

**THE  
STATUTE LAW REVISION ACTS, 1908 to 1959**

**Statute Law Revision Act of 1908, 8 Edw. 7 No. 18**

Amended by

**Statute Law Revision Act Amendment Act of 1959, 8 Eliz. 2 No. 47**

An Act for the Revision of the Statute Law.

[Assented to 23 December 1908]

**1. Short title.** This Act may be cited as "The Statute Law Revision Act of 1908."

Collective title conferred by Statute Law Revision Act Amendment Act of 1959, 8 Eliz. 2 No. 47, s. 1 (3).

**2. Repeal. Schedule I.** The Acts mentioned in the First Schedule to this Act are repealed to the extent therein expressed:

Provided that—

- (i) The repeal by this Act of any enactment or Schedule shall not affect any enactment in which such enactment or Schedule has been applied, incorporated, or referred to;
- (ii) When an enactment hereby repealed is a repealing enactment contained in an Act which re-enacts with or without modification the provisions of a former Act, references in any other Act to the provisions repealed by such repealing enactment shall, unless the contrary intention appears, be construed as references to the provisions so re-enacted;
- (iii) This Act shall not affect the validity, invalidity, effect, or consequences of anything already done or suffered, or any existing status or capacity, or any right, title, obligation, or liability already acquired, accrued, or incurred, or any remedy or proceeding in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim, or demand, or any indemnity, or the proof of any past act or thing;
- (iv) This Act shall not affect any principle or rule of law or equity or established jurisdiction, form or course of pleading, practice or procedure, or the general or public nature of any Act, or any existing usage, franchise, liberty, custom, privilege, restriction, exemption, office, appointment, payment, allowance, emolument, or benefit, or any prospective right, notwithstanding that the same respectively may have been in any manner affirmed, recognised, or derived by, in, or from any enactment hereby repealed;
- (v) This Act shall not revive or restore any jurisdiction, office, duty, fee, payment, franchise, liberty, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure, form of punishment, or other matter or thing not now existing or in force.

With the proviso, cf. the Acts Interpretation Acts, 1954 to 1962, ss. 19, 20.

**3. Reprinting of amendments.** Where an enactment in any Act amends any prior Act—

- (a) Merely by the omission of words; or
- (b) Merely by the addition of words; or
- (c) By the omission of words and the insertion of other words, whether in lieu of the omitted words or not, or by the omission of the whole of an enactment, with or without the substitution of another enactment therefor,

in every such case it shall be sufficient in any future edition of the Statutes of Queensland or for reprinting the prior Act to reprint such prior Act as amended by the subsequent enactment, and it shall not be necessary to reprint the subsequent enactment by which such amendment is made.

**Schedule II.** The foregoing provision shall, without limiting its operation with respect to other Acts now in force or hereafter to be passed, apply to the Acts and groups of Acts mentioned in the Second Schedule to this Act.

Amended by Act of 1959, s. 2.

- 4. Amended Acts Shortening Act Amendment Act of 1903, s. 8 (2).
- 5. Amended Acts in Schedule III.

SCHEDULE I

[Section 2]

By this Schedule and s. 2, certain sections and provisions of certain Acts were repealed. The amendments so made have been carried out in this Reprint.

[Section 3]

## SCHEDULE II

Many of the Acts which appeared in this Schedule have since been repealed. They are not reprinted here.

Of the Acts which are reprinted here a number have been amended since this Schedule was enacted and their collective titles altered in accordance with s. 8 (2) of The Acts Citation Act of 1903 or by the amending Act.

Subject Matter	Names of Acts
Audit .. .. .	The Audit Acts, 1874 to 1906
Banks .. .. .	The Government Savings Bank Stock Acts, 1894 to 1897
Boundaries .. .. .	The Central and Northern Districts Boundaries Act of 1900
Bridges .. .. .	The Victoria Bridge Act of 1897 The Victoria Bridge Act Amendment Act of 1898
Companies .. .. .	The Queensland Trustees, Limited, Acts, 1888 and 1892 The Union Trustee Company of Australia, Limited, Acts, 1890 and 1892
Criminal Law .. .. .	The Criminal Code Act, 1899 The Criminal Code Correction of Errors Act of 1900
Education .. .. .	The State Education Acts, 1875 to 1900
Exchange .. .. .	The Bills of Exchange Acts, 1884 to 1905*
Justices .. .. .	The Justices Acts, 1886 to 1892
Local Authorities .. .. .	The Local Authorities Act Amendment Act of 1905 The Local Works Loans Acts, 1880 to 1899 The City of South Brisbane Loan Acts, 1901 to 1906
Meat and Dairy Produce .. .. .	The Meat and Dairy Produce Encouragement Acts, 1893 to 1904
Mercantile .. .. .	The Mercantile Acts, 1867 to 1896
Mining .. .. .	The Mining Acts, 1898 to 1902
Practice .. .. .	The Judicature Act
Stamps .. .. .	The Stamp Act, 1894 The Stamp Act Amendment Act of 1904
Succession .. .. .	The Succession and Probate Duties Acts, 1892 to 1906
Supreme Court .. .. .	The Supreme Court Acts, 1861 to 1903
Trustees and Executors .. .. .	The Trustees and Executors Acts, 1897 to 1906

\* Apparently superseded by Commonwealth legislation.

