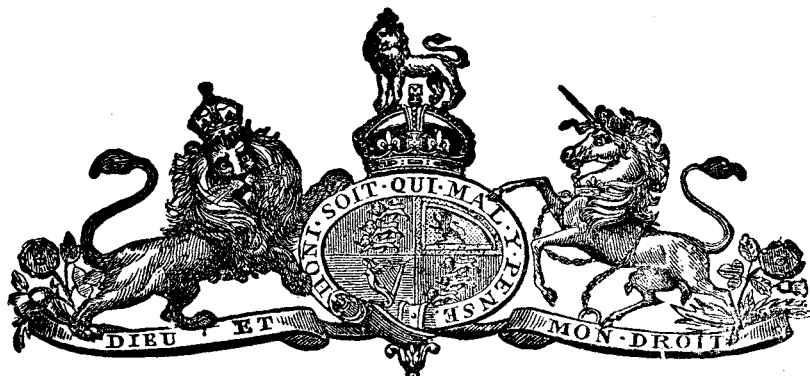


T A S M A N I A.



1912.

ANNO TERTIO

GEORGII V. REGIS.

No. 28.

ANALYSIS.

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| <ul style="list-style-type: none"> <li>1. Short title and construction.</li> <li>2. Commencement.</li> <li>3. Interpretation.</li> <li>4. Amendment of Section 36 of Principal Act.<br/>Repeal of Schedule (2).</li> <li>5. Amendment of Section 37 of Principal Act.</li> </ul> | <ul style="list-style-type: none"> <li>6. Repeal and re-enactment of Section 40 of Principal Act.</li> <li>7. Repeal and re-enactment of Section 48 of Principal Act.</li> <li>8. Repeal and re-enactment of Section 49 of Principal Act.</li> <li>9. Amendment of Section 56 of Principal Act.</li> </ul> |
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AN ACT to further amend "The Codlin Moth Act, 1888." [17 December, 1912.] <sup>A.D.</sup> 1912.

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 This Act may be cited for all purposes as "The Codlin Moth Act, 1912," and shall be read and construed with "The Codlin Moth Act, 1888" (hereinafter referred to as "the Principal Act"), and every amendment thereof.

Short title and construction.  
52 Vict. No. 16.

*Codlin Moth Amendment.*

A.D. 1912.  
—  
Commencement.

**2** This Act shall come into operation on the First day of January, One thousand nine hundred and thirteen.

Interpretation.

**3** For the purposes of this Act—

“Fruit-bearing acres” means acres on which the fruit trees have been planted for Four or more years :

“Non-fruit-bearing acres” means acres on which the fruit trees have been planted less than Four years.

Amendment of  
Section 36 of  
Principal Act.

**4**—(1) Section Thirty-six of the Principal Act is hereby amended by omitting the words “in the form in Schedule (2), stating the number of acres planted with fruit trees on the First day of September in every year,” and substituting therefor the words “in the prescribed form, stating separately as to the orchard of which he is the occupier the number of fruit-bearing acres and the number of non-fruit-bearing acres, as on the First day of September in every year, and such other particulars as the Governor may by regulation prescribe.”

(2) Schedule (2) to the Principal Act is hereby omitted.

Repeal of  
Schedule (2).

Amendment of  
Section 37 of  
Principal Act.

**5** Section Thirty-seven of the Principal Act is hereby amended by omitting the words “in Schedule (2)” from the First line, and substituting therefor the word “prescribed.”

Repeal and re-  
enactment of  
Section 40 of  
Principal Act.

**6** Section Forty of the Principal Act is hereby repealed, and the following section is substituted therefor :—

“**40** Every board shall have power to impose and levy annually a tax not exceeding Six Shillings per acre of every orchard within the district, and all occupiers of orchards shall pay such tax to the treasurer or collector of the board : Provided that the tax in respect of non-fruit-bearing acres shall be levied at only half the rate imposed.”

Repeal and re-  
enactment of  
Section 48 of  
Principal Act.

**7** Section Forty-eight of the Principal Act is hereby repealed, and the following section is substituted therefor :—

“**48** If in any year the fund raised by the board by the tax imposed under Section Forty of this Act is insufficient to defray all lawful charges thereon, the Governor in Council may, on the petition of the board, authorise the board to impose and levy under Section Forty, and subject to the proviso therein contained, an additional tax not exceeding Four Shillings per acre of every orchard for the purpose of making good the amount of the deficiency.”

Repeal and  
re-enactment of  
Section 49 of  
Principal Act.

**8** Section Forty-nine of the Principal Act is hereby repealed, and the following section is substituted therefor :—

“**49** It shall be lawful for any collector to sue for and recover any tax imposed under this Act at any time after the expiration of One month after the date upon which such tax becomes payable, not being later than One year after such date.”

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*Codlin Moth Amendment.*

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9 Section Fifty-six of the Principal Act is hereby amended by inserting the following paragraph after the words "used for such purpose" in line Twenty, namely :—"As to any matter in connection with which the expression 'prescribed' is used in this Act or any amendment thereof, or in respect to any purpose for which regulations are contemplated by this Act or any amendment thereof."

A.D. 1912.

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Amendment of  
Section 56 of  
Principal Act.

