

No. 5703.

An Act to amend Section One hundred and sixteen
of the *Evidence Act* 1928.

[4th November, 1953.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):—

1. This Act may be cited as the *Evidence (Amendment) Act* 1953 and shall be read and construed as one with the *Evidence Act* 1928 (hereinafter called the Principal Act) which Act and the *Evidence Act* 1941 and the *Evidence Act* 1946 and the *Evidence Act* 1952 and this Act may be cited together as the Evidence Acts.

Short title
construction
and citation.

Nos. 3674, 4815,
5183, 5647.

2. In section one hundred and sixteen of the Principal Act as amended by any Act—

Amendment of
No. 3674 s. 116
as amended by
No. 5183 s. 8.

(a) for paragraph (b) of sub-section (1) there shall be substituted the following paragraph:—

Taking oaths
out of Victoria.

“ (b) Before—

(i) an Australian consular officer ;
or

(ii) an

(ii) an ambassador envoy Minister
chargé d'affaires secretary
 of embassy or legation
 consul-general consul vice-
 consul acting consul pro-
 consul or consular agent
 of any part of Her Majesty's
 dominions—

exercising his function in such place” ;

(b) at the end of sub-section (1) there shall be inserted the expression—

“ In this sub-section ‘ Australian consular officer ’ means a person appointed to hold or act in any of the following offices (being an office of the Commonwealth) in a country or place outside Australia :—

Ambassador ;

High Commissioner ;

Minister ;

Head of Mission ;

Commissioner ;

Chargé d’Affaires ;

Consul or Secretary at an Embassy, High
 Commissioner’s Office, Legation or
 other post ;

Consul-General ;

Consul ;

Vice-Consul ;

Trade Commissioner ; and

Consular Agent.”