

INDUSTRY.

23 Geo. V. No. 25.
THE
BUREAU
OF INDUSTRY
ACT OF 1932.

An Act to Provide for the Encouragement of Employment and the Rehabilitation of Industry; to Constitute and Establish a Bureau of Industry; and for other purposes.

[ASSENTED TO 15TH DECEMBER, 1932.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

PART I.—
PRELIMINARY.

PART I.—PRELIMINARY.

Short title.

1. (1.) This Act may be cited as "*The Bureau of Industry Act of 1932.*"

Commence-
ment of Act.

(2.) This Act shall come into operation on a date to be proclaimed by the Governor in Council and published in the *Gazette*, which date is herein referred to as the commencement of this Act.

Parts of Act.

2. This Act is divided into Parts as follows:—

PART I.—PRELIMINARY;

PART II.—CONSTITUTION AND POWERS OF THE
BUREAU OF INDUSTRY, COMMITTEES, AND
DISTRICT EMPLOYMENT BOARDS;

PART III.—COLLECTION OF STATISTICS AND
OFFENCES;

PART IV.—AMENDMENT OF STATISTICAL RETURNS
ACT;

PART V.—MISCELLANEOUS.

Interpreta-
tion.

3. In this Act, unless the context otherwise indicates, the following terms have the meanings set against them respectively, that is to say:—

Bureau of
Industry.

"Bureau of Industry" or "Bureau"—The Bureau of Industry, constituted under this Act: the term also includes a member, the Director or Secretary or officer of the Bureau;

Committee.

"Committee"—The Rural Development Committee, or the Roads, Mining, and General

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- Works Committee, or the Administrative, Finance, and Industrial Committee, as the case may be, constituted under this Act ;
- “ Director ”—The Director of the Bureau of ^{Director.} Industry appointed under this Act : the term also means any person acting as or performing the duties of the Director ;
- “ District ”—A district constituted under this ^{District.} Act ;
- “ District Employment Board ”—A District ^{District} ^{Employment} ^{Board.} Employment Board constituted under this Act ;
- “ Factory ”—Any works, mill, or establishment ^{Factory.} used for manufacturing, treating, repairing, or preparing any article ;
- “ Local Authorities Act ”—*“ *The Local Authorities Acts, 1902 to 1929,*” and any Act amending ^{Local} ^{Authorities} ^{Act.} or in substitution for those Acts : the term also includes †“ *The City of Brisbane Acts, 1924 to 1930,*” and any Act amending or in substitution for those Acts ;
- “ Local authority ”—A local authority constituted ^{Local} ^{authority.} under the Local Authorities Acts ;
- “ Local board ”—Any local authority, corporation, ^{Local board.} or board constituted or appointed under the authority of an Act and charged with the collection or administration of moneys for any purpose of local concern ;
- “ Minister ”—The Treasurer or any other Minister ^{Minister.} of the Crown for the time being administering this Act ;
- “ Person ” includes any officer in charge of any ^{Person.} Department or branch of the Government of Queensland, and any local board, society, or institute, and any company, corporation, partnership, or firm, or body of persons corporate or unincorporate ;
- “ Prescribed ”—Prescribed by this Act ; ^{Prescribed.}
- “ Regulations ”—Regulations made under the ^{Regulations.} authority of this Act ;

* 2 Edw. VII. No. 19 and amending Acts, *supra*, pages 1860 *et seq.*† 15 Geo. V. No. 32 and amending Acts, *supra*, pages 11140 *et seq.*

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Secretary: “Secretary”—The Secretary of the Bureau or any officer acting as or performing the duties of Secretary ;

This Act. “This Act”—This Act and all Orders in Council, regulations, and rules made thereunder.

For the purposes of this Act, the terms “employer,” “employee,” and, generally, terms in relation to employment and industry, have the same meanings as are respectively assigned to them pursuant to **“The Industrial Conciliation and Arbitration Acts, 1929 to 1931”* (or any Act amending or in substitution for those Acts).

Repeal of “*The Bureau of Economics and Statistics Act of 1930*” is hereby repealed, and is hereinafter referred to as the repealed Act :

4. †*“The Bureau of Economics and Statistics Act of 1930”* is hereby repealed, and is hereinafter referred to as the repealed Act :
Provided as follows, but without prejudice to any of the provisions of ‡*“The Acts Shortening Acts”* :—

Dissolution of Bureau of Economics and Statistics. (1.) The Corporation of the Bureau of Economics and Statistics constituted under the repealed Act is dissolved ; the said Corporation is hereinafter referred to as the “dissolved Corporation.” The office of the Director of Bureau of Economics and Statistics is hereby abolished.

Transfer of assets, &c. (2.) All the property, whether real or personal, and all other assets of whatever description, and all rights, liabilities, obligations, contracts, and engagements of the dissolved Corporation existing at the commencement of this Act shall without any transfer, assignment, or conveyance, or notice other than this Act, be divested from the dissolved Corporation and shall be vested in and shall attach to and may be enforced by and against the Bureau of Industry constituted under this Act.

Closure of Fund. (3.) All moneys to the credit of the Bureau of Economics and Statistics Trust Fund, at the Treasury, constituted under the repealed Act shall be transferred to the Consolidated Revenue Fund and such Trust Fund shall be closed.

Proceedings. (4.) All actions and proceedings and things lawfully had and done by the dissolved Corporation shall be and continue to be in full force and effect to all intents and purposes as if the same had been had and done by the Bureau of Industry constituted under this Act, and if

* 20 Geo. V. No. 28 and amending Acts, *supra*, pages 12565 *et seq.*

† 21 Geo. V. No. 15, *supra*, page 13134.

‡ 31 Vic. No. 6, *supra*, page 15.

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the same are not completed may be continued and completed by the Bureau of Industry constituted under this Act; and no such action or proceeding shall abate or be discontinued or prejudicially affected by anything in this Act contained.

(5) All penalties, fees, fines, and forfeitures which ^{Penalties.} at the commencement of this Act may be enforceable and recoverable by the dissolved Corporation shall and may be enforced and recovered by the Bureau of Industry constituted under this Act.

