



ANNO VICESIMO SECUNDO

ELIZABETHAE II REGINAE

A.D. 1973

No. 47 of 1973

An Act to amend the Registration of Deeds Act,
1935-1962.

[Assented to 8th November, 1973]

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 "Registration of Deeds Act Amendment Act, 1973". Short titles.

(2) The Registration of Deeds Act, 1935-1962, as amended by this Act, may be cited as the "Registration of Deeds Act, 1935-1973".

(3) The Registration of Deeds Act, 1935-1962, is hereinafter referred to as "the principal Act".

2. Section 7 of the principal Act is repealed and the following section is enacted and inserted in its place:—

7. Any act, matter or thing, commenced, done, made or executed by any registrar or deputy registrar in the execution or purported execution of his powers or functions under this Act, shall for all purposes be deemed to be and always to have been as validly, effectually and lawfully commenced, done, made or executed as it would have been had that registrar or deputy registrar, before he entered upon the execution of his office, been sworn before a Judge of the Supreme Court under and in accordance with section 7 of this Act as in force before the commencement of the Registration of Deeds Act Amendment Act, 1973.

Repeal of
s. 7 of
principal Act
and enactment
of section in
its place—

Validation of
certain acts
etc.

Amendment of
principal Act,
s. 13—
Persons
entitled to
take acknow-
ledgments.

3. Section 13 of the principal Act is amended by striking out from subsection (3) the passage “twenty miles” and inserting in lieu thereof the passage “30 kilometres”.

Amendment of
principal Act,
s. 26—
Provisions as
to keeping
memorials.

4. Section 26 of the principal Act is amended—

(a) by striking out subsection (2) and inserting in lieu thereof the following subsection:—

(2) Every memorial shall be written on heavy quality hand made paper, as directed by regulations made under this Act, which paper shall be 540 millimetres long and 420 millimetres wide and shall have a margin of not less than 100 millimetres.;

and

(b) by striking out from subsection (3) the passage “half an inch” and inserting in lieu thereof the passage “20 millimetres”.

Repeal of
fifth schedule
of principal
Act and
enactment of
schedule in
its place.

5. The fifth schedule to the principal Act is repealed and the following schedule is enacted and inserted in its place:—

THE FIFTH SCHEDULE

MEMORIAL

	Date of Instrument	Names of Parties	Names of Witnesses	Nature of Instrument	Description of the property conveyed	(If a Conveyance or Mortgage) consideration and how paid. Or if a lease the amount of rent	Any other Particulars the case may require
<p>This memorial was received into the General Registry Office this sixth day of Dec., 1972, at eleven o'clock in the forenoon and is entered</p> <p>No.</p> <p>Book</p>	First day of Dec. in the year of our Lord one thousand nine hundred and seventy-two	Henry George Jones of Currie Street, in City of Adelaide, baker of the first part, Thomas Smith, of Grenfell Street, in Adelaide, aforesaid grocer of the second part and James May, of Sturt Street, in Adelaide aforesaid, gentleman of the third part	William Tripp and James Wise, clerks to Messrs. Smart & Wilson	Mortgage in fee to the said Thomas Smith with power of sale or conveyance in fee or lease for 21 years commencing on the first day of Dec., 1972	All that piece of land containing 10 hectares (be the same more or less) being parcel of section 80, district C in the Provincial Survey bounded on the north by on the south by on the east by on the west by	Ten thousand dollars whereof five thousand due from George Jones to Thomas Smith for money lent (or goods sold before the date of the deed) and five thousand dollars were paid in cash (or if a lease) five hundred dollars	The parcels mentioned in this memorial are the same as are mentioned in a deed purporting to be made between George Jones of the first part, Thos. Smith of the second and the said James May of the third part a memorial whereof is registered No. (refer to the register) which deed has been cancelled because the said Henry George Jones is therein called Geo. Jones by mistake

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

M. L. OLIPHANT, Governor