

[CONFIDENTIAL]

~~Change~~ Draft for Consideration Only.)

No. , 1931.

A BILL

To extend the operation of the Interstate Destitute Persons Relief Act, 1919, to the enforcement of maintenance orders made in any territory of or governed by the Commonwealth of Australia or by the Dominion of New Zealand, and to maintenance orders confirmed under any law reciprocal to the Imperial Act intituled the Maintenance Orders (Facilities for Enforcement) Act, 1920; to amend the Interstate Destitute Persons Relief Act, 1919; and for purposes connected therewith.

Interstate Destitute Persons Relief (Amendment).

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 "Interstate Destitute Persons Relief (Amendment) Act, 1931."
Short title.

(2) The Interstate Destitute Persons Relief Act, 1919, as amended by this Act, may be cited as the Interstate Destitute Persons Relief Act, 1919-1931.

(3) This Act shall commence on a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. The Interstate Destitute Persons Relief Act, 1919, is amended by inserting in section four at the end of the definition of "State" the words "and any territory of the Commonwealth and any territory governed under a mandate by the Commonwealth or by the said Dominion."
Amendment of Act No. 33, 1919, s. 4. (Definitions.)

3. The Interstate Destitute Persons Relief Act, 1919, is further amended—
Further amendment of Act No. 33, 1919. New s. 25.

(a) by inserting next after section twenty-four the following new section:—

25. The provisions of this Act shall extend to the enforcement in this State of a maintenance order confirmed under any law reciprocal to the Imperial Act intituled the Maintenance Orders (Facilities for Enforcement) Act, 1920, by a court in any State to which this Act applies and of any order made by any court in such State to enforce such maintenance order, and any summons or process or warrant issued by such court for the enforcement of such order may be served or executed in this State.
Application of Act to orders confirmed under Acts reciprocal to Imperial Maintenance Orders (Facilities for Enforcement) Act, 1920.

(b) by inserting in section four at the end of the definition of "Maintenance order" the following words: "and also includes an order or judgment for maintenance confirmed under the provisions of any Act reciprocal to the Imperial Act intituled the Maintenance Orders (Facilities for Enforcement) Act, 1920";

(c)

Interstate Destitute Persons Relief (Amendment).

- (c) by inserting in section seven after the word "record" the words "or when a maintenance order is confirmed"; Sec. 7. (Service of summons, &c.)
- (d) by inserting in section eight after the words "has been made" the words "or confirmed"; Sec. 8. (Endorsement of summons.)
- (e) (i) by inserting in section twelve after the words "resident in this State" the words "or confirmed in this State"; Sec. 12. (Documents to be sent to collector in another State.)
- (ii) by inserting in the same section after the words "same is made" the words "or against whom a maintenance order made elsewhere is confirmed in this State";
- (iii) by inserting in the same section after the words "such order was made" the words "or the person on whom by law the duty to endorse a maintenance order which has been confirmed in this State is cast";
- (iv) by inserting in paragraph (a) of the same section after the words "such order was made" the words "or confirmed in this State";
- (f) (i) by inserting in paragraph (a) of subsection one of section thirteen after the word "made" where firstly, secondly, and thirdly occurring the words "or confirmed"; Sec. 13. (Notice of intention to apply, &c.)
- (ii) by omitting from the same paragraph the words "in any case, being made in favour of any person resident in such State";
- (g) by inserting in section fourteen after the words "the order was made" wherever occurring the words "or confirmed"; Sec. 14. (Direction that order be enforced.)
- (h) by inserting in subsection two of section eighteen after the word "made" the words "or confirmed"; Sec. 18. (Certificate of collector.)
- (i) (i) by inserting in paragraph (c) of subsection three of section twenty-three after the word "fourteen" wherever occurring the word "sitting"; Sec. 23. (Regulations.)

(ii)

Interstate Destitute Persons Relief (Amendment).

(ii) by inserting at the end of the same paragraph the words :

If either House of Parliament passes a resolution of which notice has been given at any time within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, the regulation or part thereof shall thereupon cease to have effect.

(j) (i) by inserting in the Schedule at the end of paragraph two of the form of affidavit the words "and such order was confirmed by (state by what court of the State) on the day of , 19 ";

(ii) by inserting in paragraph three of the same form after the words "against the said order" the words "or against the confirmation of the said order."

