

TECHNICAL EDUCATION (NULLIFICATION OF PROCLAMATION) ACT.

Act No. 52, 1941.

An Act to nullify a certain proclamation published pursuant to the Technical Education Act, 1940; to amend the said Act in certain respects; to validate certain matters; and for purposes connected therewith. [Assented to, 7th November, 1941.]

George VI.
No. 52, 1941.

BE it enacted by the King'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:—

1. (1) This Act may be cited as the "Technical Education (Nullification of Proclamation) Act, 1941." Short title.

(2) This Act shall be deemed to have commenced on the ninth day of May, 1941.

(3)

**Technical Education (Nullification of Proclamation)
Act.**

No. 52, 1941.

**Nullifica-
tion of
proclama-
tion.**

(3) This Act shall be read and construed with the Technical Education Act, 1940.

2. The proclamation published in the Government Gazette, No. 57, of the ninth day of May, 1941, pursuant to section forty-one of the Technical Education Act, 1940, shall be and shall be deemed always to have been void and of no effect:

Provided that—

(a) any act, matter or thing done on or after the first day of July, one thousand nine hundred and forty-one, and before the date upon which the assent of His Majesty to this Act is signified (which date is in this proviso hereinafter referred to as the "date of assent") by the Minister, the Superintendent of Technical Education, the Technical Education Board, a district council, the principal or any officer or employee, which would have been valid if this Act had not been enacted, is hereby validated; and

(b) where, by reason of the operation of paragraph (a) of this proviso, any rights are acquired or any liabilities are incurred by a district council or by the Technical Education Board, the following provisions shall have effect:—

(i) All moneys liquidated and unliquidated claims which, immediately before the date of assent, are payable to or recoverable by a district council or by the Technical Education Board shall be moneys liquidated and unliquidated claims payable to or recoverable by or on behalf of the Crown;

(ii) All suits, actions and proceedings pending immediately before the date of assent at the suit of a district council or the Technical Education Board shall be suits, actions and proceedings pending at the suit of or on behalf of the Crown;

(iii)

(iii) The Crown or the person acting for or **No. 52, 1941.**
on behalf of the Crown may pursue the
same remedies for the recovery of any
such moneys and claims and for the
prosecution of such suits, actions and
proceedings as the district council or
the Technical Education Board might
have done but for this Act.

3. The Technical Education Act, 1940, is amended— **Amendment
of Act No.
20, 1940,
s. 41.
(Transfer
of powers.)**

- (a) by omitting from subsection one of section forty-one the words “by the Governor and notified by proclamation published in the Gazette” and by inserting in lieu thereof the words “by any Act passed after the date upon which the assent of His Majesty to the Technical Education (Nullification of Proclamation) Act, 1941, is signified”;
- (b) by omitting subsection five of the same section.
