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ELIZABETHAE II REGINAE

A.D. 1960

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No. 45 of 1960

An Act to amend the Botanic Garden Act, 1935-1940.

[Assented to 24th November, 1960.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short titles.

1. (1) This Act may be cited as the "Botanic Garden Act Amendment Act, 1960".

(2) The Botanic Garden Act, 1935-1940, as amended by this Act may be cited as the "Botanic Garden Act, 1935-1960".

(3) The Botanic Garden Act, 1935-1940, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

Enactment of s. 15a of the principal Act—

3. The following section is enacted and inserted in the principal Act after section 15 thereof :—

Wilful damage to property of board.

15a. (1) Any person who wilfully and without the authority of the board destroys or damages any property whatsoever belonging to or under the care management or control of the board shall be guilty of an offence.

Penalty : Not exceeding fifty pounds or imprisonment for three months.

(2) On convicting a person for an offence against this section the court may, in addition to the penalty or punishment that may be inflicted for the offence, order that the

person shall pay to the board such sum as the court considers just by way of compensation for the destruction or damage caused by that person, and that in default of payment of such sum the person shall be imprisoned for a period not exceeding two months, unless the sum be sooner paid.

4. Section 17 of the principal Act is amended by striking out the word "ten" in the first line of paragraph (a) thereof and inserting in lieu thereof the word "twenty-five".

Amendment of  
principal Act,  
s. 17.

In the name and on behalf of Her Majesty, I hereby  
assent to this Bill.

J. M. NAPIER, Lieutenant-Governor.