



ANNO SECUNDO

ELIZABETHAE II REGINAE

A.D. 1953

No. 44 of 1953.

An Act to amend the Honey Marketing Act, 1949.

[Assented to 17th December, 1953.]

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

1. (1) This Act may be cited as the "Honey Marketing Act Amendment Act, 1953". Short titles.
- (2) The Honey Marketing Act, 1949, as amended by this Act, may be cited as the "Honey Marketing Act, 1949-1953".
- (3) The Honey Marketing Act, 1949, is hereinafter referred to as "the principal Act".
2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.
3. Section 21 of the principal Act is amended by striking out the figure "22" in paragraph (a) of the proviso to subsection (2) thereof and inserting in its place the figure "23". Amendment of principal Act, s. 21—
Duty to sell and deliver honey.
4. The following section is enacted and inserted in the principal Act after section 36 thereof :— Enactment of s. 36a of principal Act—
 - 36a. (1) At any time after the thirty-first day of December, nineteen hundred and fifty-four, not less than one hundred producers may present a petition to the Minister asking that a poll shall be taken to decide whether this Act shall continue in operation: Provided that no petition shall be presented within a period of two years after the holding of a poll under this section. Polls on continuation of Act.

(2) If a petition is presented under this section a poll shall be held within three months of the day on which the petition is presented on the question whether this Act shall continue in operation.

(3) The Returning Officer for the State shall conduct every poll required to be held under this section.

(4) At a poll under this section every producer whose name appears on a list of producers prepared under this section shall be entitled to one vote.

(5) The Minister shall, upon the presentation of a petition under this section prepare and supply to the Chief Electoral Officer a list containing the names of all persons who are producers at the time of the preparation of the list. The Minister may amend or add to the list at any time before the ballot papers are posted for the poll in respect of which the list is prepared.

(6) A poll under this section shall be conducted by postal voting.

(7) Subject to this Act and the regulations, a poll under this section shall be conducted in such manner as the Returning Officer for the State determines.

(8) If a majority of the total number of producers who vote at a poll under this section vote against the continuance of this Act, the Governor shall proclaim a day falling within a period of three months from the holding of the poll upon which day subsection (2) of section 21 of this Act shall cease to operate and shall proclaim a subsequent day upon which this Act shall be repealed.

(9) A poll under this section shall not be invalid by reason of any defect or informality, unless that defect or informality has affected the decision given on the question submitted at the poll.

(10) The Governor may make regulations prescribing any matters necessary or convenient to be prescribed in connection with polls held under this section.

Amendment of
principal Act,
s. 37—
Duration of
Act.

5. Section 37 of the principal Act is amended by striking out the word "fifty-four" at the end thereof and inserting in its place the word "fifty-nine".

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

R. A. GEORGE, Governor.