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**GEORGII VI REGIS.**

A.D. 1945.

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**No. 43 of 1945.****An Act to amend the Metropolitan and Export  
Abattoirs Act, 1936-1937.***[Assented to 24th January, 1946.]*

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 "Metropolitan and Export Abattoirs Act Amendment Act, 1945". Short titles.

(2) The Metropolitan and Export Abattoirs Act, 1936-1937, as amended by this Act, may be cited as the "Metropolitan and Export Abattoirs Act, 1936-1945".

(3) The Metropolitan and Export Abattoirs Act, 1936-1937, is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act, and that Act and this Act shall be read as one Act. Incorporation.

3. Subsection (2) of section 7 of the principal Act is amended by inserting after the word "extended" the words "or reduced". Amendment of s. 7 of principal Act—Reduction of abattoirs area.

4. Sections 10 and 11 of the principal Act are repealed and the following sections are enacted and substituted in lieu thereof :— Repeal of ss. 10 and 11 of principal Act and enactment of other provisions.

10. (1) Until the thirtieth day of June, nineteen hundred and forty-six the board shall consist of the chairman and the members in office at the time of the enactment of this section : Provided that if a casual vacancy occurs before the first day of July, nineteen hundred and forty-six, the Members of board.

Governor shall appoint a suitable person to fill that vacancy and a person so appointed shall hold office until the thirtieth day of June, nineteen hundred and forty-six.

(2) As from the first day of July, nineteen hundred and forty-six, the board shall consist of a chairman and six members appointed or elected as hereinafter provided in this section.

(3) The chairman and five of the members shall be appointed by the Governor, and one member (in this Act sometimes called "the consumers' representative") shall be elected by the constituent councils.

(4) Of the five members appointed by the Governor—

(a) one shall be a person who, in the Governor's opinion, is suitable to represent breeders of lambs for export and is selected from three persons nominated by the South Australian Chamber of Rural Industries;

(b) one shall be a person who, in the Governor's opinion, is suitable to represent breeders of pigs for export and is selected from three persons nominated by the South Australian Chamber of Rural Industries;

(c) one shall be selected by the Governor from three persons nominated by the South Australian Stocksalemen's Association;

(d) one shall be a person who, in the Governor's opinion, is suitable to represent butchers and exporters of stock, and is selected from three persons, two of whom shall be nominated by the Meat and Allied Trades' Federation of Australia (S.A. Division) and one by the South Australian Meat Exporters' Association;

(e) one shall be selected by the Governor from three persons nominated by the Australian Meat Industry Employees Union.

(5) If the organization entitled to make nominations under subsection (4) of this section for a vacancy or prospective vacancy fails to submit nominations of three persons for that vacancy or prospective vacancy on the board within one month after a request by the Minister the Governor may, without any nominations, appoint to the vacancy a person whom he considers suitable to fill the vacancy.

11. (1) Except as provided in this section, the chairman of the board shall hold office for six years and every member for three years. Term of office.

(2) The first persons appointed pursuant to paragraphs (a), and (b) of subsection (4) of section 10 of this Act shall hold office for one year only.

(3) The first persons appointed pursuant to paragraphs (c), (d), and (e), of subsection (4) of section 10 of this Act shall hold office for two years.

(4) A person appointed or elected to a casual vacancy on the board shall hold office for the balance only of the term of the chairman or the member in whose place he was appointed or elected.

(5) The term of office of the chairman and of every member, other than a chairman or member appointed to a casual vacancy, shall be computed from the first day of July in the year in which he is appointed or elected.

(6) If at the expiration of the term of office of any chairman or member of the board an appointment has not been made to fill the vacancy, the existing chairman or member shall continue in office until the appointment is made.

5. Sections 13, 17 and 18 of the principal Act are repealed. Consequential repeal of ss. 13 17 and 18 of the principal Act.

6. Subsection (2) of section 43 of the principal Act is amended by striking out the word "November" and inserting in lieu thereof the word "June". Amendment of s. 43 of principal Act—Accounts of board.

7. (1) Subsection (1) of section 45 of the principal Act is amended— Amendment of s. 45 of principal Act

(a) by striking out the word "November" and inserting in lieu thereof the word "June": Balance-sheets.

(b) by striking out the word "March" and inserting in lieu thereof the word "November".

(2) Subsection (2) of section 45 of the principal Act is amended by striking out the word "March" and inserting in lieu thereof the word "November".

8. Section 71 of the principal Act is repealed. Repeal of s. 71 of principal Act.

9. Section 72 of the principal Act is amended by striking out the words "either of the last two sections" and inserting in lieu thereof the words "section 70". Amendment of s. 72 of principal Act—Consequential amendment.

