



ANNO OCTAVO

ELIZABETHAE II REGINAE

A.D. 1959

No. 13 of 1959

An Act to provide for compensation for loss arising from measures to eradicate fruit fly.

[Assented to 19th November, 1959.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

Short title.

1. This Act may be cited as the "Fruit Fly (Compensation) Act, 1959".

Incorporation.

2. This Act is incorporated with the Fruit Fly Act, 1947-1955, and that Act and this Act shall be read as one Act.

Compensation.

3. (1) Any person who suffers loss by reason of—

(a) any of the acts to which this section applies ; or

(b) being prohibited from removing fruit from any land by the operation of the proclamations made under the Vine, Fruit, and Vegetable Protection Act, 1885-1936, on the fifteenth, sixteenth and nineteenth days of January, nineteen hundred and fifty-nine, the fourth day of March, nineteen hundred and fifty-nine and the seventh day of April, nineteen hundred and fifty-nine and published in the *Gazettes* of the fifteenth and twenty-second days of January, the fifth day of March and the ninth day of April, nineteen hundred and fifty-nine, at pages 67-68, 101, 102, 485, and 747-748,

shall be entitled to compensation for that loss as provided in the Fruit Fly Act, 1947-1955.

(2) This section shall apply to—

- (a) any act done pursuant to or in the intended exercise of powers conferred by the fruit fly regulations, if such act is done on land while the removal of fruit therefrom is prohibited by the said proclamations ;
- (b) any act done in the course of or incidentally to the doing of any such act as mentioned in paragraph (a) of this subsection.

(3) This section shall apply to acts done and loss or damage caused before or after the passing of this Act.

4. Notwithstanding the provisions of subsection (1a) of section 5 of the Fruit Fly Act, 1947-1955, a notice of claim under that section for compensation under section 3 of this Act shall be delivered to the Committee before the first day of February, nineteen hundred and sixty.

Time limit for claims.

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

R. A. GEORGE, Governor.