

TASMANIA.

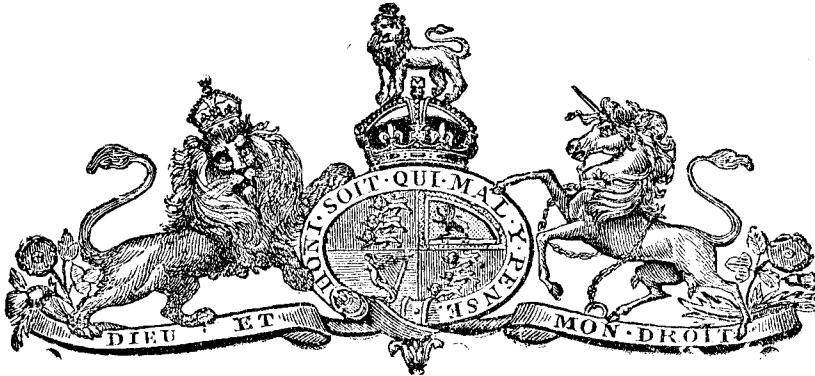
 THE MEAT INDUSTRY ENCOURAGEMENT ACT, 1929.

ANALYSIS.

- | | |
|--|--|
| <ol style="list-style-type: none"> 1. Short title. 2. Repeal of 16 Geo. V. No. 62. 3. Interpretation. 4. Meat districts. 5. Constitution of the Board. 6. Election of members. <ul style="list-style-type: none"> Bureau member. District member. 7. Electors. 8. Qualification for membership. 9. Disqualifications. 10. Vacation of office. 11. Filling of vacancies. 12. Quorum, and functioning of Board. 13. Chairman. 14. Proceedings of Board. 15. Allowances to members. | <ol style="list-style-type: none"> 16. Powers and duties of Board. 17. Special regulation of export of meat in certain cases. 18. Contribution by owners of sheep. 19. Returns. 20. Collection of contribution. 21. Recovery of unpaid contribution. 22. Power to Governor to grant loans to Board. 23. Powers of Board. 24. Security for loans. 25. Interest on loans. 26. Repayment of loans. 27. Power to Treasurer to borrow £39,500. 28. Audit of Board's accounts 29. Procedure. 30. Regulations. |
|--|--|

1s. 2d.]

T A S M A N I A.



1929.

ANNO VICESIMO

GEORGII V. REGIS.

No. 82.

AN ACT to provide for the Establishment of a State Meat Board ; to authorise the Collection of an Annual Contribution from Sheepowners in respect of all Sheep in this State ; and to provide for the Regulation of the Treatment and Grading of all Carcase Meat intended for Export, and the Inspection of the same ; and to authorise a Loan to the said Board of a Sum of Thirty-nine thousand five hundred Pounds. [18 *January*, 1930.]

A.D.
1929.
—

WHEREAS it is desirable in the interests of the State that a State Meat Board should be established to regulate and control the preparation, grading, treatment, and inspection of meat for export from this State : PREAMBLE.

Meat Industry Encouragement.

A.D. 1929.

And whereas, in order to enable the said proposed Board to give effect to the purpose of encouraging and promoting the production and preparation in this State of fat lambs for export purposes, and generally for the betterment of the meat industry in this State, it is desirable that a fund should be established from the contributions of those more particularly likely to benefit from the operations of the said proposed Board by a contribution of One Penny a head on all sheep owned in the State, and that the Governor be empowered to grant to the said Board a loan of Thirty-nine thousand five hundred Pounds for the purposes of this Act:

Be it therefore 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 Meat Industry Encouragement Act, 1929.”

Repeal of
16 Geo.V. No. 62.

2 The Lamb Raising Industry Encouragement Act, 1925, is hereby repealed.

Interpretation.

3 In this Act, unless a contrary intention appears—

“Bureau” means the Agricultural Bureau of Tasmania:

“Bureau member” means the member of the Board appointed by the Executive as provided by this Act:

“Chairman” means Chairman of the Board:

“District” means a meat district constituted under this Act:

“Executive” means the Central Executive of the Bureau:

“Section” means such one of the sections into which this Act is divided as is indicated by the context:

“Sheep” includes lamb:

“The Board” means the State Meat Board constituted by this Act.

Meat districts.

4—(1) For the purposes of this Act the State shall be divided into four districts, which shall be known as—

i. The North-Western:

ii. The Northern:

iii. The Central: and

iv. The Southern—

Meat District respectively.

