ANNO DECIMO QUINTO

GEORGII V REGIS.

A.D. 1924.

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No. 1638.

An Act to further amend the Stock Diseases Act, 1888, and for other purposes.

[Assented to, December 24th, 1924.]

B E it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the “Stock Diseases (Poultry) Act, 1924.”

   (2) The Stock Diseases Acts, 1888 to 1918, and this Act may be cited together as the “Stock Diseases Acts, 1888 to 1924.”

   (3) The Stock Diseases Act, 1888, is hereinafter referred to as No. 443 of 1888.

2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act.

3. (1) This Act shall apply to the present House of Assembly Electoral Districts of Adelaide, North Adelaide, Port Adelaide, West Torrens, Sturt, and East Torrens.

   (2) The application of this Act may be extended by resolution of both Houses of Parliament to any portion of the State specified in the resolution.

4. (1) In
Interpretation.

4. (1) In this Act—

"Inspector of Poultry" means Inspector of Poultry appointed under this Act, and includes the Chief Inspector of Poultry.

(2) In this Act, and in the Acts with which this Act is incorporated, unless some other intention is clearly intended, the following terms, as defined by the principal Act, shall, with respect to poultry, have the extended meanings set opposite them respectively:

"Chief Inspector": Chief Inspector of Poultry appointed under this Act, or any person for the time being performing the duties of such Chief Inspector:

"Disease": Any of the diseases affecting poultry known as poultry tick fever, vent gleet, roup, chicken cholera, gapes, tumors, tuberculosis, dermatomycoses, and chicken-pox, and the state of being infested with poultry tick or poultry lice, and any other disease affecting poultry which the Governor shall, by notice published in the Government Gazette, declare to be a disease for the purposes of this Act:

"Inspector": Inspector of Poultry as defined by this Act:

"Stock": Shall include poultry.

5. (1) The Governor may appoint a Chief Inspector of Poultry (who shall be duly qualified in manner provided by regulation), Inspectors of Poultry, and such other officers as may be necessary for carrying out the provisions of this Act and of the Acts incorporated herewith with respect to poultry.

(2) Every Inspector of Poultry shall have, with respect to poultry, the same rights, powers, and authorities as an Inspector of Stock, who is duly qualified and certificated in manner provided by regulation under the principal Act, has under the principal Act and the Acts incorporated therewith with respect to stock.

6. (1) In addition to the rights, powers, and authorities mentioned in section 5 of this Act, every Inspector of Poultry shall have the following powers:

1. He may enter and inspect any place or premises where poultry is kept or confined and which he has reason to believe to be infested with poultry tick or poultry lice; and

11. He may direct the owner or occupier of any place or premises wherein or whereon diseased poultry are found or the owner of poultry found thereon or therein, to take such measures for—

(a) the cleansing or disinfection of the place or premises;

(b) the treatment or destruction of any diseased poultry found thereon or therein;

(c) the
(c) the cleansing, disinfection, or destruction of any fittings, fowlhouse, crate, coop, cage, basket, or thing thereon or therein which is, or has been, used for or in connection with keeping or confining diseased poultry;

(d) the cleansing and disinfection of any fittings, fowlhouse, crate, coop, cage, basket, or thing thereon or therein, or of any fence, which is found to be infested with poultry tick or poultry lice; and

(e) the doing of any matter or thing prescribed,
as in the opinion of the Inspector are necessary to eradicate or check the spread of disease or to eradicate poultry tick or poultry lice thereon or therein; and

11. If any place or premises, or any poultry, or any fittings, crate, coop, cage, basket, or thing on any place or premises, is found to be infested with poultry tick or poultry lice, or if any diseased poultry is found thereon, he may, by notice in writing given to the owner or occupier of the place or premises, quarantine the place or premises. The place or premises shall remain in quarantine until an Inspector of Poultry certifies to the owner or occupier thereof that he is satisfied that the place or premises are free from poultry tick or poultry lice, or that his directions as aforesaid have been complied with.

(2) Any person who—

(a) obstructs or hinders any Inspector of Poultry in the exercise of any of his powers or duties; or

(b) fails or neglects to carry out or comply with any lawful direction of an Inspector of Poultry,

shall be liable to a penalty not exceeding Twenty Pounds.

(3) If any person introduces or removes, without the permission or otherwise than under the direction of an Inspector of Poultry, any poultry or fodder, or any fittings, crate, coop, cage, basket, or thing which is used for or in connection with keeping or confining poultry, into or out of any place or premises whilst that place or premises are in quarantine, the owner or occupier of that place or premises to whom the notice of quarantine was given shall be liable to a penalty not exceeding Twenty Pounds.

(4) If any direction of an Inspector of Poultry is not carried out or complied with within the time and in the manner specified by the Inspector when giving the direction, the Inspector may himself carry out the direction, and the Commissioner may recover the cost of so doing by action in any Court of competent jurisdiction as
Onus of proof.

7. In any proceedings in respect of offences against this Act the allegation in the complaint that any place or premises are within a specified Electoral District shall be prima facie evidence of the truth of the allegation.

Summary proceedings for offences.

8. All proceedings in respect of offences against this Act shall be disposed of summarily.

Financial provision.

9. The moneys required for the purposes of this Act shall be paid out of moneys provided by Parliament for such purposes.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

TOM BRIDGES, Governor.