



ANNO DECIMO SEPTIMO

# GEORGII V REGIS.

A.D. 1926.

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## No. 1779.

An Act to amend the Stock Diseases Act Further Amendment Act, 1915, and for other purposes.

[Assented to, December 16th, 1926.]

**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 as the "Stock Diseases Act Further Amendment Act, 1926." Short titles.

(2) The Stock Diseases Acts, 1888 to 1924, and this Act may be cited together as the "Stock Diseases Acts, 1888 to 1926."

2. Section 5 of the Stock Diseases Act Further Amendment Act, 1915, is amended— Amendment of 1207, 1915, s. 5—

(a) by inserting after the word "every" in the first line thereof the words "person who is the"; Duty to dip sheep.

(b) by striking out the passage "shall," in the second line thereof and by substituting therefor the words "at any time";

(c) by inserting after the word "January" in the fourth line thereof the words "shall during such period";

(d) by inserting after the word "every" in the seventh line thereof the words "person who is the";

(e) by striking out the passage "shall," in the eighth line thereof and by substituting therefor the words "at any time"; and

(f) by

*Stock Diseases Act Further Amendment Act.—1926.*

(f) by inserting after the word "notice" in the ninth line thereof the words "shall during such period".

Amendment of *ibid.*

3. The Stock Diseases Act Further Amendment Act, 1915, is amended by inserting the following section after section 5 thereof:—

Furnishing of returns.

5a. (1) When any sheep are dipped pursuant to this Act, the owner shall, within fourteen days after the dipping, furnish a return to the Chief Inspector of Stock in the prescribed form.

(2) The Governor may make regulations prescribing the form of return to be furnished pursuant to this section.

(3) If any person fails to furnish a return as provided by this section, the Chief Inspector of Stock may give notice in writing to the said person requiring him to furnish a return as aforesaid within fourteen days after the giving of the notice. If the said person fails to furnish the return within the time aforesaid he shall be liable to a penalty not exceeding Five Pounds. The notice given by the Chief Inspector of Stock may be given by post.

Amendment of *ibid.*

4. The Stock Diseases Act Further Amendment Act, 1915, is amended by inserting the following sections at the end thereof:—

Onus of proof.

7. In any proceedings for an offence against this Act, the onus shall be on the defendant of disproving—

(a) that any notices referred to in the complaint were validly made and were published as required by the provisions of this Act, and were in force at all times material to the matter of the complaint; and

(b) that this Act applies to any area or place specified in the complaint at all times material to the matter of the complaint.

Facilitation of proof.

8. In any proceedings for an offence against this Act, the allegation in the complaint that—

(a) the defendant was the owner of the sheep referred to in the complaint at the time, or for the period of time, specified in the complaint;

(b) that the sheep referred to in the complaint was within the area therein mentioned at the time, or for the period of time, specified in the complaint;

(c) that the sheep referred to in the complaint was not dipped during the period mentioned in the complaint according to the directions therein referred to,

shall be deemed proved in the absence of proof to the contrary.

Joinder of charges in complaint.

9. It shall be competent to insert in the one complaint charges in respect of offences alleged to have been committed with respect to any number of sheep, and upon the hearing of

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*Stock Diseases Act Further Amendment Act.—1926.*

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of the complaint the Court may order convictions in respect of all such offences as are proved to the satisfaction of the Court.

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

TOM BRIDGES, Governor.