

Act No. 77, 1900.

FRIENDLY
SOCIETIES
(AMENDMENT.)

An Act to amend the Friendly Societies Act, 1899. [11th December, 1900.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Construction and
short title.

1. This Act shall be construed as one with the Friendly Societies Act, 1899 (hereinafter called the Principal Act), and may be cited as the "Friendly Societies (Amendment) Act, 1900."

Sec. 8 of Principal
Act not to apply to
certain societies.

2. The provisions of section eight of the Principal Act shall not apply in respect of any society registered before the commencement of that Act.

Amendment of
section 91 of
Principal Act.

3. The period of twelve months mentioned in section ninety-one of the Principal Act shall be deemed to have been and to be a period of two years.

Registrar by consent
may hear and
determine disputes.

4. (1) The parties to a dispute in a registered society or branch may by mutual consent, unless the rules of the society or branch expressly forbid it, refer the dispute to the registrar.

(2) The registrar, with the consent of the Colonial Secretary either by himself or by one deputed by him for the purpose, shall hear and determine a dispute referred to him, and shall have power to order the expenses of determining the dispute, to be paid either out of the funds of the society or branch, or by such parties to the dispute as he may think fit, and his determination and order shall have the same effect and be enforceable in like manner as a decision made in the manner directed by the rules of the society or branch.

(3) When a dispute is referred as aforesaid the registrar or officer so deputed by him may administer oaths and may require the attendance of all parties concerned, and of witnesses, and the production of all books and documents relating to the matter in question.

Procedure where
rules do not apply
or where no decision
made.

5. Where the rules contain no direction as to disputes, or where no decision is made on a dispute within forty days after application to the society or branch for a reference under its rules, the member or
person

Governor-General's Establishment Contribution.

person aggrieved may apply either to the District Court, or to a stipendiary or police magistrate, or two justices of the peace sitting as a court of petty sessions, and the court to which application is so made may hear and determine the matter in dispute; but in the case of a society with branches the said forty days shall not begin to run until application had been made in succession to all the bodies entitled to determine the dispute under the rules of the society or branch, so however that no rules shall require a greater delay than three months between each successive determination.

Co-operative Trading and Industrial Societies.

6. The registrar may, at the request of such number of members as represent five-sixths of the shares in the society, cancel the registry of a society registered under Part V of the Friendly Societies Act of 1873, and register such society under the provisions of section six of the Friendly Societies Act, 1899, provided that the rules and constitution of the society shall first be made to accord with the provisions of the said section, and that it is proved to the satisfaction of the registrar that the requirements of the creditors of the society have been fully met.

Change in registry.