



# Government Gazette

OF

## WESTERN AUSTRALIA

(Published by Authority at 4 p.m.)

No. 34]

PERTH : TUESDAY, 2nd MAY

[1972

Plant Diseases Act, 1914-1969.

### PROCLAMATION

WESTERN AUSTRALIA, } By His Excellency Major-General Sir Douglas  
TO WIT, } Anthony Kendrew, Knight Commander of the  
DOUGLAS KENDREW, } Most Distinguished Order of Saint Michael and  
Governor. } Saint George, Companion of the Most Honour-  
[L.S.] } able Order of the Bath, Commander of the  
} Most Excellent Order of the British Empire,  
} Companion of the Distinguished Service Order,  
} Governor in and over the State of Western  
} Australia and its Dependencies in the Com-  
} monwealth of Australia.

WHEREAS it is provided by section 5 of the Plant Diseases Act, 1914-1969, *inter alia*, that the Governor may, by proclamation, prohibit, either absolutely or except in accordance with regulations—

- (a) the bringing or sending into the State either generally or from any specified State, country or place, of any specified kind of plant, fruit or other thing which would in his opinion be likely to introduce any disease within the meaning of the Act into this State or of anything which is infected or anything which is infected with any specified disease; or
- (b) the bringing or sending into any specified portion of the State from the rest of the State generally or from any specified portion thereof, of any specified kind of plant, fruit or other thing which would in his opinion be likely to introduce any disease within the meaning of the Act into that portion of the State or of anything which is infected or anything which is infected with any specified disease;

and whereas I, the Governor, am of the opinion that the bringing or sending into this State from any

State or Territory of the Commonwealth, of sorghum plants, sorghum grain or any parts of sorghum plants produced in the Northern Territory or Queensland, would be likely to introduce the disease of sorghum known as Sorghum Midge (*Contarinia sorghicola*) into this State, and that the bringing or sending into the Kimberley Division of the State, as described in section 28 of the Land Act, 1933-1971, from any other part of the State, of sorghum plants, sorghum grain or any parts of sorghum plants would be likely to introduce that disease into the Kimberley Division: Now, therefore, I, the Governor, acting with the advice and consent of the Executive Council and in exercise of the powers aforesaid, do hereby prohibit—

- (a) the bringing or sending into the State, from any State or Territory of the Commonwealth, of sorghum plants, sorghum grain or any parts of sorghum plants produced in the Northern Territory or Queensland; and
  - (b) the bringing or sending into the Kimberley Division from any other part of the State, of sorghum plants, sorghum grain or any other parts of sorghum plants,
- except in accordance with the Plant Diseases (Sorghum Midge) Regulations, 1972.

Given under my hand and the Public Seal of the said State at Perth this 24th day of April, 1972.

By His Excellency's Command,  
H. D. EVANS,

Minister for Agriculture.

GOD SAVE THE QUEEN ! ! !

## PLANT DISEASES ACT, 1914-1969.

Department of Agriculture,  
South Perth, 24th April, 1972.

Agric. 1350/65.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Plant Diseases Act, 1914-1969, has been pleased to make the regulations set forth in the Schedule hereunder.

E. N. FITZPATRICK,  
Director of Agriculture.

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**SCHEDULE.****PLANT DISEASES (SORGHUM MIDGE) REGULATIONS,  
1972.**

1. These regulations may be cited as the Plant Diseases (Sorghum Midge) Regulations, 1972.

2. In these regulations—

“Kimberley Division” means the Kimberley Division of the State as described in section 28 of the Land Act, 1933.

3. A person shall not bring or send—

(a) any sorghum plant or sorghum grain produced in the Northern Territory or Queensland into the State from any State or Territory of the Commonwealth;

(b) any sorghum plant or sorghum grain into the Kimberley Division from any other part of the State, except in accordance with a permit issued by the Director of Agriculture pursuant to regulation 4 of these regulations.

4. Any person may apply in writing to the Director of Agriculture for a permit to bring or send by air—

(a) a consignment of sorghum grain produced in the Northern Territory or Queensland into the State from a State or Territory of the Commonwealth; or

(b) a consignment of sorghum grain into the Kimberley Division from another part of the State,

for the purposes of establishing new varieties of sorghum and any such permit issued by the Director shall specify—

(c) the quantity of grain to be contained in the consignment;

(d) that the consignment is to be transported by air; and

(e) the time and place at which the consignment shall be presented for inspection.

5. Any sorghum plant or sorghum grain brought or sent—

(a) into the State; or

(b) into the Kimberley Division,

contrary to these regulations or to the terms of a permit issued pursuant to regulation 4 of these regulations, may be seized by an inspector and dealt with in accordance with the provisions of section 23 of the Plant Diseases Act, 1914.

6. Any person acting in contravention of these regulations or of the terms of a permit issued pursuant to regulation 4 of these regulations, is liable to a penalty of fifty dollars.