



ANNO VICESIMO

ELIZABETHAE II REGINAE

A.D. 1971

No. 47 of 1971

An Act to amend the Local and District Criminal
Courts Act, 1926-1971.

[Assented to 26th August, 1971]

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 "Local and District Criminal
Courts Act Amendment Act (No. 2), 1971".

(2) The Local and District Criminal Courts Act, 1926-1971, as
amended by this Act, may be cited as the "Local and District
Criminal Courts Act, 1926-1971".

(3) The Local and District Criminal Courts Act, 1926-1971, is
hereinafter referred to as "the principal Act".

**Amendment of
principal Act,
s. 63—
Powers of Full
Court on
hearing of
appeal.**

2. Section 63 of the principal Act is amended by striking out
from paragraph (b) of subsection (1) the passage "or he".

**Enactment of
s. 340a of
principal Act—**

3. The following section is enacted and inserted in the principal
Act immediately after section 340 thereof:—

**Power of Crown
Prosecutor and
others
appointed by
Attorney-
General as to
informations,
etc.**

340a. (1) It shall be lawful for the Attorney-General by
writing under his hand to appoint the Crown Prosecutor, or
any person named therein, to represent him on all matters
before District Criminal Courts or on all or any particular
matters before any District Criminal Court and in the name
and on behalf of the Attorney-General to—

(a) present any information which the Attorney-General might have presented;

and

(b) amend any information which has been signed by or on behalf of the Attorney-General, before it is presented to the Court.

(2) The Crown Prosecutor or other person so appointed may, so long as the appointment has not expired or been revoked, represent the Attorney-General on all or any matters before District Criminal Courts, or on that particular matter or those particular matters before that Court, as the case may be, and any information so presented or amended shall be deemed for all purposes to have been presented or amended, as the case may be, by the Attorney-General.

(3) An appointment under subsection (1) of this section of some other person to represent the Attorney-General on any particular matter before any District Criminal Court does not revoke a general appointment under that subsection of the Crown Prosecutor to represent the Attorney-General on all matters before District Criminal Courts.

(4) An appointment under this section is revocable at will and does not prevent the Attorney-General himself from appearing and being heard on any matter before a District Criminal Court or from presenting or amending any information and any such appearance by the Attorney-General or presentation or amendment of an information by him does not of itself have the effect of revoking an appointment under subsection (1) of this section.

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

J. W. HARRISON, Governor.