

[CONFIDENTIAL.]

(Bough Draft for Consideration Only.)

No. , 1938.

A BILL

To authorise the proclamation of half-holidays; for that and other purposes to amend the Banks and Bank Holidays Act, 1912, and certain other Acts; and for purposes connected therewith.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Banks and Bank Holidays (Amendment) Act, 1938." Short title.

(2) The Banks and Bank Holidays Act, 1912, as amended by subsequent Acts, is herein referred to as the Principal Act.

(3) The Principal Act, as amended by this Act, may be cited as the Banks and Bank Holidays Act, 1912-1938.

2. The Principal Act is amended—

(a) by omitting from subsection three of section five the words " Chief Secretary to be laid before the Legislative Council and Legislative Assembly, and published in the Gazette " and by inserting in lieu thereof the words " Government Statistician to be by him presented to the Chief Secretary for signature and publication in the Gazette ";

Amendment of Act No. 43, 1912.

Sec. 5.

(Quarterly abstracts.)

(b) by omitting from section six the words " Chief Secretary " wherever occurring and by inserting in lieu thereof the words " Government Statistician ";

Sec. 6.

(Penalty.)

(c) by inserting next after section six the following new section:—

New s. 6A.

6A. (1) The provisions of this Part shall not apply to any company, firm, or individual who is required by section 60AD of the Commonwealth Bank Act, 1911-1932, to furnish quarterly returns and who would, but for the provisions of this section, be required to furnish the returns prescribed in this Part.

Exemptions.

(2) Notwithstanding anything to the contrary contained in this Part, it shall be a sufficient compliance with the requirements of this Part if the information required to be prepared or furnished is prepared or furnished in a form in or to the effect of the Second and Third Schedules hereto and forwarded to the Government Statistician.

(d) by omitting sections sixteen, seventeen, and eighteen, and subsection two of section twenty-two;

Secs. 16, 17, 18, 22 (2).

(e) by omitting section nineteen and by inserting in lieu thereof the following new section:—

Substituted s. 19.

19. (1) The Governor may by proclamation in the Gazette appoint a special day or the afternoon or the morning of a day to be observed as a public holiday either throughout New South Wales or in any part thereof or in any city, municipality, shire, or district therein.

Proclamation of a public holiday or a half-holiday.

(2).

(2) The proclamation shall be published at least seven days before the public holiday so appointed.

(3) The part of a day so appointed shall not in respect of business at a bank within the locality be a reasonable hour within the meaning of any law relating to bills of exchange or be within banking or business hours within any law practice or custom relating to banks or bankers.

(4) Any day or part of a day so appointed shall be kept as a close holiday in all banks within the locality mentioned in the proclamation.

(f) by inserting in section twenty-one after the words "industrial agreement" the words "or award under the Industrial Arbitration Act, 1912, as amended by subsequent Acts";

*Sec. 21.
(Interpretation of references in certain agreements to public holidays).*

(g) by omitting the Second Schedule and by inserting in lieu thereof the following:—

Substituted
Second
Schedule.

SECOND SCHEDULE.

WEEKLY STATEMENT showing the amount and nature of the Debts, Engagements, and Liabilities, and of the Assets and Property or Securities of the Bank of _____ from the _____ to the _____, 19 _____

Sec. 4 and 6A.

Liabilities.	Details.		Assets.	Total.
	£	£		
Notes in Circulation			Coin	
Bills in Circulation			Bullion	
Balances due to other Banks			Australian Notes and Cash	
Deposits—			with Commonwealth Bank	
Bearing Interest.....			Government and Municipal	
Not bearing Interest			Securities	
All other Liabilities (not in-			Landed and House Pro-	
cluding Capital, Reserved			perty	
Profits, and balance of Pro-			Balances due from other	
fit and Loss Account).....			Banks, not including Cur-	
			rent Account with Com-	
			monwealth Bank	
			Notes and Bills of other	
			Banks	
			All other Assets	
Total Amount of Liabilities	... £		Total Amount of Assets	£

Managing Director.

Chief Cashier or Clerk.

Place and Date.

(Signature)

Banks and Bank Holidays (Amendment).

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(h) by omitting the Third Schedule and by inserting in lieu thereof the following:—

Substituted
Third
Schedule.

THIRD SCHEDULE.

Sec 5 and 6 A.

GENERAL ABSTRACT showing the average amount of the Liabilities and Assets of the bank of _____, taken from the several weekly statements, for the quarter ended _____, not including as Liabilities or Assets any accounts between the head office and a branch, or between different branches of such bank, and not including contingent liabilities.

Liabilities.	Details.	Total.	Assets.	Total.
	£	£		£
Notes in Circulation			Coin	
Bills in Circulation			Bullion	
Balances due to other Banks			Australian Notes and Cash	
Deposits—			with Commonwealth Bank	
Bearing Interest			Government and Municipal	
Not bearing Interest.....			Securities	
All other Liabilities (not in-			Landed and House Property	
cluding Capital, Reserved			Balances due from other	
Profits, and balance of			Banks, not including Cur-	
Profit and Loss Account)...			rent Account with Com-	
			monwealth Bank	
			Notes and Bills of other	
			Banks	
			All other Assets	
Total Amount of Liabilities	... £		Total Amount of Assets	£

Amount of capital authorised.
 Amount of capital subscribed.
 Amount of capital paid up.
 Total reserve liability of shareholders.
 Last dividend declared—
 Rate per cent. per annum of paid-up capital.
 Amount.
 Period in respect of which dividend declared.
 Amount of reserved funds.
 Balance carried forward to next half-year.

Managing Director.

Chief Cashier or Clerk.

Place and Date.

I, A.B., make oath that to the best of my knowledge and belief the foregoing abstract is a true and faithful account of the average amount of Assets and Liabilities of the above Bank during the period specified; and that the same was made up from the weekly statements thereof kept in pursuance of the provisions of the Banks and Bank Holidays Act, 1912-1938.

(Signed) A.B.

Sworn before me at _____ this _____ }
 day of _____, 19____ }
 C.D., Justice of the Peace.

(i)

Banks and Bank Holidays (Amendment).

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- (i) (i) by omitting from Part I of the Fourth Fourth Schedule. Schedule the words " The twenty-sixth day of January " and the words " or the twenty-sixth day of January ";
 - (ii) by inserting in Part II of the Fourth Schedule after the word "Successor " the words "The twenty-sixth day of January";
 - (j) by omitting from section one the figures "6," Sec. 1. "10" and "13" and by inserting in lieu thereof (Revision.) the figures and letters "6A," "10A" and "13A" respectively.
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