

BANK HOLIDAYS.

No. 13 of 1970.

AN ACT to Consolidate the Law relating to Bank Holidays.

[Assented to 29th April, 1970.]

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 *Bank Holidays Act, 1970.* Short title.

2. (1) The Acts mentioned in the First Schedule to this Act to the extent therein expressed to be repealed are hereby repealed accordingly. Repeal First Schedule.

(2) The provisions of sections fifteen and sixteen of the Interpretation Act, 1918, apply in respect of the repeals effected by subsection (1) of this section

but the express application of those provisions does not exclude the application of the other provisions of that Act, to this Act.

Bank
Holidays Act
No. 48, Vict.
No. 9, s. 1.

3. Subject to this Act, the several days specified in the Second Schedule to this Act shall be kept as close holidays in and by all banks in the State and such days are hereinafter in this Act called bank holidays.

Power to
declare every
Saturday a
bank holiday.

4. (1) The Governor may, by proclamation, declare that as from a day specified in the proclamation, Saturday—

(a) shall be a bank holiday; and

(b) shall be kept as a close holiday in and by all banks in this State.

Vide
proclamation
Government
Gazette,
24/11/61,
p. 3223, and
Act No. 17 of
1961, s. 2.

(2) A proclamation shall not be made pursuant to subsection (1) of this section, until the Governor is satisfied that arrangements which will operate generally throughout the State have been made and will be carried out for keeping all banks in the State open for business until five o'clock on the afternoon of every Friday that is not a bank holiday.

(3) If after a proclamation has been made pursuant to subsection (1) of this section, the Governor is satisfied that the arrangements referred to in subsection (2) of this section have ceased to operate the Governor may, by proclamation, declare that as from a day specified in the proclamation Saturday shall cease to be a bank holiday.

(4) This section does not apply to any agency of a savings bank.

Power of
Governor to
appoint
special bank
holidays
Act No. 48
Vict. No. 9
Act No. 2 of
1953, s. 2 and
Act No. 30 of
1918, s. 32.

5. (1) The Governor may, from time to time, by proclamation appoint a special day to be observed as a bank holiday either throughout the State or in any part thereof, or in any city, town or district therein.

(2) Any day so appointed shall be kept as a close holiday in and by all banks in the locality specified in the proclamation.

(3) When a proclamation is made pursuant to subsection (1) of this section, the Governor may, from time to time, vary or cancel it by subsequent proclamation published in the *Government Gazette* at least one week before the day appointed a special day to be observed as a bank holiday in the former proclamation.

6. (1) The Governor may, from time to time, by proclamation declare that any day appointed for a bank holiday, in any year by or under this Act shall not be a bank holiday for that year, and may appoint another day to be a bank holiday instead, and the day so appointed shall be a bank holiday accordingly.

Power of Governor to alter day appointed for bank holiday Act No. 48 Vict. No. 9, s. 6.

(2) A proclamation made under subsection (1) of this section shall be published in the *Gazette* at least one week before the day declared in the proclamation not to be a bank holiday in any year.

FIRST SCHEDULE.

S. 2.

Date and Number of Act.	Title of Act.	Extent of Repeal.
48 Victoriae No. 9	Bank Holidays Act, 1884.	The Whole Act.
52 Victoriae No. 3	The Bank Holidays Act, 1884 Amendment Act, 1888.	The Whole Act.
63 Victoriae No. 40	Bank Holidays Amendment Act, 1899.	The Whole Act.
17 of 1919	Anzac Day Act, 1919.	Delete the passage "in the Schedule to the Bank Holidays Act, 1884, and" in lines two and three of section 3.
26 of 1921	Bank Holidays Amendment Act, 1921.	The Whole Act.
44 of 1948	The Bank Holidays Act Amendment Act, 1948.	The Whole Act.
20 of 1953	The Bank Holidays Act Amendment Act, 1953.	The Whole Act.
17 of 1961	Bank Holidays Act Amendment Act, 1961.	The Whole Act.

SECOND SCHEDULE.

Good Friday.

Easter Eve.

Easter Monday.

Anzac Day.

Saturday (subject to subsection (3) of Section 4 of this Act).

Anniversary of the Birthday of the reigning Sovereign.

Christmas Day.

The following days when week days—

New Years Day.

The twenty-sixth day of December.

When either of the two lastmentioned days falls upon a Sunday, the next following Monday thereafter shall be a bank holiday.

Anniversary of the Foundation of the settlement of Australia (Foundation Day (26th January)).

Labour Day (1st March).

Anniversary of the Foundation of the Colony (1st June).

When any of the three lastmentioned bank holidays falls upon any day other than a Monday, the next following Monday thereafter shall be a bank holiday instead of such day.
