

1929.

## A BILL

FOR

## AN ACT

To amend the *Bankruptcy Act* 1924-1928, and  
for other purposes.

**B**E it enacted by the King's Most Excellent Majesty, the Senate,  
and the House of Representatives of the Commonwealth of  
Australia, as follows:—

- 5      1.—(1.) This Act may be cited as the *Bankruptcy Act* 1929. Short title and  
citation  
       2.) The *Bankruptcy Act* 1924-1928\* is in this Act referred  
to as the Principal Act.  
       (3.) The Principal Act, as amended by this Act, may be cited  
as the *Bankruptcy Act* 1924-1929.
- 10      2. Section four of the Principal Act is amended by adding at the Definition.  
end of the definition of "Officer" the following words "or of the  
Commonwealth."
- 15      3.—(1.) Section twelve of the Principal Act is amended— District  
Registrars  
and Official  
Receivers  
       (a) by omitting from sub-section (5.) the words "officers of the  
Court" and inserting in their stead the words "controlled  
by the Court"; and  
       (b) by omitting from sub-section (7.) the words "an officer of the  
Court" and inserting in their stead the words "controlled  
by the Court".
- 20      (2.) This section shall be deemed to have commenced on the first  
day of August One thousand nine hundred and twenty-eight.
- 4.—(1.) Section

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\* Act No. 37, 1924, as amended by No. 3, 1927; and No. 39, 1928.

Bankruptcy  
Courts.

4.—(1.) Section eighteen of the Principal Act is amended by omitting paragraph (b) of sub-section (1.) and inserting in its stead the following paragraph :—

“(b) the following State Courts and Courts of Territories, which are hereby invested with federal jurisdiction in bankruptcy throughout the Commonwealth :— 5

The Supreme Court of the State of New South Wales ;  
The Court of Insolvency in and for the State of Victoria ;  
The Supreme Court of the State of Queensland ;  
The Court of Insolvency of the State of South Australia ; 10  
The Supreme Court of the State of Western Australia ;  
The Supreme Court of the State of Tasmania ;  
The Supreme Court of North Australia ; and  
The Supreme Court of Central Australia.”.

(2.) This section shall be deemed to have commenced on the first day of August One thousand nine hundred and twenty-eight. 15

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 Section twenty-three of the Principal Act is repealed and the following section inserted in its stead :—

Delegation  
of authority  
of Court to  
Registrar.

“23. The Registrar may exercise such of the powers, duties and functions of an administrative nature exercisable by the Court as the Court directs or authorizes him to exercise.”. 20

Jurisdiction of  
Registrar.

6. Section twenty-four of the Principal Act is amended—

(a) by omitting the words “shall have, in addition to the powers which may be delegated to him by the Court under the provisions of this Act, the following powers, duties and jurisdiction of the Court,” and inserting in their stead the following words “may exercise in addition to the powers, duties and functions which the Court under the provisions of this Act may direct or authorize him to exercise, the following powers, duties and functions,”; and 25 30

(b) by omitting sub-section (2.) and inserting in its stead the following sub-section:—

“(2.) Any order or direction made or given or act done by the Registrar in pursuance of this Act shall be as valid and effectual to all intents and purposes and may be enforced as if it were an order, direction or act of the Court, subject, nevertheless, to review on summary application to the Court.”. 35 40

Validation of  
certain acts  
done by  
Registrar.

7. Any order made or act done by a Registrar before the commencement of this Act in pursuance of a power purporting to be delegated to him by the Court under section twenty-three

1929

*Bankruptcy Act.*

No.

3

of the Principal Act or in pursuance of a power, duty or jurisdiction purporting to be had by him under section twenty-four of the Principal Act shall be as valid and effectual to all intents and purposes and may be enforced as if it had been made or done in  
5 pursuance of an authority or direction given to him under the Principal Act, as amended by this Act.

8. Nothing in this Act shall affect the rights of any person under a judgment or order of a Court given or made prior to the commencement of this Act.

Rights of  
persons under  
judgments not  
affected.

