



ANNO PRIMO

GEORGI VI REGIS.

A.D. 1937.

No. 2370.**An Act to amend The Markets Clauses Act, 1870-1935.**

[Assented to 15th December, 1937.]

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 Markets Clauses Act Amendment Act, 1937". Short titles.

(2) The Markets Clauses Act, 1870-1935, as amended by this Act may be cited as "The Markets Clauses Act, 1870-1937".

(3) The Markets Clauses Act, 1870-1935, is in this Act called "the principal Act".

2. The following section is enacted and inserted in the principal Act after section 26 thereof:— Enactment of s. 26A of the principal Act—

26a. (1) Any person who exposes any goods or commodities for sale in the market place or in the immediate approaches thereto, or who in pursuance of any order solicited or obtained in the market place or the immediate approaches thereto delivers any goods or commodities in the market place or the immediate approaches thereto shall be guilty of an offence unless— Requirements to be observed by persons selling goods, soliciting orders, &c.

(a) he is in lawful occupation of a shop, stall, stand, bench or ground space in the market for which he has paid the proper toll, rent, or stallage; or

(b) he is acting in accordance with a written permit issued to him by the undertakers and for the time being in force and authorising the act in question.

The Markets Clauses Act Amendment Act, 1937.

Penalty : A fine not exceeding two pounds.

This subsection shall not apply—

- (a) where goods or commodities are delivered to the lessee of a shop or store leased from the undertakers of the market ;
- (b) where the person delivering the goods or commodities is the lawful occupant of a shop, stall, stand, bench or ground space in any other fruit or produce market.

(2) Every such permit shall—

- (a) be in such form and be issued in respect of such period as the undertakers determine :
- (b) specify the nature of the acts or conduct thereby authorised, and shall be deemed to authorise only acts or conduct of the nature so specified.

For any such permit the undertakers may charge such reasonable fees as they may from time to time appoint, but such fees shall not exceed the rate of one pound for every month. The undertakers shall cause a board containing a list of such fees to be set up in a conspicuous place in the market place.

(3) For the purposes of this section no part of a public road or public street shall be regarded as being the immediate approaches to a market.

(4) This section shall be incorporated with and form part of the Adelaide Fruit and Produce Exchange Act, 1903, and the East End Market Act, 1872.

Repeal of s. 40
of principal
Act.

3. Section 40 of the principal Act is repealed.

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

G. J. R. MURRAY, Lieutenant Governor.