

38. Certificate of approved analyst or approved botanist

- (1) An approved analyst or an approved botanist may give a certificate in the prescribed form relating to any analysis or examination carried out by the approved analyst or approved botanist.
- (2) In any proceedings against a person for an offence, production of a certificate purporting to be signed by an approved analyst or an approved botanist stating in relation to any thing —
 - (a) that the thing was obtained or received by the analyst or botanist for analysis or examination;
 - (b) how the thing was obtained, or when and from whom the thing was received;
 - (c) a description, and the quantity or mass, of the thing obtained or received;
 - (d) that the thing was analysed or examined by the analyst or botanist;
 - (e) the method of analysis or examination;
 - (f) the results of the analysis or examination; and
 - (g) any other matters relating to the analysis or examination,is sufficient evidence of the facts stated in the certificate.
- (3) For the purposes of subsection (2), proof is not required —
 - (a) of the signature of the person purporting to have signed the certificate; or
 - (b) that the person is an approved analyst or an approved botanist.

[Section 38 amended by No. 44 of 1995 s. 13.]