



ANNO SEPTIMO

GEORGII VI REGIS.

A.D. 1943.

No. 36 of 1943.

An Act to amend the Sale of Goods Act, 1895-1937.

[Assented to 23rd December, 1943.]

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

Short titles.

1. (1) This Act may be cited as the "Sale of Goods Act Amendment Act, 1943".

(2) The Sale of Goods Act, 1895-1937, as amended by this Act, may be cited as the "Sale of Goods Act, 1895-1943".

(3) The Sale of Goods Act, 1895-1937, is in this Act referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Amendment of s. 32 of the principal Act Delivery to carrier.

3. Section 32 of the principal Act is amended by adding at the end thereof the following subsection :—

(4) Unless otherwise agreed, where the buyer is not a wholesale or retail trader and the goods exceed ten pounds in value and are sent by the seller to the buyer by a route beginning and ending in the State and involving sea transit—

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- (a) the seller may at his discretion, on behalf of the buyer, insure the goods against loss during their sea transit and in so doing shall be deemed to be the agent of the buyer and shall be entitled to receive from him the cost of the insurance ; and
- (b) if the seller does not insure the goods, the seller shall give such notice to the buyer as may enable the buyer to insure the goods during their sea transit, and such notice shall state that the seller has not insured the goods.

If the seller does not insure the goods and fails to give notice as required by this section, the goods shall be deemed to be at his risk during such sea transit.

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

C. M. BARCLAY-HARVEY, Governor