



ANNO DECIMO SEXTO

ELIZABETHAE II REGINAE

A.D. 1967

No. 33 of 1967

An Act to amend the Cattle Compensation Act, 1939-1965.

[Assented to 14th September, 1967]

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

1. (1) This Act may be cited as the "Cattle Compensation Act Amendment Act, 1967". Short titles.

(2) The Cattle Compensation Act, 1939-1965, as amended by this Act, may be cited as the "Cattle Compensation Act, 1939-1967".

(3) The Cattle Compensation Act, 1939-1965, is hereinafter referred to as "the principal Act".

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

3. Section 3 of the principal Act is amended by inserting immediately under the passage "PART III.—Cattle compensation fund and stamp duties." the passage "PART IIIA.—Testing for tuberculosis." Amendment of principal Act, s. 3—Arrangement.

4. Section 4 of the principal Act is amended—

(a) by striking out from the definition of "chief inspector" in subsection (1) thereof the passage "Stock and

Amendment of principal Act, s. 4—Interpretation.

Poultry Diseases Act, 1934” and inserting in lieu thereof the passage “Stock Diseases Act, 1934-1962”;

and

(b) by striking out from the definition of “inspector” in subsection (1) thereof the passage “Stock and Poultry Diseases Act, 1934” and inserting in lieu thereof the passage “Stock Diseases Act, 1934-1962”.

Amendment of principal Act, s. 5—
Compensation payable to owners of cattle.

5. Section 5 of the principal Act is amended by striking out from paragraph (a) of subsection (3) thereof the passage “Stock and Poultry Diseases Act, 1934” and inserting in lieu thereof the passage “Stock Diseases Act, 1934-1962”.

Amendment of principal Act, s. 8—
Application for compensation.

6. Section 8 of the principal Act is amended—

(a) by striking out from paragraph (b) of subsection (4) thereof the passage “Stock and Poultry Diseases Act, 1934” and inserting in lieu thereof the passage “Stock Diseases Act, 1934-1962”;

(b) by striking out from paragraph (b1) of subsection (4) thereof the passage “of section 12” and inserting in lieu thereof the passage “of this Act”;

(c) by striking out from subparagraph (i) of paragraph (c) of subsection (4) thereof the passage “of section 12” and inserting in lieu thereof the passage “of this Act”;

and

(d) by striking out from paragraph (f) of subsection (4) thereof the passage “of section 12” and inserting in lieu thereof the passage “of this Act”.

Amendment of principal Act, s. 11—
Establishment of Cattle Compensation Fund.

7. Section 11 of the principal Act is amended by striking out therefrom subsection (2) and subsection (3) and inserting in lieu thereof the following subsections :—

(2) To the credit of the fund there shall be paid—

(a) all sums of money received by the Commissioner of Stamps in payment for cattle duty stamps issued under section 14 of this Act ;

(b) all sums of money payable by way of duty under this Act and received by the Minister or recovered by the Commissioner of Stamps ;

(c) interest at such rates as the Treasurer from time to time determines on amounts from time to time standing to the credit of the fund ;

and

(d) all penalties recovered under this Act.

- (3) The fund shall, subject to this Act, be applied—
- (a) to the payment, pursuant to this Act, of claims for compensation ;
 - (b) to the payment of any sums agreed to be paid by or on behalf of the Minister under Part IIIA of this Act not exceeding in the aggregate twenty-five thousand dollars in any financial year ;
- and
- (c) to the repayment of stamp duty under section 15 of this Act, to the costs of the administration of this Act and to the payment of any other sums authorized or required to be paid by this Act.

8. The following Part, heading and sections are enacted and inserted in the principal Act after section 15 thereof :—

Enactment of
Part IIIA of
principal Act—

PART IIIA.

TESTING FOR TUBERCULOSIS

15a. (1) The Minister may by writing under his hand authorize any person, who is registered as a veterinary surgeon under the Veterinary Surgeons Act, 1935-1965, to carry out such test or tests as may be specified in the authorization to ascertain whether or not any cattle are affected with tuberculosis.

Minister may
authorize
testing for
tuberculosis.

(2) The Minister may from time to time, by a like writing, vary, or revoke, an authorization given under subsection (1) of this section.

15b. (1) The Minister, or a person acting on the authority and on behalf of the Minister, may enter into an agreement with a person for the time being authorized under subsection (1) of section 15a of this Act as to the terms and conditions applicable to the carrying out of tests authorized under that subsection.

Agreements.

(2) Without limiting the generality of the power conferred by subsection (1) of this section on the Minister or a person acting on his authority and behalf the power conferred by that subsection includes the power to enter into an agreement with a person for the time being authorized under subsection (1) of section 15a of this Act as to the terms and conditions for the payment to be made, by the Minister, for all or any of the following matters—

- (a) for each head of cattle tested ;

(b) for all or portion of the travelling expenses incurred by the person authorized in connection with the testing ;

and

(c) for or in respect of any other matter in connection with the testing.

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

EDRIC BASTYAN, Governor.