

THE TERRITORY FOR THE SEAT OF GOVERNMENT.

No. 4 of 1933.

AN ORDINANCE

To amend the Seat of Government (Administration) Ordinance 1930-1931.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909* and the *Seat of Government (Administration) Act 1910-1931*, as follows:—

1.—(1.) This Ordinance may be cited as the *Seat of Government (Administration) Ordinance 1933*. Short title and citation.

(2.) The *Seat of Government (Administration) Ordinance 1930-1931* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Seat of Government (Administration) Ordinance 1930-1933*.

2. This Ordinance, except sections four and eight, shall be deemed to have commenced on the twelfth day of April, One thousand nine hundred and thirty-two; section four shall be deemed to have commenced on the date of the commencement of the *Seat of Government (Administration) Ordinance 1930*; and section eight on the date of the notification of this Ordinance in the *Gazette*. Commencement.

3. Section four of the Principal Ordinance is amended—

(a) by omitting the words “at the commencement of the *Seat of Government (Administration) Act 1930*” and inserting in their stead the words “on the twelfth day of April, One thousand nine hundred and thirty-two”;

Reference to Commission, &c.

- (b) by omitting paragraph (c) of sub-section (1.);
 (c) by omitting paragraph (j) of sub-section (1.) and inserting in its stead the following paragraphs:—

“(j) any reference to the Minister of State for Works and Railways, the Minister for Works and Railways, the Minister of State for Home and Territories, the Minister for Home and Territories, the Minister of State for Home Affairs or the Minister for Home Affairs shall be read as a reference to the Minister of State for the Interior;

“(k) any reference to the Department of Works and Railways, Department of Home and Territories or the Department of Home Affairs shall be read as a reference to the Department of the Interior; and

“(l) any reference to the Civic Administrator, the Federal Capital Territory Branch of the Department of Home Affairs, the Secretary, Department of State for Home Affairs or the Secretary, Department of Home Affairs shall be read as a reference to the Minister”.

4.—(1.) After section four of the Principal Ordinance, the following sections are inserted:—

Grant of leases
by Minister in
name of
Commonwealth.

“4A.—Where in any Ordinance (including any Regulations made thereunder) authority is conferred on the Minister to grant leases, any such lease shall be granted by the Minister in the name of the Commonwealth.

Power of
Minister to
determine
leases.

“4B.—(1.) Where, in any lease granted under any Ordinance (including any Regulations made thereunder), before or after the commencement of this Ordinance, authority is conferred on the Commonwealth or the Commission to determine the lease, the Minister may exercise that authority as fully and effectually as if the authority were conferred on the Minister by the lease.

“(2.) Where, under any Ordinance (including any Regulations made thereunder) or in any instrument made thereunder, authority is conferred on the Minister to determine any lease, the Minister may delegate authority to any person to determine such leases.

Acceptance of
surrender of
leases.

“4C. Where, under section eighty-six of the *Real Property Ordinance* 1925-1930, authority is conferred on the Minister to accept the surrender of a lease, that authority may be exercised by the Minister for the time being administering the Ordinance relating to the leasing of land in the Territory and the surrender of any such lease may be accepted by the Minister in the name of the Commonwealth.

"4d. Where under any Ordinance, the Minister may delegate to any person all or any of his powers under that Ordinance, the Minister may, by writing under his hand, delegate to any such person all or any of his powers or functions under any Regulations made thereunder."

Power to
delegate under
Regulations.

5. Section six of the Principal Ordinance is amended—

Administration
of Ordinance.

(a) by omitting the words "Home Affairs" and inserting in their stead the words "the Interior"; and

(b) by omitting paragraph (d) and inserting in its stead the following paragraph:—

"(d) the Treasurer".

6. The First Schedule to the Principal Ordinance is amended—

Amendment of
First Schedule.

(a) by omitting the words "*Auctioneers Ordinance 1927*" and the words opposite thereto in the second column and inserting in their stead the following words:—

"*Auctioneers Ordinance 1927-1932.*"

Section 2—

Omit definition of 'Civic Administrator'.

Sections 6 and 14—

Omit 'Civic Administrator', insert 'Secretary, Department of the Interior'.

The Schedule—

Omit 'Civic Administrator' (wherever occurring), insert 'Secretary, Department of the Interior'.

Omit 'Home Affairs' (wherever occurring), insert 'the Interior';

(b) by inserting, after the words "*Building and Services Ordinance 1924-1928*" and the words opposite thereto in the second column, the following words—

"*Canberra Social Service Association (Winding-up) Ordinance 1931.*"

Section 2—

Omit 'Home Affairs' insert 'the Interior'.

