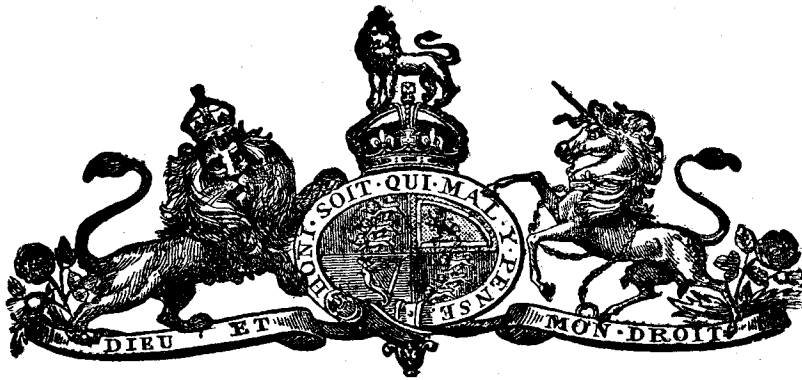


T A S M A N I A.



1919.

ANNO DECIMO

GEORGII V. REGIS.

No. 44.

ANALYSIS.

1. Short title and incorporation with 3 Geo. V. No. 23.
2. Amendment of Section 3 of Principal Act.
"To sell."
"To buy."
3. Compilation and publication annually of lists of fertilisers.
4. Amendment of Section 8 of Principal Act.
5. Amendment of Section 12 of Principal Act.
6. Amendment of Section 25 of Principal Act.



AN ACT to amend "The Fertilisers Act, 1912,"
and for other purposes. [24 December, 1919.]

A.D.
1919.

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as "The Fertilisers Amendment Act, 1919," and shall be construed and read as one with "The Fertilisers Act, 1912" in this Act referred to as the Principal Act.

Short title and
incorporation with
3 Geo. V. No. 23.

Fertilisers Amendment.

A.D. 1919.

Amendment of
Section 3 of
Principal Act.

"To sell."

"To buy."

Compilation and
publication
annually of lists
of fertilisers.
Cf. No. 2652 of
1915 (6 Geo. V.),
Vic.**2** Section Three of the Principal Act is hereby amended—

- I. As to the definition "Director," by inserting at the end of the definition the words "and includes an Acting-Director of Agriculture":
- II. As to the definition "fertiliser," by omitting therefrom the words "in appreciable quantity":
- III. By omitting the definition "sell," and substituting therefor the following:

The verb "to sell," in whatever person, number, tense, mood, or voice it is used, includes—

- I. To barter or exchange:
- II. To agree to sell, barter, or exchange:
- III. To offer, expose, store, have in possession, send, consign, or deliver for or on sale:
- IV. To receive for sale:
- V. To cause or suffer to be sold, bartered, or exchanged, or to be agreed to be sold, bartered, or exchanged:
- VI. To cause or suffer to be offered, exposed, stored, had in possession, sent, consigned, or delivered for or on sale:
- VII. To cause or suffer to be received for sale: and
- VIII. To attempt or assist to do any of such acts or things—

and all participles of the verb "to sell" and the noun "sale" have corresponding connotations;

The verb "to buy," in whatever person, number, tense, mood, or voice it is used, includes to receive or accept under a sale or agreement to sell, and to offer to receive or accept or cause or suffer to be received or accepted under a sale or agreement to sell; and all participles of the verb "to buy" have corresponding connotations.

3 After Section Six of the Principal Act the following section is inserted:—**6a**—(1) The chemist of the Department of Agriculture—

- I. From the result of the analyses of fertilisers set forth in the certificates delivered annually to the Director pursuant to Section Six of this Act, and taking into account the constituents which have a commercial value, and the value thereof in the simple fertilisers in which they occur, shall calculate the average unit values of such constituents; and
- II. Shall then compile a complete list of all the fertilisers in respect of which such certificates have been so delivered, showing—
 - (a) The prices asked for the same;
 - (b) The average unit values as so calculated;
 - (c) The several distinctive names or brands of such fertilisers; and
 - (d) Such other matters as may be prescribed.

Fertilisers Amendment.

(2) Such list may be referred to as the "annual list of fertilisers," and shall be published in at least One newspaper circulating in this State as soon as practicable after the First day of March in every year. A.D. 1919.

(3) The average unit values from time to time set forth in any such list shall constitute the basis for calculating the values of all fertilisers for the period indicated for the purpose in such list.

4 Subsection (1) of Section Eight of the Principal Act is hereby amended as follows:— Amendment of
Section 8 of
Principal Act.

i. As to Paragraph iv., by inserting the word "only" immediately after the word "stating," occurring in the First line of the paragraph :

ii. By inserting at the end of the subsection the following paragraph:—

" v. Such particulars as may be prescribed respecting the monetary value of the ingredients nitrogen, phosphoric acid, and potash, contained in the package, calculated upon the basis of the unit values ascertained and from time to time declared by the chemist of the Department of Agriculture ; and such other particulars as may be prescribed.

5 Section Twelve of the Principal Act is hereby amended—

i. As to Subsection (4) thereof, by omitting therefrom the words " in the ' Agricultural Gazette ' " and substituting therefor the words " for public or general information in or by any newspaper circulating in any part of this State, and the publication thereof in any newspaper shall not render the proprietor, printer, or publisher thereof liable to any action or proceeding in any court whatsoever."

ii. As to Subsection (5) thereof, by omitting therefrom the words " Prior to the publication thereof in the ' Agricultural Gazette.' "

Amendment of
Section 12 of
Principal Act.

6 Section Twenty-five of the Principal Act is hereby amended by inserting the following paragraphs immediately after Paragraph III. thereof:—

" IIIA. Regulating and fixing standards for fertilisers :

" IIIB. Prescribing the size, form, and quality of the printed labels required to be affixed to packages of fertiliser, the information to be set forth thereon, and the manner of printing thereof."

Amendment of
Section 25 of
Principal Act.

