

# REPRINTING OF REGULATIONS.

3° Elizabeth II., No. VIII.

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No. 8 of 1954.

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**AN ACT to Facilitate and Authorise the Reprinting of Regulations, Rules and By-laws and to Incorporate Amendments in the Reprints of Amended Regulations, Rules and By-laws and for other Purposes.**

[Assented to 25th August, 1954.]

**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 Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Reprinting of Regulations Act, 1954.*

Short title.

2. In this Act unless the context requires otherwise—

Interpretation.  
Of. No. 36 of  
1935, s. 154  
(3).

“Minister” means the Attorney General or during vacancy in the office of Attorney General, the Minister for Justice;

“regulation” means any regulation, rule or by-law made under any Act;

“words” includes schedule, table, appendix, forms, figures, passage in regulations, symbols or other marks whatsoever.

Reprinted regulations to include amendments.

3. (1) Where any regulations have been amended before or after the coming into operation of this Act by—

- (a) the repeal or omission of any words;
- (b) the substitution of any words for any words repealed or omitted; or
- (c) the insertion or addition of any words,

if the Minister is of opinion that it is necessary or desirable to reprint the regulations, he may cause the regulations to be reprinted by the Government Printer so that the reprint incorporates every amendment.

(2) In every reprint of regulations so amended reference shall be made in the margin to the date and page of the *Gazette* wherein was published the regulation or other means by which the amendments were made.

Minister may authorise reprint.

4. (1) Before the Government Printer reprints the regulations the Minister shall cause to be supplied to the printer a copy of the regulations to be reprinted certified by the Minister to be a correct copy of the regulations as amended to the date referred to in the certificate.

Copy of regulations in first instance to be supplied by Department administering regulations.

(2) The head or one of the principal officers of the Government Department or other public authority administering the regulations to be reprinted pursuant to this Act, shall in the first instance prepare and send to the Minister a copy of the regulations amended to the date they are so sent and showing in the margin of the copy the date and page of the *Gazette* wherein was published the regulation or other means by which the amendments were made, in order that the copy may be examined by a practitioner of the Supreme Court employed in the Crown Law Department of the State.

(3) The Minister shall not give a certificate as mentioned in subsection (1) of this section unless he has received from a practitioner of the Supreme Court employed in the Crown Law Department of the State and from the head or one of the principal officers of the Government Department or other public authority administering the regulations, a written certificate that the regulations are a correct copy of previously existing regulations as amended up to and including the date referred to in the certificate.

(4) The Government Printer shall as soon as practicable deliver to the Minister a printer's proof of a reprint of the regulations.

Government Printer to deliver printer's proof.

(5) If the Minister is satisfied that the printer's proof is a true copy of the regulations as amended, he may authorise the printer to reprint the regulations in accordance with the printer's proof and he shall reprint the regulations accordingly.

5. (1) Where the Minister is of opinion that it is necessary or desirable to reprint regulations which have been printed but not amended and which regulations are out of print or likely to become so, he may direct the Government Printer to supply him with a printer's proof of a reprint of the regulations as so printed.

Reprinting of regulations which are not amended or are out of print.

(2) If the Minister is satisfied that the printer's proof is a true copy of the regulations as so printed, he may authorise the Government Printer to reprint the regulations in accordance with the printer's proof and the Government Printer shall reprint the regulations accordingly.

6. When and as often as the Government Printer reprints regulations, pursuant to this Act, he shall—

- (a) print at the top right hand corner of the first page the following:—

Notice that regulations reprinted pursuant to Act to be on each copy.

Reprinted pursuant to the Reprinting of Regulations Act, 1954, by authority of the Minister dated.....;

- (b) print after the word "dated" the date of the Minister's authorisation;
- (c) publish them in the *Gazette*.

Judicial  
notice to be  
taken of  
reprinted  
regulations.

7. Regulations reprinted pursuant to this Act have the force of law and shall in all courts and by all tribunals, bodies and persons be judicially noticed and the production of a copy of the regulations as so reprinted is evidence thereof, of the matters contained therein and that the regulations were duly made and are in force.

Provisions  
as to  
reprinted  
regulations.

8. In regulations reprinted under this Act all or any of the following things may be done:—

- (a) If a reference is contained in the regulations to an Act or portion of an Act for which some other Act or portion of an Act has been substituted that reference may be altered to a reference to the substituted Act or portion of an Act.
- (b) If a reference is contained in the regulations to a name, style or title of any place, person, body corporate or authority which name, style, or title has been changed pursuant to any Act or law, the reference may be altered to the name, style or title as so changed.
- (c) Any printing errors or errors in spelling or numbering in the regulations may be corrected.
- (d) A marginal note to any of the regulations may be altered so as to accord with the true effect of the regulation; and
- (e) where the regulations have been amended by the repeal, insertion therein or the making of any part, division, regulation, subregulation, rule, subrule, by-law, sub-by-law, paragraph, schedule or appendix, the parts, divisions, regulations, subregulations, rules, subrules, by-laws, sub-by-laws, paragraphs, schedules and appendices of the regulations as reprinted may be renumbered in arithmetical order and the cross-references shall be adjusted.

9. This Act applies only to regulations which at the time of the reprinting thereof are no longer subject to disallowance under section thirty-six of the Interpretation Act, 1918-1948, or under any provision of the Act by virtue of which the regulations were made.

Application  
of this Act.

10. Regulations reprinted pursuant to the provisions of this Act are not required to be laid before each House of Parliament as provided in section thirty-six of the Interpretation Act, 1918-1948, and they may from time to time be revoked or varied by way of substitution, addition, or otherwise in accordance with the provisions of the respective Acts under which they were made.

Reprinted  
regulations  
not to be  
tabled and  
may be  
amended

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