

MILK.

No. 70 of 1963.

AN ACT to amend the *Milk Act 1947*.

[3 December 1963.]

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 *Milk Act 1963*.

Short title
and citation.

(2) The *Milk Act 1947*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section two of the Principal Act is amended—

Interpre-
tation.

(a) by omitting from the definition of “milk” in subsection (1) thereof the words “, as whole milk,”;

(b) by omitting from that subsection the definition of “milk store” and substituting therefor the following definitions:—

“ ‘milk processor’ means a person who is engaged in the business of the treatment of milk;

“ ‘milk shop’ means any premises, other than a dairy, in or on which milk is deposited or stored, and includes any premises within a milk distributing district or milk producing district in or from which milk is sold;”;

(c) by omitting from the definition of “milk vendor” in that subsection the word “store” and substituting therefor the word “shop”;

(d) by inserting in that subsection, after the definition of “milk vendor”, the following definition:—

“ ‘prescribed commodity’ means—

(a) condensed milk, dried milk, concentrated milk, and evaporated milk;

(b) butter;

(c) cheese;

(d) factory cream;

(e) ice cream;

(f) casein; and

(g) any other substance that is declared by the regulations to be a prescribed commodity for the purposes of this Act;”;

- (e) by inserting in the definition of "treatment" in that subsection, after the word "milk", the words "and the subjection of milk to any other prescribed process"; and
- (f) by omitting from subsection (2) thereof the word "another" and substituting therefor the words "a prescribed".

General
powers and
duties of
the board.

3 Section seventeen of the Principal Act is amended—

- (a) by omitting from paragraph (b) of subsection (2) thereof the word "stores" and substituting therefor the word "shops";
- (b) by omitting from paragraph (d) of that subsection the word "store" (wherever occurring) and substituting therefor, in each case, the word "shop";
- (c) by omitting from paragraph (h) of that subsection the word "store" and substituting therefor the word "shop"; and
- (d) by omitting from paragraph (d) of subsection (3) thereof the word "stores" and substituting therefor the word "shops".

Power of
board to
license
dairymen,
milk vendors,
&c.

4 Section twenty-three of the Principal Act is amended—

- (a) by omitting the word "or" at the end of paragraph (b) of subsection (1) thereof;
- (b) by omitting from paragraph (c) of that subsection the word "store" and substituting therefor the word "shop";
- (c) by inserting after that paragraph the following word and paragraph:—

“; or

“(d) a milk processor,”;

- (d) by omitting the word “and” at the end of paragraph (b) of subsection (2) thereof; and
- (e) by omitting paragraph (c) of that subsection and substituting therefor the following paragraphs:—

“(c) a milk shop licence—which shall entitle the holder thereof, subject to such terms and conditions, if any, as may be specified in the licence, to deposit or store milk in specified premises, or to sell milk (either by wholesale or retail, or both, as may be specified in the licence) in specified premises for consumption or use either on or off the premises; and

“(d) a milk processor’s licence—which shall entitle the holder thereof, subject to such terms and conditions, if any, as

may be specified in the licence, to treat milk in the manner specified in the licence in or on any premises therein specified.”.

5 After section twenty-four of the Principal Act the following section is inserted in Division II of Part III:—

“24A—(1) No person (being a milk vendor or the proprietor or occupier of a milk shop) shall purchase or otherwise acquire milk from any person other than the holder of a subsisting licence under section twenty-three—

Restriction on purchase, &c., of milk from unlicensed persons.

- (a) except with the written consent of the board; or
- (b) otherwise than in conformity with the terms and conditions (if any) upon and subject to which such a consent is given to him.

Penalty: One hundred pounds.

“(2) A consent under subsection (1) of this section may, in the discretion of the board, be given—

- (a) unconditionally; or
- (b) upon and subject to the observance by the person to whom it is given, or by the other person from whom the first-mentioned person is thereby authorized to purchase or acquire milk, or by both of those persons, of such terms and conditions as the board may impose (including the payment to the board or as the board may direct of such fees, dues, and charges as the board may determine).”.

LAWRENCE VALE LANDSLIP.

No. 71 of 1963.

AN ACT to amend the *Lawrence Vale Landslip Act 1961*. [3 December 1963.]

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 *Lawrence Vale Landslip Act 1963*. Short title and citation.

(2) The *Lawrence Vale Landslip Act 1961*, as subsequently amended, is in this Act referred to as the Principal Act.