(6.) All officers and servants of the dissolved ^{Officers.} Corporation holding office or being employed at the commencement of this Act shall be deemed to have been appointed and engaged under this Act, but shall otherwise be subject to this Act as officers and servants of the Bureau of Industry constituted under this Act:

Provided that any such officer may be transferred to the Statistical Branch of the Office of the Registrar-General.

(7.) All proclamations, Orders in Council, and regula- ^{Regulations, &c., con-} tions made under the repealed Act and in force at the commencement of this Act shall continue in force until the same or any of them are amended or superseded by proclamations, Orders in Council, or regulations under this Act; and in the construction of such proclamations, Orders in Council, or regulations references to the expression "Bureau of Economics and Statistics" or "Bureau" shall be deemed to be references to the Bureau of Industry constituted under this Act; and references to the expression "Director of the Bureau of Economics and Statistics" or "Director" shall be deemed to be references to the Director of the Bureau of Industry constituted under this Act; and references to any officer of the dissolved Corporation shall be deemed to be references to the officers of the Corporation of the Bureau of Industry constituted under this Act authorised or appointed in like behalf.

(8.) All instruments, documents, records, plans, ^{Records.} correspondence, and all books and writings the property of the dissolved Corporation shall be and are by virtue of this Act hereby handed over to the Corporation of the Bureau of Industry constituted under this Act, and shall and hereby become the property of such lastmentioned Corporation.

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References
in other
Acts.

(9.) Where in any Act or in any regulation, proclamation, or Order in Council a reference is made to the dissolved Corporation or to the Director of the Bureau of Economics and Statistics, as the case may be, such reference shall, on and after the commencement of the Act, and subject as may be otherwise provided in this Act, be deemed to be a reference to the Corporation of the Bureau of Industry constituted under this Act or to the Director of such Bureau, as the case may be.

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Constitution
of Bureau of
Industry.

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5. (1.) For the purposes of this Act there shall be established a Bureau, which shall be called the "Bureau of Industry" (hereinafter in this Act referred to as the "Bureau.")

Number of
members.

(2.) The number of members of the Bureau shall be the number from time to time declared by the Governor in Council by Order in Council, but shall not exceed fifteen at any one time inclusive of—

- (a) The Minister for the time being who shall, *ex officio*, be a member and chairman of the Bureau ;
- (b) The Director of the Bureau for the time being who shall, *ex officio*, be a member of the Bureau ;
- (c) The Public Service Commissioner for the time being who shall, *ex officio*, be a member of the Bureau ;
- (d) The Chairman, Land Administration Board, for the time being who shall, *ex officio*, be a member of the Bureau ;
- (e) The Under Secretary, Department of Labour and Industry, for the time being who shall, *ex officio*, be a member of the Bureau ;
- (f) The Commissioner of Main Roads for the time being under "*The Main Roads Acts, 1920 to 1929*," who shall, *ex officio*, be a member of the Bureau ;
- (g) The Under Secretary, Department of Public Works, who shall, *ex officio*, be a member of the Bureau.

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Appointment
of members.

(3.) The members of the Bureau other than *ex officio* members, as hereinbefore set forth, shall in the first instance be appointed by the Governor in Council by notification in the *Gazette*, and shall be appointed for such time, not exceeding three years, as the Governor in Council shall deem fit and proper.

The members shall be eligible for reappointment for such period, not exceeding three years, as the Governor in Council thinks fit and proper :

Provided that the Governor in Council may from time to time make regulations providing for the appointment, on the nomination of any prescribed body or association of persons, of any member or members of the Bureau, other than *ex officio* members, and the filling of any vacancy in respect of any member or members appointed on the nomination or election of any prescribed body or association of persons, or for the appointment after election of the whole of the members, other than *ex officio* members, or the election of any prescribed number of the members, other than *ex officio* members, and the appointment without election of such remaining members; the conduct of such election by post or otherwise; the compilation and revision of rolls of persons entitled to vote at such elections; the method of determining the qualification of voters at such election, and the making of such list of voters conclusive evidence of the title to vote at any such election.

(4.) Any person who has his affairs under liquidation or is an uncertificated or undischarged bankrupt or insolvent, or has been convicted of an indictable offence or is undergoing sentence of imprisonment, or becomes an insane person shall be disqualified from being appointed or elected or from continuing as a member of the Bureau. ^{Disqualifications}

(5.) The Minister shall be the president of the Bureau. The Bureau shall appoint a member thereof to be vice-president. ^{President and vice-president.}

(6.) In the absence of the president or in the event of a vacancy in the office of president, the vice-president shall preside at the Bureau, and shall during such absence or vacancy have and exercise the duties and functions of the president. ^{Absence of the president.}

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(7.) In the absence of the president and vice-president from any meeting the Bureau shall elect a member of the Bureau to act as president for the meeting.

Absence of
president
and vice-
president.

Vacancies.

(8.) During any vacancy in the office of any member, the continuing members of the Bureau shall act as if no such vacancy existed :

Provided that where any member other than an *ex officio* member is appointed to fill any vacancy, the successor appointed to fill the vacancy shall be appointed for the remainder of the term of office of the member to whose office he is appointed.

Delegation
of powers.

(9.) With the approval of the Governor in Council any *ex officio* member may from time to time delegate his powers, functions, and duties to some other officer of the Public Service, and during such period, while such delegation is in force, such officer shall have and possess the powers, functions, and duties of such *ex officio* member accordingly : Provided that the Governor in Council may at any time cancel such delegation, and in such case such *ex officio* member shall resume and continue his powers, functions and duties as member of the Bureau.

Vacation of
office.

(10.) The office of member of the Bureau (other than *ex officio* members) shall be vacated—

- (a) If he is or has become disqualified under this Act ; or
- (b) If without leave obtained from the Bureau in that behalf, he has been absent from more than two consecutive meetings of the Bureau ;
or
- (c) Upon death or resignation.

Resignation.

(11.) Any member (other than an *ex officio* member) may resign his office as a member by notification in writing to the president of the Bureau, who shall submit such resignation to the Governor in Council for acceptance.

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Nature of
the Bureau
to be a
body
corporate.

Appoint-
ment of
Director.

Disabilities.

Salary.

Suspension
and removal.

