

- (ii) his capacity for work is impaired to some extent by the disease; and
- (c) in the third stage, when (whether or not accompanied by infection or tuberculosis) severe symptoms of the disease are present and major radiological changes indicative of the disease have occurred.”.

**3** Section twenty-five A of the Principal Act is amended by omitting from subsection (2) the words “four hundred and fifty” and substituting therefor the words “nine hundred”.

Ex-gratia payments to certain persons.

**4** Where, before the commencement of this Act, a person has received any weekly payments under section twenty-five A of the Principal Act but, by virtue of subsection (2) of that section as originally enacted, could not, immediately before that commencement, be paid any further sums under that section, those weekly payments shall be deemed to have been discontinued under that section, but nothing in this section prevents the Board, after the commencement of this Act, from further exercising in relation to that person any of the powers conferred by that section as amended by this Act.

Transitory provisions.

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## MILK.

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No. 46 of 1962.

AN ACT to amend the *Milk Act 1947*:

[ 20 November 1962. ]

**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**—(1) This Act may be cited as the *Milk Act 1962*.

Short title and citation.

(2) The *Milk Act 1947*, as subsequently amended, is in this Act referred to as the Principal Act.

Interpre-  
tation.

**2** Section two of the Principal Act is amended—

- (a) by inserting after the definition of “dairyman” in subsection (1) thereof the following definition:—
  - “‘factory cream’ means cream that is used or intended to be used in the manufacture of butter, cheese, or ice cream;”;
- (b) by adding at the end of the definition of “milk” in subsection (1) thereof the words “, and includes sweet cream”;
- (c) by inserting after the definition of “milk vendor” in subsection (1) thereof the following definition:—
  - “‘sweet cream’ means cream other than factory cream;”;
- (d) by omitting from subsection (2) thereof the words “or cream”.

Constitution  
and incor-  
poration of  
the board.

**3** Section five of the Principal Act is amended—

- (a) by omitting subsection (2) thereof and substituting therefor the following subsection:—
  - “(2) The board shall consist of eight members, of whom—
    - (a) one shall be appointed by the Governor to represent the consumers of milk;
    - (b) six shall be elected by dairymen in accordance with the provisions of this Part (in this section referred to as ‘representatives of dairymen’); and
    - (c) one shall be elected, as prescribed, by milk vendors.”;
- (b) by omitting from subsection (2A) thereof the words “members of the board” and substituting therefor the words “representatives of dairymen”;
- (c) by omitting from subsection (2B) thereof the words “elected members of the board—” and substituting therefor the words “representatives of dairymen—”; and
- (d) by inserting after that subsection the following subsections:—
  - “(2C) For the purpose of regulating the holding of elections to be held for the purposes of paragraph (c) of subsection (2) of this section, the regulations may provide for and regulate the appointment and functions of a returning officer, the registration of milk vendors and the time within which they shall be registered, the form and manner of, and time within which, nominations of candidates shall or may be made, and generally regulate the holding and conduct of those elections.

“(2D) Only such milk vendors as—

- (a) are actively engaged in the sale or supply of milk within a milk distributing district or milk producing district; and
- (b) are registered in accordance with the regulations,

are eligible to vote at elections held for the purposes of paragraph (c) of subsection (2) of this section, or to nominate a candidate or to be nominated as candidates at those elections, or to be elected at those elections.”.

**4** Section fourteen of the Principal Act is amended—

- (a) by omitting from subsection (1) thereof the words “the whole” and substituting therefor the words “such part”, and by adding at the end of that subsection the words “as the board may determine”; and
- (b) by omitting subsection (4) thereof.

Remuneration of members.

**5**—(1) Subject to this section, as soon as practicable after the commencement of this Act, the board shall be re-constituted in accordance with the provisions of section five of the Principal Act (as amended by this Act).

Transitory provisions.

(2) The first election of a member of the board to be held for the purposes of paragraph (c) of subsection (2) of section five of the Principal Act shall be held on such date, and shall be conducted by such returning officer, as the Minister may appoint.

(3) Forthwith after appointing the date for holding the first election to be held for the purposes of paragraph (c) of subsection (2) of section five of the Principal Act the Minister shall cause to be published in the *Gazette* and in a newspaper a notice specifying—

- (a) the date on which, and the place at which, the election shall be held;
- (b) the date and hour not later than which nominations of candidates may be lodged with the returning officer;
- (c) the name and address of the returning officer appointed to conduct the election;
- (d) the date on or before which persons desiring to vote at the election shall be registered;
- (e) the form and manner in which, and place where, registration of those persons is to be effected; and
- (f) such other matters concerning the election as the Minister may think it desirable to include in the notice.

(4) The re-constitution of the board does not affect any rights or obligations of the board.