



ANNO DECIMO QUINTO

**ELIZABETHAE II REGINAE**

A.D. 1966

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**No. 73 of 1966**

An Act to amend the Marketing of Eggs Act,  
1941-1965.

[Assented to 1st December, 1966.]

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 "Marketing of Eggs Act Amendment Act, 1966". Short titles.
- (2) The Marketing of Eggs Act, 1941-1965, as amended by this Act, may be cited as the "Marketing of Eggs Act, 1941-1966".
- (3) The Marketing of Eggs Act, 1941-1965, 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 (1) of section 2 of the principal Act is amended— Amendment of principal Act, s. 2— Interpretation.
  - (a) by inserting therein after the definition of "hen" the following definition :—
    - "levy day" means a prescribed day as defined in the *Poultry Industry Levy Act* 1965 of the Commonwealth ; ;

(b) by striking out the definition of “producer” therein and inserting in lieu thereof the following definition :—

“producer”—

(a) for the purposes of sections 4, 4a and 4b, subsection (2) of section 7 and paragraphs (d1) and (e) of section 8 of this Act, means a person who keeps not less than two hundred and fifty hens determined as provided by subsection (6a) of section 4a of this Act ;

and

(b) for the other purposes of this Act means a person who keeps twenty or more female fowls which have commenced laying eggs ; ;

and

(c) by inserting at the end thereof the following definition :—

“the Commonwealth Acts” means the Commonwealth Acts known as the *Poultry Industry Levy Act 1965*, as amended from time to time, and the *Poultry Industry Levy Collection Act 1965*, as amended from time to time, and includes the regulations made under those Acts.

Amendment of  
principal Act,  
s. 4a—  
Election of  
producer  
members.

4. Section 4a of the principal Act is amended—

(a) by striking out subsection (1) thereof and inserting in lieu thereof the following subsection :—

(1) In this section—

“year” means any period of twelve months beginning on the first day of January. ;

(b) by striking out the passage “the relevant day in relation to an election to be held after the commencement of the Marketing of Eggs Act Amendment Act, 1965” (wherever occurring) in subsections (5) and (6) thereof and inserting in lieu thereof in each case the passage “at least thirteen levy days in the year last preceding the date fixed for an election” ;

(c) by striking out the passage “the relevant” in subsection (6a) thereof and inserting in lieu thereof the passage “a levy” ;

(d) by striking out the passage "payable by him" in subsection (6a) thereof and inserting in lieu thereof the passage "that is imposed on him or (but for subsection (3) of section 6 of the *Poultry Industry Levy Act* 1965 of the Commonwealth) that could have been imposed on him";

(e) by striking out the passage "the relevant day in relation to the election, which shall be specified in the statement," in paragraph (b) of subsection (7) thereof and inserting in lieu thereof the passage "at least thirteen levy days in the year last preceding the date fixed for the election";

and

(f) by striking out the word "Assistant" wherever it occurs in subsections (8) and (10) thereof.

5. Subsection (2) of section 7 of the principal Act is amended—

Amendment of  
principal Act,  
s. 7—  
Term of office.

(a) by striking out the word "term" in paragraph (b) thereof and inserting in lieu thereof the word "terms";

(b) by inserting after the word "subsection" in paragraph (b) thereof the passage "or any producers appointed in their stead";

and

(c) by inserting after the passage "thirty-first day of March, 1967" in paragraph (b) thereof the passage "the thirty-first day of March, 1968, and the thirty-first day of March, 1969 respectively, the order of retirement being determined by lot in accordance with the directions of the Governor".

6. Section 8 of the principal Act is amended by inserting after paragraph (d) thereof the following paragraph:—

Amendment of  
principal Act,  
s. 8—  
Casual  
vacancies.

(d1) being a producer holding office by virtue of paragraph (a) of subsection (4) of section 4 of this Act, is removed from his office by the Governor—

(i) on the ground of his failure to pay levy as required by the Commonwealth Acts;

or

(ii) on the ground that on at least thirteen levy days within any period of twelve months falling within his term of office he has failed to keep two hundred and fifty hens determined as provided by subsection (6a) of section 4a of this Act.

Amendment of  
principal Act,  
s. 32—  
Offences and  
penalties.

7. Subsection (2) of section 32 of the principal Act is amended by striking out the passage "one hundred pounds" therein and inserting in lieu thereof the passage "Two hundred dollars".

Amendment of  
principal Act,  
s. 34—  
Regulations.

8. Section 34 of the principal Act is amended by striking out the passage "twenty pounds" in paragraph (d) thereof and inserting in lieu thereof the passage "One hundred dollars".

Amendment of  
principal Act,  
s. 35—  
Period of  
operation of  
Act.

9. Section 35 of the principal Act is amended by striking out the passage "sixty-eight" therein and inserting in lieu thereof the passage "seventy-three".

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

EDRIC BASTYAN, Governor.