

# **Custom and Adopted Laws (Amendment) Act 1976**

**REPUBLIC OF NAURU**

## **CUSTOM AND ADOPTED LAWS (AMENDMENT) ACT 1976**

**(No. 22 of 1976)**

### **ARRANGEMENT OF SECTIONS**

#### **Section**

1. Short title
2. The principal Act
3. Amendment of section 6 of the principal Act
4. Amendment of the First Schedule to the principal Act

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#### **AN ACT**

**To amend the Custom and Adopted Laws Act 1971.**

**(Certified: 10th November, 1976)**

**Enacted by the Parliament of Nauru as follows:**

#### **SHORT TITLE**

1. This Act may be cited as the Custom and Adopted Laws (Amendment) Act 1976.

#### **THE PRINCIPAL ACT**

2. In this Act "the principal Act" means the Custom and Adopted Laws Act 1971

#### **AMENDMENT OF SECTION 6 OF THE PRINCIPAL ACT**

3. Section 6 of the principal Act is amended-

- (a) by inserting therein immediately after the words "the same matters shall and" the punctuation and words "except as specified in the proviso to the said First Schedule";
- (b) by deleting the full stop at the end thereof and inserting in its place a semi-colon; and
- (c) by adding the following new proviso thereto-

"And provided further that, where any statute which was in force in England on the thirty-first day of June, 1968, and which was substantially similar in its subject-matter to any statute forming part of the statute law of England specified in the said First Schedule is, by reason of its having been repealed or having ceased to have effect after that date, not included in the statute law specified in the said First Schedule, that statute shall, for the purposes of this

section, be deemed to be part of the statute law of England specified in the said First Schedule."

#### **AMENDMENT OF THE FIRST SCHEDULE TO THE PRINCIPAL ACT**

4. The First Schedule to the principal Act is amended-

(a) by deleting the whole of paragraph (2) thereof;

(b) by deleting the brackets and number "(1)";

(c) by deleting therefrom the titles-

"Auctions and Auctioneers" and

"Bankruptcy and Insolvency (other than the Debtors Act 1869)";

(d) by adding thereto the following titles-

"Shipping and Navigation (except Part I)

Solicitors

Stamp Duties

Statutes

Taxation (Income and Corporation Taxes Act 1970)

Taxation (Other Tax Enactments)

Telegraphs and Telephones

Theatres and Other Places of Entertainment

Time

Title

Town and Country Planning

Trade and Industry (other than Part 4)

Trade Marks and Trade Names

Trade Unions

Tramways

War and Emergency

War Damage

Water Supply

Waters and Watercourses

Weights and Measures"; and

(e) by adding thereto the following proviso-

"Provided that the common law which was in force in England on the thirty-first day of January, 1968, relating to-

(a) liability for criminal offences;

(b) the contractual and tortious liability of infants; and

(c) the interpretation and effect of statutes shall, subject to the provisions of section 5 of this Act, apply and have force and effect in Nauru."