SCHEDULE III

[Section 5]

By this Schedule and s. 5, certain corrections were made in certain Acts. Reference to such corrections will be found in the notes to the provisions corrected.

8 EDW. VII. No. 18, 1908. *Statute Law Revision.*

**THE STATUTE LAW REVISION ACT OF 1908.**

An Act for the Revision of the Statute Law.

8 EDW. VII.  
No. 18.

THE STATUTE  
LAW REVISION  
ACT OF 1908.

[ASSENTED TO 23RD DECEMBER, 1908.]

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 Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as "*The Statute Law Revision Act of 1908.*" Short title.
2. The Acts mentioned in the First Schedule to this Act are repealed to the extent therein expressed: Repeal.  
Schedule I.

Provided that—

- (i.) The repeal by this Act of any enactment or Schedule shall not affect any enactment in which such enactment or Schedule has been applied, incorporated, or referred to;
- (ii.) When an enactment hereby repealed is a repealing enactment contained in an Act which re-enacts with or without modification the provisions of a former Act, references in any other Act to the provisions repealed by such repealing enactment shall, unless the contrary intention appears, be construed as references to the provisions so re-enacted;
- (iii.) This Act shall not affect the validity, invalidity, effect, or consequences of anything already done or suffered, or any existing status or capacity, or any right, title, obligation, or liability already acquired, accrued, or incurred, or any remedy or proceeding in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim, or demand, or any indemnity, or the proof of any past act or thing;
- (iv.) This Act shall not affect any principle or rule of law or equity or established jurisdiction, form or course of pleading, practice or procedure, or the general or public nature of any Act, or any existing usage, franchise, liberty, custom, privilege, restriction, exemption, office, appointment, payment, allowance, emolument, or benefit, or any prospective right, notwithstanding that the same respectively may have been in any manner affirmed, recognised, or derived by, in, or from any enactment hereby repealed;
- (v.) This Act shall not revive or restore any jurisdiction, office, duty, fee, payment, franchise, liberty, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure, form of punishment, or other matter or thing not now existing or in force.

3. Where an enactment in any Act amends any prior Act—

- (a) Merely by the omission of words; or
- (b) Merely by the addition of words; or
- (c) By the omission of words and the insertion of other words, whether in lieu of the omitted words or not, or by the omission of the whole of an enactment, with or without the substitution of another enactment therefor,

Reprinting of  
amendments.

in every such case it shall be sufficient in any future edition of the Statutes of Queensland to reprint such prior Act as amended by the subsequent enactment, and it shall not be necessary to reprint the subsequent enactment by which such amendment is made.

Schedule II. The foregoing provision shall, without limiting its operation with respect to other Acts now in force or hereafter to be passed, apply to the Acts and groups of Acts mentioned in the Second Schedule to this Act.

4 and 5.\*

[Section 2.]

SCHEDULE I.†

[See section 3.]

SCHEDULE II.

Subject Matter.	Names of Acts.
Aboriginals ... ..	The Aboriginals Protection and Restriction of the Sale of Opium Acts, 1897 to 1901
Acts ... ..	The Acts Shortening Acts
Agricultural Bank ... ..	The Agricultural Bank Acts, 1901 to 1905
Audit ... ..	The Audit Acts, 1874 to 1906
Banks ... ..	The Government Savings Bank Stock Acts, 1894 to 1897 Government Savings Bank Act of 1864 The Savings Bank Amending Act of 1882 The Government Savings Bank Acts Amendment Act of 1896 The Bank Holidays Acts, 1904-1906
Bills of Sale ... ..	The Bills of Sale Acts, 1891 to 1896
Boundaries ... ..	The Central and Northern Districts Boundaries Act of 1900
Brands ... ..	The Brands Acts
Bridges ... ..	The Victoria Bridge Act of 1897 The Victoria Bridge Act Amendment Act of 1898
Companies ... ..	The Queensland Trustees, Limited, Acts, 1888 and 1892 The Union Trustee Company of Australia, Limited, Acts, 1890 and 1892
Criminal Law ... ..	The Criminal Code Act, 1899 The Criminal Code Correction of Errors Act of 1900
† See in Gazette. Dairy Produce ... ..	The Dairy Produce Act, ‡ 1904 to 1905
District Courts ... ..	The District Courts Act, 1891 The District Courts Act, 1897
Education ... ..	The State Education Acts, 1875 to 1900
Elections ... ..	The Elections Acts, 1885 to 1908
Exchange ... ..	The Bills of Exchange Acts, 1884 to 1905 §
Factories and Shops ... ..	The Factories and Shops Acts, 1900 to 1908
Fencing ... ..	The Fencing Act of 1861 The Fencing Act of 1861 Extension Act of 1897
Fire Brigades ... ..	The Fire Brigades Acts, 1881 to 1902
Fisheries ... ..	The Pearl-shell and Bêche-de-Mer Fishery Acts, 1891 to 1898
Gaming ... ..	The Totalisator Tax Act, 1892 The Totalisator Tax Amendment Act of 1902
Harbour Boards ... ..	The Harbour Boards Acts, 1892 to 1900 The Harbour Dues and Harbour Boards Acts Amendment Act of 1905 The Harbour Boards Acts Amendment Act of 1906 The Rockhampton Harbour Board Acts, 1895 to 1906 The Townsville Harbour Board Act, 1895 The Townsville Harbour Board Act, 1895, Amendment Act of 1897