(2) Such districts shall comprise respectively the several municipalities set forth in Schedule (1) to this Act, under the several names of such districts.

Constitution of
the Board.

5—(1) There shall be constituted for the purposes of this Act a Board, to be called “The State Meat Board.”

(2) The Board shall consist of five persons, appointed or elected as hereinafter provided.

Meat Industry Encouragement.

(3) The Board shall be a body corporate with perpetual succession and a common seal, and may hold land and sue or be sued in its corporate name. A.D. 1929.

(4) The Executive shall cause an election to be held in such manner as the Executive think fit in each district on the twenty-eighth day of February next after the passing of this Act for the election of a member of the Board to represent such district.

(5) At each such election the persons who on the thirtieth day of November, one thousand nine hundred and twenty-nine, were owners of sheep as shown in returns of sheep dipped made as provided by the Stock Act in respect of the season from October, one thousand nine hundred and twenty-eight, to March, one thousand nine hundred and twenty-nine, shall be entitled to vote and shall have in each case the number of votes which, calculated in accordance with Schedule (2) hereto, he would have if he had paid contribution under this Act according to the number of sheep owned by him as shown in such return.

(6) The several members appointed as aforesaid (or any persons appointed in their places respectively) shall hold office respectively until the election to be held in the month of May --

- i. In the year one thousand nine hundred and thirty-two in the cases of the Bureau member and the members representing the Northern District and Southern District respectively :
and
- ii. In the year next following that year in the cases of the remaining members—

as hereinafter provided ; and thereafter every member of the Board shall hold office for two years from the time of his election, but shall continue to hold office, subject to this Act, until the election of his successor as hereinafter provided.

(7) On the date mentioned in Subsection (4) hereof or within one week thereafter the Executive shall elect a member as the Bureau member.

6—(1) In the year one thousand nine hundred and thirty-two, and in each year thereafter, elections shall be held to fill the places of the members who then retire as hereinbefore provided. Election of members.

(2) Every such election shall be held in the month of May on a day to be appointed from time to time as may be prescribed.

(3) Upon the day appointed as aforesaid in any year in which the Bureau member retires, or not later than one month after such day, the Executive shall elect a member in his place. Bureau member.

(4) In each year, on the day appointed as aforesaid, an election shall be held to fill the place of the retiring member in each district, the member representing which then retires. District member,

(5) Every such election shall be held in such manner and under such conditions, and by such persons, as may be prescribed.

7—(1) Every person who within the prescribed time has paid the contribution as provided by this Act, in respect of all sheep owned by him on the thirty-first day of October (or such other day as may Electors.

Meat Industry Encouragement.

A.D. 1929.

be prescribed in lieu thereof) next before the date on which an election of district members is held, shall be an elector entitled to vote at such election, unless the contribution so paid amounted only to Two Shillings and Sixpence or less.

(2) At every such election as aforesaid each elector shall be entitled to such number of votes as is set forth in the scale in Schedule (2) hereto in respect of the amount of contribution paid as aforesaid by such elector.

Qualification for membership.

8 Except as hereinafter provided, every person over the age of twenty-one years shall be qualified to be elected and to hold office as a member of the Board.

Disqualifications.

9—(1) No person shall be qualified to be elected, or to hold office, as a member of the Board who :

- i. Is an undischarged bankrupt, or whose affairs are being administered for the benefit of his creditors under the law relating to bankruptcy :
- ii. Is of unsound mind :
- iii. Is undergoing a sentence of imprisonment :
- iv. Holds any office of profit under the Board : or
- v. Directly or indirectly, by himself or any other person, is engaged or interested on any contract with, or work done for, the Board.

(2) No member of the Board shall vote with respect to any matters in which he has, directly or indirectly, by himself or any other person, any pecuniary interest.

Penalty : Fifty Pounds.

(3) For the purposes of this section —

- i. The payment by the Board to any member of any remuneration for his services as Chairman or member of the Board shall not constitute his office an office of profit under the Board : and
- ii. A member shall not be deemed to be engaged or interested in any contract or work, or to have a pecuniary interest in any matter, for the reason only that—
 - (a) An incorporated company comprising not less than ten members, of whom he is one, and of which he is neither a director nor a manager, and in which his share holding does not exceed one-tenth of the total issued shares, or a limited partnership in which he is a limited partner, is engaged or interested therein :
 - (b) Any company, partnership, or person owing money to him is so engaged or interested :
 - (c) Such contract or work is a purchase, or agreement to purchase, by the Board of livestock, or any agreement for service by the Board ; provided

Meat Industry Encouragement.

such contract or work was entered into or undertaken by the Board in the ordinary course of its business conducted through its normal business channel :

A.D. 1929.

