



ANNO SEPTIMO

# GEORGII VI REGIS.

A.D. 1943.

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## No. 18 of 1943.

### An Act to amend the Adoption of Children Act, 1925-1940.

[Assented to 16th December, 1943.]

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

**Short titles.**

1. (1) This Act may be cited as the "Adoption of Children Act Amendment Act, 1943."

(2) The Adoption of Children Act, 1925-1940, as amended by this Act, may be cited as the "Adoption of Children Act, 1925-1943."

(3) The Adoption of Children Act, 1925-1940, is hereinafter referred to as "the principal Act".

**Amendment of  
s. 2 of principal  
Act—  
Interpretation.**

2. Section 2 of the principal Act is amended by inserting therein after the definition of "deserted child" the following definition :—

"Minister" means the Minister of the Crown to whom for the time being the administration of this Act is committed by the Governor :

**Amendment of  
s. 5 of principal  
Act—  
Inquiry by  
court.**

3. Section 5 of the principal Act is amended—

(a) by striking out the word "and" in the second line of paragraph (d) of subsection (1) thereof ;

(b) by adding at the end of paragraph (e) of subsection (1) thereof the word 'and' ;

(c) by adding at the end of subsection (1) thereof the following paragraph :—

(f) may require to be produced to the court the certificate of a legally qualified medical practitioner as to the results of a general medical examination of the child, the applicant for the adoption of the child, or the spouse of the applicant, or any of them, which was made at any time within three months before the hearing of the application, or may require any such examination to be made and the certificate of the legally qualified medical practitioner by whom the examination is made to be produced to the court.

4. The following section is enacted and inserted in the principal Act after section 18 thereof :—

Amendment of  
principal  
Act—

19. (1) The Minister may make arrangements with the Minister administering any law relating to the adoption of children in any other State or in any territory of the Commonwealth for the transmission to him of copies of orders of adoption made in that State or territory concerning children born in South Australia (including orders for the variation, reversal or discharge of such orders) and for the transmission by him of orders for adoption made in South Australia concerning children born in that State or territory (including orders for the variation, reversal or discharge of such orders).

Reciprocal  
arrangements  
for  
transmission  
of adoption  
orders.

(2) Where a copy of an order of adoption made in any other State or any territory of the Commonwealth or a copy of an order for the variation, reversal or discharge of any such order of adoption is received in pursuance of an arrangement made under subsection (1), it shall be filed in the office of the Principal Registrar of Births, Deaths and Marriages who shall, as nearly as may be, deal with the copy as if it were an order of adoption or, as the case may be, an order for the variation, reversal or discharge of such an order, made under this Act and communicated to the Principal Registrar by the court.

(3) Any document purporting to be certified as a copy of an order of adoption made in any other State or any territory of the Commonwealth or as a copy of an order for the variation, reversal or discharge of any such order of adoption shall, until the contrary is proved, be deemed to be a copy of the order and the person appearing to have certified the copy shall, until the contrary is proved, be deemed to have been the proper person to certify the document.

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(4) In this section "territory of the Commonwealth" means any territory governed by the Commonwealth, including any territory governed by the Commonwealth under a mandate.

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

C. M. BARCLAY-HARVEY, Governor.