



DAIRY PRODUCE

No. 113 of 1977

ANALYSIS

1. Short title, citation, and commencement.
2. Basis of payment for milk.
Basis of payment for cream.

AN ACT to amend the Dairy Produce Act 1932.

[14 December 1977]

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:—

- 1—(1) This Act may be cited as the *Dairy Produce Act 1977*. Short title, citation, and commencement.
- (2) The *Dairy Produce Act 1932**, as subsequently amended, is in this Act referred to as the Principal Act.

* 23 Geo. V No. 37. For this Act as amended to 1959, see Reprint of Statutes, Vol. 2, page 64. Subsequently amended by No. 48 of 1965, No. 28 of 1969, No. 6 of 1970, No. 75 of 1973, No. 96 of 1974, No. 12 of 1975, Nos. 51 and 113 of 1976.

(3) This Act shall commence on a date to be fixed by proclamation.

2 Section 9 of the Principal Act is repealed and the following sections are substituted therefor:—

Basis of
payment for
milk.

“9—(1) Payment shall be made for milk purchased for the purpose of manufacture into dairy produce on a prescribed basis, being a basis prescribed with reference to the grade of the milk and to either or both of the following matters:—

- (a) The milk-fat content of the milk; and
- (b) The protein content of the milk.

“(2) Every person who purchases milk for the purpose of manufacturing the same into dairy produce shall furnish the supplier with a statement in the prescribed form showing the following particulars with respect to the milk so purchased:—

- (a) The quantity of the milk;
- (b) The grade of the milk;
- (c) The milk-fat content of the milk, and the number of kilograms of milk fat contained therein;
- (d) If payment for the milk is made with reference to its protein content the protein content of the milk, and the number of kilograms of protein contained therein; and
- (e) The amount paid for the milk and how that amount was calculated by reference to the matters referred to in subsection (1).

“(3) If payment for milk is made with reference to its protein content, the statement referred to in subsection (2) shall also specify the equivalent price of the milk based on its milk-fat content, that is to say, the amount paid for the milk divided by the number of kilograms of milk-fat contained therein.

“(4) In this section, references to grade, milk-fat content, and protein content shall be construed respectively as references to grade, milk-fat content, and protein content determined in the prescribed manner.

“(5) This section expires at the expiration of a period of 12 months from the commencement of the *Dairy Produce Act 1977*.

“ 9A—(1) Payment shall be made for cream purchased for the purpose of manufacture into dairy produce on a prescribed basis, being a basis prescribed with reference to the grade of the cream and its milk-fat content. Basis of payment for cream.

“(2) Every person who purchases cream for the purpose of manufacturing the same into dairy produce shall furnish the supplier with a statement in the prescribed form showing the following particulars of the cream so purchased:—

- (a) The quantity of the cream;
- (b) The grade of the cream;
- (c) The milk-fat content of the cream;
- (d) The number of kilograms of milk-fat contained therein; and
- (e) The amount paid for the cream and how that amount was calculated by reference to the matters referred to in subsection (1).

“(3) In this section, references to grade and milk-fat content shall be construed respectively as references to grade and milk-fat content determined in the prescribed manner.”.