6. (1.) The Bureau shall be a body corporate under the name and style of the "Bureau of Industry," and by that name shall have perpetual succession and an official seal, and shall be capable in law of suing and being sued.

(2.) All courts, judges, and persons acting judicially shall take judicial notice of the seal of the Bureau affixed to any document or notice, and shall presume that it was duly affixed.

7. (1.) The Governor in Council may from time to time appoint a person to be the Director of the Bureau of Industry for such period, not exceeding seven years, as the Governor in Council may determine:

Provided that any such person shall be eligible for reappointment as Director. Provided always that any such person appointed as Director shall retire from office on reaching the age of sixty-five years.

The Director shall be the executive officer of the Bureau, and shall have such powers and duties as are assigned to him from time to time by the Bureau or by the Minister, or as may be prescribed.

(2.) The Director shall not act as a director or auditor or in any other capacity take part in the management of any bank, joint stock company, or other financial institution, or of any trade or business; and in any such case shall be disqualified from holding the office of Director.

(3.) The Director shall during his continuance in office receive an annual salary to be fixed by the Governor in Council.

(4.) The Director may be suspended from his office by the Governor in Council, but shall not be removed from office except as hereinafter provided.

If the Director is so suspended, the Minister shall cause to be laid before the Legislative Assembly a full statement of the grounds of such suspension within seven days thereafter, if the Legislative Assembly is in session; or, if the Legislative Assembly is not in session, within seven days after the commencement of the next ensuing session of the Legislative Assembly.

The Director so suspended shall be restored to office unless the Legislative Assembly, within twenty-one days

from the time when such statement has been laid before it, declares by resolution that the Director ought to be removed from office; and, if within the said time the Legislative Assembly so declare, the Director shall be removed by the Governor in Council accordingly.

Office, how
otherwise
vacated.

(5.) The Director shall be deemed to have vacated his office—

- (a) If he is or becomes disqualified under this Act from holding the office of Director;
- (b) If without the express permission of the Governor in Council he engages during his term of office in any employment outside the duties of his office;
- (c) If he becomes insolvent or institutes proceedings for liquidation of his affairs by arrangement or composition with or assigns his salary for the benefit of his creditors;
- (d) If he absents himself from duty for a period of fourteen consecutive days except on leave granted by the Minister (which leave is hereby authorised to be granted), or becomes incapable of performing his duties.

Filling up
vacancies.

(6.) On the occurrence of any vacancy in the office of Director, whether by effluxion of time or otherwise howsoever, the Governor in Council may appoint a person to fill the vacancy.

Case of
illness or
absence.

(7.) In the event of the illness or absence of the Director, the Minister, by notification in the *Gazette*, may appoint another person who shall, during such illness or absence, have and exercise all the powers, functions, and authorities and perform all the duties of the Director, and shall be deemed to be the Director.

Case of
suspension
or death.

(8.) In the case of suspension or death of the Director the Minister, by notification in the *Gazette*, shall appoint some person who shall have and exercise all the powers, functions, and authorities and perform all the duties of the Director, and be deemed for the purposes of this Act to be the Director, until in the case of suspension the Director has been restored to office, or until in the case of suspension and removal from office after suspension or death the Governor in Council has appointed a person to be Director:

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Provided, however, that an appointment made by the Minister under this subsection shall not be for a longer period than six months; but if necessity arises a further appointment of the same or another person may be made by the Minister for the like purpose for another period not exceeding six months.

8. (1.) The Governor in Council, on the recom-^{Officers.} mendation of the Public Service Commissioner, may appoint a Secretary, and may appoint and employ such administrative and technical officers and other employees to assist in the execution of this Act as may be necessary, and shall pay to such Secretary, officers, and employees such salaries as he thinks fit.

(2.) The Secretary shall have power to execute documents on behalf of the Bureau and affix the official seal thereto, and shall also have such other powers and perform such other duties as are from time to time imposed by the Bureau or by the Director :

Provided always that an officer of the Public Service may, in addition to the position which he presently holds at or after the commencement of this Act, be appointed also to perform such other duties under this Act as the Governor in Council may direct or as may be prescribed, and in respect of the performance of such duties shall be deemed to be an officer of the Bureau :

Provided further, that any officer appointed under this Act may hold his office under this Act in conjunction with any other office which he may hold at or after the commencement of this Act.

9. The salaries, wages, or allowances of the Director ^{Salaries, &c} or of any officer or employee of the Bureau and the fees (if any) allowed to members of the Bureau or to members of District Employment Boards (to be hereafter referred to), and the expenses in connection with the Bureau shall be paid out of the Consolidated Revenue or otherwise as the Governor in Council may so direct.

10. (1.) The powers and functions and responsi-^{Powers and functions of Bureau.} bilities of the Bureau shall be to acquire and disseminate knowledge concerning the economic conditions of Queensland, including the income, production, and industrial

efficiency of the community; to collect statistical and other information relating thereto; and in particular to report on—

- (a) Reproductive works that will provide employment and increase the wealth production of the State;
- (b) The organisation, capitalisation, and labour conditions of particular industries;
- (c) The trade of Queensland, both overseas and interstate;
- (d) Stock of commodities, both primary and manufactured;
- (e) Monetary conditions and both wholesale and retail prices;
- (f) Employment and unemployment generally, and in particular industries and localities;
- (g) The relations between employers and employees; and
- (h) Any other matter, including any questions of unfair competition or of sweating, or of monopolies detrimental to the public or to any section thereof which the Minister or the Bureau may consider to be in the public interest; and to further the objects of this Act.

(2.) In addition to the above, the Bureau shall be entrusted with the following powers, functions, duties, and inquiries, namely:—

- (a) To review the statistics of employment and unemployment throughout the State;
- (b) To inquire into the causes and extent of unemployment within the State or any part thereof;
- (c) To inquire into and consider the most effective measures to be taken for temporarily or permanently reducing or eliminating unemployment within the State or any part thereof;
- (d) To investigate and consider proposals for the productive development of the lands of the State;

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- (e) To investigate and consider proposals for the productive development of the mineral resources of the State ;
- (f) To investigate and consider proposals for new public works, or for the creation of new industries, or the extension and development of existing industries, having particular regard to works or proposals for works which will indicate—
- (i.) The greatest expenditure on wages and the least expenditure on materials and supplies ;
- (ii.) The most expeditious repayment of expenditure entailed in such works.

