



ANNO DECIMO SEXTO

GEORGII V REGIS.

A.D. 1925.

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No. 1683.

An Act to regulate the Disposal of Public Documents, to amend the Public Library, Museum, and Art Gallery, and Institutes Acts, 1909 to 1924, and for other purposes.

*[Assented to, December 3rd, 1925.]*

**B**E 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 Library, Museum, and Art Gallery, and Institutes Act, 1925." Short titles.

(2) The Public Library, Museum, and Art Gallery, and Institutes Acts, 1909 to 1924, and this Act may be cited together as the "Public Library, Museum, and Art Gallery, and Institutes Acts, 1909 to 1925."

2. This Act is incorporated, with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation.

3. In this Act—

"Public documents" means manuscripts, pamphlets, books, records, papers, maps, drawings, plans, photographs, prints, pictures, and all other documents whatsoever of record of any office, department, branch, board, or commission of the Government or of any Municipal or District Council. Interpretation.

4. Any

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Public documents  
may be deposited  
with the Board.

4. Any person who has the custody or possession of any public documents which are no longer required for current use may deposit any such documents with the Board and the Board is hereby empowered to receive any such public documents: Provided, however, that the Board in its discretion may refuse to receive any such public documents.

Destruction of  
public documents.

5. (1) No public documents shall be sold, destroyed, or otherwise disposed of unless the person in whose custody or possession the public documents are gives to the Board notice in writing by registered post of the existence of the public documents and of the intention to sell, destroy, or otherwise dispose of them, and until one month shall have elapsed since the giving of the notice to the Board.

(2) In any case where notice is given as aforesaid, the Board, or any officer of the Board authorised in writing by the Board, may inspect and take into the possession of the Board any of such public documents, or the Board may give notice in writing by registered post to the said person requiring the said person to deposit the said public documents with the Board, and upon receipt of any such notice the said person shall forthwith deposit the said public documents with the Board, and the Board shall dispose of the said public documents as it may, in its discretion, decide.

(3) Any person who sells, destroys, or otherwise disposes of or causes to be sold, destroyed, or otherwise disposed of any public documents contrary to the provisions of this section shall be liable to a penalty of not more than Ten Pounds.

Public documents  
in the custody or  
possession of  
unauthorised  
persons.

6. (1) If any person has the custody or possession of any public document other than in his capacity as an officer of an office, department, branch, board, or commission of the Government, or of a Municipal or District Council, a Court of Summary Jurisdiction may, on the complaint of the Board, or of any officer of the Board authorised in writing by the Board, order that person to deposit the public document with the Board.

(2) If any such person fails to deposit the public document with the Board within the time limited in the order of the Court of Summary Jurisdiction or, if no time is limited in the order, within fourteen days of the making of the order, he shall be liable to a penalty of not more than Ten Pounds and to a further penalty of One Pound for every day during which the default continues.

(3) In any proceedings under this section the allegation that any person has the custody or possession of a public document other than in the capacity of an officer of an office, department, branch, board, or commission of the Government, or of a Municipal or District Council, shall be deemed proved in the absence of proof to the contrary.

Inspection of public  
documents.

7. The Minister may give directions in writing setting out under what circumstances the public documents in the custody or possession of

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of the Board may be inspected at the premises of the Board by officers of any office, department, branch, board, or commission of the Government or of any Municipal or District Council; and the Board shall permit the inspection of the said public documents in accordance with the said instructions.

8. All proceedings in respect of offences against this Act shall be disposed of summarily. Summary proceedings.

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

TOM BRIDGES, Governor.