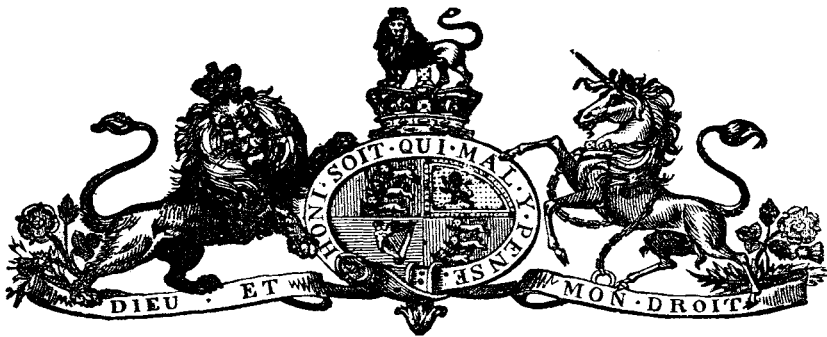


T A S M A N I A.



1887.

ANNO QUINQUAGESIMO-PRIMO

VICTORIÆ REGINÆ,

No. 29.

AN ACT to further amend "The *Californian* A.D. 1887.
Thistle Act, 1883." [20 *December*, 1887.] —

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 In this Act the expression "the said Act" shall mean "The *Californian* Thistle Act, 1883." Interpretation.
47 Vict. No. 17.

2 Section Two of "The *Californian* Thistle Act Amendment Act, 1884," is hereby repealed; but such repeal shall not affect any offence committed before this Act commences or takes effect, and such offence may be prosecuted as if this Act had not been passed. Repeal.
48 Vict. No. 21,
s. 2.

3 If any person shall remove or cause to be removed from any land, or shall knowingly sell or offer for sale, any hay or straw, or grass seed, or any kind of grain in or amongst which there shall be contained the seed of thistles, every such person, being convicted thereof, shall be liable to a penalty of not less than Forty Shillings nor more than Twenty-five Pounds. Hay, straw, or grain containing thistle-seed not to be removed or sold.

4 In all legal proceedings taken against any person for any breach of the preceding Section of this Act, the onus of proving that such person did not know that such hay or straw, or grass seed, or any kind of grain Onus of proof.

Californian Thistle Act Amendment.

A.D. 1887.

contained the seed of thistles shall rest upon the defendant, who shall in all such proceedings be competent, but not compellable, to give evidence, anything contained in any law or practice to the contrary notwithstanding.

Occupier to make
Return of
infected land.
Penalty.

5 The occupier of any land infected with thistles shall, on or before the First day of *October* in each year, furnish a Return thereof to the Chief Inspector of Sheep, stating the estimated area of such infected land; and every such occupier who refuses or neglects to make such Return shall forfeit and pay a penalty not exceeding Five Pounds.

No fees payable
in proceedings
by Inspectors
under this Act.
19 Vict. No. 8.

6 No fee or fees shall be payable under *The Magistrates Summary Procedure Act*, or otherwise, by any Inspector in respect of any proceedings instituted by such Inspector against any person for any breach of the said Act or this Act, or for any expenses incurred under the said Act.

Act to apply to
Bathurst Burr.

7 All the provisions of the said Act and of this Act, and of every other Act amending the said Act, shall apply to the plant called *Xanthium Spinosum*, and commonly known as the "*Bathurst Burr*"; and the said Act and every Act amending the same shall hereafter be read and construed as if the said plant were included in the definition given of the word "Thistle" in the said Act.

Acts to be read
together.

8 This Act and the said Act, and every Amendment thereof, save as amended by this Act, shall be read and construed together as one Act.

Short title.

9 This Act may be cited as "*The Californian Thistle Act Amendment Act, 1887.*"