



ANNO PRIMO

GEORGII V REGIS.

A.D. 1910.

No. 1010.

An Act to consolidate and amend the Laws constituting Public Holidays and Bank Holidays, and for other purposes.

[Assented to, November 30th, 1910.]

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 Holidays Act, 1910." Short title.
2. The enactments mentioned in the First Schedule are hereby repealed to the extent stated in such Schedule. Repeal.
3. After the passing of this Act the several days mentioned in the Second Schedule shall be public holidays and bank holidays: Days fixed as holidays.
Cf. Acts mentioned in First Schedule.
Provided that—
 - i. When any of the several days mentioned in Part II. of the Second Schedule falls upon a Saturday or Sunday; or
 - ii. When any of the several days mentioned in Part III. of the Second Schedule falls upon any day other than a Monday, Act 571 of 1893, s. 3.
then the following Monday shall be a public holiday and bank holiday in lieu of such day.
4. The Governor may, from time to time, as he may think fit, by Proclamation published in the *Government Gazette*, appoint a special day to be a public holiday or bank holiday in any year either— Special holidays may be proclaimed.
Bank Holidays Act, 19 of 1873, s. 4.
Act 571 of 1893, s. 2.
Civil Service Act, 3 of 1874, s. 31.
 - (a) Throughout the said State, or
 - (b) Within

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(b) Within such district or locality as is specified in such Proclamation ;

and such day shall in such year be a public holiday or bank holiday accordingly.

Governor may substitute another day in lieu of day appointed.

Bank Holidays Act, 1873, s. 5.

5. The Governor may, from time to time, as he may see fit, by Proclamation published in the *Government Gazette*, declare some other day to be a public holiday or bank holiday in any year in lieu of a day by this Act appointed a public holiday or bank holiday, and in that case such other day shall in such year be substituted as a public holiday or bank holiday for the said day appointed by this Act.

Public offices and banks to be closed on holidays.

Bank Holidays Act, 1873, s. 1 (part).

Civil Service Act, 1874, s. 31 (part).

6. All offices of the Public Service of the said State shall be closed on public holidays, and all banks shall be closed on bank holidays: Provided that nothing in this Act shall—

- (a) Authorise the closing on any public holiday of any office of the said Service which is specially required by law to be kept open on such public holiday ; or
- (b) Prevent the responsible Minister in charge of a Government department from requiring the services of any or all of the officers of such department during any public holiday in case of emergency.

Payments and other acts on holidays.

Bank Holidays Act, 1873, s. 3.

7. (1) No person shall be compellable to make any payment or do any act upon any public holiday or bank holiday which he would not be compellable to make or do on Sunday.

(2) When, except for the provisions of this section, any person would be obliged to make any payment or do any act upon a public holiday or bank holiday, the obligation shall apply to the next day following which is not a public holiday or bank holiday, and payment or performance on such following day shall be due payment of the money or performance of the act: Provided that nothing in this Act shall exempt any person from making any payment or doing any act on any public holiday or bank holiday which he is by law specially required to make or do on such day.

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

DAY H. BOSANQUET, Governor.

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SCHEDULES.

THE FIRST SCHEDULE.

ENACTMENTS REPEALED.

Enactments Repealed.	Title.	Extent of Repeal.
No. 19 of 1873.....	“ Bank Holidays Act, 1873 ”	The whole
No. 3 of 1874	“ Civil Service Act, 1874 ”	Section 31
No. 571 of 1893	“ The Bank Holidays Amendment Act, 1893 ”	The whole
No. 976 of 1909	“ The Holidays Act, 1909 ”	The whole

THE SECOND SCHEDULE.

HOLIDAYS.

PART I.

Sunday.
 Christmas Day.
 Good Friday.
 The day after Good Friday.
 Easter Monday.
 The second Wednesday in October.

PART II.

The first day of January.
 The twenty-eighth day of December.

PART III.

The Anniversary of the Birthday of His Majesty or of any of His successors.
 The Anniversary of the Accession of His Majesty or of any of His successors.
 The Anniversary of the Birthday of the Heir Apparent.
 The twenty-sixth day of January.