(3.) For the purposes of **The Industries Assistance Act of 1929*,” the Bureau shall be and constitute the “Industries Assistance Board” constituted under such Act, and shall have and exercise all the powers, duties, and responsibilities of the Board under such Act, and to the intent that for the term “Board” or “Industries Assistance Board” in such Act, the term “Bureau” or “Bureau of Industry” (constituted under †*The Bureau of Industry Act of 1932*”), shall be substituted. Any Board constituted under **The Industries Assistance Act of 1929*” and in force at the commencement of this Act shall accordingly be dissolved, and its members shall go out of office.

In the definition of “Corporation” in section two of **The Industries Assistance Act of 1929*,” after the words ‡*“The Industrial and Provident Societies Act of 1920”* or any Act amending the same,” the words “or any firm registered or to be registered pursuant to §*The Registration of Firms Acts, 1902 to 1912*,” or any Act amending the same” are inserted ; and the amendments herein made to **The Industries Assistance Act of 1929*” shall be deemed to be made therein at the commencement of such lastmentioned Act.

(4.) In respect of any application by way of loan which may be made by any company, corporation, firm, partnership, or private individual pursuant to the

* 20 Geo. V. No. 16, *supra*, page 12492.

† 23 Geo. V. No. 25 (this Act).

‡ 10 Geo. V. No. 32, *supra*, page 9292.

§ 2 Edw. VII. No. 12 and 3 Geo. V. No. 27, *supra*, page 5795.

provisions of section twenty-seven of **“The Income (Unemployment Relief) Tax Acts, 1930 to 1931,”* such application shall be forwarded by the Minister to the Bureau constituted under this Act, and the said Bureau shall cause inquiry to be made in respect of such application, and shall furnish a report and recommendation to the Minister in respect of such application :

Provided always that final approval to any application made for any such loan as aforesaid shall rest in the absolute discretion of the Governor in Council.

(5.) The Bureau shall make inquiry, report, and recommendation to the Governor in Council in regard to any or all of the foregoing matters, and in particular submit reports and recommendations in respect of any scheme or project for the purpose of alleviating unemployment and assisting employment, and in respect of which scheme or project the necessary funds are provided; and the Governor-in-Council is hereby authorised to supply any such funds from the following funds, namely :—

- (a) The Unemployment Relief Fund constituted under **“The Income (Unemployment Relief) Tax Acts, 1930 to 1931 ”* ;
- (b) The Unemployment Insurance Fund constituted under †*“The Unemployed Workers Insurance Acts, 1922 to 1930 ”* ;
- (c) Any special fund which may be made available out of any loan by the Commonwealth, or out of any loan raised by the State, for the purpose of alleviating unemployment and for encouraging employment ;
- (d) Out of any other fund which may from time to time be prescribed by the Governor in Council by Order in Council published in the *Gazette*.

(6.) The Bureau shall make inquiry, report, and recommendation to the Governor in Council as to—

(a)—

- (i.) Any grant or loan to any public authority, including a local authority or joint local authority, the Brisbane City Council and/or any local body of a like nature ; and

* 21 Geo. V. No. 1, *supra*, pages 12952 *et seq* and amending Acts.

† 13 Geo. V. No. 28 and amending Acts, *supra*, pages 10073 *et seq*.

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- (ii.) Any loan to a company, corporation, partnership, firm, or private individual; and
- (b)—
- (i.) As to terms of such grants and/or loans;
- (ii.) As to rates of interest payable on such loans; and
- (iii.) As to conditions regarding payment of interest and repayment of principal,

in respect of any such grant and/or loan which may be granted pursuant to the provisions of **“The Income (Unemployment Relief) Tax Acts, 1930 to 1931,”* or otherwise for the purpose of alleviating unemployment and assisting employment:

Provided always that final approval of such grant or loan shall rest in the absolute discretion of the Governor in Council.

(7.) For the purposes of this Act, and with the approval of the Minister administering any other Government Department or Governmental corporation or activity, the Bureau may make use of the services of any of the officers or employees in such Department or corporation or activity.

(8.) The Bureau shall also exercise, perform, and undertake such other powers, duties, and responsibilities as may from time to time be directed by the Governor in Council.

11. (1.) The Bureau is hereby empowered and authorised to hold any inquiry that may be necessary into any of the matters hereinbefore mentioned and in particular as to—

- (a) The income and productivity of Queensland year by year, and the estimated production of any year;
- (b) The probable economic effects of any existing regulation of labour conditions, and of any variation in those conditions, whether of wages, hours, or other matters, including the probable economic effects upon any one industry or occupation or group of industries;

* 21 Geo. V. No. 1 and amending Acts, *supra*, page 12952.

- (c) The relations between real wages and productivity, and any methods whereby it may be practicable to adjust wages to productivity; and
- (d) Such other matters of an economic nature as, in the opinion of the Bureau may be of assistance in the administration of this Act.

(2.) It shall also be the duty of the Bureau, as far as may be practicable, to promote effective measures to combat unemployment.

(3.) It shall be the duty of the Bureau to conduct any inquiry or investigation of an economic nature referred to it by the Governor in Council and to make a report thereon to the Governor in Council accordingly.

(4.) The Bureau shall also be available to advise the Governor in Council on matters connected with this Act generally and matters pertaining to alleviating unemployment and the encouragement of employment generally.

(5.) The Bureau with the approval of the Governor in Council may make rules to give effect to its powers and duties under this Act.

Recom-
mendations
of Bureau.

12. Any recommendation of the Bureau approved by the Governor in Council shall be final and binding on the Department concerned, and the administrative head of such Department to which such recommendation refers shall cause such recommendations of the Bureau to be given effect to.

Committees.

