



ANNO VICESIMO PRIMO

ELIZABETHAE II REGINAE

A.D. 1972

No. 31 of 1972

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

[Assented to 13th April, 1972]

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, 1972". 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 removing fruit from any land by the operation of—
 - (i) a proclamation made under the Vine, Fruit and Vegetable Protection Act, 1885-1959, on the seventeenth day of January, 1972, and published in the *Gazette* on the seventeenth day of January, 1972, at pages 149 and 150 and also published in the *Gazette* on the twentieth day of January, 1972, at page 153;

(ii) a proclamation made under the Vine, Fruit and Vegetable Protection Act, 1885-1959, on the twentieth day of January, 1972, and published in the *Gazette* on the twentieth day of January, 1972, at pages 153 and 154;

or

(iii) a proclamation made under the Vine, Fruit and Vegetable Protection Act, 1885-1959, on the seventh day of March, 1972, and published in the *Gazette* on the seventh day of March, 1972, at pages 829 and 830,

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 the exercise or intended exercise of powers conferred by the fruit fly regulations, if such act is done on land while the removal of fruit therefrom is prohibited by the proclamation referred to in subsection (1) of this section;

or

(b) any act done in the course of or incidentally to the doing of any act of the kind mentioned in paragraph (a) of this subsection.

(3) This section shall apply to acts done and loss suffered before or after the commencement 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 be delivered to the Committee on or before the thirty-first day of August, 1972.

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

J. M. NAPIER, Governor's Deputy