



ANNO DECIMO

# GEORGII V REGIS.

A.D. 1919.

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## No. 1368.

An Act to further amend the Wheat Harvest (1915-1916) Act, 1915, and the Wheat Harvest (1915-1916) Act Further Amendment Act, 1917, and for other purposes.

[Assented to, November 20th, 1919.]

**B**E 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 alone as the "Wheat Harvest (1915-1916) Act Further Amendment Act, 1919." Short titles.  
(2) The Wheat Harvest Acts, 1915 to 1918, and this Act may be cited together as the "Wheat Harvest Acts, 1915 to 1919."  
(3) The Wheat Harvest (1915-1916) Act, 1915, is hereinafter referred to as "the principal Act." No. 1229 of 1915.
2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation with other Acts.
3. Section 3 of the principal Act is repealed, and the following new section is substituted therefor:— Repeal of principal Act, s. 3.
  3. The Minister, for and on behalf of the Government, may— Provision for handling wheat delivered to the Government for sale.
    - (a) receive, stack, store, and protect such wheat as the owners thereof may desire to deliver to the Government for sale by the Government on account of such owners, or
    - (b) on

*Wheat Harvest (1915-1916) Act Further Amendment Act.—1919.*

(b) on the recommendation of the Wheat Harvest Board, enter into contracts with such company, firm, or individual as he thinks fit, under which contracts such company, firm, or individual shall act as agent for or on behalf of the Government in receiving, stacking, storing, protecting, and/or delivering any such wheat.

Amendment of principal Act, s. 6—  
Power to acquire wheat.

4. Section 6 of the principal Act (as amended by the Wheat Harvest (1915-1916) Act Further Amendment Act, 1918) is further amended by substituting the word "twenty" for the word "nineteen" at the end thereof.

Amendment of principal Act, s. 9 (1)—  
Cancellation of contracts.

5. Subsection (1) of section 9 of the principal Act (as amended by the Wheat Harvest (1915-1916) Act Amendment Act, 1916, by the Wheat Harvest (1915-1916) Act Further Amendment Act, 1917, and by the Wheat Harvest (1915-1916) Act Further Amendment Act, 1918), is further amended by inserting the passage "or 1919-1920" after the passage "1918-1919" in the third line thereof.

Amendment of Act 1291, 1917, s. 5 (1).  
Prohibition of sales, etc., of wheat.

6. Subsection (1) of section 5 of the Wheat Harvest (1915-1916) Act Further Amendment Act, 1917 (as amended by the Wheat Harvest (1915-1916) Act Further Amendment Act, 1918) is further amended by substituting the word "twenty" for the word "nineteen."

Only new wheat to be delivered until further notice.  
Act 1353, 1918, s. 6.

7. (1) No person shall, after the passing of this Act and until the giving of the notice hereinafter provided for, deliver to the Government for sale, whether on his own behalf or on behalf of any other person, any wheat which is not 1919-20 wheat.

(2) Every person who, during the period referred to in subsection (1) hereof, delivers any wheat to the Government for sale, whether on his own behalf or on behalf of any other person, shall at the time of delivery make and sign a declaration before a witness to the effect that the wheat so delivered contains no wheat other than 1919-20 wheat.

Old wheat may be delivered after notice.  
Ibid., s. 7.

8. (1) The Minister shall, when he is satisfied that the whole, or practically the whole, of the 1919-20 wheat has been dealt with at each receiving station, give notice that thenceforth wheat other than 1919-20 wheat may be delivered to the Government for sale on behalf of the owner thereof.

(2) After the giving of such notice any wheat of any season may be delivered to the Government for sale, but the person delivering any such wheat shall, at the time of delivery, make and sign a declaration before a witness stating what season's wheat is being delivered.

(3) The notice required by this section to be given may be given by publishing the same in the *Government Gazette*, and in any two daily newspapers published in the State, and also in such other manner as the Minister thinks proper.

9. (1) Any

*Wheat Harvest (1915-1916) Act Further Amendment Act.—1919.*

**9.** (1) Any person who is guilty of any contravention of this Act shall be liable to a penalty not exceeding One Hundred Pounds. Penalties for offences. Ibid., s. 8.

(2) Any person who makes a false statement in a declaration made under this Act shall be punishable in the same manner as if he had committed wilful and corrupt perjury.

**10.** (1) Notwithstanding anything contained in this Act or any Act incorporated herewith, or any term or condition of any contract entered into with the Government under any of such Acts by any owner of wheat, such Acts and all such contracts as aforesaid shall be deemed to provide, and to have always provided, that— Powers of Government as to marketing 1915-16, 1916-17, 1917-18, 1918-19, and 1919-20 wheat together.

(a) the Government, in handling and selling wheat to the best advantage pursuant to the said Acts, may handle and sell 1919-20 wheat in conjunction with 1915-16 wheat, 1916-17 wheat, 1917-18 wheat and 1918-19 wheat, and Cf. *ibid.*, s. 9.

(b) the proceeds derived from all such sales shall be credited proportionately to the pools from which the wheat sold is derived.

(2) In this section, unless some other meaning is clearly intended, "wheat" means wheat delivered to the Government or acquired by the Minister in the name of His Majesty pursuant to this Act, or any Act incorporated herewith.

**11.** (1) In addition to the power conferred on the Minister by subsection (3) of section 5 of the Wheat Harvest (1915-1916) Act, 1915, the Minister, whether in conjunction with Ministers of the Crown representing the Commonwealth and the States of New South Wales, Victoria, and Western Australia, or otherwise, may arrange with any banking institution or institutions or with the Government of the Commonwealth for financial accommodation. Financial arrangements for marketing wheat harvests. Cf. Vic. 2812, 1915, s. 5, as amended by 2846, 1916, s. 4. Cf. W.A. 18, 1916, s. 6, as amended by 26, 1918, s. 5.

(2) The Treasurer of this State, on behalf of the Government of the State, may arrange with the Government of the Commonwealth for guaranteeing to the Commonwealth a refund of any shortage for which the Government of this State is liable in respect of any operations pursuant to this Act which has been made good by the Commonwealth, or for the repayment of any moneys provided by the Government of the Commonwealth pursuant to subsection (1) hereof for which the Government of this State is liable.

(3) The moneys payable by the Government of this State under any such arrangement shall be paid out of moneys provided by Parliament for such purpose.

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

H. L. GALWAY, Governor.