



ANNO SEXTO

## ELIZABETHAE II REGINAE

A.D. 1957.

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### No. 16 of 1957.

An Act to provide for compensation for loss arising from measures to eradicate fruit fly.

[Assented to 24th October, 1957.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. This Act may be cited as the "Fruit Fly (Compensation) Act, 1957". Short title.
2. This Act is incorporated with the Fruit Fly Act, 1947-1955, and that Act and this Act shall be read as one Act. Incorporation.
3. (1) Any person who suffers loss by reason of— Compensation.
  - (a) any of the acts to which this section applies ; or
  - (b) being prohibited from growing or planting any plant, or from removing fruit from any land, by the operation of the proclamations made under the Vine, Fruit, and Vegetable Protection Act, 1885-1936, on the sixth, eleventh, eighteenth and nineteenth days of February, and the sixteenth day of May, nineteen hundred and fifty-seven and published in the *Gazettes* of the seventh, fourteenth and twenty-first days of February, and the sixteenth day of May, nineteen hundred and fifty-seven at pages 177, 255, 285, 286 and 925 respectively,

shall be entitled to compensation for that loss as provided in the Fruit Fly Act, 1947-1955.

(2) This section shall apply to—

- (a) any act done pursuant to or in the intended exercise of powers conferred by the fruit fly regulations, if such act is done on land while the growing or planting of any plant thereon, or the removal of fruit therefrom, is prohibited by the said proclamations ;
- (b) any act done in the course of or incidentally to the doing of any such act as mentioned in paragraph (a) of this subsection.

(3) This section shall apply to acts done and loss or damage caused before or after the passing of this Act.

Time limit for claims.

4. Notwithstanding the provisions of subsection (1a) of section 5 of the Fruit Fly Act, 1947-1955, a notice of claim under that section for compensation under section 3 of this Act shall—

- (a) in the case of a loss resulting from any act or from the prohibition of the growing or planting of any plant be delivered to the committee before the first day of February, nineteen hundred and fifty-eight ; or
- (b) in the case of a loss resulting from the prohibition of the removal of fruit from any land be delivered to the committee before the first day of May, nineteen hundred and fifty-eight.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

R. A. GEORGE, Governor.