



ANNO SEXTO

# GEORGII VI REGIS.

A.D. 1942.

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## No. 20 of 1942.

An Act to enact certain provisions relating to producer gas equipment.

[Assented to 12th November, 1942.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short title.

1. This Act may be cited as the "Producer Gas Equipment Act, 1942".

Interpretation.

2. In this Act, unless the context otherwise requires or some other meaning is clearly intended—

"approved producer gas equipment" means producer gas equipment which is, or is similar in all respects to, equipment in respect of which a certificate of approval has been granted under the National Security (Gas Producer) Regulations of the Commonwealth, or any other regulations substituted therefor, and which has been manufactured in accordance with the conditions contained in the certificate of approval :

"hire purchase agreement" means an agreement whereby a person agrees to hire a motor vehicle and obtains an option to purchase it :

"hirer" means a person who takes a motor vehicle on hire under a hire purchase agreement or any person in whom the rights of the hirer are for the time being vested :

"motor vehicle" means a vehicle the motive power of which is an internal combustion engine :

"producer gas" means gas which is produced by the incomplete combustion of solid fuel and whose active

constituent is chiefly carbon monoxide, but does not include gas produced at a fixed station and distributed through mains for consumption at a distance from the place of production :

“ producer gas equipment ” means equipment for the generation of producer gas, and includes all parts and accessories used in connection with such equipment.

3. The ownership of any producer gas equipment shall not be affected by reason only of the fact that the equipment is attached to a motor vehicle ; but any such equipment so attached shall be the property of the person to whom it would belong if not so attached.

Ownership of producer gas equipment.

4. (1) Where a motor vehicle is held under a hire purchase agreement and all the obligations of the hirer under the agreement, so far as they are required to be performed up to the time of giving the notice hereinafter mentioned, have been performed, the hirer shall, subject to any express agreement to the contrary, be entitled to affix or attach to the vehicle any approved producer gas equipment : Provided that the hirer shall give not less than four clear days notice in writing to the owner of the motor vehicle stating his intention to affix or attach the producer gas equipment to the vehicle.

Right to affix producer gas equipment to motor vehicles on hire purchase.

(2) This section shall remain in operation only during the continuance of the war in which the Commonwealth is engaged on the passing of this Act and for a period of six months thereafter.

5. Where—

(a) producer gas equipment has been affixed or attached to a motor vehicle by a person holding that vehicle under a hire purchase agreement ; and

(b) the equipment is not owned by the owner of the vehicle ; and

(c) the vehicle has been lawfully repossessed by the owner, then the hirer shall, subject to any agreement to the contrary, be liable to remove the producer gas equipment from the vehicle and to make good as far as possible all damage caused to the vehicle by the affixing or attaching and removal of the equipment.

Liability of hirer of vehicle in relation to producer gas equipment.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

C. M. BARCLAY-HARVEY, Governor.