



ANNO DECIMO QUARTO

GEORGII VI. REGIS.

A.D. 1950.

No. 16 of 1950.

An Act to amend the Stamp Duties Act,
1923-1947.

[Assented to 2nd November, 1950.]

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 "Stamp Duties Act Amendment Act, 1950".

(2) The Stamp Duties Act, 1923-1947, as amended by this Act, may be cited as the "Stamp Duties Act, 1923-1950".

(3) The Stamp Duties Act, 1923-1947, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment
s. 48a of the
principal Act—

3. The following section is enacted and inserted in the principal Act after section 48 :—

Licences for
duty paid
cheques.

48a. (1) The Treasurer, at his discretion, may issue to any bank a licence enabling that bank to issue to its customers cheque forms having the words "Stamp duty paid" printed thereon.

(2) Every such licence—

(a) shall be in such form and contain such terms, conditions, limitations and restrictions as the Treasurer thinks fit ;

(b) in particular shall contain such conditions as the Treasurer thinks proper with respect to the payments of duty at the rate fixed in respect of cheques by this Act, which the bank holding the licence shall make to the Treasurer in respect of cheque forms issued by that bank ;

(c) shall be revocable at any time at the will of the Treasurer.

(3) A cheque form issued by a bank pursuant to a licence in force under this section shall be deemed to be duly stamped under this Act.

(4) Any money due to the Treasurer by a bank in accordance with a licence issued under this section may be recovered by the Treasurer by action brought by him in his corporate name in any court having jurisdiction in common law actions up to the amount claimed.

(5) The power to make regulations conferred on the Governor by section 112 of this Act shall include power to make regulations with respect to the printing and control of cheque forms for use under this section, and generally with respect to licences and the duties of persons holding licences under this section.

(6) In this section " bank " means—

(a) any bank carrying on the business of banking in the State, including any bank owned or carried on by the Crown in right of the Commonwealth or the State ; and

(b) any company or other corporation which holds money on current account on behalf of its customers or clients and pays such money on unconditional written orders payable on demand and addressed by such customers or clients to the company or corporation :

" cheque " includes any such unconditional written order as mentioned in paragraph (b) of the definition of " bank " in this section.

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

C. W. M. NORRIE, Governor.