13. (1.) For the purpose of facilitating and expediting the carrying out of the functions, objects, and purposes of this Act or of the provisions of any other Act which by this Act is vested and imposed in the Bureau, the Bureau shall appoint three committees as hereinafter mentioned, namely:—

- (a) The Rural Development Committee, whose duty shall be to advise the Bureau on matters concerning the productive development of the lands of the State other than road construction;
- (b) The Roads, Mining, and General Works Committee, whose duty shall be to advise the Bureau on matters concerning the productive development of the mineral resources of the

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State; new public works, including road construction; manufacturing; building; and general trade activities and expansion;

(c) The Administrative, Finance, and Industrial Committee, whose duty shall be—

- (i.) To review statistics of employment and unemployment throughout the State;
- (ii.) To inquire into the causes and extent of unemployment within the State or any part thereof;
- (iii.) To inquire into and consider the most effective measures to be taken for temporarily or permanently reducing or eliminating unemployment within the State or any part thereof;
- (iv.) To advise the Bureau on matters relating to organisation, administration, finance, securities, payment of interest and repayment of principal, and employment and unemployment generally;

(2.) Each of such committees shall consist of not less than five members, who shall be members of the Bureau.

(3.) A member of the Bureau may be a member on one or more of such committees.

(4.) The committees shall also have such other functions, powers, and duties as may be prescribed by the Bureau, or by regulations.

14. (1.) To assist the Bureau in carrying out the objects and purposes of this Act and for the purpose of facilitating administration, the Governor in Council may on the recommendation of the Bureau from time to time by Order in Council constitute areas within the State, with defined boundaries, to be known as districts, and may in like manner and on the like recommendation alter the boundaries of a district so constituted, or abolish any such district.

(2.) For each such district there shall be constituted a District Employment Board (herein referred to as a "board") the members of which shall not exceed five.

Such members may be appointed by the Governor in Council, and shall hold office for any such period as may be determined by the Governor-in-Council not exceeding three years:

Provided that the Governor in Council may from time to time make regulations providing for the appointment, on the nomination of any prescribed body or association of persons, of any member or members of a board or for the election of the whole of the members (or the election of any prescribed number of members) and the appointment without election of the remaining members; the filling of vacancies; the conduct of such election by post or otherwise; the compilation and revision of rolls of persons entitled to vote at such elections; the method of determining the qualification of voters at such election, and the making of such list of voters conclusive evidence of the title to vote at any such election.

(3.) The duties and functions of a District Employment Board shall be determined from time to time by the Governor in Council upon the recommendation of the Bureau.

Power of
delegation.

15. (1.) For the purposes of carrying out the objects and purposes of this Act, and its powers, duties, and responsibilities thereunder, the Bureau is hereby authorised to delegate to any committee, board, or individual person the conduct of any inquiry or investigation, and may require such committee, board, or person to submit the evidence taken thereat, together with a report thereon, to the Bureau.

Bureau and
any
delegated or
authorised
person to
be a
commission.

(2.) For the purposes of this Act, the Bureau, a committee, or board, or the Director or delegated or authorised officer, or any person to whom the Bureau has delegated the conduct of any inquiry or investigation, shall be deemed to be a commission within the meaning of **The Official Inquiries Evidence Acts, 1910 to 1929*,* and all the powers, authorities, and protection afforded by that Act shall apply and extend to the Bureau, the committee, or board, or the Director or delegated or authorised officer, or to any person to whom the Bureau has delegated the conduct of any inquiry or investigation as aforesaid.

(3.) A delegation may be made in respect of any particular matter or of any class of matters or generally, or may be limited to any part of the State, and may be subject to or on such terms and conditions as the Bureau thinks fit.

* 1 Geo. V. No. 26 and 20 Geo. V. No. 2, *supra*, pages 748 and 12474.

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PART II.—
CONSTITUTION
AND POWERS
OF THE
BUREAU OF
INDUSTRY,
COMMITTEES,
AND DISTRICT
EMPLOYMENT
BOARDS.

(4.) Every delegation under this section shall be revocable at the will of the Bureau, but no delegation shall prevent the exercise of any power, duty, function, or authority of the Bureau.

16. Subject as provided in this Act, nothing in this Act shall prejudice or in any wise affect the provisions of **The Unemployed Workers Insurance Acts, 1922 to 1930* :
Construction of Unemployed Workers Insurance Acts.

Provided, however, that the Governor in Council may, by Order in Council published in the *Gazette*, direct and declare that all the powers, duties, authorities, functions, and responsibilities imposed upon, vested in, and performed by the Unemployment Council constituted under such Acts shall by virtue of such Order in Council be divested from the said Unemployment Council and shall be imposed upon, vested in, and performed by the Bureau constituted in this Act.

On the promulgation of such Order in Council, **The Unemployed Workers Insurance Acts, 1922 to 1930*," shall be and for all purposes be deemed to be construed as if for the words "Unemployment Council" or "Council" the words "Bureau of Industry" or "Bureau" constituted under "*The Bureau of Industry Act of 1932*" were respectively substituted, and all the powers, duties, authorities, functions, and responsibilities imposed and vested in the Unemployment Council by virtue of **The Unemployed Workers Insurance Acts, 1922 to 1930*," shall by virtue of the provisions of the said Order in Council be imposed upon, vested in, and performed by the Bureau of Industry constituted under this Act.

On the promulgation of such Order in Council the members of the Unemployment Council shall go out of office as members of the Unemployment Council, but the workers' representative and the employers' representative holding office as members of the Unemployment Council at the promulgation of such Order in Council may be appointed members of the Bureau of Industry constituted under this Act.

And **The Unemployed Workers Insurance Acts, 1922 to 1930*," shall be read and construed accordingly.

* 13 Geo. V. No. 28 and amending Acts, *supra*, pages 10073 *et seq.*

PART III.—
COLLECTION
OF STATISTICS
AND OFFENCES.Collection of
statistics.

PART III.—COLLECTION OF STATISTICS AND OFFENCES.

17. (1.) Subject to this Act, the Bureau, by its Secretary or other authorised officer, shall from time to time prepare and issue forms and instructions and take all necessary steps for the collection of such statistics and statistical or other information (referred to as "statistics") as may from time to time be required for the purposes of this Act or any other Act.

(2.) For the purpose of collecting any statistics for the purposes of this Act or any other Act the Bureau, by its Secretary or other authorised officer, may prepare and make available to such persons who may be required to furnish statistics, by delivery or in such manner as it thinks fit or as may be prescribed, any forms prescribed for procuring such statistics, in order that such forms may be filled up by such persons and returned to him.

