



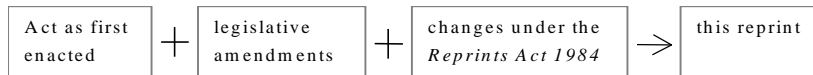
Western Australia

**Western Australian Aged Sailors,  
Soldiers and Airmen's Relief  
Fund Act 1932**

**Reprint 2: The Act as at 1 June 2007**

## Guide for using this reprint

### What the reprint includes



### *Endnotes, Compilation table, and Table of provisions that have not come into operation*

1. Details about the original Act and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Validation, transitional, savings, or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the Act being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

### *Notes amongst text (italicised and within square brackets)*

1. If the reprint includes a section that was inserted, or has been amended, since the Act being reprinted was passed, editorial notes at the foot of the section give some history of how the section came to be as it is. If the section replaced an earlier section, no history of the earlier section is given (the full history of the Act is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
  - removed (because it was repealed or deleted from the law); or
  - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

### *Reprint numbering and date*

1. The reprint number (in the footer of each page of the document) shows how many times the Act has been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3<sup>rd</sup> reprint since the Act was passed. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the Act is reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

Reprinted under the  
*Reprints Act 1984* as  
at 1 June 2007

Western Australia

## Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Act 1932

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Western Australia

Reprinted under the  
*Reprints Act 1984* as  
at 1 June 2007

## Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Act 1932

**An Act to establish the Western Australian Aged Sailors, Soldiers  
and Airmen's Relief Fund.**

*[Long title amended by No. 24 of 1958 s. 2.]*

### 1. Short title and commencement

This Act may be cited as the *Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Act 1932*<sup>1</sup>, and shall come into operation on 1 January 1933.

*[Section 1 amended by No. 24 of 1958 s. 1.]*

### 2. Terms used in this Act

In this Act —

**“the annual Poppy Day appeal”** means an annual appeal of a kind similar to the appeal heretofore known as “the Poppy Day appeal”, and heretofore conducted annually by or under the authority of the League since the Great War, 1914-1918, on Armistice Day;

**“the League”** means the Returned Sailors' Soldiers' and Airmen's Imperial League of Australia, W.A. Branch, Incorporated;

**s. 3**

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**“the State secretary”** means the State secretary to the League.

*[Section 2 amended by No. 10 of 1934 s. 2; No. 24 of 1958 s. 3.]*

**3. The Fund**

(1) The Fund inaugurated by the League and known as the Western Australian Aged Sailors and Soldiers' Relief Fund is hereby established.

(2)(a) The League shall, on the commencement of this Act, remit to the Trust all moneys held by the League in an account known as “W.A. Aged Sailors and Soldiers' Relief Fund”; and

(b) Each sub-branch of the League shall, on the commencement of this Act, and on or before 1 December 1933, and in every subsequent year remit to the State secretary one-half of the net proceeds of the annual Poppy Day appeal, and the moneys so received by the State secretary shall be paid by him to the Trust hereby established.

(c) From the commencement of the *Western Australian Aged Sailors and Soldiers' Relief Fund Act Amendment Act 1958*<sup>1</sup>, the account constituted by paragraph (a) shall be known as the “Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund”.

(3) The Fund shall consist of —

- (a) one-half of the net proceeds of the annual Poppy Day appeal received by the Trust under the last preceding subsection;
- (b) such other moneys as may be set aside for the purposes of this Act by the annual State Congress of the League;
- (c) donations or bequests.

*[Section 3 amended by No. 24 of 1958 s. 4.]*

**4. The Trust**

- (1) The Fund is hereby vested in and shall be administered by a Trust.
- (2) The Trust shall consist of 3 members, to be appointed from time to time by the Governor. One of the members shall be nominated by the State Executive of the League.
- (3) The Trust, by the name of the Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Trust, shall be a body corporate, with perpetual succession and a common seal.

*[Section 4 amended by No. 24 of 1958 s. 5.]*

**5. Investment and application of the Fund**

All moneys to the credit of the Fund shall be invested by the Trust, under and subject to the *Trustees Act 1900*<sup>2</sup>, and shall accumulate with interest until 1 December 1940.

Thereafter such moneys shall, subject to the regulations, be applied by the Trust in its discretion for the benefit of aged and/or invalid sailors, soldiers, airmen and nurses eligible for membership of the League, and for any person who, immediately before the death of any such sailor, soldier, airman or nurse, was the spouse or de facto partner of that person. Provided always that the person for whom the benefit is applied is domiciled in the State of Western Australia.

