospital and Enfield Hospital.

9. The second schedule to the principal Act is repealed and re-enacted as follows:—

Amendment of principal Act—Repeal and re-enactment of second schedule.

THE SECOND SCHEDULE

Institutions that are public charitable institutions for the purposes of this Act

Royal Adelaide Hospital
 The Queen Elizabeth Hospital
 The Queen Elizabeth Hospital “Mareeba” Rehabilitation Centre
 Modbury Hospital
 Mount Gambier Hospital
 Port Augusta Hospital
 Port Lincoln Hospital
 Port Pirie Hospital
 Wallaroo Hospital
 Whyalla Hospital
 Glenside Hospital and
 Receiving Houses—Paterson House
 Cleland House
 Downey House
 Hillcrest Hospital and
 Receiving Houses—Litchfield House
 Howard House
 Strathmont Centre
 Child Guidance Clinic, Adelaide
 Beaufort Clinic, Woodville
 Carramar Clinic, Parkside
 Mitchell House Clinic, Prospect
 St. Corantyn Psychiatric Clinic, Adelaide
 Diagnostic and Assessment Clinic, Toorak Gardens
 Palm Lodge Hostel, College Park
 Newton Lodge Hostel, Newton
 Marden Hill Hostel, Marden
 Day Centre, Torrensville
 Day Centre, Toorak Gardens
 Magill Home (under control of Director-General of Community Welfare).

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

M. L. OLIPHANT, Governor