(3.) Such forms shall specify the nature of the statistics required by the Bureau.

(4.) Every person to whom any such form is so made available shall insert or cause to be inserted therein the full information required thereby to the best of his knowledge and belief, and shall, within thirty days or such time as may be prescribed after the making available by the Bureau of such form to him, return the same, duly filled up, to the Secretary or to some person authorised by the Bureau to collect or receive the same.

Income tax
returns.

18. For the purposes of facilitating administration and to minimise the requirement of the furnishing by any person of returns under this Act or the furnishing of returns of like nature or similar in form and substance to forms furnished by any person under the Income Tax Acts, it is hereby declared that the Director, if he considers it necessary or desirable for the purposes of any inquiry or investigation or other matter or thing under this Act so to do, may, notwithstanding anything in **The Income Tax Act of 1924* to the contrary, have made available to him by the Commissioner of Taxes under this Act such information, except the names of the persons furnishing such forms under the Income Tax Acts, as will facilitate and minimise the furnishing of returns.

* 15 Geo. V. No. 34, *supra*, page 10945.

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*Bureau of Industry Act.*PART III.—
COLLECTION
OF STATISTICS
AND OFFENCES.

In any such case the returns furnished to the Commissioner under the Income Tax Acts shall be accepted under the circumstances as hereinbefore set forth as returns under this Act.

Moreover, the Director or officer authorised by him or any other officer of the Bureau shall preserve and aid in preserving secrecy with regard to any matter that may come to his knowledge in his official capacity in accordance with the provisions herein contained, and shall not communicate any such matter to any other person except in the performance of his duties under this Act :

Provided that, in the publication of any statistics pursuant to information received from such income tax returns, no matter of a private or confidential nature in relation to any person shall be disclosed, nor shall any publication be made as would divulge the contents of any particular return.

19. If any of the returns required under this Act are not made, or are not collected, or do not reach the hands of the Bureau, or are so imperfect as to be valueless or misleading, the Bureau may direct that such returns be made or collected anew.

Bureau may
require fresh
returns.

20. For the purpose of making any inquiries, investigations, reports, or observations necessary for the proper carrying out of this Act, the Bureau or any member or members thereof, or a District Employment Board or any member or members thereof, the Director or the Secretary, or any person authorised in writing by the Director, may at any time during working hours enter any land, factory, mine, workshop, or place where persons are employed, and may inspect the same or any part of it and all plant and machinery used in connection with it, and may make such inquiries as are prescribed or authorised by this Act.

Power of
entry and
inspection.

21. When and so often as the Registrar-General (who for the purposes of this Act is deemed to be an authorised officer of the Bureau) is required to furnish particulars with respect to any matters that may be required by the Bureau, it shall be the duty of the Registrar-General forthwith to ascertain such facts and collect such information as will enable him to compile and furnish the particulars required, and for that purpose

Duty of
Registrar-
General.

he may require returns to be furnished to him by any person or information to be given to him orally by any person, and in carrying out such duties he shall have all the powers, protection, and authorities of a commission under **“The Official Inquiries Evidence Acts, 1910 to 1929.”*

Information
to be
supplied.

22. Every person shall to the best of his knowledge and belief answer all questions asked him by the Bureau or by its duly authorised officers necessary to obtain any information required for the purpose of any statistics authorised by this Act to be collected, and on request shall furnish any information (written or oral) required for the purposes of this Act.

Publication
of statistics.

23. The Bureau (including in such term the Registrar-General) shall compile and tabulate the statistics collected pursuant to this Act, and shall, as may be prescribed, publish such statistics or abstracts thereof with observations thereon :

Exception
as to
private or
confidential
matters.

Provided that in the publication of any statistics under and for the purposes of this Act no matter of a private or confidential nature in relation to any person shall be disclosed.

Failure to
furnish
information.

24. Any person who—

- (a) Refuses or wilfully neglects to fill up or cause to be filled up a form prescribed or made available to him under this Act ;
- (b) Inserts or permits to be inserted in such form any information known by him to be false ;
- (c) Refuses or wilfully neglects, within the time prescribed, to return the form duly filled up to the Bureau or the Secretary, or to any person authorised by the Director to collect or receive the same ;
- (d) Hinders or obstructs the Bureau or any member thereof, or the Secretary, or any person acting under the authority of the Bureau or the Director, or a District Employment Board or any member thereof in the execution of any power or duty conferred or imposed by this Act,

shall be liable to a penalty not exceeding twenty pounds.

* 1 Geo. V. No. 26 and 20 Geo. V. No. 2, *supra*, pages 748 and 12474.

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*Bureau of Industry Act.*PART III.—
COLLECTION
OF STATISTICS
AND OFFENCES.

Upon the conviction of any person for any offence against this section, the court shall order such person to furnish such form with the required information contained therein as may be required by this Act within a time specified in such order, and any person who fails or neglects to duly comply with such order shall be guilty of an offence, and shall be liable to a penalty of not less than five pounds nor more than fifty pounds.

25. Any person employed in collecting or compiling statistics under this Act who divulges, makes extracts from, or publishes any information obtained under this Act except under the authority of the Bureau, shall be liable to a penalty not exceeding fifty pounds. Collectors divulging information.

26. (1.) Any person who by any act or default contravenes or fails to comply with any provision of this Act, or delays, or obstructs, or hinders the doing of any act required by this Act to be done, whether by himself or by any other person, or who aids, abets, counsels, or procures any other person to so contravene or fail to comply with any such provision, or who attempts in any wise so to do, shall be guilty of an offence against this Act. Offences against this Act.

Any person guilty of an offence against this Act shall, unless some other penalty is imposed in that behalf, be liable to a penalty of not less than one pound and not exceeding one hundred pounds.

If such person is a company, the individual person guilty of the offence, and also the managing director or other manager in Queensland of the company who knowingly permits the commission of the offence, shall each of them be liable to the like punishment.

(2.) All offences against this Act shall be heard and determined, and all penalties (including any costs and expenses ordered by the court to be paid to the Bureau pursuant to this Act) shall be recovered in a summary way by complaint under **“The Justices Acts, 1886 to 1929.”* Recovery of penalties.