- (d) Such matter was the determining of the price or charge to be paid by or to the Board generally, and subsequently such a contract or work as is mentioned in division (c) of this paragraph was entered into or undertaken : or
- (e) Such contract or matter was an agreement for the loan of money, or any security for the payment of money to or by the Board.

10 A member of the Board shall vacate his office if he—

Vacation of office.

- I. Is or becomes subject to any of the disqualifications provided by Section Nine :
- II. Absents himself, without leave of the Board, from three consecutive meetings of the Board, and the Board declares his seat vacant :
- III. Resigns his seat in writing under his hand addressed to, and accepted by, the Board :
- IV. Ceases to reside in this State : or
- V. Becomes permanently incapable of performing the duties of his office.

11 If any vacancy occurs on the Board, otherwise than by effluxion of time, the same shall be filled by the election, by the Executive, of some qualified person resident in the district to be represented for the balance of the term for which the vacating member was elected.

Filling of vacancies.

12 Any three members shall constitute a quorum of the Board for the transaction of business and the Board may lawfully exercise all or any of its powers notwithstanding that the office of any member may be vacant, if not less than three members are present.

Quorum; and functioning of Board.

13—(1) The members of the Board shall elect one of their number from time to time as Chairman of the Board.

Chairman.

(2) The election of Chairman shall take place at the first meeting of the Board after its formation, and thereafter at the first meeting held after the annual election of members ; and the Chairman so elected shall hold office until the election of his successor, unless he sooner ceases to be a member.

(3) In case of a casual vacancy in the office of Chairman the Board shall elect a Chairman to hold office until the next annual election of Chairman.

14—(1) The Chairman shall preside at all meetings of the Board at which he is present, and in his absence from any meeting, the members present shall elect one of their number as Chairman for that meeting.

Proceedings of Board.

Meat Industry Encouragement.

A.D. 1929.

(2) The Chairman shall have a deliberative vote only, and in the event of the voting being equal the question shall be decided in the negative.

(3) The first meeting of the Board shall be held at such time and place as the Executive may direct, and all meetings thereafter shall be held as the Board may determine, or, failing any such determination or in any emergency, as the Chairman may appoint.

(4) In all other respects the Board may regulate its own procedure.

Allowances to members.

15—(1) There shall be paid, out of the funds at the Board's disposal, to every member of the Board—

- i. Such fee, not exceeding an amount at the rate of Two Pounds for each day the member is necessarily absent from his home for the purpose of attending a meeting of the Board :
- ii. Such travelling allowance, not exceeding the usual charge for the same journey by public conveyance : and
- iii. If the member resides at a material distance from the place of meeting, such living allowance in respect of each day or part thereof, not exceeding an amount at the rate of One Pound for each such day as aforesaid—

as the Board in each of the said cases from time to time may determine.

(2) There shall be paid to the Chairman in manner aforesaid such additional allowance as the Board from time to time may determine.

Powers and duties of Board.

16—(1) The Board may appoint and engage such officers, servants, and workmen as it may think necessary, upon such terms and conditions and at such remuneration as the Board from time to time may determine.

(2) It shall be the duty of the Board to carry out and give effect to the objects and purposes of this Act.

(3) The Board, if and whenever it deems it expedient so to do, may—

- i. Carry on any business involving, or in relation to, the breeding, growing, purchasing, slaughtering, freezing, chilling, and marketing of meat, and the treatment and disposal of any by-products therefrom :
- ii. Engage in the business of storing any primary produce or other goods :
- iii. Act as agent for the marketing, selling, or disposing of any goods :
- iv. Undertake the carrying out of any conditions or requirements prescribed under this Act in relation to any goods :
- v. Buy, sell, let or take, or lease land :
- vi. Purchase, rent, construct, or erect buildings : and
- vii. Purchase, hire, or otherwise acquire, plant or machinery for any of the purposes aforesaid.

Meat Industry Encouragement.

17 The Governor, on the recommendation of the Board, may prescribe conditions as to quality, slaughtering, treatment, inspection, and otherwise, under which any chilled or frozen carcase mutton or lamb may be exported from this State, and may prohibit any such exportation except upon compliance with such conditions.

A.D. 1929.

Special regulation of export of meat in certain cases.

