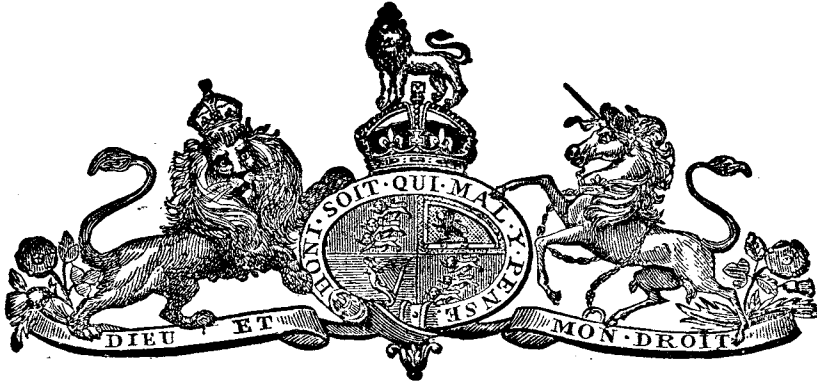


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TASMANIA



1935.

ANNO VICESIMO SEXTO

GEORGII V. REGIS.

No. 52.

ANALYSIS.

1. Short title.
2. Amendment of 23 Geo. V. No. 37.
  - Section 3.
  - Section 6.
  - Section 14.
  - Section 31.

AN ACT to amend the *Dairy Produce Act*  
1932. [17 December, 1935.]

A.D.  
1935.

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

1 This Act may be cited as the *Dairy Produce Act* 1935.

Short title.

4d.]

*Dairy Produce.*

A.D. 1935.

Amend-  
ment of 23  
Geo. V.  
No. 37.

Section 3.

**2** The Principal Act is hereby amended—

## I. As to section three thereof—

(a) By inserting at the end of subsection (1) the following new definition:—

“ ‘ Wholesale premises ’ means premises from which dairy produce is sold in any quantity for the purposes of resale : ” :

(b) By deleting from subsection (2) the words “ in any ” to “ time ” and substituting the words “ otherwise than for the purposes of resale ” :

Section 6.

## II. As to section six thereof—

(a) By expunging subsection (3) and substituting therefor the following new subsection (3) :—

“ (3) A certificate of registration shall not be issued unless the Director is satisfied that—

i. The premises in respect of which the application is made are fit for the purpose for which they are used or intended to be used, and are so constructed and equipped as to comply with the requirements of this Act : and

ii. In respect of any proposed factory which was not registered at the time of, or immediately prior to, the making of the application, that it is in the best interests of the industry that the same should be registered, having regard to the situation and environment of the premises proposed to be registered.” : and

(b) By inserting after subsection (8) the following new subsection (9)—

“ (9) Any person whose application has been refused by the Director under paragraph ii. of subsection (3) hereof may appeal as prescribed to an Appeal Board to be appointed by the Minister and constituted as prescribed, and the Director shall give effect to the decision of such Board.” :

Section 14.

## III. By expunging subsections (3), (4), and (5) of section fourteen thereof and substituting therefor the following new subsections (3), (4), and (5):—

“ (3) Any person who purchases butter for the purpose of resale may register a brand under this Act, and the owner of any factory may pack butter manufactured in the factory in packages bearing such brand, provided that, in addition to such registered brand, it is clearly

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*Dairy Produce.*

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indicated in the prescribed manner on the package that the butter contained therein has been packed by such factory to the order of the owner of such registered brand.

A.D. 1935.  

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“(4) Except as may be otherwise prescribed, the name of the manufacturer shall be shown on any wrapper containing any butter packed as provided by subsection (3) hereof.

“(5) All butter manufactured in this State and intended for sale in this State shall be packed in packages bearing a registered brand by the manufacturer.”: and

IV. By inserting after paragraph vi. of section thirty-one Section 31. thereof the following new paragraph vii. :—

“ vii. Sell, or offer, or expose for sale any butter manufactured—

(a) In this State unless there is clearly shown on the wrapper containing such butter the brand registered under this Act : or

(b) Elsewhere than in this State unless there is clearly shown on the wrapper containing such butter—

(i) A word to indicate the grade of the produce :

(ii) The word “ Imported ” : and

(iii) The name of the person or firm repacking the butter.

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