

Certain
goods to
cease to be
controlled.

3—(1) Notwithstanding anything contained in the Principal Act, the goods specified in the schedule to this Act shall, on and from the date of the commencement of this section, cease, by virtue of this section and without further authority, to be declared goods for the purposes of that Act, and shall not thereafter again be declared to be declared goods.

(2) Any notice hereafter published, pursuant to section thirteen of the Principal Act, purporting to declare the goods specified in the schedule to this Act to be declared goods shall, to the extent to which it purports so to declare those goods, be void and of no effect.

(3) All notices published pursuant to section thirteen of the Principal Act prior to the commencement of this section and in force thereunder at such commencement shall be read and construed subject to the foregoing provisions of this section.

Special
provisions
relating to
potatoes.

4 Notwithstanding anything contained in the Principal Act, on and after the commencement of this section the Commissioner shall not be deemed to have power to fix and determine the maximum price at which potatoes may be sold by producers thereof; but this section shall not prevent the Commissioner from fixing and declaring, pursuant to section fourteen of that Act, the maximum price or prices at which potatoes may be sold by persons other than producers.

THE SCHEDULE.

(Section 3.)

Meat.

DOG.

No. 65 of 1950.

AN ACT to amend the *Dog Act* 1934 and to repeal the *Dog Act* 1936. [7 December, 1950.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title
and citation.

1—(1) This Act may be cited as the *Dog Act* 1950.

(2) The *Dog Act* 1934*, as subsequently amended, is in this Act referred to as the Principal Act.

* 25 Geo. V. No. 48. For this Act, as amended to 1936, see Reprint of Statutes, Vol. I., p. 130. Subsequently amended by 1 Edw. VIII. No. 14 and 6 Geo. VI. No. 34.

2 After section eight of the Principal Act the following section is inserted:— New section 8A.

“8A. When a complaint on oath is made before a justice that there is reason to believe that a dog over the age of four months and unregistered under this Act is kept and concealed on any premises, the justice may issue a warrant to the proper officer under section fourteen to enter and search such premises for any such dog.” Power to enter and search.

3 Section nine of the Principal Act is repealed and the following section is substituted therefor:— Proof of ownership.

“9. In any proceedings in any court—

- I. Proof that a person has himself or by his servant or agent had the custody or control of a dog or is the occupier of premises on which a dog has been seen shall give rise to a rebuttable presumption that that person was then and is still the keeper of the dog:
- II. Proof, either as provided in paragraph I. of this section or otherwise, that a person was at any particular time or period the keeper of a dog shall give rise to a rebuttable presumption that that person was at the time or period the owner of the dog.”

4 After section thirteen of the Principal Act the following section is inserted:— New section 13A.

“13A. The keeper of a dog shall, unless he is in respect of the dog the servant of some person resident in the State, be liable to the several provisions of this Act as if he were the owner of the dog.” Liability of keeper of dog.

5 Section sixteen of the Principal Act is amended by inserting in subsection (1) after paragraph II. and before the word “or” next following the following paragraphs:— Offences: Counterfeiting labels.

“IIA. Keep or dispose of a dog which is over the age of four months and unregistered under this Act:

IIIB. Conceal a dog from the proper officer under section fourteen with intent to evade this Act.”

6 The *Dog Act 1936** is repealed.

Repeal of 1 Edw. VIII. No. 14.

* 1 Edw. VIII. No. 14.