Enactment of  
s. 78a of  
principal Act—

Permits to  
slaughter  
stock on  
farms for  
consumption  
thereon.

10. The following new section is inserted in the principal Act after section 78, namely :—

78a. (1) The board may on application duly made, and on payment of such reasonable fee not exceeding one pound as the board fixes, grant to any farmer in occupation of a farm which or portion of which lies within the metropolitan abattoirs area, a permit to slaughter stock on that farm for consumption by persons resident thereon or employed by the farmer thereon, or for consumption by animals kept thereon, and not for barter or sale : Provided that—

- (a) the holder of a permit shall not knowingly slaughter or allow to be slaughtered any stock which is diseased ;
  - (b) whenever, on the slaughter of any stock, it is found to be diseased the farmer shall forthwith act as prescribed in section 86 of this Act ;
  - (c) the holder of a permit shall keep a faithful record of all stock slaughtered under his permit and shall on demand made by an inspector of the board produce the record for his inspection.
- (2) Any permit granted under this section—
- (a) shall render lawful anything done in accordance with its terms and conditions ;
  - (b) shall set out the period for which and the terms and conditions on which it is granted ;
  - (c) may require the person to whom it is granted to submit the meat or carcass of any animal slaughtered under the permit for inspection and branding and to pay a reasonable fee for such inspection and branding.
- (3) The board may, at any time, revoke any permit granted under this section without assigning any reason therefor.
- (4) The holder of a permit under this section shall not contravene any provision of this section or any of the terms or conditions of his permit. Penalty : A fine not exceeding twenty-five pounds.
- (5) The allegation in a complaint for an offence against this Act that a person held or did not hold a permit on any specified date shall be *prima facie* evidence of the fact so alleged.

**11.** The following new sections are inserted in the principal Act after section 96, namely :—

Enactment of  
s. 96a and  
s. 96b of  
principal Act

96a. The board may erect and establish stores and provide storage for fruit or other perishable commodities of any kind and may make such charges for storage as are prescribed by regulation.

Power of  
board to  
establish  
stores.

96b. The board may treat meat by canning, dehydration or other process and may erect and provide any buildings and plant necessary for such treatment and may make such charges for such treatment as are prescribed by regulation.

Power of  
board to treat  
meat.

**12.** The heading to Part VII. of the principal Act is amended by striking out the word " EXTENSION " therein and inserting the word " ALTERATION " in lieu thereof.

Amendment of  
heading to  
Part VII.

**13.** The following new section is inserted in the principal Act after section 109, namely :—

Enactment of  
s. 109a of  
principal Act—

109a. (1) An application that any territory within the metropolitan abattoirs area shall be excluded from that area, may be made to the Minister in writing by—

Exclusion of  
territory from  
abattoirs area.

(a) the board ; or

(b) the constituent council within whose municipality or district that territory is situated.

(2) The application shall define the territory proposed to be excluded from the metropolitan abattoirs area, and where that territory is part of a municipality or district shall also separately define the part of that municipality or district within which it is proposed that this Act shall continue to apply.

(3) An application shall not be made under this section by a constituent council except with the consent of the board. Such consent may be given upon any terms and conditions which the board thinks proper, and where any such terms and conditions are imposed, the application shall not be made unless they are accepted by the council.

(4) When an application has been duly made under this section the Governor may by proclamation declare—

(a) that from a day to be mentioned in the proclamation, being the commencement of a financial year, the territory defined in the proclamation shall be excluded from the metropolitan abattoirs area ;

(b) where that territory is part of a municipality or district, that this Act shall continue to apply only within that part of the municipality or district which is defined in the proclamation.

(5) As from the day specified in the proclamation the metropolitan abattoirs area shall be altered in accordance with the terms of the proclamation.

Amendment of  
s. 112 of  
principal Act—  
Regulations.

14. Section 112 of the principal Act is amended by adding at the end thereof the following new subsections, namely :—

(26) Prescribing the conditions upon which fruit and other perishable commodities of any kind may be received into, stored in, or removed from the board's premises, and prescribing the extent (if any) to which the board shall be liable in respect of any such commodities, and fixing the fees to be charged for storage of any commodities :

(27) Prescribing the conditions upon which the board may treat meat or poultry by canning, dehydration, or otherwise, and upon which it may receive and deliver such meat or poultry, and fixing the fees to be charged for such treatment, receipt and delivery.

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

C. W. M. NORRIE, Governor.