

FISHERIES ORDINANCE (No. 2) 1973

1647

No. 68 of 1973

An Ordinance to amend the *Fisheries Ordinance* 1965 as amended

[Assented to 11 December, 1973]

BE it ordained by the Legislative Council for the Northern Territory of Australia as follows:—

1. This Ordinance may be cited as the *Fisheries Ordinance* (No. 2) 1973. Short title

2. The *Fisheries Ordinance* 1965 as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance

3. Section 5(1) of the Principal Ordinance is amended— Interpretation

(a) by inserting in the definition of “prescribed purpose”, after the word “taking”, the words “or processing”; and

(b) by omitting from the definition of “process” the words “and includes cut up, dismember, clean, sort, pack, preserve, store or transport for any of those purposes”.

4.(1) Section 15(1) of the Principal Ordinance is amended by omitting paragraph (g) and substituting the following paragraph: Licences

“(g) subject to this section, the selling of fish, not being fish processed and packed outside the Territory, by wholesale or retail;”.

(2) Section 15(3)(d) of the Principal Ordinance is amended by omitting “the next succeeding sub-section” and substituting “sub-section (4)”.

(3) After section 15(3) of the Principal Ordinance the following sub-sections are inserted:

“(3A) The holder of a licence under sub-section (1) (a), (b), (c), (f) or (h) is, by virtue of that licence, authorized to sell fish to the holder of a licence under sub-section (1) (f), (g) or (h).”

“(3B) The holder of a licence under sub-section (1) (d) is, by virtue of that licence, authorized to sell fish to the holder of a licence under sub-section (1) (g) or (h).

“(3C) Without limiting the generality of sub-section (3), a licence under sub-section (1) (g) is subject to a condition that the holder shall not buy fish, not being fish processed and packed outside the Territory, for the purposes of sale except from a person who holds a licence under sub-section (1) (a), (b), (c), (d), (f), (g) or (h).

“(3D) For the purposes of this section, the marking of a package in which processed fish is contained that purports to indicate the place at which the fish was packed is *prima facie* evidence that the fish was processed and packed at that place.”