18—(1) There shall be payable by every owner of sheep in this State an annual contribution of One Penny for every head of such sheep owned by each such owner respectively, at the prescribed date in each year respectively.

Contribution by owners of sheep.

(2) For the purposes of this Act the term "sheep" includes every live sheep, of whatever age, in this State, and in the actual possession or under the control of the owner thereof.

(3) Such contribution as aforesaid shall be payable to, and shall be collected by, the Board as hereinafter provided.

19—(1) Every person who, on the thirty-first day of October in any year (or on such other day as may be prescribed in lieu thereof), is the owner of not less than thirty sheep shall furnish to the Board a return in the prescribed form showing the number of sheep owned by him on that day.

Returns.

Penalty : Twenty Pounds.

(2) Every such return shall be lodged with the Board on or before the first day of December next after the date mentioned in Subsection (1) hereof (or such other day as may be prescribed in lieu thereof), and shall contain such particulars as may be prescribed.

(3) Any person required to furnish any return under this section who makes or lodges with the Board a return that is false in any material particular shall be guilty of an offence.

Penalty : Fifty Pounds.

(4) If any return required under this section received by the Board is incomplete or insufficient, the Board may require the person making the same to supply to the Board such further particulars as the Board may specify, and every such person shall comply with such requirement within the time specified by the Board when making the same.

Penalty : Ten Pounds.

(5) No contribution as aforesaid shall be payable in respect of any year after the year one thousand nine hundred and thirty-four.

20—(1) Every owner when making such return as aforesaid shall pay to the Board the amount of contribution payable by him as hereinbefore provided in respect of the year for which such return is lodged.

Collection of contribution.

Penalty : Ten Pounds.

(2) The Board in any case upon the application of an owner may allow such further time not exceeding two months as the Board may think necessary for the payment of the contribution or any part thereof by such owner.

(3) For the purposes of Section Seven any payment within the time allowed therefor as aforesaid by the Board shall be deemed to have been made within the prescribed time.

Meat Industry Encouragement.

A.D. 1929.

(4) In any proceedings in respect of an offence under this section no penalty shall be imposed if the court in which such proceedings are brought is satisfied that the defendant was unable to pay the amount payable by him.

(5) In any such proceedings as aforesaid the court may order that the defendant shall pay to the Board the amount of contribution payable by him as aforesaid, and the same shall be in addition to the penalty, if any, imposed on him by such court.

(6) The Board, in any case where in its opinion the circumstances so require, may remit the whole or any part of the contribution payable by any person, and may refund the same if paid, or excuse the non-payment thereof if otherwise.

(7) All moneys received by the Board under this section shall be applied by the Board for the promotion of the frozen sheep industry in this State, subject however to the payment out of such moneys of such proportion of the principal and interest payments to be made by the Board to the Treasurer under this Act and of any overhead costs, charges, and expenses incurred by the Board in relation to any other industry ancillary to, or calculated to benefit, the frozen sheep industry as may be reasonable and proper.

Recovery of
unpaid contribu-
tion.

10 Geo.V. No. 55.

21—(1) The Board in its discretion, where any person has failed to pay the amount payable by him in respect of a contribution under this Act, may proceed for the recovery thereof either by complaint under the Justices Procedure Act or in any court of competent jurisdiction.

(2) No person shall be imprisoned under this Act for the non-payment of any money payable by him by way of contribution thereunder.

Power to
Governor to
grant loans to
Board.

22 It shall be lawful for the Governor to grant to the Board, by way of loan, under this Act, upon the security hereinafter mentioned and upon such conditions as the Governor may require, any sum or sums of money not exceeding in the aggregate a sum of Thirty-nine thousand five hundred Pounds for the purposes of this Act.

Powers of
Board.

23—(1) The Board in its discretion may make such contracts for the treatment, preparation, and processing of meat, and with such persons, as the Board may think fit.

(2) The Board may purchase, build, and establish such freezing, canning, and other works for the treatment, preparation, and processing of meat as it may think necessary or desirable for the purposes of this Act at such place or places and in such manner as the Board may determine.

(3) Any such purchase as aforesaid may be made upon such terms and conditions as the Board may think fit.

Security for
loans.

24—(1) All moneys advanced to the Board by way of loan under this Act and all interest and other moneys payable by the Board to the Treasurer in respect thereof, shall be secured by first mortgage of all

Meat Industry Encouragement.

the assets of the Board, other than the stock-in-trade held by the Board for the purposes of its business and undertakings. A.D. 1929

(2) Such mortgage as aforesaid shall be given by the Board to the Treasurer, and shall contain such covenants and conditions as the Governor may require, including the power for the Treasurer to appoint a receiver of all the revenues, income, and property of the Board if default is made in payment of any moneys thereunder.

