ANNO SEXAGESIMO PRIMO ET SEXAGESIMO SECUNDO

VICTORIAE REGINAE.

A.D. 1898.

Nos. 694.

An Act to amend the Law relating to the Sale of Fertilisers.

[Assented to, December 7th, 1898.]

BE it Enacted by the Governor, with the advice and consent of the Parliament of South Australia, as follows:

1. This Act may be cited as "The Fertilisers Act Amendment Act, 1898," and shall be incorporated with "The Fertilisers Act, 1894," hereinafter referred to as the principal Act.

2. The principal Act and this Act, hereinafter referred to as "this Act," shall apply to guano and to all articles for use as fertilisers of the soil, whether obtained or manufactured in South Australia or imported, and the word "fertiliser" in this Act shall include all such guano and articles: Provided that nothing in this Act shall apply to farmyard or stable manure, or any crude night-soil, offal, or other unmanufactured refuse.

3. For the better protection of the public one or more Inspectors of Fertilisers shall be appointed by the Governor, and on the recommendation of Municipal Corporations and District Councils may appoint Local Inspectors of Fertilisers. The word "Inspector" in this Act includes Inspectors and Local Inspectors.

4. Every person carrying on business as a manufacturer or importer of or dealer in fertilisers shall, within thirty-one days after the first day of January, one thousand eight hundred and ninety-
ninety-nine, or within thirty days after the date of his commencing to carry on business as such manufacturer, importer, or dealer, give notice in writing to an Inspector, at the office of the Minister of Agriculture, in Adelaide, of his name and place of business, and of the names of all fertilisers manufactured, imported, or dealt in by him, and of the places where the same can be obtained; and any such person who shall fail to give such notice as required by this section shall be liable to a penalty of not exceeding Two Pounds per day for each day on which he shall so fail to give such notice.

Powers of Inspectors.

5. Inspectors of Fertilisers may in any part of South Australia, and Local Inspectors of Fertilisers may in their respective municipalities or districts, at any time in the daytime enter any manufactory, warehouse, store, shop, building, or place where any fertiliser is manufactured, kept, or exposed for sale, and demand and take samples of any such fertiliser.

Disposal of samples.

6. Three samples shall be taken in each case and marked, sealed, and fastened by the inspector, and they shall be disposed of as follows:—

i. One may be utilised for analysis:

ii. One shall be delivered to the person in charge of the premises:

iii. One shall be retained by the Inspector for future comparison.

Result of analysis to be published and sent to manufacturer.

7. The result of the analysis of all samples of fertilisers taken by any Inspector, together with the names and addresses of the vendors and the price at which such fertilisers are sold, may be published in the Journal of Agriculture, or in such manner as the Minister of Agriculture may direct, and a statement of the result of any analysis shall be sent by post forthwith to the manufacturer, importer, or dealer from whom the sample was taken.

Marks of identification to be stamped on bags, &c.

8. Every person who sells or offers for sale any fertiliser shall brand upon, or durably affix to, or cause to be branded upon or durably affixed to, every sack, barrel, case, or other package containing any portion of such fertiliser the name of the manufacturer or vendor, and a figure, word, trade mark, or trade description corresponding to the figure, word, trade mark, or trade description stated in the invoice.

Penalties.

9. Every person who sells any fertiliser in any quantity exceeding one hundredweight in weight who fails to deliver to the purchaser a proper invoice, or who fails to stamp upon or affix to every package of such fertiliser a mark of identification, as required by section 8 hereof, shall be guilty of an offence, and shall be liable, on summary conviction, for the first offence to a penalty of not exceeding Ten Pounds, and for the second or any subsequent offence to a penalty of not exceeding Twenty-five Pounds.

10. No
10. No invoice shall suffice for the purposes of this Act unless it shall state—

i. The names in full, and the place or places of business of the manufacturer and vendor of such fertiliser, if manufactured within South Australia; and if imported, or if such fertiliser is not a manufactured article, then the name and place of business of the vendor;

ii. The figure, word, trade mark, or trade description which is to be stamped upon or affixed to every sack, barrel, case, or other package containing any portion of such fertiliser sold to the purchaser.

iii. In the case of "artificial manure," the percentage of soluble phosphate of lime, of insoluble phosphate of lime, and of nitrogen, or its equivalent as ammonia:

iv. In the case of "bone dust," or "bone meal," the percentage of tribasic phosphate of lime and of ammonia:

v. In the case of "nitrate of soda," the guaranteed percentage of pure nitrate of soda:

vi. In the case of "mineral superphosphates," the guaranteed percentage of soluble phosphate of lime:

vii. In the case of "sulphate of ammonia," the guaranteed percentage of ammonia:

viii. In the case of "guanos and mineral manures," the guaranteed percentage of the various phosphates, and their calculated equivalents as phosphate of lime and of ammonia:

ix. In the case of "murie of potash," the guaranteed percentage of pure muriate of potash:

x. In the case of "kainit," the guaranteed percentage of sulphate of potash:

xi. In the case of "basic slag," the guaranteed percentage of the various phosphates and their calculated equivalents as basic phosphate of lime:

xii. The value per unit per ton the vendor attaches to each constituent of such fertiliser, such unit value to be the basis of valuation.

11. In addition to the persons referred to in the principal Act, any Inspector may institute proceedings under this Act.

12. The Schedule to the Fertilisers Act, 602 of 1894, is hereby repealed and the Schedule hereto is substituted in lieu thereof.

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

S. J. WAY, Lieutenant-Governor.
SCHEDULE.

"Fertilisers Act Amendment Act, 1898."

**Form of Certificate by Analyst.**

I, the undersigned, official analyst, do hereby certify that, on the day of 18 , I received a sample labelled [here state name of fertiliser and of the manufacturer or importer, his place of business, trade mark, or figure (if any)], for analysis, the result of which is as follows, viz.:

### Nitrogen.

<table>
<thead>
<tr>
<th>Form of Nitrogen</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>As nitrates</td>
<td></td>
</tr>
<tr>
<td>As ammonia</td>
<td></td>
</tr>
</tbody>
</table>

### Phosphoric Acid.

<table>
<thead>
<tr>
<th>Component</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Soluble in water</td>
<td></td>
</tr>
<tr>
<td>(b) Soluble in ammonium citrate</td>
<td></td>
</tr>
<tr>
<td>(c) Soluble in acids</td>
<td></td>
</tr>
<tr>
<td>(d) Insoluble</td>
<td></td>
</tr>
</tbody>
</table>

Total phosphoric acid

### Potash.

In readily soluble form.

[Observations.]

As witness my hand this day of , 18.