



ANNO QUARTO

GEORGII V REGIS.

A. D. 1913.

No. 1131.

An Act to amend "The Steam Boilers and Enginedrivers Act, 1911."

[Assented to, December 18th, 1913.]

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 alone as "The Steam Boilers and Enginedrivers Act Amendment Act, 1913." Short titles.

(2) "The Steam Boilers and Enginedrivers Act, 1911" (hereinafter referred to as "the principal Act"), and this Act may be cited together as "The Steam Boilers and Enginedrivers Acts, 1911 and 1913." No. 1064 of 1911.

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

3. In this Act—

Interpretation.

"Boiler attendant's certificate" means boiler attendant's certificate mentioned in section 5 of this Act:

"Examining officer" means the Chief Inspector, or any Inspector appointed under section 4 of this Act to be an examining officer:

"Limited certificate" means limited certificate mentioned in section 7 of this Act.

4. (1) The

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Examining officers.

4. (1) The Chief Inspector, and such Inspectors as the Minister, on the recommendation of the Board, appoints to be examining officers, shall be examining officers for the examination of applicants for enginedrivers', locomotive and traction enginedrivers', boiler attendants', and limited certificates.

Powers and functions of examining officers.

(2) All the powers and functions conferred by the principal Act on the Board thereby constituted as to the examination of applicants for enginedrivers' and locomotive and traction enginedrivers' certificates, and all powers and functions incidental to such powers and functions, may be exercised by any examining officer; and any examining officer shall also have and exercise the same powers and functions as to the examination of applicants for boiler attendants' and limited certificates: Provided that nothing in this section shall be deemed to preclude the Board from itself exercising any or all of such powers or functions in any case in which the Board thinks proper so to do.

Application of section 55.

(3) Every reference in subsection (3) of section 55 of the principal Act to the Board shall, as far as applicable, be read as applying also to the examining officers.

Powers and functions of Board as to boiler attendants' certificates and limited certificates.

5. For the purposes of the issue, suspension, and cancellation of boiler attendants' certificates and limited certificates, the Board shall have and exercise the same powers and functions as in the case of enginedrivers' and locomotive and traction enginedrivers' certificates.

Only holders of certificates to be in charge of boilers.
Cf. principal s. 45.

6. (1) After the expiration of six months from the passing of this Act, no person shall be employed or shall act as an attendant in charge of any boiler to which the principal Act applies unless he holds a certificate for the purpose under this Act, to be called a boiler attendant's certificate, or holds a certificate under Part III. of the principal Act or under section 7 or section 10 of this Act.

Penalties.

(2) Any person who acts as an attendant in charge of a boiler, or employs or causes or permits any person so to act, contrary to this section, shall be guilty of an offence and shall be liable to the penalties mentioned in section 61 of the principal Act.

Limited certificates may be issued.

7. In addition to the certificates authorised to be issued under the principal Act or this Act, and notwithstanding anything contained in the principal Act, the Board may issue a certificate, to be called a limited certificate, which shall entitle the holder thereof to drive and have charge of an engine of the class specified in such certificate, but not any other engine for which a certificated driver is required by the principal Act.

Examinations for boiler attendants and limited certificates.

8. Boiler attendants' certificates and limited certificates shall be by examination; and all the provisions of the principal Act relating to examinations for, and the issue, cancellation, and suspension of, enginedrivers' certificates shall, *mutatis mutandis*, apply thereto.

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9. In any case where any applicant for a certificate under the principal Act or this Act has failed to satisfy the Board that he is a fit person to receive such certificate, but the Board is satisfied that the applicant is a fit person to be granted a certificate other than that for which he has applied, the Board may in its discretion, with the consent of the applicant, issue to him such certificate as in the opinion of the Board he is qualified to hold.

Board may issue certificate other than that applied for.

10. (1) Subject to anything prescribed, any examining officer on being satisfied that any person—

Interim certificates may be issued.

(a) *bonâ fide* intends to apply for a certificate of a particular class at the next examination to be held of applicants for certificates of that class, and

(b) is qualified to hold such certificate, may issue to such person a certificate, to be called an interim certificate, which shall entitle the holder thereof to drive and have charge of an engine of the class specified in such certificate, for the period therein mentioned and subject to any conditions therein stated.

(2) The provisions of subsections (2) and (3) of section 68 of the principal Act shall apply to any regulations made for the purposes of this section.

Regulations.

(3) The fact that a person is the holder of an interim certificate shall not, of itself, entitle him to obtain any other certificate for which he may apply.

11. Subsection (2) of section 10 of the principal Act is amended so as to read as follows:—

Amendment of section 10 of principal Act.

(2) Any owner of a boiler which has been removed from the situation stated in the return then latest filed in respect thereof under this Division, or from the situation stated in the then latest notice in writing in respect thereof given under this subsection, for a longer period than thirty days, shall, within seven days after the expiration of such thirty days, give particulars of such removal by notice in writing to the Chief Inspector.

Notice of removal of boiler.

12. Section 32 of the principal Act is hereby amended by inserting the words "upon payment of the prescribed fee" after the word "shall" in the third line thereof.

Amendment of section 32 of principal Act.
Fees for certificate of inspection.

13. Subsection (1) of section 40 of the principal Act is amended so as to read as follows:—

Amendment of section 40.

(1) No boiler shall at any time be in charge or under the control of any person under the age of twenty-one years.

Young person not to be in charge of boiler.

14. Section

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Amendment of section
52.

14. Section 52 of the principal Act is amended by inserting after subdivision (c) thereof the following subdivision:—

Refusal to produce
certificate an offence.

(d) being the holder of a certificate under this Act, or any Act amending this Act, refuses or neglects to produce such certificate when the production thereof is demanded by an inspector.

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

DAY H. BOSANQUET, Governor.