(3.) Any member of the Police Force or the Secretary, or any other person authorised under the hand of the Director, may institute proceedings under this Act. Institution of proceedings.

* 50 Vic. No. 17 and amending Acts, pages 1132 *et seq.*

Any person who lays any complaint for an offence against this Act shall in the absence of evidence to the contrary be deemed to have been authorised under this Act to lay such complaint.

The production of a telegram purporting to have been received from the Secretary of the Bureau, and purporting to authorise any person to institute any prosecution for an offence under this Act or any proceedings, shall be admissible as evidence on the prosecution or proceedings, and shall be accepted as evidence of the authority of the officer to institute the prosecution or proceedings.

All proceedings for such offences may be commenced at any time within ninety days after the fact of the commission of such offence came to the knowledge of the complainant or the Bureau.

Evidence.

27. (1.) For the purposes of this Act a form shall be deemed to have been lawfully delivered when—

- (a) Served directly upon the person to whom it is addressed by any person authorised by the Bureau or Secretary ; or
- (b) Left at or forwarded by post to the usual or last-known place of abode of such person.

(2.) In any prosecution under this Act—

- (a) It shall be incumbent upon any person charged with refusing or wilfully neglecting to return a form prescribed or delivered to him as aforesaid to prove that he, within the prescribed time—
 - (i.) Delivered such form duly filled up as prescribed to the Secretary or to some person authorised by the Bureau to collect or receive the same ; or
 - (ii.) Deposited or cause to be deposited in some post office such form addressed to the Secretary or authorised person :
- (b) The production of a certificate under the hand of the Secretary or authorised officer—
 - (i.) Stating the date and contents of any letter addressed to the defendant, and the date upon which it was lawfully delivered, shall be *prima facie* evidence of the contents of such letter and the delivery thereof to the defendant ;

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COLLECTION
OF STATISTICS
AND OFFENCES.

- (ii.) Stating that any notice, form, or other document was duly made available or delivered to the defendant shall be *prima facie* evidence of the making available or delivery thereof to the defendant.
- (c) Any certificate, notice, or other document bearing the written, stamped, or printed signature of the Director or Secretary shall, until the contrary is proved, be deemed to have been duly signed by the Director or Secretary.

Judicial notice shall be taken of every such signature and of the fact that the person whose signature it purports to be holds or has held the office of Director or Secretary.

- (d) The production of the *Gazette* containing any notice purporting to be published by the Secretary or any form prescribed under this Act shall be conclusive evidence of such notice, form, or publication and of the contents thereof.

PART IV.—AMENDMENT OF STATISTICAL RETURNS ACT.

PART IV.—
AMENDMENT
OF STATISTICAL
RETURNS ACT.

28. (1.) Section four of **The Statistical Returns Act of 1896*” is repealed and a new section is inserted in lieu thereof, namely:—

Amendment
of 60 Vic.
No. 16, s. 4.

“[4.] For the purpose of collecting and publishing statistical information relating to—

Registrar-
General may
deliver forms
for procuring
information.

- (a) Population ; vital statistics ;
- (b) Immigration and emigration ;
- (c) Social statistics ;
- (d) Factories and manufacturing industries ;
- (e) Wages ;
- (f) Employment and non-employment ;
- (g) Imports and exports ;
- (h) Shipping ;
- (i) Railways and tramways and transport generally ;
- (j) Banking, insurance, and finance ;
- (k) Land tenure and occupancy ;

* 60 Vic. No. 16, *supra*, page 3279.

- (l) Agricultural, pastoral, and kindred industries ;
- (m) Mining and mining industries (including quarries) ;
- (n) Retail and distributive industries ;
- (o) Forestry ;
- (p) Fisheries ;
- (q) Local government ;
- (r) Water conservation and supply ;
- (s) Any other prescribed matters,

the Registrar-General may prepare and make available to such persons, by delivery or in such manner as he thinks fit or as may be prescribed by regulations, any forms prescribed for procuring such information in order that such forms may be filled up by such persons and returned to him.

Such forms shall specify the nature of the information required by the Registrar-General.

Every person to whom any such form is so made available shall insert or cause to be inserted therein the full information required thereby to the best of his knowledge and belief, and shall, within thirty days after the making available by the Registrar-General of such form to him, return the same, duly filled up, to the Registrar-General or to some person authorised by the Registrar-General to collect or receive the same."

Saving of
19 Vic. No.
34, 31 Vic.
No. 7, 57
Vic. No. 10,
and 60 Vic.
No. 16.

(2.) Subject to the amendments hereinbefore made, nothing in **"The Bureau of Industry Act of 1932"* shall prejudice or otherwise affect the operations of †*"The Registration of Births Deaths and Marriages Act of 1855,"* ‡*"The Amended Registration Act of 1867,"* §*"The Stock Returns Act of 1893,"* and ¶*"The Statistical Returns Act of 1896."*

Extension of
powers of
this Act as
to furnishing
and
collection
of returns.

(3.) Provided always that, for the more effectual administration and collection of statistical information under †*"The Registration of Births Deaths and Marriages Act of 1855,"* ‡*"The Amended Registration Act of 1867,"* §*"The Stock Returns Act of 1893,"* and ¶*"The Statistical Returns Act of 1896"* (as hereinbefore amended),

* 23 Geo. V. No. 25 (this Act).

† 19 Vic. No. 34, *supra*, page 3268.

‡ 31 Vic. No. 7, *supra*, page 3276.

§ 57 Vic. No. 10, *supra*, page 3277.

¶ 60 Vic. No. 16. *supra*, page 3279.

