ANNO VICESIMO TERTIO

GEORGII V REGIS.

A.D. 1932.

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No. 2074.

An Act to repeal the Scab Act, 1859, and The Stock Diseases Act, 1903, and to amend the Stock Diseases Acts, 1888 to 1926.

[Assented to, November 3rd, 1932.]

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 "Stock Diseases Act Amendment Act, 1932". **Short titles.**

(2) The Stock Diseases Acts, 1888 to 1926, and this Act may be cited together as the "Stock Diseases Acts, 1888 to 1932".

(3) The Stock Diseases Act, 1888, is hereinafter referred to as "the **No. 443 of 1888.** principal Act".

2. The Scab Act, 1859, and The Stock Diseases Act Amendment Act, 1903, are hereby repealed. **Repeal of 19, 1859, and 835, 1903.**

3. The principal Act is amended by inserting therein after section 2 thereof the following section:— **Amendment of principal Act—**

2A. This Act shall be construed subject to the Common- **Construction.** wealth of Australia Constitution Act, and so as not to exceed the legislative power of the State to the intent that where any provision hereof would but for this section be in excess of that power it shall, nevertheless, be a valid enactment to the extent to which it is not in excess of that power.

4. Section

Amendment of
principal Act, s. 3—
Interpretation.

4. Section 3 of the principal Act is amended—

(a) by striking out the definitions of "Commissioner", "Conveyance", "Land", and "Road" therein;

(b) by striking out the word "conveyance" in the definition of "Owner" therein and by inserting in lieu thereof the words "vehicle, vessel";

(c) by inserting after the word "sex" in the third line of the definition of "Stock" the words "and all fowls, turkeys, ducks, geese, and pigeons of any age or sex", and by inserting after the word "animals" in the said third line the words "or birds"; and

(d) by striking out the word "conveyance" in the definition of "Travelling Stock" therein and by inserting in lieu thereof the words "vehicle, vessel".

Amendment of
principal Act, s. 6—
Regulations.

5. Section 6 of the principal Act is amended—

(a) by striking out the word "conveyances" in paragraph VIII. thereof and by inserting in lieu thereof the words "vehicles and vessels"; and

(b) by striking out the words "police officer" in the last line of paragraph XI. thereof and by inserting in lieu thereof the words "member of the police force".

Repeal of principal
Act, s. 8.

6. Section 8 of the principal Act is hereby repealed.

Amendment of
principal Act, s. 11—
Powers of inspector.

7. Section 11 of the principal Act is amended by striking out the word "conveyance" in the second line thereof and by inserting in lieu thereof the words "vehicle of any kind or any vessel".

Amendment of
principal Act, s. 12—
Powers of inspector.

8. Section 12 of the principal Act is amended by striking out the word "conveyance" in the third line thereof and by inserting in lieu thereof the words "vehicle or vessel".

Amendment of
principal Act, s. 14—
Marking of
inoculated cattle.

9. Section 14 of the principal Act is amended by striking out the words "by an up-cut in the dewlap" in the last line thereof and by inserting in lieu thereof the words "in such manner as may be prescribed".

Amendment of
principal Act, s. 19—
Destruction of
diseased stock.

10. Section 19 of the principal Act is amended by inserting after the word "qualified" in the seventh line thereof the words "and certificated".

Amendment of
principal Act, s. 22—
Travelling stock.

11. Section 22 of the principal Act is amended—

(a) by inserting after the word "qualified" in the twelfth line thereof the words "and certificated"; and

(b) by striking out all the words in the said section after the word "diseased" in the fourteenth line thereof and by
inserting

inserting in lieu thereof the words "the said owner may in a summary way recover from the said proprietor the expenses occasioned by the detention and such sum, not exceeding One Hundred Pounds, as the Court is of opinion should be paid to the owner by the proprietor by way of penalty for such detention".

12. The Stock Diseases Acts, 1888 to 1926, are amended by striking out the word "Commissioner" wherever it occurs in the said Acts and by inserting in lieu thereof the word "Minister".

Amendment of principal Act.

13. Section 3 of the Stock Diseases Act Further Amendment Act, 1915, is amended by striking out the words "two weekly newspapers" in the second line of subsection (2) hereof and by inserting in lieu thereof the words "a newspaper".

Amendment of 1207, 1915, s. 3—Application.

14. The diseases named in the Schedule hereto shall be deemed to be diseases for the purpose of the principal Act and the Acts incorporated therewith.

Declaration of certain diseases.

15. The definition of "Disease" in subsection (2) of section 4 of the Stock Diseases (Poultry) Act, 1924, is amended by striking out the words "Any of the diseases affecting poultry known as poultry tick fever, vent gleet, roup, chicken cholera, gapes, tumors, tuberculosis, dermatomycosis, and chicken-pox," and by inserting in lieu thereof the words "Any of the diseases named in the Schedule to the Stock Diseases Act Amendment Act, 1932".

Amendment of 1638, 1924, s. 4 (2)—Definition of "Disease."

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

A. HORE-RUTHVEN, Governor.

Stock Diseases Act Amendment Act.—1932.

THE SCHEDULE.

POULTRY DISEASES.

Avian diphtheria (Canker or diphtheric roup).

Bacilliary white diarrhoea.

Contagious catarrh (non-diphtheric roup).

Coccidiosis.

Chicken or poultry cholera.

Chicken pox (*Epithelioma contagiosum*).

Dermatomycosis.

Fowl or poultry cholera (chicken cholera).

Fowl or poultry tick (*Argus persicus* or other species of argas met with in Australia).

Fowl or poultry tick fever (*Spirochaetosis*).

Fowl or poultry lice.

Gapes.

Newcastle disease (or Pseudo fowl or chicken pest).

Roup.

Stickfast flea (*Echidnophaga gallinacea*).

Tumors.

Tuberculosis.

Vent gleet.