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Opinion No.1669

SubjectSTATE HARBOUR DUES

WHETHER QUEENSLAND HARBOUR DUES PAYABLE IN RESPECT OF GOODS IMPORTED BY COMMONWEALTH: WHETHER tax on property belonging to Commonwealth: 'TAX ON PROPERTY': dues payable because goods are brought into, taken out of, or transshipped in a harbour

AuthorGeo. S. Knowles

Date18 September 1940

Key LegislationHarbour Boards Acts 1892 (Qld) s 140: Constitution s 114: Customs Tariff 1902

The Assistant Secretary, Department of the Treasury, has forwarded the following memorandum to me for advice: In your Opinion No. 20 of 19401 you advised that section 140 of the Harbour Boar...

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Opinion No.1670

SubjectSTATE STAMP DUTIES

WHEAT ACQUISITION: WHETHER CHEQUES AND RECEIPTS GIVEN BY AUSTRALIAN WHEAT BOARD ARE SUBJECT TO QUEENSLAND STAMP DUTY: whether Australian Wheat Board entitled to immunity of Crown in right of Commonwealth

AuthorGeo. S. Knowles

Date18 September 1940

Key LegislationStamp Act 1894 (Qld): Stamp Duties Act 1898 (NSW): National Security (Wheat Acquisition) Regulations regs 4, 26

The Secretary, Department of Commerce, has forwarded the following memorandum to me for advice: State Stamp Duty on Wheat Board Cheques The following letter has been received from the Aust...

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Opinion No.1671

SubjectDEFENCE

POWER OF COMMONWEALTH TO MAKE REGULATION SPECIFYING POWERS OF SENTRIES IN RELation to challenged persons: power to authorize sentries to fire on persons committing, suspected of having committed, or of being about to commit an offence against National Security Act

AuthorGeo. S. Knowles

Date25 September 1940

Key LegislationAustralian Military Regulations reg 27(1): Defence Act 1903: National Security (General) Regulations regs 4-7: National Security Act 1939 s 13

The Secretary, Department of Defence Co-ordination has forwarded to me for advice the following memorandum: With reference to your memorandum of the 18th December, the attached statement shows...

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Opinion No.1672

Subjectnationality

whether DECLARATIONS OF ALIENAGE can be made DURING time of war: divestiture of british nationality: whether registration validates invalid declaration of alienage

AuthorGeo. S. Knowles

Date02 October 1940

Key LegislationNationality Act 1920 ss 10, 22: Naturalization Regulations reg 12: Defence Act 1903 ss 32A(3), 59: British Nationality and Status of Aliens Act 1914 (U.K.) (4 & 5 Geo. V c. 17) s 14

The Secretary, Department of the Interior, has forwarded the following memorandum to me for advice: Sections 10 and 2 of the Nationality Act read as follows: Section 10: ...

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Opinion No.1673

Subjectwheat acquisition

Wheat industry stabilisation plan: implementation of plan: acquisition on just terms: guaranteed price: state co-operation: use of excise to repay commonwealth: licensing of wheat growers

AuthorGeo. S. Knowles

Date05 November 1940

Key LegislationNational Security (Wheat Acquisition) Regulations: CONSTITUTION s 51(xxxi)

The Secretary, Department of Commerce, has forwarded a draft submission concerning the wheat industry which the Minister for Commerce proposes to place before Cabinet and has requested my advice as...

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Opinion No.1674

Subjectcontrol of hire purchase agreements and cash orders

Whether proposals to regulate hire purchase agreements and cash orders are within commonwealth power: defence power: national security legislation

AuthorGeo. S. Knowles

Date20 November 1940

Key LegislationNational Security Act 1939 s 5: Constitution s 51(vi)

I am in receipt of your memorandum dated 14th November, 1940, setting out certain proposals which have been put forward for the control of hire purchase agreements and cash orders and requesting me to...

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Opinion No.1675

Subjectaliens

ISSUE OF MINERS' RIGHTS TO ENEMY ALIENS: effect of restriction of right of enemy aliens to acquire land

AuthorGeo. S. Knowles

Date13 December 1940

Key LegislationNational Security (Aliens Control) Regulations 1939: National Security (Land Transfer) Regulations 1940: Mining Ordinance 1939 (NT)

I refer to your memorandum of 13th November. The only question upon which my advice appears to be required is whether enemy aliens are 'entitled' to be issued with miners' rights. ...

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