

**MINISTERS OF THE CROWN
(STATUTORY DESIGNATIONS)
AND ACTS AMENDMENT.**

No. 27 of 1974.

AN ACT to facilitate the alteration of the style and title of Ministers of the Crown, and for purposes incidental thereto.

[Assented to 29th October, 1974.]

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:—

PART I.—GENERAL.

1. This Act may be cited as the *Ministers of the Crown (Statutory Designations) and Acts Amendment Act, 1974.* ^{Citation.}

No. 27.] *Ministers of the Crown (Statutory Designations) and Acts Amendment.* [1974.]

Commence-
ment.

2. This Act, or any Part thereof, shall come into operation on such date as is fixed by proclamation in relation thereto.

Change of
reference.

3. (1) The Governor may, by Order in Council, direct that a reference to a Minister of the Crown contained—

(a) in any law; or

(b) in any instrument, contract or legal proceedings made or commenced before the coming into operation of the Order,

by a designation, style or title specified in that Order shall be read and construed as a reference to a Minister of the Crown by another designation, style or title specified in that Order, and effect shall be given to any such direction.

(2) An Order under this section shall not affect the validity of anything done by or in relation to any Minister of the Crown before the coming into operation of the Order.

(3) An Order under this section shall come into operation on the date on which it is published in the *Government Gazette*, or on such later date as may be specified in the Order.

Variation or
revocation
of Orders.

4. An Order in Council made pursuant to this Act may be varied or revoked by a subsequent Order in Council made thereunder.

Saving of
prerogative
powers.

5. Nothing in this Act shall prejudice any power exercisable by virtue of the prerogative of the Crown in relation to functions of Ministers of the Crown.

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PART II.—INTERPRETATION ACT, 1918-1972.

6. (1) In this Part of this Act the Interpretation Act, 1918-1972, is referred to as the principal Act. Short title and citation.

(2) The principal Act as amended by this Act may be cited as the Interpretation Act, 1918-1974. Reprinted as approved for reprint 15th May, 1974.

7. The principal Act is amended by adding after section 23 thereof a new section as follows— Section 23A added.

23A. When, pursuant to an Order in Council made under the Ministers of the Crown (Statutory Designations) and Acts Amendment Act, 1974, the designation, style or title of any Minister of the Crown contained in any Act or in any regulation, rule, or by-law made thereunder, is to be read and construed as a reference to any other Minister of the Crown effect shall be given to that direction. Change of Ministerial designation.

PART III.—TRAFFIC ACT, 1919-1973.

8. (1) In this Part of this Act the Traffic Act, 1919-1973, is referred to as the principal Act. Short title and citation.

(2) The principal Act as amended by this Act may be cited as the Traffic Act, 1919-1974. Reprinted as approved for reprint 30th July, 1971, and amended by Acts Nos. 33 and 34 of 1971, and 20, 32 and 94 of 1972 and Nos. 4, 12 and 19 of 1973.

9. Section 4 of the principal Act is amended by deleting the interpretation of the word "Minister" in subsection (1). Section 4 amended.

10. The principal Act is amended by adding after section 22A a new section as follows— Section 22B added.

22B. In this Part of this Act a reference to "the Minister" shall be construed as a reference to the Minister of the Crown for the time being administering the Police Act, 1892. Interpretation of "Minister".

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Section 32A
amended.

11. Section 32A of the principal Act is amended by inserting after the interpretation of the term "medical practitioner" a new interpretation as follows—

"Minister" means the Minister of the Crown for the time being administering the Police Act, 1892. .

Section 52
amended.

12. Section 52 of the principal Act is amended by adding after subsection (2) a new subsection as follows—

(3) For the purposes of this section, a reference to "the Minister" shall be construed as a reference to the Minister of the Crown for the time being administering the Police Act, 1892. .

Section 64
amended.

13. Section 64 of the principal Act is amended—

- (a) as to subsection (1), by inserting immediately after the word "Minister", in line one, the passage "of the Crown for the time being administering the Police Act, 1892,"; and
- (b) as to subsection (2), by deleting the words "the Minister", being the last two words of the subsection, and substituting the words "that Minister".

PART IV.—LOCAL GOVERNMENT ACT, 1960-1973.

Short title
and citation.

14. (1) In this Part of this Act the Local Government Act, 1960-1973, is referred to as the principal Act.

Reprinted as
approved for
reprint 9th
August,
1973 and
amended by
Acts Nos.
12, 21, 74, 83
and 105 of
1973.

(2) The principal Act as amended by this Act may be cited as the Local Government Act, 1960-1974.

