

STATE AND TERRITORIAL LAWS AND RECORDS RECOGNITION.

No. 54 of 1964.

An Act to amend the *State and Territorial Laws and
Records Recognition Act 1901–1950*.

[Assented to 30th May, 1964.]

[Date of commencement, 27th June, 1964.]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

Short title
and citation.

1.—(1.) This Act may be cited as the *State and Territorial Laws and Records Recognition Act 1964*.

(2.) The *State and Territorial Laws and Records Recognition Act 1901–1950** is in this Act referred to as the Principal Act.

(3.) The Principal Act, as amended by this Act, may be cited as the *State and Territorial Laws and Records Recognition Act 1901–1964*.

2. After section one of the Principal Act the following section is inserted:—

Parts.

“ 1A. This Act is divided into Parts, as follows:—

Part I.—Preliminary (Sections 1–2).

Part II.—Judicial Notice (Sections 3–5).

Part III.—Proof of Certain Instruments (Sections 6–11).

Part IV.—Proof of Certain Matters (Sections 12–16).

Part V.—Proof of Judicial Proceedings (Section 17).

Part VI.—Miscellaneous (Sections 18–19).”.

Definitions.

3. Section two of the Principal Act is amended by omitting the definitions of “Territory” and “Territory of the Commonwealth” and inserting in their stead the following definition:—

“ ‘Territory’ means Territory of the Commonwealth.”.

4. Section three of the Principal Act is repealed and the following section inserted in its stead:—

“ 3. All Courts shall take judicial notice of all State Acts.”.

State Acts to
be judicially
noticed.

* Act No. 5, 1901, as amended by No. 15, 1928; and No. 80, 1950.

5. Section six of the Principal Act is amended—

Proof of
certain
instruments.

(a) by omitting from sub-section (1.) the words “or, in the case of a Territory, by the Governor-General, or by the Minister or by or under any authority thereto authorized under the laws of the Territory” and inserting in their stead the words “, or evidence of any proclamation, commission or order issued by the Governor-General, or by a Minister or authority, under the laws of a Territory”;

(b) by omitting paragraph (ca) of that sub-section and inserting in its stead the following paragraph:—

“(ca) by the production (in the case of any proclamation, commission or order issued by the Governor-General) of a copy or extract purporting to be certified to be true by any Minister; or”; and

(c) by omitting paragraph (da) of that sub-section and inserting in its stead the following paragraph:—

“(e) by the production (in the case of any proclamation, commission or order issued by a Minister or authority under the laws of a Territory) of a copy or extract purporting to be certified to be true by any Minister.”.

6. Section fifteen A of the Principal Act is repealed.

By-laws and
Regulations
under laws of
Territory.
Headings.

7. The heading preceding each section of the Principal Act the number of which is set out in the first column of the Schedule to this Act is repealed and the heading set out in the second column of that Schedule opposite to that number is inserted in its stead.

THE SCHEDULE.

Section 7.

First Column. Number of Section.	Second Column. Heading Inserted.
1	PART I.—PRELIMINARY.
3	PART II.—JUDICIAL NOTICE.
6	PART III.—PROOF OF CERTAIN INSTRUMENTS.
12	PART IV.—PROOF OF CERTAIN MATTERS.
17	PART V.—PROOF OF JUDICIAL PROCEEDINGS.
18	PART VI.—MISCELLANEOUS.