(3) Every receiver so appointed shall have, in respect of all property and moneys of the Board, all the powers and authorities conferred by the State Loans to Local Bodies Act, 1929, on a receiver appointed thereunder in respect of the property and moneys of a local body.

25—(1) The Board shall pay to the Treasurer interest in respect of the moneys advanced to the Board under this Act, and owing by the Board from time to time, at such rate as the Governor, when granting any such loan, may determine in respect thereof. Interest on loans.

(2) Such interest shall be payable at such times and in such manner as the Governor may direct, and the same shall be a charge, until paid, upon all the assets and property of the Board which are comprised in such mortgage as aforesaid.

26—(1) The Board shall pay to the Treasurer annually, on the first day of July, one thousand nine hundred and thirty-one, and on the same day in each year thereafter, until all moneys owing by the Board to the Treasurer under this Act have been fully repaid, a sum of not less than One thousand five hundred Pounds for and towards the redemption of the moneys owing by the Board as aforesaid. Repayment of loans.

(2) The Treasurer, subject to the provisions of Subsection (3) hereof, shall apply all moneys received by him as provided by this section in and towards the redemption of the moneys owing by the Board in such manner that the loans in respect of which the highest rate of interest is payable by the Board at the time any such annual payment is made shall be first redeemed.

(3) If at the time any such annual payment is received by the Treasurer any interest payable by the Board under this Act is in arrears, the Treasurer may deduct any amount so in arrears from such annual payment before applying the same or any part of such payment as provided by Subsection (2) hereof.

27—(1) It shall be lawful for the Treasurer to raise, borrow, and receive for the purposes of this Act any sum or sums of money not exceeding in the aggregate a sum of Thirty-nine thousand five hundred Pounds. Power to Treasurer to borrow £39,500.

(2) The Treasurer may apply any moneys raised as aforesaid in payment to the Board of the amount of any loan granted by the Governor to the Board under this Act, but no such payment shall be made until the Minister has certified to the Treasurer that the conditions, if any, imposed on the Board in respect of the loan for or towards which such payment is to be made have been fulfilled.

Meat Industry Encouragement.

A.D. 1929.

Audit of Board's
accounts.

28 The accounts of the Board shall be subject, so long as any moneys remain owing by the Board to the State under this Act, if and when required by the Minister, to inspection and audit by the Auditor-General or an officer authorised in that behalf by him.

Procedure.

10 Geo. V. No. 55.

29—(1) All proceedings in respect of offences against this Act shall be taken, heard, and determined, and all penalties enforced and recovered, in accordance with the provisions of the Justices Procedure Act, 1919.

(2) All penalties recovered and received under this Act shall be paid to the Board.

Regulations.

30—(1) The Governor, on the recommendation of the Board, may make regulations under and for the purposes of this Act prescribing all such matters and things as may be found necessary or desirable for giving effect to its provisions.

(2) Any such regulations may impose a penalty not exceeding Twenty Pounds for the breach of any regulation so made.

*Meat Industry Encouragement.***SCHEDULES.**

A.D. 1929.

(1)

Name of District.	Names of Municipalities Comprised Therein.
The North-Western Meat District	Waratah Zeehan Gormanston King Island Circular Head Table Cape Emu Bay Penguin Leven Devonport Latrobe Kentish Deloraine
The Northern Meat District	Westbury Longford Evandale St. Leonards Launceston Beaconsfield George Town Flinders Ringarooma Scottsdale Lilydale Fingal Portland
The Central Meat District	Spring Bay Campbell Town Ross Hamilton Bothwell Oatlands Glamorgan
The Southern Meat District	Brighton Richmond New Norfolk Clarence Green Ponds Tasman Glenorchy Hobart Kingborough Huon Bruny Cygnet Esperance Sorell Strahan Queenstown

Meat Industry Encouragement.

A.D. 1929.

(2)

Scale for Determining Voting Powers of Electors.

Amount of Contribution paid by Elector in respect of Sheep owned by him at preceding first day of October.	Number of Votes. to which Elector is entitled.
Exceeding 2s. 6d. and not exceeding £5	One
Exceeding £5 and not exceeding £15	Two
Exceeding £15 and not exceeding £30	Three
Exceeding £30 and not exceeding £50	Four
Exceeding £50	Five