

DRIED FRUITS.

3° Elizabeth II., No. LXX.

No. 70 of 1954.

AN ACT to amend the Dried Fruits Act, 1947.*[Assented to 30th December, 1954.]*

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 *Dried Fruits Act Amendment Act, 1954.* Short title and citation.

(2) In this Act the Dried Fruits Act, 1947, Act No. 56 of 1947, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Dried Fruits Act, 1947-1954.

2. This Act shall come into operation on a date to be fixed by proclamation. Commencement.

S. 18
amended.

3. Paragraph (b) of subsection (2) of section eighteen of the principal Act is amended by adding after the word "grower" in line one the words ", each owner or occupier of a packing shed".

S. 21
amended.

4. Section twenty-one of the principal Act is amended by—

- (a) deleting paragraphs (c) and (d) of subsection (1);
- (b) adding after subsection (3) the following subsection:—

(4) Where a grower sells, leases or otherwise disposes of any land upon which dried fruits are being or have been produced during the then current year or during the year immediately preceding that year, he shall within fourteen days of the sale, leasing or disposition as the case may be, give notice in writing to the Board of the fact together with particulars of the land and the full name and address of the person to whom the land was sold, leased or disposed of as the case may be.

S. 24
repealed and
re-enacted.

5. Section twenty-four of the principal Act is repealed and re-enacted as follows:—

Licenses
to expire on
commence-
ment of
Act.

24. (1) On the coming into operation of the Dried Fruits Act Amendment Act, 1954, the registration of every dealer who is then registered or who is deemed to have been registered under the provisions of this Act expires.

Registration
of dealers.

(2) No person shall after fourteen days of the coming into operation of the Dried Fruits Act Amendment Act, 1954, carry on business as a dealer in dried fruits unless he is registered with the Board as a dealer.

Penalty: Five hundred pounds.

(3) (a) Application for registration or renewal of registration as a dealer shall be made to the Board in the prescribed form accompanied by the prescribed fee.

(b) The application shall contain the following particulars, verified by statutory declaration by the applicant—

- (i) the applicant's full name and address and if he carries on business under a registered firm name, that firm name;
- (ii) the place where he carries on business;
- (iii) any other particulars prescribed.

(4) The registration of a dealer expires on the thirty-first day of December next after it takes effect, but may subject to this Act, upon application duly made, be renewed.

(5) The grant or refusal of an application for registration as a dealer or for the renewal of a registration is in the sole discretion of the Board.

(6) The Board may cancel the registration whether original or renewed, of any dealer if that dealer is in the opinion of the Board acting in such manner as to defeat or delay or embarrass the Board in carrying out any policy of the Board, or if in the opinion of the Board he has refused or neglected to carry out any direction or determination of the Board.

6. Subsection (1) of section thirty-seven of the principal Act is amended by— S. 37
amended.

(a) substituting for paragraph (c) the following paragraph:—

- (c) (i) the inspection of dried fruits in packing houses, dehydrators, stores, warehouses, bonds, shops, or bakeries, on farms, drying grounds, drying racks, railway premises or wharves, in vehicles, railway trucks or boats or at any other place of whatever description, by inspectors appointed under this Act, and the facilities necessary to enable the inspectors

to make the inspections and keep records of them and obtain samples of the fruit so inspected;

(ii) the detention of dried fruits by inspectors or other persons authorised by the Board;

(b) adding after the word "and" where first appearing in line one of paragraph (e) the words "the registration and renewal of registration of";

(c) adding after the word "registration" in line three of paragraph (e) the words "or renewal of registration".
