

STATE TRADING CONCERNS (No. 1).

23rd GEO. V., No. XI.

No. 11 of 1932.

AN ACT to provide for the discontinuance of the State Implement and Engineering Works as a State Trading Concern, and for other relative purposes.

[Assented to 7th November, 1932].

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:—

Short title. 1. This Act may be cited as the *State Trading Concerns Act Amendment Act (No. 1)*, 1932, and shall be read as one with the *State Trading Concerns Act, 1916 (No. 12 of 1917)*, hereinafter referred to as the principal Act.

Operation. 2. This Act shall come into operation on a day to be fixed by proclamation.

Amendment of schedule. 3. The schedule to the principal Act is amended by deleting therefrom the name of the State Implement and Engineering Works (hereinafter referred to as "the said works"), and also all the words and figures relating to the said works set forth in the said schedule.

Trading concern abolished. 4. (1). The State trading concern hitherto known as the State Implement and Engineering Works is hereby abolished, and the corporate body heretofore constituted under that name is dissolved.

(2.) On and from the commencement of this Act, and by virtue of this Act—

(a) all the assets, rights, liabilities, and obligations of the said works shall be divested from the said

- works, and shall be vested in and shall attach to and may be enforced by and against the Minister of Public Works on behalf of or as the representative of His Majesty the King;
- (b) all proceedings and things lawfully had and done by the said works prior to the commencement of this Act shall be and continue to be in full force and effect, and if the same are not completed may be continued and completed by the Minister of Public Works under this Act;
- (c) where in any contract or other instrument entered into by or with the said works as a State trading concern under the authority of the principal Act, and still subsisting, a reference is made to the said works, then for any purpose arising in connection with such contract or instrument after the commencement of this Act, such reference shall be deemed to be a reference to the Minister of Public Works.

5. As soon as reasonably may be proper statements shall be prepared showing the capital, assets, liabilities, and obligations of the said works as at the commencement of this Act, and such statements shall be examined and audited by the Auditor General.

Statements to be prepared and audited.

6. The capital and assets of the said works, which by virtue of this Act are vested in the Minister of Public Works, are hereby charged in the hands of the said Minister with the payment and satisfaction of the liabilities and obligations of the said works, which by virtue of this Act are attached to and enforceable against the said Minister, but subject to such charge the said capital and assets shall be applied and used in and for the purposes of the Department of Public Works in the course of the administration of that Department.

Application of capital and assets vested in the Minister.

7. In so far as the capital and assets of the said works cannot conveniently be used or realised for the purpose of paying and satisfying the liabilities and obligations of the said works, such liabilities and obligations may be paid and satisfied by such other means as the Governor shall by Order in Council direct.

Provision for payment of liabilities in excess of capital and assets.