

STATUTORY RULES.

1940. No. .

REGULATIONS UNDER THE DEFENCE ACT 1903-1939.*

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *Defence Act* 1903-1939.

Dated this *Fourth*
day of *December*, 1940.

Governor-General.

By His Excellency's Command,

Langford
Minister of State for the Army.

AMENDMENTS OF THE AUSTRALIAN MILITARY REGULATIONS.†

1. Regulation 2 of the Australian Military Regulations is amended by omitting the words and figures—

“Division 1.—Record book and company roll book,
Citizen Forces and Senior Cadets . . . 735-747”

and inserting in their stead the words and figures—

“Division 1.—Record Book, Record of Service and
Roll Books.—Citizen Forces and Senior Cadets 735-747”.

2. Regulation 186 of the Australian Military Regulations is amended by omitting from sub-regulation (1) the words “the prescribed form of the copy of the entries in that book” and inserting in their stead the words “his Record of Service”.

3. Regulation 295 of the Australian Military Regulations is amended by inserting, after paragraph (e) in sub-regulation (1), the following paragraph:—

“(e) in respect of any period during which a sentence of penal servitude, imprisonment, or detention is suspended under A.A. 57A and A.M.R. 345; or”.

* Notified in the *Commonwealth Gazette* on . . . , 1940.
† Statutory Rules 1927, No. 149, as amended by Statutory Rules 1928, Nos. 28, 28 and 126; 1929, No. 123; 1930, Nos. 20, 67 and 92; 1931, No. 13; 1932, Nos. 80, 87 and 125; 1933, Nos. 40 and 77; 1934, Nos. 20 and 80; 1935, Nos. 39 and 100; 1936, Nos. 21, 44 and 100; 1937, No. 45; 1938, Nos. 75, 90 and 93; 1939, Nos. 31, 51, 58, 113, 123, 134, 160 and 173; and 1940, Nos. 2, 10, 29, 59, 150, 183, 184, 185, 186, 199 and . . .

4. Regulation 444 of the Australian Military Regulations is repealed and the following regulation inserted in its stead:—

“444.—(1.) A report of the examination of each person medically examined under D.A. 144 shall be entered in his Record of Service in one of the following forms, as the case requires:—

Entry of
report of
examination.

- (a) Fit for Class I.;
- (b) Temporarily unfit for Class I.;
- (c) Fit for Class II.;
- (d) Temporarily unfit for Class II.;
- (e) Unfit for Military Service; or
- (f) Not substantially of European origin or descent.

(2.) The entry shall be certified by the signature of the medical authority who makes the examination.”

5. Regulation 518 of the Australian Military Regulations is amended—

Entry of
classification.

- (a) by inserting, after the words “company roll-book” (wherever occurring), the words “or in the roll book for the head-quarters of the battalion, or its equivalent, as the case requires,”;
- (b) by omitting from paragraph (a) the words “, and the prescribed copy of entries therein”; and
- (c) by omitting from paragraph (c) the words “the prescribed copy of entries therein” and inserting in their stead the words “in his Record of Service.”.

6. Regulation 523 of the Australian Military Regulations is amended by omitting the words “in the prescribed copy of entries therein” and inserting in their stead the words “in his Record of Service under the Table relating to Exemptions”.

Entry in
Record Book
and Record
of Service.

7. The Australian Military Regulations are amended by omitting the heading to Division 1 of Part X. of those Regulations and the heading before regulation 735 of those Regulations and inserting in their stead the following headings:—

Heading
Division 1.
of Part X.

“DIVISION 1.—RECORD BOOK, RECORD OF SERVICE AND ROLL BOOKS.—CITIZEN FORCES AND SENIOR CADETS.

RECORD BOOK AND RECORD OF SERVICE.”.

8. Regulation 735 of the Australian Military Regulations is amended by omitting from sub-regulation (2.) the words “in such form as is directed by the Military Board” and inserting in their stead the words “in the Record of Service of the person to whom the entries relate”.

Record book.

9. Regulation 736 of the Australian Military Regulations is amended by inserting after the words “record books” the words “and Records of Service”.

Persons
authorized
to make
entries.

10. After regulation 736 of the Australian Military Regulations the following regulation is inserted:—

“736A. A Record of Service in accordance with such form as the Military Board determines shall be kept in respect of each person registered under D.A. 142.”.

Record of
Service.

11. Regulation 737 of the Australian Military Regulations is amended—

- (a) by omitting from sub-regulation (1) the words "The prescribed copy of entries in each record book issued to" and inserting in their stead the words "The Record of Service of"; and
- (b) by omitting from sub-regulation (2) the words "The prescribed copy of entries in a record book issued under D.A. 146" and inserting in their stead the words "The Record of Service".

