

REPRINTS.

No. 13 of 1984.

AN ACT to make provision for the reprinting of Acts of Parliament, and subsidiary legislation made thereunder, and to provide for the incorporation of certain formal amendments in reprints.

[Assented to 31 May 1984.]

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 *Reprints Act* Short title. 1984.
2. This Act shall come into operation on a day Commence- to be fixed by proclamation. ment.

Application.

3. A written law may be reprinted under this Act whether that written law came into operation before or after the commencement of this Act.

Interpretation.

4. In this Act, unless the contrary intention appears—

“authorized officer” means a person who is empowered under section 5 (3) to give a certificate under section 5 (2);

“direct textual amendment” means—

- (a) the repeal of matter contained in a written law;
- (b) the repeal of matter contained in a written law and the substitution of matter for the repealed matter; or
- (c) the addition of matter to, or insertion of matter into, a written law;

“referential expression” means an expression in or to the effect of the words—

- (a) “of this Act”;
- (b) “to this Act”;
- (c) “of this Schedule”;
- (d) “of this Part”;
- (e) “of this Division”;
- (f) “of this section”;
- (g) “of this subsection”;
- (h) “of this paragraph”;
- (i) “of this subparagraph”;
- (j) “of this clause”;

- (k) “of this subclause”;
- (l) “of this item”;
- (m) “before-mentioned” or “afore-mentioned”;
- (n) “hereof”;
- (o) “hereto”; or
- (p) “said” or “aforesaid”,

and corresponding expressions appearing in subsidiary legislation, occurring in conjunction with a number to designate a provision of the written law in which the expression appears.

5. (1) The Attorney General may, in writing—

Attorney
General may
direct
reprinting.

- (a) direct the Government Printer to reprint any written law;
- (b) revoke or amend a direction given under paragraph (a).

(2) A direction under subsection (1) (a), or an amendment to such a direction, shall be accompanied by—

- (a) a copy of the written law in the form in which it is required to be so reprinted; and
- (b) a certificate that such form is—
 - (i) a correct copy of the written law; or
 - (ii) a correct compilation, including all direct textual amendments, of the written law,

required by the direction to be reprinted.

(3) A certificate under subsection (2) (b) shall be given by the Parliamentary Counsel, the Deputy Parliamentary Counsel, or an Assistant Parliamentary Counsel of the State, or by some other officer of the Crown Law Department of the State who is authorized in writing by the Attorney General to give such a certificate.

(4) The Government Printer shall comply with any direction given to him under this section.

Annotations
to be
included
in reprint.

6. (1) Where a written law is reprinted under this Act there shall appear on the first page of the reprint a statement that it is reprinted under this Act.

(2) There shall also appear, in conjunction with the statement required under subsection (1), a reference to the date as at which the written law is reprinted.

(3) A reprint of a written law may include such other notes or information as the Attorney General may direct or as may be expedient to show the manner in which the reprint has been compiled.

Amendments
of a formal
nature.

7. (1) In compiling a written law for the purposes of this Act an authorized officer may exercise any of the powers conferred by this section.

(2) The exercise of a power conferred by this section shall not have effect to alter or otherwise affect the substance or operation of any written law.

(3) An authorized officer may substitute—

- (a) for words that designate cardinal numbers, figures that designate the same numbers;
- (b) for words that designate ordinal numbers, figures and letters that designate the same numbers;

- (c) for words that designate a sum of money, figures, together with the appropriate symbol, that designate the same sum;
- (d) for words, or words and figures, that designate a date, an expression that designates the same date by means of—
 - (i) the number designating the day of the month;
 - (ii) the name of the month; and
 - (iii) where required, the year expressed in figures;
- (e) for words, or words and figures, that designate a time of day, an expression that designates the same time by means of figures followed by the abbreviation “a.m.” or “p.m.” as the case may require;
- (f) for a reference to His Majesty the King or Her Majesty the Queen, a reference to the Crown or the Sovereign;
- (g) for a reference to a written law (including an Imperial Act or a Commonwealth Act) or a provision thereof, a reference to any other written law, or provision thereof, where by virtue of—
 - (i) the Interpretation Act 1984; or
 - (ii) any other written law,(however the same may be expressed) the former is to be read, or to be deemed to be amended to read, as a reference to the latter;
- (h) for a name, style or title of a person, office, officer, authority, department, place, locality, or thing which has been changed, the name, style or title as changed;

(i) for a reference to—

- (i) a subsection of a section of an Act or a subclause of a clause of a Schedule to an Act; or
- (ii) any lesser subdivision of a section or clause; or
- (iii) any corresponding provision of subsidiary legislation,

which is expressed in the long form (e.g. subparagraph (a), (b) or (c) of subsection (1) of section 4), a reference to that provision expressed in the short form (e.g. section 4 (1) (a), (b) or (c).

(4) An authorized officer may omit—

- (a) any referential expression;
- (b) words of enactment, and in the case of subsidiary legislation, words of attestation or authentication of its making, and any signature of the maker or makers;
- (c) a provision as to the commencement of a written law;
- (d) a provision that consists only of a statement showing the manner in which a written law is arranged into Parts or other divisions;
- (e) a provision that has expired or become spent or had its effect;
- (f) any repealing provision, including any list of repealed laws;
- (g) any saving, transitional or validation provision which can conveniently be omitted by reason of its having application only to a time or events which have passed.

(5) An authorized officer may—

- (a) make any amendment necessary to give effect to a provision in a written law whereby other written laws are to be deemed to be amended, or to have effect or be construed as if they had been amended, in a specified manner;
- (b) correct any error in spelling, grammar or punctuation, or in the manner in which a provision has been designated, and for that purpose may make amendments not affecting the meaning of the written law.

(6) The Attorney General may, when issuing a direction to the Government Printer under section 5 (1) or at any time subsequently, issue a certificate to the effect that an amendment specified in the certificate has been effected in accordance with this section and such a certificate shall be evidence for all purposes, and be admissible in all courts, that the amendment has been lawfully made in accordance with this section.

8. (1) A reprint of any written law under this Act or under an Act repealed by section 9, shall be judicially noticed by all courts and persons acting judicially.

Proof of
written law
as reprinted.

(2) Where any paper purporting to be—

- (a) a copy of a written law, or a written law as amended; and
- (b) a reprint made under this Act, or an Act repealed by section 9,

is produced to a court or person acting judicially it shall be taken, unless the contrary is shown, that the paper is a correct copy of that written law, or that written law as so amended.

Repeals and
Savings.

9. (1) The following Acts are repealed—

- (a) the Statutes Compilation Act 1905;
- (b) the Amendments Incorporation Act 1938;
- (c) the Reprinting of Acts Authorisation Act 1953; and
- (d) the Reprinting of Regulations Act 1954.

(2) Section 8 of the Criminal Code Act 1913 is repealed.

(3) The repeal of an Act by subsection (1) shall not affect the reprinting thereunder of any written law where the reprint was authorized by the Attorney General before such repeal; and any such written law may be reprinted as if subsection (1) had not been passed.
