

Bank Holidays

WESTERN AUSTRALIA

ANNO QUADRAGESIMO OCTAVO

VICTORIÆ REGINÆ

No. 9

An Act to make provision for Bank Holidays, and respecting obligations to make payments and do other acts on such Bank Holidays.

[Assented to 27th August, 1884.]

WHEREAS it is expedient to make provisions for rendering certain days Bank Holidays, and for enabling Bank Holidays to be appointed by the Governor: Be it enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:—

1. After the passing of this Act the several days in the Schedule to this Act mentioned (and which days are in this Act hereinafter referred to as Bank Holidays) shall be kept as close holidays in all banks in Western Australia, and all bills of exchange and promissory notes which are due and payable on any such Bank Holiday shall be payable and, in case of non-payment, may be noted and protested on the next following day and not on such Bank Holiday, and any such noting or protest shall be as valid as if made on the day on which the bill or note was made due and payable; and for all the purposes of this Act the day next following a Bank Holiday shall mean the next following day on which a bill of exchange may be lawfully noted and protested.

Bills due on Bank Holidays to be payable on the following day

2. When the day on which any notice of dishonour of an unpaid bill of exchange or promissory note shall be given, or when the day on which a bill of exchange or promissory note should be presented or received for acceptance or accepted or forwarded to any referee or referees is a Bank Holiday, such notice of dishonour shall be given, and such bill of exchange or promissory note shall be presented or forwarded on the day next following such Bank Holiday.

Notice of dishonour and presentation for honour

3. No person shall be compellable to make any payment or to do any act upon such Bank Holiday which he could not be compellable to do or make on Christmas Day or Good Friday; and the obligation to make such payment and do such act shall apply to the day following such Bank Holiday; and the making of such payment and doing such act on such following day shall be equivalent to payment of the money or performance of the act on the holiday.

Payments on Bank Holidays

4. The offices of Land Titles and of the Registry of Deeds shall be closed on all Bank Holidays named in the Schedule to this Act, and on all days specially appointed by the Governor to be kept as Bank Holidays in the city or district of Perth, under the powers hereinafter contained; and if the day ordained or appointed as the last

Offices of Land Titles and of Registry of Deeds

Bank Holidays

day for entry of any caveat, or for delivery of any memorial, or for the performance in either of the said offices of any act by any officer or by any person whatsoever shall fall upon any Bank Holiday, the obligation to enter such caveat, deliver such memorial, or perform such act shall apply to the day next following such Bank Holiday; and the entry of such caveat, or the delivery of such memorial, or the performance of such act on such following day shall be equivalent to such entry or delivery or performance on the holiday.

Appointment of
Special Bank
Holidays by
Proclamation

5. The Governor may from time to time, as he may think fit, by proclamation, appoint a special day to be observed as a Bank Holiday, either throughout Western Australia, or in any part thereof, or in any city, town, or district therein; and any days so appointed shall be kept as a close holiday in all banks within the locality mentioned in such proclamation, and shall, as regards bills of exchange and promissory notes payable in such locality, be deemed to be a Bank Holiday for all the purposes of this Act.

Day appointed
for Bank Holiday
may be altered
by Governor in
Council

6. It shall be lawful for the Governor in like manner from time to time, when it is made to appear to the Governor in Council in any special case that in any year it is inexpedient that a day by this Act appointed for a Bank Holiday should be a Bank Holiday, to declare, by proclamation in a 'Government Gazette' published not less than one week before the day appointed for such holiday, that such day shall not in such year be a Bank Holiday, and to appoint such other day as to the Governor in Council may seem fit to be a Bank Holiday instead of such first mentioned day, and thereupon the day so specially appointed shall in such year be substituted for the day so appointed by this Act.

Short title

7. This Act may be cited for all purposes as 'The Bank Holidays Act, 1884.'

F. NAPIER BROOME,
GOVERNOR.

SCHEDULE

Easter Eve,
Easter Monday,
~~Whit Monday,~~

And the following days when week days:

New Year's Day,
The Birthday of the Sovereign,
The Anniversary of the Foundation of the Colony (the first of June),
Coronation Day,
The Prince of Wales' Birthday,
The twenty-sixth day of December.

When any of the days last above mentioned shall fall upon a Sunday, the next following Monday shall be a Bank Holiday.