"*Canberra University College Ordinance 1929-1932.*"

Section 9—

Omit 'Federal Capital Commission' insert 'Minister';

(c) by omitting the words in the second column opposite the words "*City Area Leases Ordinance 1924-1929*" and inserting in their stead the following words:—

"Section 6—

Omit 'the Secretary, Department of State for Home Affairs' and insert 'an officer authorized by the Minister'.

"Section 10—

Omit from sub-section (7.) 'Under the hand of the Secretary to the Federal Capital Commission' and insert 'and signed by or on behalf of the Minister'.

“Section 13c—

Omit from sub-section (2.) “under the hand of the Secretary to the Federal Capital Commission” and insert “and signed by or on behalf of the Minister.”;

- (d) by omitting the words “*Liquor Ordinance 1929*”, “*Motor Traffic Ordinance 1926-1927*” and “*National Memorial Ordinance 1928*” and the words opposite thereto in the second column and inserting in their stead the following words—

“*Land Advisory Board Ordinance 1930.*

Section 3—

Omit ‘Federal Capital Territory Branch of the Department of Home Affairs’, insert ‘Department of the Interior’.

“*Mining Ordinance 1931.*

The Schedule—

Omit ‘Federal Capital Territory Branch, Department of Home Affairs’ (wherever occurring), insert ‘Department of the Interior’.

Omit ‘Works and Railways’, insert ‘the Interior’.

“*Motor Traffic Ordinance 1932.*

Omit ‘Civic Administrator’ (wherever occurring), insert ‘Minister’.

Section 4—

Omit definition of ‘Civic Administrator’.

“*National Memorials Ordinance 1928-1931.*

Section 3—

Omit ‘Secretary, Department of Home Affairs, the Civic Administrator appointed under the *Advisory Council Ordinance 1930-1931*’, insert ‘Secretary, Department of the Interior, an officer appointed by the Minister’;

Omit ‘Home Affairs’ insert ‘the Interior’.”;

- (e) by inserting, after the words “*Provisional Government Ordinance 1928*” and the words opposite thereto in the second column, the following words:—

“*Rabbit Destruction Ordinance 1919.*

Section 4—

Omit ‘Home and Territories’ and insert ‘the Interior’.

Section 32—

Omit ‘to the District Surveyor, Canberra, or’.

Omit ‘District Surveyor, or’.

Omit ‘the District Surveyor’ (third occurring) and insert ‘the Minister’.

Omit ‘the Clerk in charge, Accounts Branch, Canberra, or other person authorized’ and insert ‘such person as is specified’.”;

(f) by inserting, after the words "*Rates Ordinance 1926-1929*" and the words opposite thereto in the second column, the following words:—

"*Rates Ordinance 1931.*

The Schedule—

Omit 'Civic Administrator' (wherever occurring), insert 'Secretary, Department of the Interior'.

Omit 'Home Affairs', insert 'the Interior.';

(g) by inserting, after the words "*Timber Protection Ordinance 1919-1927*" and the words opposite thereto in the second column, the following words:—

"*Trading Hours Ordinance 1926-1931.*

Section 13—

Omit 'Federal Capital Territory Branch, Department of Home Affairs', insert 'Secretary, Department of the Interior.'; and

(h) by adding at the end thereof the following words:—

"*Workmen's Compensation Ordinance 1931.*

Section 2—

Omit 'Home Affairs', insert 'the interior.'.

7. The Fourth and Fifth Schedules to the Principal Ordinance are repealed and the following Schedules inserted in their stead:—

Repeal of Fourth and Fifth Schedules.

"THE FOURTH SCHEDULE."

ORDINANCES ADMINISTERED BY THE MINISTER OF STATE FOR THE INTERIOR.

Column 1. Titles of Ordinances.	Column 2. Extent to which administered by the Minister of State for the Interior.
<i>Advisory Council Ordinance 1930-1932</i>	The whole.
<i>Animals and Birds Protection Ordinance 1918-1928.</i>	The whole.
<i>Apiaries Ordinance 1928</i>	The whole.
<i>Auctioneers Ordinance 1927-1932</i>	The whole.
<i>Bank Holidays Ordinance 1927-1930</i>	The whole.
<i>Billiard Saloon Ordinance 1926.</i>	The whole.
<i>Building and Services Ordinance 1924-1928</i>	The whole.
<i>Canberra Social Service (Winding-up) Ordinance 1931</i>	The whole.
<i>Canberra University College Ordinance 1929-1932</i>	The whole.
<i>Careless Use of Fire Ordinance 1916-1931</i>	The whole.
<i>Church Lands Leases Ordinance 1924-1932</i>	The whole.
<i>Church of England Lands Ordinance 1926</i>	The whole.
<i>City Area Leases Ordinances 1924-1929</i>	The whole.
<i>City of Canberra Arms Ordinance 1932</i>	The whole.
<i>Cotter River Ordinance 1914-1931</i>	The whole.
<i>Defamation Ordinance 1928</i>	The whole.
<i>Districts Ordinance 1927</i>	The whole.
<i>Dogs Registration Ordinance 1926</i>	The whole.
<i>Education Ordinance 1928-1930</i>	The whole.
<i>Explosives Ordinance 1917</i>	The whole.

