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# Governor’s Instruments

## Regulations

South Australia

### COVID-19 Emergency Response (Section 16) Regulations 2020

under the *COVID-19 Emergency Response Act 2020*

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**1—Short title**

These regulations may be cited as the *COVID-19 Emergency Response (Section 16) Regulations 2020*.

**2—Commencement**

These regulations come into operation on the day on which they are made.

**3—Interpretation**

In these regulations, unless the contrary intention appears—

***Act*** means the [*COVID-19 Emergency Response Act 2020*](http://www.legislation.sa.gov.au/index.aspx?action=legref&type=act&legtitle=COVID-19%20Emergency%20Response%20Act%202020).

**4—Statutory Declarations**

In accordance with section 16 of the Act, requirements under any Act or law relating to the taking of a statutory declaration are modified such that the persons, and classes of person, who may take the declaration are those listed in Schedule 1.

**Schedule 1—Persons who may take statutory declarations**

 (a) persons authorised to take a statutory declaration under the law of the State as in force immediately before the commencement of this Schedule;

 (b) agents of the Australian Postal Corporation in charge of an office supplying postal services to the public;

 (c) Australian Consular Officers or Australian Diplomatic Officers within the meaning of the *Consular Fees Act 1955* of the Commonwealth;

 (d) bailiffs;

 (e) bank officers with 5 or more continuous years of service;

 (f) building society officers with 5 or more years of continuous service;

 (g) chief executive officers of Commonwealth courts;

 (h) clerks of courts;

 (i) commissioners for taking affidavits;

 (j) commissioners for declarations;

 (k) credit union officers with 5 or more years of continuous service;

 (l) employees of the Australian Trade Commission who are—

 (i) in a country or place outside Australia; and

 (ii) authorised under paragraph 3(d) of the *Consular Fees Act 1955* of the Commonwealth; and

 (iii) exercising his or her function in that place;

 (m) employees of the Commonwealth who are—

 (i) in a country or place outside Australia; and

 (ii) authorised under paragraph 3(c) of the *Consular Fees Act 1955* of the Commonwealth; and

 (iii) exercising his or her function in that place;

 (n) fellows of the National Tax and Accountants' Association;

 (o) health practitioners;

 (p) finance company officers with 5 or more years of continuous service;

 (q) holders of a statutory office not specified in another item in this list;

 (r) Judges of courts;

 (s) Justices of the Peace;

 (t) Magistrates;

 (u) marriage celebrants registered under Subdivision C of Division 1 of Part IV of the *Marriage Act 1961* of the Commonwealth;

 (v) Masters of court;

 (w) members of Governance Institute of Australia;

 (x) members of Engineers Australia, other than at the grade of student;

 (y) members of the Association of Taxation and Management Accountants;

 (z) members of the Australasian Institute of Mining and Metallurgy;

 (za) a member of the Australian Defence Force who is—

 (i) an officer; or

 (ii) a non‑commissioned officer within the meaning of the *Defence Force Discipline Act 1982* of the Commonwealth with 5 or more years of continuous service; or

 (iii) a warrant officer within the meaning of that Act;

 (zb) members of the Institute of Chartered Accountants in Australia, CPA Australia (Certified Public Accountants) or the Institute of Public Accountants;

 (zc) Members of—

 (i) the Parliament of the Commonwealth; or

 (ii) the Parliament of a State; or

 (iii) a Territory legislature; or

 (iv) a local government authority of a State or Territory;

 (zd) ministers of religion registered under Subdivision A of Division 1 of Part IV of the *Marriage Act 1961* of the Commonwealth;

 (ze) notary public;

 (zf) patent attorneys or trade marks attorneys;

 (zg) permanent employees of the Australian Postal Corporation with 5 or more years of continuous service who are employed in an office supplying postal services to the public;

 (zh) permanent employees of—

 (i) the Commonwealth or a Commonwealth authority; or

 (ii) a State or Territory or a State or Territory authority; or

 (iii) a local government authority,

with 5 or more years of continuous service who are not specified in another item in this list;

 (zi) persons enrolled on the roll of the Supreme Court of a State or Territory, or the High Court of Australia, as a legal practitioner (however described);

 (zj) police officers;

 (zk) Registrars, or Deputy Registrars, of a court;

 (zl) Senior Executive Service employees of—

 (i) the Commonwealth or a Commonwealth authority; or

 (ii) a State or Territory or a State or Territory authority;

 (zm) sheriffs;

 (zn) sheriff's officers;

 (zo) teachers employed on a full‑time basis at a school or tertiary education institution;

 (zp) veterinary surgeons.

**Note—**

As required by section 10AA(2) of the [*Subordinate Legislation Act 1978*](http://www.legislation.sa.gov.au/index.aspx?action=legref&type=act&legtitle=Subordinate%20Legislation%20Act%201978), the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council

on 20 April 2020

No 47 of 2020

South Australia

### COVID-19 Emergency Response (Section 17) Regulations 2020

under the *COVID-19 Emergency Response Act 2020*

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[4 Witnessing of documents](#Elkera_Print_BK4)

**1—Short title**

These regulations may be cited as the *COVID-19 Emergency Response (Section 17) Regulations 2020*.

**2—Commencement**

These regulations come into operation on the day on which they are made.

**3—Interpretation**

In these regulations, unless the contrary intention appears—

***Act*** means the [*COVID-19 Emergency Response Act 2020*](http://www.legislation.sa.gov.au/index.aspx?action=legref&type=act&legtitle=COVID-19%20Emergency%20Response%20Act%202020).

**4—Witnessing of documents**

Section 17 of the Act does not apply to a requirement that a person be physically present to witness the signing, execution, certification or stamping of a document or to take any oath, affirmation or declaration in relation to a document.

**Note—**

As required by section 10AA(2) of the [*Subordinate Legislation Act 1978*](http://www.legislation.sa.gov.au/index.aspx?action=legref&type=act&legtitle=Subordinate%20Legislation%20Act%201978), the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council

on 20 April 2020

No 48 of 2020

**All instruments appearing in this gazette are to be considered official, and obeyed as such**

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