



ANNO QUINQUAGESIMO QUINTO ET QUINQUAGESIMO SEXTO

VICTORIÆ REGINÆ.

A.D. 1892.

No. 545.

An Act to amend "The Quarantine Act, 1877."

[Assented to, December 17th, 1892.]

BE it Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said province, in this present Parliament assembled, as follows :

1. This Act may be cited for all purposes as "The Quarantine Act Amendment Act, 1892." Short title.

2. All acts and things done by any person, whether a legally qualified medical practitioner or not, acting or assuming to act as a Health Officer, or on behalf of such Health Officer, under the Act No. 3 of 1850, now repealed, and "The Quarantine Act, 1877," or either of them, by virtue of his appointment as a Health Officer or Assistant Health Officer by the Governor, are hereby declared to have been lawfully done ; and all rights shall be deemed to have accrued, and all liabilities, forfeitures, or penalties to have been incurred and offences to have been committed under the said Acts or either of them which would be deemed to have accrued or been incurred or committed if such person so acting or assuming to act as Health Officer, or on behalf of such Health Officer, had been lawfully appointed a Health Officer under the said Acts, or either of them ; and no action or proceeding shall be brought by any person against any person so acting or assuming to act as aforesaid for any matter or thing done by him in pursuance of the said Acts, or either of them, by reason only that such person was not, when so acting or assuming to act as aforesaid, a lawfully appointed Health Officer, or person acting on behalf of such Health Officer, under the said Acts, or either of them. Ratification of past acts of persons acting as Health Officers, &c.

3. The

The Quarantine Act Amendment Act.—1892.

Appointment of
Health Officers and
Assistant Health
Officers.

3. The Governor may, by Proclamation published in the *Government Gazette*, appoint any number of legally qualified medical practitioners to be Health Officers under the provisions of "The Quarantine Act, 1877," and of this Act, and in like manner may appoint any number of persons, whether legally qualified medical practitioners or not, to be Assistant Health Officers under the provisions thereof; and all appointments whatsoever as Health Officers or Assistant Health Officers heretofore made are hereby cancelled.

Powers of Assistant
Health Officers.

4. Every Assistant Health Officer shall have all the discretions, authorities, and powers, and be subject to all the duties and obligations, of a Health Officer under "The Quarantine Act, 1877."

Repeal of certain
phrases.

5. The words "person for the time being authorised to act on behalf of the Health Officer," and "his assistant," and "other officer authorised to act in that behalf," and "any person duly authorised in that behalf," and "person acting for him," in "The Quarantine Act, 1877," when used with words directing the exercise or performance of any discretion, authority, power, duty, or obligation by the Health Officer, shall mean "Assistant Health Officer."

Repeal.

6. Section 13 of "The Quarantine Act, 1877" is hereby repealed, and section 7 hereof substituted therefor.

False answers, &c.,
misdemeanor.

7. Any such master or person in charge of such vessel, or any such surgeon, dispenser, or other medical officer as is mentioned in section 12 of "The Quarantine Act, 1877," who shall refuse to answer in writing or shall make false answer to the questions or any of them contained in the form in the First Schedule to the said Act, or in such other form as may be prescribed by the Governor in that behalf, and published in the *Government Gazette*, or who shall refuse to answer such questions as shall be put to him orally, or shall make any false answer to any question put to him orally, as provided in section 12 of the said Act, shall be guilty of a misdemeanor, and shall on conviction thereof be imprisoned, with or without hard labor, for any period not exceeding two years, or fined in any sum not exceeding Three Hundred Pounds, at the discretion of the Court or Judge before whom he shall be convicted.

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

KINTORE, Governor.