

ADMINISTRATION.

3° GEO. VI., No. XXIV.

No. 24 of 1939.

AN ACT to amend section ninety-eight of the Administration Act, 1903-1934, as reprinted pursuant to the provisions of section seventy-seven of the Administration Act (Estate and Succession Duties) Amendment Act, 1934.

[Assented to 22nd November, 1939.]

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

1. This Act may be cited as the *Administration Act Amendment Act*, 1939, and shall be read as one with the Administration Act, 1903-1934 (No. 13 of 1903 as amended by the Acts No. 29 of 1909, No. 9 of 1918, No. 13 of 1921, No. 29 of 1922, and No. 28 of 1934, and as reprinted pursuant to section seventy-seven of the Act No. 28 of 1934), hereinafter referred to as the principal Act.

Short title.

cf. No. 28 of 1934, s. 77.

2. Section ninety-eight of the principal Act, being section thirty-nine in the Act No. 28 of 1934, is amended by adding thereto a proviso as follows:—

Amendment of s. 98 of principal Act.

Provided that this section shall not apply if and when the final balance of the estate of the deceased person, or the aggregate value of the property disposed of under settlement or settlements, or the value of the property disposed of under the non-testamentary disposition (as the case may be) in

relation to which the beneficial interests aforesaid pass to such persons exceeds the sum of six thousand pounds.

Provided also that notwithstanding the next preceding proviso this section shall apply if and when the person from whom the property passes, whether under a will or a settlement or settlements or a non-testamentary disposition, is at the time of his death a member of the military, air, or naval forces of His Majesty the King, engaged on active service in connection with any war being waged between the Commonwealth of Australia and any other power, and his death is the direct result of such person being engaged on such active service aforesaid.

Citation of
principal Act
as amended.

3. The principal Act as amended by this Act may be cited as the Administration Act, 1903-1939.