



New South Wales

BANK MERGERS (APPLICATION OF LAWS) ACT 1996— PROCLAMATION

(L.S.) G. SAMUELS, Governor.

I, the Honourable Gordon Samuels AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 4 of the *Bank Mergers (Application of Laws) Act 1996 (NSW Act)*, do, by this my Proclamation, declare the *Westpac/Challenge Act 1996* of South Australia (*SA Act*) to be a law to which the NSW Act applies subject to the following exclusions, modifications and supplementations under section 5 (2) of the NSW Act:

- (a) section 2 (Commencement) is excluded from the operation of the NSW Act,
- (b) references to “the State” or “this State” are to be read as references to the State of New South Wales,
- (c) references to the *Corporations Law* are to be read as references to the *Corporations Law* of this State,
- (d) the reference to the Victorian Act in section 6 (Application of Act in relation to banking business transferred under the Victorian Act) is to be read as a reference to the SA Act as well as the Victorian Act (as defined in the SA Act),
- (e) the reference to sections 46 to 52 of the *Evidence Act 1929* in section 13 (Evidence) in relation to banking records is to be read as a reference to the definition of **document** in the Dictionary of the *Evidence Act 1995* of this State,
- (f) section 15 (Payment in lieu of State taxes and charges) is excluded from the operation of the NSW Act,
- (g) the reference in section 18 (Excluded assets) to the Registrar-General is to be read as a reference to the Registrar-General of this State, and
- (h) in its application as a law of this State, the interpretation of the SA Act is (subject to this proclamation and the NSW Act) to be governed by the *Acts Interpretation Act 1915* of South Australia.

A requirement has been made under section 6 of the NSW Act that a written undertaking to pay an amount for taxes, charges, duties or other imposts to the Treasurer by 15 November 1996 be provided. The declaration under this

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proclamation takes effect on and from 1 October 1996 or when the Treasurer has given a certificate under section 6 (4) of the NSW Act to the effect that the requirement has been carried out, whichever is the later.

Signed and sealed at Sydney, this 27th day of September 1996.

By His Excellency's Command,

MICHAEL EGAN, M.L.C.,
Treasurer.

GOD SAVE THE QUEEN!