\* Section 4 amended section 8 (2) of "The Acts Shortening Act Amendment Act of 1903" *supra*, this title. By section 5, certain corrections set forth in the Third Schedule were made in certain Acts. These corrections have been made and noted in this edition.  
† By this Schedule certain sections and provisions of certain Acts were repealed. These repeals have been noted in this edition.  
§ Apparently superseded by Commonwealth legislation.

1908.

## Statute Law Revision.

## SCHEDULE II.—continued.

Subject Matter.	Names of Acts.
Harbour Dues ... ..	The Harbour Dues Act of 1892 The Harbour Dues Act of 1893 The Harbour Dues Act of 1895 The Harbour Dues and Harbour Boards Acts Amendment Act of 1905
Income Tax ... ..	The Harbour Dues Acts Amendment Act of 1906 The Income Tax Act of 1902 The Income Tax Act Amendment Act of 1902 The Income Tax Act Amendment Act of 1904 The Income Tax Act Amendment Act of 1906 The Income Tax Act Amendment Act of 1907
Juries ... ..	The Jury Acts, 1867 to 1898
Justices ... ..	The Justices Acts, 1886 to 1892
Lands ... ..	The Small Debts Acts, 1867 to 1894 The Land Acts, 1897 and 1902* The Land Acts Amendment Act of 1905* The Land Acts Amendment Act of 1908* The Special Selections Act of 1901† The Special Agricultural Selections Act of 1904* The Pastoral Leases Act of 1869† The Pastoral Leases Act of 1869 Amendment Act of 1900† The Pastoral Leases Extension Acts, 1892 to 1900† The Co-operative Communities Land Settlement Acts, 1898 to 1895†
Liquor ... ..	The Licensing Act of 1885 The Liquor Act of 1886 The Liquor Act of 1895 The Liquor Act of 1886 Amendment Act of 1904
Local Authorities ... ..	The Local Authorities Act of 1902 The Local Authorities Act Amendment Act of 1903 The Local Authorities Act Amendment Act of 1905 The Local Works Loans Acts, 1880 to 1899 The City of South Brisbane Loan Acts, 1901 to 1906
Masters and Servants... ..	The Shearers and Sugar Workers Accommodation Acts, 1905-1906
Meat and Dairy Produce ... ..	The Meat and Dairy Produce Encouragement Acts, 1898 to 1904
Mercantile ... ..	The Mercantile Acts, 1867 to 1896
Mining ... ..	The Mining Acts, 1898 to 1902
Practice ... ..	The Judicature Act
Rabbits ... ..	The Rabbit Boards Acts, 1896 to 1905
Railways ... ..	The Railways Acts, 1863 to 1906 The Railways (Employees' Appeal) Act of 1905 The Gladstone to Callide Railway Acts, 1900 to 1902
Reformatories ... ..	The Industrial and Reformatory Schools Acts, 1865 to 1906
Shipping ... ..	The Navigation Acts, 1876 to 1896 The Water Police Act of 1853 The Shipping Amendment Act of 1874 The Shipping Amendment Act of 1895
Societies ... ..	The Friendly Societies Act of 1894 The Friendly Societies Act Amendment Act of 1902
Stamps ... ..	The Stamp Act, 1894 The Stamp Act Amendment Act of 1904
Stock ... ..	The Diseases in Stock Acts, 1896 to 1898
Succession ... ..	The Succession and Probate Duties Acts, 1892 to 1906
Supreme Court ... ..	The Supreme Court Acts, 1861 to 1903
Trustees and Executors ... ..	The Trustees and Executors Acts, 1897 to 1906
Water Supply ... ..	The Brisbane Water Supply Acts, 1889 to 1905‡

## SCHEDULE III.‡

[Section 5.]

\* Repealed, 1 Geo. V. No. 15, title Land, Crown.

† Repealed, 9 Edw. VII. No. 20, see Historical Table, Index Volume.

‡ Repealed, 9 Edw. VII. No. 12, vol. Private Acts, title Water Supply and Sewerage.

§ By this Schedule certain corrections were made in certain Acts. These corrections have been made and noted in this edition.