



ANNO SEXTO

## ELIZABETHAE II REGINAE

A.D. 1957.

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### No. 50 of 1957.

An Act to amend the Vermin Act, 1931-1954.

[Assented to 14th November, 1957.]

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 "Vermin Act Amendment Act, 1957". Short titles.

(2) The Vermin Act, 1931-1954, as amended by this Act, may be cited as the "Vermin Act, 1931-1957".

(3) The Vermin Act, 1931-1954, is hereinafter referred to as "the principal Act".

2. Section 20 of the principal Act is amended by adding at the end thereof the following subsection :—

(5) At least fourteen days before the commencement of the period comprising the months mentioned in subsection (1) hereof or, as the case may require, of any substituted period such as is mentioned in subsection (3) hereof, the district council, vermin board, or associated board, as the case may be, shall by advertisement in a newspaper circulating in the locality give notice to owners and occupiers of land of the duty imposed upon them pursuant to paragraph (a) of subsection (1) of section 23 and subsection (1b) of section 23.

Amendment of  
principal Act,  
s. 20—  
Notice of  
simultaneous  
vermin  
destruction  
months.

Amendment of  
principal Act,  
s. 23—  
Duty to destroy  
burrows.

**3. Section 23 of the principal Act is amended—**

(a) by inserting after subsection (1a) thereof the following subsection :—

(1b) The owner or occupier of any land who does not during the simultaneous vermin destruction months in any year fill in or destroy by any other means all rabbit burrows upon the said land and upon the half-width of all roads adjoining the same shall be liable to a penalty for a first offence of not less than five pounds nor more than ten pounds, and for a second offence of not less than fifteen pounds nor more than thirty pounds, and for any subsequent offence of not less than twenty-five pounds nor more than fifty pounds: Provided that in any proceedings under this section it shall be a defence for the defendant to show that owing to the physical features of the land or road, as the case may be, it is not practicable to comply with the requirements of this subsection.

(b) by adding at the end thereof the following subsection :—

(4) In any proceedings for an offence against paragraph (a) of subsection (1) hereof or subsection (1b) hereof, it shall be a defence if proof is given that the advertisement required to be published pursuant to subsection (5) of section 20 was not given with respect to the simultaneous destruction months to which the offence relates.

Consequential  
amendments  
of principal  
Act.

**4. (1) Section 8 of the principal Act is amended by inserting after the word "vermin" in the fifth line thereof the words "and fill or destroy by any other means all rabbit burrows".**

(2) Section 10 of the principal Act is amended by adding at the end thereof the words "and rabbit burrows".

(3) Section 12 of the principal Act is amended by inserting after the word "vermin" in the second line thereof the words "and rabbit burrows".

(4) Section 13 of the principal Act is amended by inserting after the word "vermin" in the third line thereof the words "and rabbit burrows".

(5) Section 17 of the principal Act is amended—

(a) by inserting after the word "vermin" in the fourth line thereof the words "or rabbit burrows";

(b) by inserting after the word "vermin" in the fifth line of subsection (4) thereof the words "and rabbit burrows";

(c) by inserting after the word "vermin" in the third line of subsection (7) thereof the words "or rabbit burrows".

(6) Subsection (1a) of section 23 of the principal Act is amended by inserting after the word "that" in the eleventh line thereof the words "in any proceedings".

(7) Section 23 of the principal Act is amended by inserting after the passage "No. 1" in paragraph (b) of subsection (2) thereof the passage "No. 1a".

(8) Section 23a of the principal Act is amended by inserting after the word "vermin" in the sixth line thereof the words "or, as the case may be, to fill in or destroy by any other means all rabbit burrows".

(9) Form No. 2 in the fifth schedule to the principal Act is amended by striking out the words "otherwise destroy" and by inserting in lieu thereof the words "destroy by any other means".

5. The sixth schedule to the principal Act is amended by inserting therein after Form No. 1 therein the following form:—

Consequential amendment of sixth schedule of principal Act.

FORM NO. 1A.

COMPLAINT.

SOUTH [Royal Arms] AUSTRALIA.

(TO WIT.)

The complaint of

of

an authorized person within the meaning of Part II of the Vermin Act, 1931, taken this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, before the undersigned, a Justice of the Peace for the State of South Australia who [upon oath *or* affirmation] states that of \_\_\_\_\_ being the owner [*or* occupier *as the case may be*] of certain land, namely [*here sufficiently*

*describe the land]* did not during  
the simultaneous vermin destruction months [*here state  
the simultaneous vermin destruction months for the district  
in question]* in the year 19 , fill in or destroy by any  
other means all rabbit burrows upon the said land [*if  
necessary, add* and upon the half width of all roads  
adjoining the same], contrary to the provisions of the  
Vermin Act, 1931.

Taken [and sworn *or*  
affirmed] before me, the  
day and year first above  
mentioned at  
in the said  
State.

*Justice of the Peace.*

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

R. A. GEORGE, Governor.