



ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

No. 15 of 1959

An Act to amend the Hide, Skin, and Wool Dealers Act, 1915-1935.

[Assented to 19th November, 1959.]

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 "Hide, Skin, and Wool Dealers Act Amendment Act, 1959".

(2) The Hide, Skin, and Wool Dealers Act, 1915-1935, as amended by this Act, may be cited as the "Hide, Skin, and Wool Dealers Act, 1915-1959".

(3) The Hide, Skin, and Wool Dealers Act, 1915-1935, 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.

Commencement of Act.

3. (1) Sections 1, 2, 3, 5, 7, and 8 of this Act shall come into operation on the day on which this Act is assented to.

(2) Sections 4 and 6 of this Act shall come into operation on a day to be fixed by proclamation.

Amendment of principal Act, s. 2—

Interpretation.

4. Section 2 of the principal Act is amended—

(a) by striking out the definition of the verb "to sell" therein ;

(b) by adding at the end of the definition of the verb "to buy" therein the words "whether as principal or agent".

5. Section 10 of the principal Act is amended by inserting after the word "surname" in the fifth line thereof the words "(or if the licensee is a corporation, the name of the corporation)".

Amendment of principal Act, s. 10—
Name and licence number to be posted up.

6. Section 12 of the principal Act is repealed and the following section enacted and inserted in its place :—

Repeal and re-enactment of s. 12 of principal Act—

12. (1) Any person who, not being a licensee, buys any hide, skin or wool for the purpose of the re-sale of the hide, skin or wool by him or his principal shall be guilty of an offence against this Act unless—

Licensing of persons buying hides, skins or wool.

(a) he buys the hide, skin or wool at an auction sale conducted by an auctioneer licensed under the Auctioneers Act, 1934-1953, or an auctioneer's clerk registered under that Act ; or

(b) he buys the hide, skin or wool from a licensee or an approved agent.

In proceedings for an offence against this subsection, proof that the defendant bought any hide, skin or wool shall be *prima facie* evidence that the defendant bought the hide, skin or wool for the purpose of re-sale as mentioned in this subsection.

(2) Any person—

(a) who carries on the business, or whose principal carries on the business, of treating hides, skins or wool in a process of manufacture ; and

(b) who, not being a licensee, buys any hide, skin or wool in the course of that business,

shall be guilty of an offence against this Act unless he buys the hide, skin or wool as mentioned in paragraph (a) or (b) of subsection (1).

(3) A licensee shall not have in his service any person whose duties are or include the buying of hides, skins or wool unless that person holds a licence.

(4) If the Minister is satisfied that—

(a) a person carries on business as an agent for the sale of hides, skins or wool ; and

(b) conducts that business and any other business carried on by him in a manner which does not facilitate unlawful dealings in hides, skins or wool,

the Minister may, by notice in the *Gazette*, declare that that person shall be an approved agent.

The Minister may by notice in the *Gazette* vary or revoke a declaration made under this subsection

Repeal and re-enactment of s. 13 of principal Act—

7. Section 13 of the principal Act is repealed, and the following section enacted and inserted in its place :—

Unlicensed person pretending to be licensed.

13. Any person who, not being a licensee, takes, uses or exhibits the name or title of, or in any way pretends to be, a licensee shall be guilty of an offence against this Act.

Amendment of principal Act, s. 16—
Regulations.

8. (1) Section 16 of the principal Act is amended by inserting after subsection (1) thereof the following subsections :—

(1a) The Governor may make regulations—

(a) requiring a licensee to keep a record of his sales and purchases of hides, skins and wool in the manner prescribed by the regulations ; and

(b) enabling an inspector or a member of the police force to inspect the record.

(1b) Regulations may be made under subsection (1) of this section prescribing reduced fees payable with respect to a licence held by the servant of a licensee.

(2) The regulations made under the principal Act on the twenty-sixth day of November, nineteen hundred and thirty-six and published in the *Gazette* of that date at page 1150, shall, with respect to sales and purchases of hides, skins, and wool effected after the commencement of this Act, and records thereof, be as valid as if this section had been enacted when the regulations were made.

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

R. A. GEORGE, Governor.