

**FISHERIES AMENDMENT (EVIDENTIARY
PROVISIONS) ACT 1993**

No. 12 of 1993

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AN ACT to amend the *Fisheries Act 1959***[Royal Assent 12 May 1993]**

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

1—This Act may be cited as the *Fisheries Amendment (Evidentiary Provisions) Act 1993*.

Commencement

2—This Act commences on the day on which it receives the Royal Assent.

Principal Act

3—In this Act, the *Fisheries Act 1959** is referred to as the Principal Act.

Section 68 amended (Evidentiary provisions)

4—Section 68 of the Principal Act is amended by inserting the following subsection after subsection (1):—

(1A)—In proceedings for an offence against this Act an averment that fish referred to in the complaint are fish of a certain kind or species is evidence of that fact.

Section 68A inserted

5—After section 68 of the Principal Act, the following section is inserted:—

Samples for proceedings

68A—Where an averment is made under section 68 (1A), the Director is to ensure that a sample fish referred to in the averment is available in the proceedings in respect of which the averment is made.

*[Second reading presentation speech made in:—
House of Assembly on 24 March 1993
Legislative Council on 31 March 1993]*

* No. 16 of 1959. For this Act, as amended to 1 February 1987, see the continuing Reprint of Statutes. Subsequently amended by Nos. 10, 19 and 58 of 1988, Nos. 38 and 52 of 1989, No. 5 of 1990 and Nos. 7 and 46 of 1991 and No. 34 of 1992.