

FERTILISERS.

2° Elizabeth II., No. XVIII.

No. 18 of 1953.

AN ACT to amend the Fertilisers Act, 1928.

[Assented to 7th December, 1953.]

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 *Fertilisers Act Amendment Act, 1953*.

Short title
and citation.

(2) In this Act the Fertilisers Act, 1928, Act No. 10 of 1928, is referred to as the principal Act.

(3) The principal Act, as amended by this Act, may be cited as the Fertilisers Act, 1928-1953.

S. 8A
added.

2. The principal Act is amended by inserting after section eight a section as follows:—

8A. The Minister shall from time to time determine and prescribe by regulation the maximum quantity of moisture which may be contained in superphosphate prepared for sale.

S. 9
amended.

3. Section nine of the principal Act is amended by adding after paragraph (d) a paragraph as follows:—

(e) to sell any superphosphate having a moisture content in excess of that prescribed.

S. 11A
added.

4. The principal Act is amended by inserting after section eleven a section as follows:—

11A. (1) Every person carrying on business as a manufacturer of superphosphate shall provide without payment to an officer of the Department of Agriculture appointed for the purpose by the Minister a sample from such superphosphate as such officer may desire as is packed in sacks, bags, or other containers, ready for despatch to purchasers.

(2) The Minister shall determine and prescribe by regulation the quantity of superphosphate to be forwarded as a sample and shall cause every sample forwarded to be analysed for the purpose of ascertaining the quantity of moisture contained in the superphosphate.

(3) Where the analysis discloses that a sample has a moisture content in excess of that prescribed, the Director of Agriculture shall report the same to the Minister.

S. 12
amended.

5. Section twelve of the principal Act is amended by adding a subsection as follows:—

(4) Any dealer contravening any of the provisions of this section shall be guilty of an offence against this Act, and shall be liable on summary conviction to a penalty of not more than fifty pounds.

6. Section thirty-three of the principal Act is ^{S. 33} amended. amended by inserting immediately before the word "Any" in line one of subsection (2) the words "Subject to the provisions of subsection (4) of section twelve of this Act".

7. Section thirty-seven of the principal Act is ^{S. 37} amended. amended by—

(a) inserting after paragraph (a) a paragraph as follows:—

(aa) the quantity of superphosphate to be contained in any sample required under this Act to be forwarded by a manufacturer for analysis;

(b) inserting after paragraph (g) a paragraph as follows:—

(ga) the maximum moisture content of superphosphate prepared for sale.
