



ANNO VICESIMO PRIMO

GEORGII V REGIS.

A.D. 1930.

No. 1951.

An Act to make Provision for the Protection of the
Community in Cases of Emergency.

[Assented to, September 5th, 1930.]

BE it Enacted by the Governor of the State of South Australia,
with the advice and consent of the Parliament thereof, as
follows :

1. This Act may be cited as the "Public Safety Preservation Act, 1930", and shall remain in operation for a period of six months from the commencement thereof.

Short title and
operation.

2. (1) Where at any time it appears to the Governor that any circumstances exist, or are likely to come into existence, whereby the public safety or order is, or is likely to be imperilled, the Governor may by proclamation (in this Act referred to as "proclamation of emergency") declare that a state of emergency exists.

Power to proclaim
state of emergency.

(2) Every such proclamation shall be in force for the period specified therein not exceeding one month but may be extended or revived by another proclamation of emergency issued before, at or after the end of that period.

(3) When a proclamation of emergency is in force the Governor may exercise all or any of the powers hereinafter conferred upon him by or under this Act.

(4) Any regulations made under this Act shall remain in force for the period therein specified not exceeding the period during which a proclamation of emergency is in force. Any regulations, however, which cease to be in force by reason of the expiration of a proclamation of emergency before another proclamation of emergency has

been

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been made, may be revived either in whole or in part by any subsequent proclamation of emergency.

Regulations as to public safety or order.

3. Pursuant to the powers conferred by this Act the Governor may make regulations for or with respect to—

- (a) securing public safety or order :
- (b) without limiting the generality of the foregoing provision of this section conferring such powers, and imposing such duties as the Governor thinks fit upon any Minister or Ministers of the Crown and any officers or other persons for securing public safety or order :
- (c) prohibiting or regulating the sale, supply, or disposal of alcoholic liquor and empowering a Minister of the Crown to suspend any licence under the Licensing Act, 1917, or to restrict or to subject to conditions the exercise of any right or privilege conferred by any such licence :
- (d) empowering any Minister of the Crown to engage in, to the exclusion of all other persons, any industry trade or business for the provision of any goods or services :
- (e) securing the essentials of life to the community or any substantial portion of the community :
- (f) securing and regulating the supply and distribution of food, water, fuel and light and other necessities :
- (g) maintaining the means of transit, transport, locomotion or other services :
- (h) preventing interference with, or intimidation, molestation or annoyance of, any persons in or in relation to the lawful conduct of their affairs or the lawful performance of their duties and for preventing the exposure of any person to insult or disability in or in relation to his lawful behaviour or the lawful conduct of his affairs or the lawful performance of his duties :
- (i) prescribing any provisions (including evidentiary provisions) incidental to any of the powers aforesaid or desirable for making the exercise of those powers effective.

Restriction on effect of regulations.

4. No regulation made under this Act shall authorise the Government or the South Australian Harbors Board or any agency of the Government to undertake the work of loading or unloading vessels at Port Adelaide or the Outer Harbor and no such regulation shall prevent any employer engaged in loading or unloading vessels at Port Adelaide or the Outer Harbor from employing any person entitled to be employed on such work under the provisions of the existing awards of the Commonwealth Court of Conciliation and Arbitration applying to such work. Nothing in this section shall prevent

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prevent the Government or the Harbors Board from entering into contracts with any existing stevedoring companies for the purpose of loading or unloading ships.

5. Any regulations made under this Act—

Further provisions
as to regulations.

- (a) may be made so as to apply to or have operation throughout the whole or any part of South Australia :
- (b) may, subject to this Act, be made so as to operate for any period or periods or for any time or times or for any occasion or occasions specified therein :
- (c) may be of general operation or of specially limited operation according to time, place, circumstances, conditions, or restrictions.

6. Any person who contravenes any provision of any regulation made under this Act shall be guilty of an offence punishable on summary conviction or on indictment, at the option of the prosecutor, and liable to a penalty not exceeding Two Hundred Pounds or to imprisonment for any term not exceeding six months or to both such fine and imprisonment.

Penalty for offence.

7. No action, claim or demand whatsoever shall lie or be made or allowed by or in favor of any person against the Crown or any Minister of the Crown or any officer or person acting in the execution or intended execution of this Act or any regulations made under this Act for or in respect of any damage, loss or injury sustained or alleged to have been sustained by reason of the passing of this Act or of anything done or purporting to be done thereunder save only in respect of reasonable compensation for any property used or taken by or on behalf of the Crown in pursuance of any powers conferred by or under this Act.

Protection of persons
acting under this
Act and regulations.

8. Any money required for the purposes of this Act or anything done under this Act shall be paid out of the General Revenue of the State by the Treasurer and this Act shall be sufficient warrant for his so doing.

Financial provisions.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

G. J. R. MURRAY, Deputy Governor.