

(2) Proceedings in respect of offences against this Act shall be heard and determined by a police magistrate sitting alone.

Time within which proceedings may be taken.

18 Notwithstanding anything in the *Justices Act 1959*, proceedings in respect of offences against this Act may be commenced at any time within one year after the cause of complaint arose.

Regulations.

19—(1) The Governor may make regulations—

- (a) regulating or prescribing the manner in which determinations may, or are to be, made under section eleven or section thirteen;
- (b) regulating the bringing and hearing of appeals under section fourteen; and
- (c) prescribing any matter or thing which is authorized or required to be prescribed for the purposes of this Act.

(2) The regulations may impose penalties, not exceeding forty dollars, for offences against the regulations.

PLANT DISEASES.

No. 8 of 1966.

AN ACT to amend the *Plant Diseases Act 1930*.

[20 July 1966.]

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:—

Short title, citation, and commencement.

1—(1) This Act may be cited as the *Plant Diseases Act 1966*.

(2) The *Plant Diseases Act 1930*, as subsequently amended, is in this Act referred to as the Principal Act.

(3) This Act shall commence on a date to be fixed by proclamation.

Interpretation.

2 Section two of the Principal Act is amended—

- (a) by omitting the definition of “bacterium”;
- (b) by omitting the definition of “disease” and substituting therefor the following definition:—

“ ‘disease’ means any disease affecting plants, and any condition of, or injury to, a plant caused by a noxious organism;”

- (c) by omitting the definitions of "fungus", "infected", and "insect";
- (d) by omitting the definition of "nematode" and substituting therefor the following definition:—
 " 'noxious organism' means any organism capable of causing death or injury to, or disease in, any plant;"; and
- (e) by adding at the end thereof the following subsections:—

"(2) Subject to this subsection, references in this Act to an organism shall be construed as references to any virus and to any living organism, including a parasite or bacterium, at whatever stage of its growth or development that organism may be, but shall be construed as not including references to any vertebrate animal.

"(3) For the purposes of this Act—

(a) a plant shall be treated as being diseased or affected with disease if it is diseased or carries, contains, or is infested or infected with, any noxious organism; and

(b) any other thing shall be treated as being diseased or affected with disease, if it carries, contains, or is infested or infected with, any noxious organism.

"(4) References in this Act to a plant subject to any disease in this State shall be construed as including references to a plant that is liable to destruction or injury by, or is liable to a disease caused by, a noxious organism found in this State.

"(5) References in this Act to the eradication, or the preventing, controlling, or minimizing the dissemination of a disease shall be construed as including references to the eradication, and the preventing, controlling, or minimizing the dissemination, of the noxious organism by which it is caused."

3 Section three of the Principal Act is amended by omitting the word "disease" and substituting therefor the words "any disease or noxious organism". Regulation of imports.

4 Section four of the Principal Act is amended by omitting from paragraph (a) of subsection (1) the words "bacterium, disease, fungus, or insect" and substituting therefor the words "disease or noxious organism". Prohibition on importation or removal of diseased plants.

Powers of
inspectors.

5 Section six of the Principal Act is amended by inserting in paragraph (g) of subsection (1), after the word "disease", the words "or a noxious organism".

6 Section eight of the Principal Act is repealed and the following section is substituted therefor:—

Infected
areas.

"8—(1) Where the Governor is satisfied that a disease or noxious organism exists at any place he may by order declare any area or any land within which that place is situated to be an infected area in relation to that disease or noxious organism.

"(2) By any such order as is referred to in subsection (1) of this section or by a further order the Governor may—

- (a) prohibit the removal from an infected area of any animal, plant, package, or other thing specified in the order except upon such conditions and subject to such restrictions and precautions as may be prescribed; and
- (b) authorize the taking, in the infected area, of measures under this section for the eradication, or for preventing, controlling, or minimizing the dissemination of, the disease or the noxious organism in relation to which the area is declared to be an infected area.

"(3) Where an order under this section authorizes the taking, in an infected area, of the measures referred to in paragraph (b) of subsection (2) of this section the Minister may cause to be carried out in that infected area such measures as he considers necessary to eradicate, or to prevent, control, or minimize, the dissemination of the disease or noxious organism in relation to which the area was declared to be an infected area.

"(4) A person authorized in writing by the Minister may enter upon land and carry out such measures as the Minister may authorize him to carry out for the purposes of subsection (3) of this section, and that person may be accompanied or assisted by such other persons as he may consider necessary."

Offences.

7 Section twelve of the Principal Act is amended—

- (a) by omitting paragraph (a) and substituting therefor the following paragraph:—

"(a) in any manner obstruct, impede, or interfere with any inspector or other person in the exercise by that inspector or other person of the powers conferred on him by this Act;" and

- (b) by omitting from paragraph (c) the words "bacterium, virus, nematode, fungus, or insect" and substituting therefor the words "noxious organism".

8 Section thirteen of the Principal Act is amended— Regulations.

- (a) by inserting in paragraph (b), after the word "disease", the words "or noxious organism";
- (b) by omitting from paragraph (c) the words "plants of specified species or kinds" and substituting therefor the words "any plants specified in the regulations";
- (c) by omitting paragraph (d);
- (d) by omitting from paragraph (e) the words "species or kinds of"; and
- (e) by adding at the end thereof the following subsection:—

"(2) Regulations made under this Act may prescribe or specify plants with reference to all or any of the following matters, namely:—

- (a) Their species or kind; and
- (b) The manner in which, or the conditions under which, the place from which or at which, or the purposes for which, they are imported or brought into the State."

WORKERS' COMPENSATION.

No. 9 of 1966.

AN ACT to amend the *Workers' Compensation Act 1927*. [20 July 1966.]

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 *Workers' Compensation Act 1966*. Short title and citation.

(2) The *Workers' Compensation Act 1927*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section three of the Principal Act is amended— Interpretation.

- (a) by omitting from subsection (1) the definition of "Chief Inspector";
- (b) by adding at the end of the definition of "dependants" in that subsection the words "and also includes a dependent female";