



ANNO VICESIMO SEPTIMO

# ELIZABETHAE II REGINAE

A.D. 1979

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## No. 4 of 1979

### An Act to amend the South Australian Institute of Technology Act, 1972.

[Assented to 22nd February, 1979]

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 "South Australian Institute of Technology Act Amendment Act, 1979". Short titles.

(2) The South Australian Institute of Technology Act, 1972, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "South Australian Institute of Technology Act, 1972-1979".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. Section 6 of the principal Act is amended—

(a) by inserting in paragraph (b) of subsection (1) after the word "hold" the passage ", deal with,";

(b) by striking out the word "and" between paragraphs (c) and (d);

and

(c) by inserting after paragraph (d) the following paragraph:—

and

(e) shall hold its property on behalf of the Crown.

Amendment of principal Act, s. 6—  
Continuance and status of Council.

4. Section 7 of the principal Act is amended—

(a) by striking out from subsection (2) the passage "twenty-one" and inserting in lieu thereof the passage "twenty-two";

(b) by striking out from paragraph (d) of subsection (2) the word "two" and inserting in lieu thereof the word "three";

and

Amendment of principal Act, s. 7—  
Constitution of Council.

(c) by inserting after subsection (2) the following subsection:—

(3) A student of the Institute is not eligible to be elected as a member of the Council under paragraph (d) of subsection (2) of this section if he is also a member of the staff of the Institute.

Amendment of  
principal Act,  
s. 8—  
Terms and  
conditions of  
offices.

5. Section 8 of the principal Act is amended—

(a) by striking out from subsection (2) the passage “a term of three years” and inserting in lieu thereof the passage “a term (not exceeding three years) determined in accordance with the statutes”;

and

(b) by striking out from subsection (3) the passage “a term of two years” and inserting in lieu thereof the passage “a term (not exceeding two years) determined in accordance with the statutes”.

Amendment of  
principal Act,  
s. 10—  
Conduct of  
Council's  
business.

6. Section 10 of the principal Act is amended by striking out from subsection (2) the word “eleven” and inserting in lieu thereof the word “twelve”.

Amendment of  
principal Act,  
s. 15—  
Power to make  
Crown land  
available to  
the Institute.

7. Section 15 of the principal Act is amended by inserting after subsection (2) the following subsections:—

(2a) The Council may, notwithstanding the provisions of any other Act, grant a lease of any land that has been placed under its care, control and management in pursuance of subsection (1) of this section in all respects as if the Council were the owner of an estate of fee simple in the land.

(2b) A lease granted under subsection (2a) of this section shall terminate if the Governor resumes the land to which it relates in pursuance of subsection (1) of this section.

Amendment of  
principal Act,  
s. 19—  
By-laws.

8. Section 19 of the principal Act is amended by inserting after subsection (7) the following subsections:—

(8) In any proceedings for an offence against a by-law—

(a) an allegation in a complaint that a person named in the complaint was the owner of a vehicle referred to in the complaint on a specified day shall be deemed to be proved in the absence of proof to the contrary;

and

(b) where it is proved that the vehicle was parked in the Institute grounds in contravention of a by-law it shall be presumed in the absence of proof to the contrary that the vehicle was so parked by the owner of the vehicle.

(9) Where it is alleged that a person has committed an offence against a by-law relating to vehicular traffic or the parking of motor vehicles, the Council may cause to be served personally or by post upon that person a notice to the effect that he may expiate the offence by payment to the Council of an amount specified in the notice, being an amount fixed by by-law, within a period specified in the notice, and if the offence is so expiated no proceedings shall be commenced in any court in respect of the alleged offence.

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9. The following section is enacted and inserted in the principal Act after section 21 thereof:—

Enactment of  
s. 22 of  
principal Act.

22. The Treasurer shall pay to the Council in each financial year such amounts as may be necessary, in his opinion, for the purpose of enabling the Institute adequately to perform and discharge its functions and duties under this Act.

Financial  
provision.

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

K. D. SEAMAN, Governor