

# OATHS (AMENDMENT) ACT.

Act No. 12, 1936.

An Act to amend the Oaths Act, 1900, in certain respects. [Assented to, 13th May, 1936.] Edward VIII,  
No. 12, 1936.

**B**E 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 "Oaths (Amendment) Act, 1936." Short title.

(2) The Oaths Act, 1900, as amended by subsequent Acts, is in this Act referred to as the Principal Act.

(3) The Principal Act as amended by this Act may be cited as the Oaths Act, 1900-1936.

**2.**

**Oaths (Amendment) Act.**

No. 12, 1936.

Amendment  
of Act No. 20,  
1900, s. 4.Oath of  
allegiance.Fourth  
Schedule.

Sec. 21.

New subsec.  
(2).

New sec. 21A.

Penalty for  
taking and  
receiving  
statutory  
declaration  
without  
authority.Amendment  
of Act No. 5,  
1916, s. 4.**2.** (1) The Principal Act is amended—

(a) by omitting section four and by inserting in lieu thereof the following new section :—

4. The form in the Second Schedule shall, subject to section six, be the form of oath of allegiance taken by all persons liable to take the said oath.

(b) by omitting from the Fourth Schedule the words “this colony” and by inserting in lieu thereof the words “the State of New South Wales”;

(c) by adding at the end of section twenty-one the following new subsection :—

(2) Any statutory declaration taken and received prior to the commencement of the Oaths (Amendment) Act, 1916, before any commissioner of the court for taking affidavits, shall be deemed to have been duly taken and received.

(d) by inserting next after section twenty-one the following new section—

21A. (1) Any person who, not being by law authorised to take and receive a statutory declaration—

(a) falsely pretends to be so authorised; or

(b) takes and receives a statutory declaration shall be guilty of an offence against this section.

(2) Any person who takes and receives a statutory declaration in any capacity in which he is not by law authorised to act shall be guilty of an offence against this section.

(3) Any person who is guilty of an offence against this section shall on summary conviction before a stipendiary or police magistrate be liable to imprisonment for a term not exceeding twelve months or to a penalty not exceeding one hundred pounds.

(2) The Oaths (Amendment) Act, 1916, is amended by omitting subsection two of section four.