



ANNO DECIMO SEXTO

# GEORGII V REGIS.

A.D. 1925.

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## No. 1702.

An Act to amend the Dried Fruits Act, 1924, and for other purposes.

*[Assented to, December 24th, 1925.]*

**B**E 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 alone as the "Dried Fruits Act Amendment Act, 1925." Short titles.

(2) The Dried Fruits Act, 1924 (hereinafter called "the principal Act"), and this Act may be cited together as the "Dried Fruits Acts, 1924 and 1925." No. 1657 of 1924.

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—

(a) by striking out the definition of "grower" therein and inserting in lieu thereof the following :—

"Grower" means any person who produces any dried fruits for sale or barter ;

(b) by striking out the words "or erection" in the first line of the definition of "packing shed" and inserting in lieu thereof the words "erection or other place whatsoever"; and

(c) by striking out the words "or erection" in the third line of the definition of "packing shed" and inserting in lieu thereof the words "erection or other place".

Amendment of  
principal Act,  
s. 3—  
Definition of  
grower.

4. Section

*Dried Fruits Act Amendment Act.—1925.*

Amendment of  
principal Act, s. 20.

4. Section 20 of the principal Act is amended by striking out in the second line of subsection (2) thereof the word "and" and inserting in lieu thereof the word "or".

Amendment of  
principal Act,  
s. 22—  
Registration of all  
growers.

5. (1) Section 22 of the principal Act is repealed and the following provision is hereby enacted in lieu thereof:—

22. Every person who is at the time of the commencement of the Dried Fruits Act Amendment Act, 1925, a grower within the meaning of that term as defined in the principal Act (as amended by the Dried Fruits Act Amendment Act, 1925), or who, after the commencement of the Dried Fruits Act Amendment Act, 1925, engages in the business of a grower, shall within one month from the commencement of that Act, or within one month from the time when he commences to engage in the business of a grower, whichever is later, register with the Board by furnishing to the Board the following particulars, which shall be verified by a statutory declaration, namely:—

- I. His full name and address ;
- II. The situation of his block and a description of it sufficient to enable it to be identified ;
- III. The estimated quantity of dried fruits he expects to produce in the next ensuing year ; and
- IV. Any other particulars prescribed.

(2) Any person registered before the commencement of this Act under section 21 or 22 of the principal Act shall be deemed to be registered under section 22 of the principal Act as enacted by this section.

Amendment of  
principal Act,  
s. 23.

6. Section 23 of the principal Act is amended by striking out subsection (2) thereof.

New provision.  
Duty of dealers to  
furnish returns and  
obey directions of  
Board.

7. The principal Act is amended by inserting therein after section 24 the following section:—

24A. (1) The Board may at any time, by notice in writing given to any registered dealer, require him to furnish to the Board any particulars with respect to the dried fruits sold or likely to be sold by him whether on his own behalf or as agent for some other person, in any particular year, and may, by notice in writing given as aforesaid, give to any dealer such directions with respect to such dried fruits as the Board thinks proper, in order to ensure the observance of any determination for the time being in force.

(2) The Board may at any time, by notice in writing given to the owner, occupier, or person in charge of any registered packing shed require such owner, occupier, or person to furnish to the Board within the time mentioned in the notice any particulars with respect to the dried fruits which are at the time or have previously

*Dried Fruits Act Amendment Act.—1925.*

previously been or are likely to be in such packing shed for the purpose of being stemmed, processed, graded, sorted, or packed, and may, by notice in writing given as aforesaid, give to any such owner, occupier, or person such direction as the Board thinks proper in order to ensure the observance of any determination for the time being in force.

(3) Any person who fails to comply with any requirement or direction of the Board under this section shall be liable to a penalty not exceeding Five Hundred Pounds.

(4) Any notice required to be given to any person for the purposes of this section may be served personally or sent by post addressed to such person at his usual or last known place of abode: Provided that a notice sent by post to the owner, occupier, or person in charge of a packing shed may be addressed to such owner, occupier, or person at the packing shed.

8. Section 31 of the principal Act is amended so as to read as follows:—

31. If any of the following persons, that is to say—

(a) any grower;

(b) any dealer; or

(c) any person being the owner or occupier or person in charge of any packing shed,

sells or otherwise disposes of any dried fruits contrary to any determination of the Board applying to such fruits and notified to him in manner prescribed, such person shall be liable to a penalty not exceeding Five Hundred Pounds.

Amendment of  
principal Act,  
s. 31—

Penalty for  
disobeying  
determination  
of Board.

9. Section 34 of the principal Act is amended by inserting after the word “growers” in paragraph (d) thereof the words “and dealers”.

Amendment of  
principal Act,  
s. 34—

Regulations.

10. Notwithstanding anything contained in the Stamp Duties Act, 1923, no stamp duty shall be chargeable upon any declaration made for the purposes of the principal Act.

Exemption of  
declarations from  
stamp duty.

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

TOM BRIDGES, Governor.