



ANNO TRICESIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1984

No. 46 of 1984

An Act to amend the Citrus Industry Organization Act, 1965.

[Assented to 24 May 1984]

BE 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 "Citrus Industry Organization Act Amendment Act, 1984". Short title.

(2) The Citrus Industry Organization Act, 1965, is in this Act referred to as "the principal Act".

2. Section 3 of the principal Act is amended by striking out the item: Amendment of s. 3—Arrangement.
PART II—THE CITRUS ORGANIZATION COMMITTEE OF SOUTH AUSTRALIA, ss. 8-25—

DIVISION I—ESTABLISHMENT OF THE COMMITTEE, ss. 8-19;

DIVISION II—POWERS OF THE COMMITTEE, ss. 20-25,

and substituting the item:

PART II—THE CITRUS BOARD OF SOUTH AUSTRALIA, ss. 8-25—

DIVISION I—THE BOARD, ss. 8-19;

DIVISION II—POWERS OF THE BOARD, ss. 20-25.

3. Section 5 of the principal Act is amended—

(a) by striking out from the definition of "licence" the word "Committee" and substituting the word "Board";

(b) by striking out from the definition of "member" the word "Committee" and substituting the word "Board";

(c) by inserting after the definition of "sell" the following definition:

"the Board" means the Citrus Board of South Australia continued in existence under section 8;

and

Amendment of s. 5—Interpretation.

(d) by striking out the definition of "the Committee".

Amendment of
s. 6—
Application of
this Act.

4. Section 6 of the principal Act is amended by striking out the word "Committee" twice occurring and substituting, in each case, the word "Board".

Repeal of heading
to Part II and
substitution of
new heading.

5. The heading to Part II of the principal Act is struck out and the following heading is substituted:

PART II

THE CITRUS BOARD OF SOUTH AUSTRALIA.

Repeal of heading
to Division I of
Part II and
substitution of
new heading.

6. The heading to Division I of Part II of the principal Act is struck out and the following heading is substituted:

DIVISION I—THE BOARD

Amendment of
s. 8—
The Citrus Board
of South
Australia.

7. Section 8 of the principal Act is amended—

(a) by striking out subsection (1) and substituting the following subsection:

(1) The corporation known as "The Citrus Organization Committee of South Australia" shall continue in existence under the name "Citrus Board of South Australia", and the change of the name of the corporation shall not affect its rights or obligations.;

and

(b) by striking out from subsections (2) and (3) the word "Committee" and substituting, in each case, the word "Board".

Amendment of
s. 9—
Constitution of
the Board.

8. Section 9 of the principal Act is amended—

(a) by striking out subsection (1);

and

(b) by striking out from subsections (1a), (4) and (5) the word "Committee" wherever it occurs and substituting, in each case, the word "Board".

Amendment of
s. 11—
Election of
representative
members.

9. Section 11 of the principal Act is amended—

(a) by striking out subsection (1);

(b) by striking out from subsection (1a) the passage "(other than those appointed first after the commencement of the Citrus Industry Organization Act Amendment Act, 1970)";

and

(c) by striking out from subsections (3a), (4c), (4d) and (5) the word "Committee" wherever it occurs and substituting, in each case, the word "Board".

Amendment of
s. 12—
Grower
companies.

10. Section 12 of the principal Act is amended by striking out from subsections (1) and (3) the word "Committee" and substituting, in each case, the word "Board".