THE FOURTH SCHEDULE—continued.

Column 1. Titles of Ordinances.	Column 2. Extent to which administered by the Minister of State for the Interior.
<i>Federal Capital Commission's Powers Ordinance 1924-1925</i>	The whole.
<i>Fire Brigades Ordinance 1924</i>	The whole.
<i>Fire Precautions Ordinance 1926</i>	The whole.
<i>Fish Protection Ordinance 1929-1931</i>	The whole.
<i>Gun Licence Ordinance 1925-1926</i>	The whole.
<i>Hawkers Ordinance 1926</i>	The whole.
<i>Housing Ordinances 1928-1930</i>	The whole.
<i>Inflammable Liquid Ordinance 1917</i>	The whole.
<i>Land Advisory Board Ordinance 1930</i>	The whole.
<i>Leases Ordinance 1918-1927</i>	The whole.
<i>Leases (Special Purposes) Ordinance 1925-1932</i>	The whole.
<i>Liquor Ordinance 1929-1932</i>	The whole.
<i>Mining Ordinance 1930-1931</i>	The whole.
<i>Motor Traffic Ordinance 1932</i>	The whole.
<i>National Memorials Ordinance 1928-1931</i>	The whole.
<i>Noxious Weeds Ordinance 1921-1922</i>	The whole.
<i>Pounds Ordinance 1928</i>	The whole.
<i>Provisional Government Ordinance 1911-1928</i>	Section 7A.
<i>Public Baths Ordinance 1931</i>	The whole.
<i>Public Health Ordinance 1928-1930</i>	In so far as the Ordinance relates to— (a) the disposal of garbage, refuse and night-soil; (b) the establishment, control and inspection of cemeteries, burial grounds, crematories, mortuaries and morgues.
<i>Public Parks Ordinance 1928</i>	The whole.
<i>Queanbeyan Lease Ordinance 1929</i>	The whole.
<i>Queanbeyan Water Supply Ordinance 1925</i>	The whole.
<i>Rabbit Destruction Ordinance 1919</i>	The whole.
<i>Rates Ordinance 1926-1931</i>	Except in so far as the Ordinance relates to the constitution, practice and procedure of the Valuation Court.
<i>Recovery of Lands Ordinance 1929-1930</i>	The whole.
<i>Scot of Government Railway Ordinance 1923</i>	The whole.
<i>Standard Time Ordinance 1928</i>	The whole.
<i>Stock Ordinance 1920-1924</i>	Except in so far as the Ordinance relates to diseases in, and the quarantine of, large stock and sheep.
<i>Theatres and Public Halls Ordinance 1928-1929</i>	The whole.
<i>Timber Protection Ordinance 1919-1927</i>	The whole.
<i>Tobacco Ordinance 1927</i>	The whole.
<i>Trading Hours Ordinance 1926-1931</i>	The whole.
<i>Traffic Ordinance 1912-1923</i>	The whole.
<i>Trespass on Commonwealth Lands Ordinance 1922-1928</i>	The whole.
<i>Weights and Measures Ordinance 1929-1932</i>	The whole.
<i>Workmen's Compensation Ordinance 1931.</i>	The whole.

"THE FIFTH SCHEDULE.

ORDINANCES ADMINISTERED BY THE TREASURER.

Column 1. Titles of Ordinances.	Column 2. Extent to which administered by the Treasurer.
<i>Marriage Ordinance 1929</i>	The whole.
<i>Registration of Births, Deaths and Marriages Ordinances 1929</i>	The whole.
<i>Statistics Ordinance 1929</i>	The whole."

8. Where in any contract or other document relating to land leased by the Minister prior to the commencement of this Ordinance, any reference is made to the grant of a lease by the Minister, such lease shall be deemed to be, and at all times to have been, granted by the Minister in the name of the Commonwealth.

References to
Minister in
leases granted
prior to
commencement
of this
Ordinance.

Dated this first day of March, 1933.

ISAAC A. ISAACS

Governor-General.

By His Excellency's Command,

J. A. PERKINS

Minister of State for the Interior.

By Authority: L. F. JOHNSTON, Commonwealth Government Printer, Canberra.