



ANNO VICESIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1978

No. 103 of 1978

An Act to amend the Police Regulation Act, 1952-1975.

[Assented to 7th December, 1978]

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 "Police Regulation Act Amendment Act, 1978".

(2) The Police Regulation Act, 1952-1975, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Police Regulation Act, 1952-1978".

Amendment of
principal Act,
s. 4—
Interpretation.

2. Section 4 of the principal Act is amended by inserting after the definition of "the Commissioner" the following definition:—

"the Deputy Commissioner" means the Deputy Commissioner of Police.

Enactment of
s. 9b of
principal Act.

3. The following section is enacted and inserted in the principal Act after section 9a thereof:—

Removal
from office.

9b. (1) The Governor may remove the Commissioner or the Deputy Commissioner from office for—

- (a) incompetence;
 - (b) neglect of duty;
 - (c) misbehaviour or misconduct;
- or
- (d) mental or physical incapacity.

(2) The office of the Commissioner or the Deputy Commissioner shall become vacant if—

(a) he dies;

(b) he retires or resigns;

or

(c) he is removed from office by the Governor pursuant to subsection (1) of this section.

(3) Except as provided by this section, the Commissioner or the Deputy Commissioner shall not be removed from office, nor shall the office of the Commissioner or the Deputy Commissioner become vacant.

4. Section 16 of the principal Act is amended by inserting in subsection (1) after the passage “after the passing of this Act” the passage “(including a person appointed to be the Commissioner or the Deputy Commissioner)”. Amendment of principal Act, s. 16—
Police oath.

5. Section 54 of the principal Act is amended by striking out the passage “This Act” and inserting in lieu thereof the passage “Subject to any express provision of this Act to the contrary, this Act”. Amendment of principal Act s. 54—
Saving of power of the Crown.

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

K. D. SEAMAN, Governor