Persons authorized to retain Record of Service.

12. Regulation 738 of the Australian Military Regulations is amended by omitting the words "the prescribed copy of entries therein" and inserting in their stead the words "his Record of Service, under the Table relating to Exemptions".

Entries when senior cadet not required to attend for training.

13. Regulation 740 of the Australian Military Regulations is amended by omitting all words from and including the words "The particulars contained" to the end of the regulation and inserting in their stead the following words:—

Replacement of lost Record Book.

"Such of the particulars contained in the Record of Service as are required to be entered in the Record Book shall be entered in the new record book by the C.O. or area officer or an officer of the Permanent Forces."

14. The Australian Military Regulations are amended by omitting the heading immediately before regulation 741 and inserting in its stead the following heading:—

Heading.

"ROLL BOOKS."

15. Regulation 745 of the Australian Military Regulations is repealed and the following regulations inserted in its stead:—

"745.—(1.) In the Citizen Forces and Senior Cadets a separate roll book shall be kept for the personnel of—

Separate roll books for battalion head-quarters and each company.

- (a) the head-quarters of each battalion, or its equivalent; and
- (b) each company, or its equivalent.

(2.) Each roll book in a battalion or its equivalent, and in a unit of the Senior Cadets attached thereto, shall be kept by the C.O. or the Adjutant of the unit, or by such other officer of the Military Forces, or member of the Permanent Forces, as the C.O. directs.

(3.) Each roll book in a battalion or its equivalent and in a unit of the Senior Cadets attached thereto shall be kept for a period of ten years after the last annual training recorded therein, and shall then be destroyed.

"745A.—(1.) The entries in the roll book for the head-quarters of a battalion, or its equivalent, shall relate to the same matters and be made in the same manner as prescribed by regulations 741 to 744 of these Regulations in relation to a company roll book.

Entries in battalion head-quarters roll books.

(2.) The production of the roll book for the head-quarters of a battalion, or its equivalent, shall be *prima facie* evidence of the entries contained therein.

"745B.—(1.) In addition to the company roll book, a separate platoon roll book shall be kept for each platoon or its equivalent by the platoon commander or by such other officer of the Military Forces or member of the Permanent Forces as the C.O. directs.

Platoon roll books.

(2.) Entries relating to the following matters shall be made in the platoon roll:—

- (a) The names and particulars of the members of the Citizen Forces (whether serving under Part XII. of the D.A. or not) and of the Senior Cadets who are required to attend for training; and
- (b) The record of their attendance at, or absence from, training.

(3.) The record of the attendance at, or absence from, training of the members concerned shall be entered in each platoon roll book at the time of calling the roll, and presence or absence, as the case may be, shall be signified by letters entered opposite each name in the roll book in the following manner:—

The letter "P" shall signify "Present".

The letters "ABS." shall signify "Absent".

(4.) Except in the case of detached platoons or their equivalent, entries recorded in the platoon roll book shall be transcribed with such alterations as are necessary to comply with A.M.R. 742 into the company roll book within one hour after the calling of the platoon roll.

(5.) In the case of a detached platoon or its equivalent the platoon roll book shall be amended within one hour of the calling of the roll so as to show, as prescribed by A.M.R. 742 in respect of company roll books, whether members who are shown as absent were absent without leave, absent with leave, absent through sickness duly certified, or present in detention under D.A. 135. The platoon roll book or a copy certified to by the officer in charge of the parade shall be forwarded to company head-quarters and transcribed into the company roll book at least once a month as arranged by the head-quarters of the battalion or its equivalent.

(6.) Each platoon roll book shall be kept for a period of ten years after the last annual training recorded therein and shall then be destroyed."

16. Regulation 746 of the Australian Military Regulations is amended by omitting the words "company roll books" (wherever occurring) and inserting in their stead the words "the company roll book or the roll book for the head-quarters of the battalion, or its equivalent, as the case requires,".

By whom
entries to
be made in
roll books.

17. Regulation 747 of the Australian Military Regulations is amended—

- (a) by omitting the words "prescribed copy of entries in a record book" (wherever occurring) and inserting in their stead the words "Record of Service";
- (b) by omitting the word "company" (wherever occurring); and
- (c) by omitting from paragraph (b) the words "such record or roll book or copy" and inserting in their stead the words "record book, Record of Service or roll book".

Offences in
relation to
record books,
&c.

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