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*Bureau of Industry Act.*PART IV.—
AMENDMENT
OF STATISTICAL
RETURNS ACT.

the provisions of **"The Bureau of Industry Act of 1932"* having reference to the furnishing, collection, and the enforcement of the furnishing and collection of statistics thereunder, shall *mutatis mutandis* apply and extend to the furnishing, collection, and enforcement of the furnishing and collection of statistics under †*"The Registration of Births Deaths and Marriages Act of 1855,"* ‡*"The Amended Registration Act of 1867,"* §*"The Stock Returns Act of 1893,"* and ||*"The Statistical Returns Act of 1896"* (as hereinbefore amended) :

(4.) Provided further, that the statistical returns furnished in accordance with †*"The Registration of Births Deaths and Marriages Act of 1855,"* ‡*"The Amended Registration Act of 1867,"* §*"The Stock Returns Act of 1893,"* and ||*"The Statistical Returns Act of 1896"* (as hereinbefore amended) may be utilised in connection with the Bureau constituted under this Act, and to the intent and purposes that such returns shall be and be deemed to be returns also for the purposes of this Act, and the Registrar-General and officers of the Department of the Registrar-General shall be and be deemed authorised officers under and for the purposes of this Act and the Bureau so established:

Statistical
returns
under 19 Vic.
No. 34,
31 Vic.
No. 7, 57 Vic.
No. 10, and
60 Vic.
No. 16 to
be returns
under this
Act.

(5.) Provided further, that the Bureau shall have authority and power to instruct the Registrar-General for the purpose of furnishing any statistics that may be required for the purposes of **"The Bureau of Industry Act of 1932"* and the Registrar-General for the purpose of furnishing such returns, and the officers of his sub-Department shall be and be deemed authorised officers under and for the purposes of **"The Bureau of Industry Act of 1932."*

Registrar-
General may
be instructed
to furnish
returns of
statistics.

PART V.—MISCELLANEOUS.

PART V.—
MISCEL-
LANEOUS.

29. In addition to and without in any way limiting the powers of the Governor in Council or the Minister under this Act or ¶*"The Unemployed Workers Insurance Acts, 1922 to 1930,"* the Governor in Council is hereby empowered from time to time by Order in Council to issue such orders and give such directions and prescribe

General
powers.

* 23 Geo. V. No. 25 (this Act).

† 19 Vic. No. 34, *supra*, page 3268.‡ 31 Vic. No. 7, *supra*, page 3276.§ 57 Vic. No. 10, *supra*, page 3277.|| 60 Vic. No. 16, *supra*, page 3279.¶ 13 Geo. V. No. 28 and amending Acts, *supra*, pages 10073 *et seq*

such rules as will in his judgment be calculated to safeguard the requirements and well-being of the people and to give full effect to the objects and purposes of this Act. And every such order, direction, and rule shall have the force of law and shall be obeyed.

Orders in
Council.

30. (1.) Any Order in Council made under this Act may be of general application or refer to certain classes of cases or to any particular case.

(2.) All Orders in Council made or purporting to be made under this Act shall be published in the *Gazette*, and shall when published have the same force as if they were enacted in this Act and shall be judicially noticed, and shall not be questioned in any proceeding whatsoever.

(3.) The Governor in Council may, by another Order in Council, amend or rescind any Order in Council.

Regulations.

31. (1.) The Governor in Council may from time to time make such regulations providing for all or any purposes, whether general or to meet particular cases, as may be convenient for the administration of this Act, or as may be necessary or expedient to carry out the objects and purposes of this Act.

Without limiting the generality of the foregoing provisions, such regulations may provide for all or any of the following matters:—

Business.

(a) Prescribing the functions, duties, powers, business, and proceedings of the Bureau or of any committee thereof, or of any District Employment Board, the meetings thereof, the quorum, the delegation of powers, the duties of secretary or other officers, and the keeping of proper minutes of meetings of the Bureau, committee, or District Employment Board, and the signing of documents and use of the official seal;

Notices.

(b) Prescribing the method of giving or service of notices, orders, demands, or requirements by the Bureau, or any member, or Director or Secretary or any authorised officer thereof;

Elections of
members.

(c) Making all necessary provision for and regulating the conduct by post or otherwise of the election from time to time of members,

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*Bureau of Industry Act.*PART V.—
MISCEL-
LANEOUS.

other than *ex officio* members, of the Bureau or District Employment Board ; compilation and revision of rolls of persons entitled to vote at elections ; method of determining the qualification of voters, making the list of electors conclusive evidence of the title to vote at any such election ; settlement of disputed elections or questions arising out of or in connection with any election or poll and the tenure of office of such members ; the filling of casual vacancies therein arising from death, retirement, or resignation ; the appointment of a deputy to act for any member in the event of illness, absence, or other cause ;

- (d) The fees, allowances, and travelling expenses Fees, allow-
ances, &c. which may be paid to members of the Bureau or any District Employment Board ;
- (e) Prescribing forms of returns and statistics to Returns. be made and furnished to the Bureau and the contents thereof, and the persons by whom the same shall be made and the time and mode of making and furnishing the same ;
- (f) Provisions relating to secrecy in respect of trade secrets or the financial position of any person, or the contents of any books or documents produced before the Bureau, or other provisions as to secrecy as may be prescribed ;
- (g) All matters required or permitted by this Act General. to be prescribed ;
- (h) Generally to give effect to the objects and purposes of this Act.

(2.) The regulations may fix a penalty, not exceeding Penalties. in any case twenty pounds, for any breach thereof.

(3.) Any such regulations may be made on the Regulations
may be
made on the
passing of
this Act. passing of this Act.

(4.) All Orders in Council and regulations made or Regulations
and Orders
in Council. purporting to have been made under this Act, upon being published in the *Gazette*, shall have the same force and effect as if they were enacted in this Act and shall be judicially noticed, and their validity shall not be questioned in any proceedings whatever.

Such Orders in Council and regulations shall be laid before the Legislative Assembly within fourteen days after such publication if Parliament is in session; or, if not, then within fourteen days after the commencement of the next session.

If the Legislative Assembly passes a resolution disallowing any such regulation, of which resolution notice has been given at any time within fourteen sitting days after such regulation has been laid before it, such regulation shall thereupon cease to have effect, but without prejudice to the validity of anything done in the meantime.

Annual
report.

32. As soon as may be after the thirtieth day of June in each year the Minister shall submit to Parliament a report of the work of the Bureau during the financial year just closed.

INTEREST REDUCTION.

See COMMONWEALTH AND STATES (FINANCIAL EMERGENCY RELIEF).

INTERSTATE DESTITUTE PERSONS' RELIEF.

See MARRIAGE AND DIVORCE.

JUDGMENTS, RELIEF RE.

See COMMONWEALTH AND STATES.

JUDICIAL PROCEEDINGS.

See PRINTING AND NEWSPAPERS.