11. Section 13 of the principal Act is amended by striking out from subsections (1), (3) and (4) the word "Committee" wherever it occurs and substituting, in each case, the word "Board". Amendment of s. 13—
Register of growers.
12. Section 15 of the principal Act is amended by striking out from paragraph (d) the word "Committee" twice occurring and substituting, in each case, the word "Board". Amendment of s. 15—
Casual vacancies.
13. Section 16 of the principal Act is amended by striking out the word "Committee" and substituting the word "Board". Amendment of s. 16—
Public Service Act not to apply to members of the Board.
14. Section 17 of the principal Act is amended by striking out from subsections (1), (2), (3) and (5) the word "Committee" wherever it occurs and substituting, in each case, the word "Board". Amendment of s. 17—
Meetings of Board.
15. Section 18 of the principal Act is amended by striking out from subsections (1) and (2) the word "Committee" and substituting, in each case, the word "Board". Amendment of s. 18—
Remuneration of members.
16. Section 19 of the principal Act is amended by striking out the word "Committee" twice occurring and substituting, in each case, the word "Board". Amendment of s. 19—
Board not to represent Crown.
17. The heading to Division II of Part II of the principal Act is amended by striking out the word "COMMITTEE" and substituting the word "BOARD". Amendment of heading to Division II of Part II.
18. Section 20 of the principal Act is amended by striking out from subsections (1), (2), (3), (4) and (6) the word "Committee" wherever it occurs and substituting, in each case, the word "Board". Amendment of s. 20—
Power to grant licences.
19. Section 21 of the principal Act is amended by striking out from subsections (1) and (3) the word "Committee" wherever it occurs and substituting, in each case, the word "Board". Amendment of s. 21—
General powers of the Board.
20. Section 22 of the principal Act is amended by striking out from subsections (1), (2) and (5) the word "Committee" wherever it occurs and substituting, in each case, the word "Board". Amendment of s. 22—
Power to issue marketing orders.
21. Section 23 of the principal Act is amended—
- (a) by striking out from subsections (1), (2), (3), (4), (5) and (6) the word "Committee" wherever it occurs and substituting, in each case, the word "Board";
- and
- (b) by striking out subsection (7).
22. Section 23a of the principal Act is amended by striking out from subsections (1) and (2) the word "Committee" wherever it occurs and substituting, in each case, the word "Board". Amendment of s. 23a—
Power to borrow.
23. Section 24 of the principal Act is amended by striking out from subsections (1) and (3) the word "Committee" wherever it occurs and substituting, in each case, the word "Board". Amendment of s. 24—
Power to require returns.
24. Section 25 of the principal Act is amended by striking out the word "Committee" and substituting the word "Board". Amendment of s. 25—
Board to act in best interests of industry.

Amendment of
s. 27—
Powers of
inspectors to
enter upon lands,
etc.

25. Section 27 of the principal Act is amended by striking out from subsection (9) the word "Committee" twice occurring and substituting, in each case, the word "Board".

Amendment of
s. 28—
Registration of
brands and trade-
marks.

26. Section 28 of the principal Act is amended by striking out from subsections (1), (2), (3) and (4) the word "Committee" and substituting, in each case, the word "Board".

Amendment of
s. 30—
Offences in
connection with
the marketing of
citrus fruit.

27. Section 30 of the principal Act is amended by striking out from subsections (1), (1a) and (2) the word "Committee" wherever it occurs and substituting, in each case, the word "Board".

Amendment of
s. 31—
Exoneration of
members of the
Board for acts
done in good
faith.

28. Section 31 of the principal Act is amended by striking out the word "Committee" twice occurring and substituting, in each case, the word "Board".

Amendment of
s. 32—
Accounts, audit
and annual
report.

29. Section 32 of the principal Act is amended by striking out from subsections (1), (2), (3) and (4) the word "Committee" wherever it occurs and substituting, in each case, the word "Board".

Amendment of
s. 33—
Offences and
penalties.

30. Section 33 of the principal Act is amended by striking out from subsections (3), (4) and (5) the word "Committee" wherever it occurs and substituting, in each case, the word "Board".

Amendment of
s. 34—
Regulations.

31. Section 34 of the principal Act is amended by striking out from subsection (1) the word "Committee" wherever it occurs and substituting, in each case, the word "Board".

Amendment of
s. 35—
Power of
Treasurer to
make advances.

32. Section 35 of the principal Act is amended by striking out from subsection (1) the word "Committee" twice occurring and substituting, in each case, the word "Board".

Amendment of
s. 36—
Polls on
continuation of
this Act.

33. Section 36 of the principal Act is amended—

(a) by striking out from subsection (1) the passage "one hundred" and substituting the passage "two hundred";

and

(b) by striking out from subsections (4a) and (5) the word "Committee" wherever it occurs and substituting, in each case, the word "Board".

Repeal of s. 37
and substitution
of new section.

34. Section 37 of the principal Act is repealed and the following section is substituted:

Board may be
wound up in
accordance with
*Companies (South
Australia) Code*.

37. The Board may be wound up in accordance with Division 6 of Part XII of the *Companies (South Australia) Code*.

35. Section 38 of the principal Act is amended—

(a) by striking out from subsections (1) and (3) the word "Committee" wherever it occurs and substituting, in each case, the word "Board";

and

(b) by striking out from subsection (1) the passage "section 292 of the Companies Act, 1962-1965" and substituting the passage "section 441 of the *Companies (South Australia) Code*".

Amendment of
s. 38—
Property of the
Board to be
realized and
distributed.

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

D. B. DUNSTAN, Governor