

from the wheat for use for purposes other than human consumption had been a sale to which subsection (1) of this section applied.

“(5) In respect of a sale of wheat in accordance with the provisions of subsection (1) of this section, the Board shall credit to the account referred to in subsection (1) of section twenty-one an amount per bushel of wheat comprised in the sale equal to the amount that is, at the time of the sale, the amount per bushel by which prices are to be increased under subsection (4) of section twenty for the purpose of reimbursing the Board for costs of shipment of wheat to the State, and section twenty-one applies in relation to amounts so credited in like manner as it applies in relation to other moneys credited to that account.

“(6) In this section ‘year’ means a period of twelve months commencing on the first day of December.”.

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## LEGAL ASSISTANCE.

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### No. 26 of 1969.

#### AN ACT to amend the *Legal Assistance Act 1962*. [15 December 1969.]

**BE** it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title  
and citation.

**1**—(1) This Act may be cited as the *Legal Assistance Act 1969*.

(2) The *Legal Assistance Act 1962*, as subsequently amended, is in this Act referred to as the Principal Act.

Interpre-  
tation.

**2** Section three of the Principal Act is amended by omitting subsection (2).

Committee to  
administer  
schemes.

**3** Section four of the Principal Act is repealed.

**4** Section five of the Principal Act is repealed and the following section is substituted therefor:—

“5—(1) An assisted person and his agent shall not be required to pay to the State or an officer of the State any fee in respect of any action, matter, or transaction arising in the course of any legal professional work carried out on behalf of that person under an approved scheme. Exemption from fees.”

“(2) The mere production of a certificate signed by an authorized officer that a person is an assisted person in respect of a specified action, matter, or transaction is sufficient authority for an officer of the State who is required or authorized by law to collect fees payable under any law of the State not to demand or collect fees in respect of that action, matter, or transaction from that assisted person or his agent.

“(3) If a fee is paid by an assisted person or his agent that under subsection (1) of this section he should not be required to pay, it may be recovered by that person’s solicitor acting for him in the relevant action, matter, or transaction, notwithstanding any enactment, regulation, rule, by-law, order, or proclamation to the contrary.

“(4) Fees for copies of documents supplied by an officer of the State for the purposes of any legal professional work carried out on behalf of an assisted person shall be deemed to be fees in respect of that action, matter, or transaction to which the work relates.

“(5) In this section—

‘authorized officer’ means any officer or servant of the Society who is authorized by a committee to sign certificates under this section;

‘fees’ includes stamp duties.”.

**5** After section six of the Principal Act the following section is inserted:—

“6A—(1) Where an assisted person is granted legal assistance on the basis that he bears some of the costs or expenses of the action, matter, or transaction to which the assistance relates, a committee may bring an action in the name of the Society to recover any costs or expenses of that action, matter, or transaction payable by that person in respect thereof. Power of committee to recover part of costs.”

“(2) If an action is brought under this section—

- (a) no fees or stamp duties are payable by or on behalf of the committee to the State or any officer of the State in respect of the action; and
- (b) any money recovered thereby for costs or expenses shall be paid to the committee for the purposes of this Act.”.