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15. Subsection (2) of section 231 of the principal Act is amended by deleting the words "for Traffic Safety" appearing at the end of paragraph (g) and substituting the passage "for the time being charged with the administration of the Traffic Act, 1919".

Section 231 amended.

PART V.—STATE ELECTRICITY COMMISSION ACT,
1945-1973.

16. (1) In this Part of this Act the State Electricity Commission Act, 1945-1973, is referred to as the principal Act.

Short title and citation.

(2) The principal Act as amended by this Act may be cited as the State Electricity Commission Act, 1945-1974.

Reprinted as approved for reprint 23rd September, 1970 and amended by Acts Nos. 8 of 1971 and 19 and 41 of 1973.

17. Section 7 of the principal Act is amended by deleting the interpretation of the word "Minister".

Section 7 amended.

PART VI.—PUBLIC WORKS ACT, 1902-1973.

18. (1) In this Part of this Act the Public Works Act, 1902-1973, is referred to as the principal Act.

Short title and citation.

(2) The principal Act as amended by this Act may be cited as the Public Works Act, 1902-1974.

Reprinted as approved for reprint 22nd December, 1972 and amended by Act No. 19 of 1973.

19. Section 2 of the principal Act is amended, as to the interpretation of the word "Minister"—

Section 2 amended.

(a) by deleting the passage "Minister for Works appointed under this Act and also any member of the Executive Council acting as Minister for Works", in lines twelve to fifteen of that interpretation, and substituting the words "Minister of the Crown for the time being administering this Act"; and

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- (b) by deleting the words "Minister for Railways and any", in lines seventeen and eighteen of that interpretation.

Section 5 amended.

20. Section 5 of the principal Act is amended—

- (a) by deleting subsection (1);
- (b) by deleting subsection (2);
- (c) as to subsection (3), by deleting the words "in office at the commencement of this subsection and his successors in office", in lines one and two, and substituting the words "of the Crown for the time being administering this Act".

Sections 17, 24, 32 and 82 amended.

21. Sections 17, 24, 32 and 82 of the principal Act are respectively amended by deleting the words "Minister for Lands" and substituting the passage "Minister for the time being administering the Land Act, 1933", in—

- (a) line seven of subparagraph (iii) of paragraph (c) of subsection (2) of section 17;
- (b) lines three and four of section 24;
- (c) lines two and three of paragraph (a) of subsection (2) of section 32; and
- (d) line two of subsection (1) of section 82.

Section 83A amended.

22. Section 83A of the principal Act is amended—

- (a) by deleting the words "the Minister for Water Supply" in lines one and two of paragraph (a) of subsection (1) and

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substituting the words “a Minister for the time being administering any Act relating to water supply”; and

- (b) by deleting the word “either” in line three of paragraph (b) of subsection (1) and substituting the word “one”.

23. Section 112 of the principal Act is amended— Section 112 amended.

- (a) by deleting the words “Minister for Railways” in line one of subsection (1) and substituting the passage “Minister for the time being administering the Government Railways Act, 1904,”; and
- (b) by deleting the words “Minister for Works” in lines three and four of subsection (1) and substituting the words “Minister for the time being administering this Act”.

24. Section 116 of the principal Act is amended— Section 116 amended.

- (a) by deleting the words “for Works” in lines two and three; and
- (b) by deleting the words “for Works” in the last line of that section and substituting the passage “for the time being administering the Public Works Act, 1902”.

25. Section 125 of the principal Act is amended— Section 125 amended.

- (a) by deleting the words “for Works” in line three; and

- (b) by deleting the words “for Works” in the last line of that section and substituting the passage “for the time being administering the Public Works Act, 1902”.

PART VII.—MAIN ROADS ACT, 1930-1972.

Short title and citation.

26. (1) In this Part of this Act the Main Roads Act, 1930-1972, is referred to as the principal Act.

Reprinted as approved for reprint 22nd January, 1970 and amended by Act No. 35 of 1972.

(2) The principal Act as amended by this Act may be cited as the Main Roads Act, 1930-1974.

Section 6 amended.

27. Section 6 of the principal Act is amended by deleting the interpretation of the word “Minister”.

Section 16 amended.

28. Section 16 of the principal Act is amended by repealing subsection (4) thereof and re-enacting it with amendments as follows—

(4) The Commissioner may, for the purposes of this Act, exercise such powers as may be delegated to him in writing from time to time under section one hundred and twelve and section one hundred and twelve A of the Public Works Act, 1902, by the Minister for the time being administering that Act, who is hereby authorised so to delegate his powers, and in any such case the provisions of section one hundred and thirteen and section one hundred and thirteen A of that Act shall also apply. .