

LEGAL CONTRIBUTION TRUST.

No. 8 of 1973.

**AN ACT to amend the Legal Contribution Trust Act,
1967-1972.**

[Assented to 25th May, 1973.]

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. (1) This Act may be cited as the *Legal Contribution Trust Act Amendment Act, 1973.*

Short title
and citation.

(2) In this Act the Legal Contribution Trust Act, 1967-1972 is referred to as the principal Act.

Act No. 74
of 1967 as
amended by
Acts Nos. 69
of 1969 and
10 of 1972.

(3) The principal Act as amended by this Act may be cited as the Legal Contribution Trust Act, 1967-1973.

Commence-
ment.

2. (1) This Act, except section 4, shall come into operation on the date the Act receives the Royal Assent.

(2) Section 4 of this Act shall come into operation on a date to be fixed by proclamation.

Amendment
to s. 4.
(Interpreta-
tion.)

3. Section 4 of the principal Act is amended—

(a) by deleting the word “oral”, in line one of the interpretation “legal advice”;

(b) by deleting the word “and”, at the end of paragraph (a) of the interpretation “legal aid”; and

(c) by substituting for the passage “arisen;”, in the last line of paragraph (b) of the interpretation “legal aid”, a passage as follows—

arisen; and

(c) assistance in such matters, other than those mentioned in paragraphs (a) and (b) of this interpretation, as the Society may, from time to time, determine under the provisions of section thirty-seven; .

Repeal and
re-enact-
ment of s. 13.

4. Section 13 of the principal Act is repealed and re-enacted as follows—

Investment
of moneys
deposited
with Trust.

13. (1) Pending the withdrawal or application of those moneys under the provisions of section twelve, the Trust shall invest all moneys deposited with it by a practitioner—

(a) on deposit with a bank in the State, bearing interest at a rate agreed between the bank and the Trust; or

- (b) on loan to the Treasurer of the State at a rate of interest not less than the maximum rate of interest for the time being payable, pursuant to Division 2A of Part VI of the Rural and Industries Bank Act, 1944, to a depositor within the meaning of that Division.

(2) Any moneys lent to the Treasurer of the State pursuant to subsection (1) of this section shall be repayable by him on demand. .

5. Section 39 of the principal Act is amended—

Amendment
to s. 39.
(Provision
of legal
aid.)

- (a) by substituting for the word “The”, in line one of subsection (1), the passage “Without limiting the generality of section thirty-seven, the”; and
- (b) by substituting for paragraph (a) of subsection (2) a paragraph as follows—
- (a) he has reasonable grounds for taking, defending, or being a party to, the proceeding, or for engaging in, or embarking on, the matter, in respect of which legal aid is sought; .
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