

MARKETING OF POTATOES

5° Elizabeth II., No. III.

No. 3 of 1956.

**AN ACT to amend the Marketing of Potatoes
Act, 1946-1949.**

[Assented to 10th September, 1956.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Marketing of Potatoes Act Amendment Act, 1956.* Short title and citation.

(2) In this Act the Marketing of Potatoes Act, 1946-1949

Act No. 26 of 1946 as amended by Act No. 4 of 1949,

is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Marketing of Potatoes Act, 1946-1956.

S. 21A
added.

2. The principal Act is amended by adding after the heading, "Part IV.—Marketing of Potatoes." the following section:—

21A. By virtue of this section, and notwithstanding any other provision of this Act, on and after the coming into operation of the Marketing of Potatoes Act Amendment Act, 1956

- (a) every licensed grower of potatoes becomes the bailee in possession on behalf of the Board of all potatoes produced by him, except such potatoes as he may require for his own use, and continues as such until he delivers the potatoes whether by one or more than one delivery to the Board in accordance with such directions in writing as to delivery as the Board serves and is hereby authorised to serve on the grower.
- (b) a grower while such bailee is responsible to the Board for the safe keeping, storage, and protection, of the potatoes.
- (c) a grower while such bailee shall not sell, or deliver, or part with possession of, any of the potatoes to any person other than the Board, except with the written authorisation of the Board.

Penalty: Five hundred pounds, maximum: Fifty pounds, minimum, irreducible in mitigation, notwithstanding any other Act.

- (d) a person, other than the Board or other than a person who does so pursuant to written authorisation mentioned in paragraph (b) of this section, shall not buy or receive any potatoes from a grower who is such a bailee.

Penalty: Five hundred pounds, maximum: Fifty pounds, minimum, irreducible in mitigation, notwithstanding any other Act.

- (e) the provisions of this Part shall operate subject to the provisions of this section.
- (f) the provisions of this section shall continue in operation until the thirty-first day of December, one thousand nine hundred and fifty-six and no longer.
-