*[Section 5 amended by No. 24 of 1958 s. 6<sup>3</sup>; No. 28 of 2003 s. 206.]*

**6. Expenses of Trust pending accumulation of the Fund**

The League may defray from its general fund the expense incurred by the Trust in administering this Act, pending the accumulation of the Fund under the provisions of section 5.

**s. 7**

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**7. Regulations**

The Governor may make such regulations as are necessary or convenient to be made for the effective administration of this Act, or to facilitate the carrying out of the objects thereof.

**8. Authority to conduct the annual Poppy Day appeal**

- (1) From and after the commencement of this section it shall be lawful for the League, but for no other body or person, to hold, manage, and conduct in Western Australia the annual Poppy Day appeal.
- (2) The annual Poppy Day appeal shall be conducted in accordance with the regulations.
- (3) Any person who, in contravention of this section, conducts, or attempts to conduct, or permits or suffers to be conducted, or who aids in, abets, takes part in, or whether with or without personal reward or remuneration as a servant or agent, or otherwise engages in the conduct of the annual Poppy Day appeal, will be guilty of an offence.  
Penalty: \$200.
- (4) Where any annual Poppy Day appeal is conducted in contravention of this section, any moneys collected by such appeal shall be held by the person collecting or having such moneys in his possession in trust for the League, and such person, on demand, shall pay such moneys to the League, and until such moneys are so paid to the League the amount thereof shall be a debt owing to the League from the person for the time being holding the same, and shall be recoverable by the League from such person in any court of competent jurisdiction.

*[Section 8 inserted by No. 10 of 1934 s. 3; amended by No. 113 of 1965 s. 8(1).]*





## Notes

- <sup>1</sup> This reprint is a compilation as at 1 June 2007 of the *Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Act 1932* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

### Compilation table

Short title	Number and year	Assent	Commencement
<i>Western Australian Aged Sailors and Soldiers' Relief Fund Act 1932</i> <sup>4</sup>	39 of 1932 (23 Geo. V No. 39)	30 Dec 1932	1 Jan 1933 (see s. 1)
<i>Western Australian Aged Sailors and Soldiers' Relief Fund Amendment Act 1934</i>	10 of 1934 (25 Geo. V No. 9)	9 Nov 1934	9 Nov 1934
<i>Western Australian Aged Sailors and Soldiers' Relief Fund Act Amendment Act 1958</i>	24 of 1958 (7 Eliz. II No. 24)	11 Nov 1958	11 Nov 1958
<i>Decimal Currency Act 1965</i>	113 of 1965	21 Dec 1965	Act other than s. 4-9: 21 Dec 1965 (see s. 2(1)); s. 4-9: 14 Feb 1966 (see s. 2(2))
<b>Reprint of the <i>Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Act 1932</i> as at 7 Feb 1989</b> (includes amendments listed above)			
<i>Acts Amendment (Equality of Status) Act 2003</i> Pt. 60	28 of 2003	22 May 2003	1 Jul 2003 (see s. 2 and <i>Gazette of Status</i> 30 Jun 2003 p. 2579)
<b>Reprint 2: The <i>Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Act 1932</i> as at 1 Jun 2007</b> (includes amendments listed above)			

- <sup>2</sup> Repealed by the *Trustees Act 1962*.

- <sup>3</sup> An amendment was made to this section by the *Western Australian Aged Sailors and Soldiers' Relief Fund Act Amendment Act 1958* s. 6(b) which reads as follows:

“

- (b) by substituting for the passage, “soldiers or sailors,” in lines eight and nine, the passage, “sailors, soldiers and airmen,”;

”

This amendment is inconsistent with the amendment made by the *Western Australian Aged Sailors and Soldiers' Relief Fund Act Amendment Act 1958* s. 6(c) and the latter has been incorporated in this reprint.

<sup>4</sup> Now known as the *Western Australian Aged Sailors, Soldiers and Airmen's Relief Fund Act 1932*; short title changed (see note under s. 1).

## Defined Terms

*[This is a list of terms defined and the provisions where they are defined.*

*The list is not part of the law.]*

<b>Defined Term</b>	<b>Provision(s)</b>
the annual Poppy Day appeal .....	2
the League .....	2
the State secretary .....	2