

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1927.

A BILL

To amend the Fruit Cases Act, 1912; and for purposes connected therewith.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Fruit Cases Short title.
(Amendment) Act, 1927."

2. The Fruit Cases Act, 1912, is amended— Amendment of Act No. 72, 1912.

(a) by inserting in section two after the definition Sec. 2.
of "Fruit" the following new definition:—

"Prescribed" means prescribed by this Act or by regulations made thereunder;

(b) by omitting section six and by inserting in New s. 6. lieu thereof the following new section :—

6. No person shall sell fruit in a case or export or attempt to export fruit from New South Wales to any place within the Commonwealth in a case unless and until such case has been legibly and durably impressed, printed, or marked in such manner and with such particulars as are prescribed. Marking of cases.

(c) (i) by omitting from paragraph (d) of section eight the words "a guarantee which is" and by inserting in lieu thereof the words "any prescribed particulars which are"; Sec. 8 (d).

(ii) by omitting from the same paragraph the words "is an incorrect or untrue guarantee" and by inserting in lieu thereof the words "are any prescribed particulars which are incorrect";

(d) by omitting section nine and by inserting in New s. 9. lieu thereof the following new section :—

9. Any person who—

- (a) sells fruit in a case which is not clean or which bears the name or address of any fruitgrower or packer other than the grower or packer of the fruit; or
- (b) wilfully defaces, alters, or tampers with the prescribed marks on any case containing fruit for sale or export,

Penalty for using unclean cases.

shall be liable on summary conviction to a penalty not exceeding *twenty* pounds.

(e) by omitting subsection two of section ten and by inserting the following new subsection :— Sec. 10 (2).

(2) The regulations shall—

- (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations; and
- (c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and

Fruit Cases (Amendment).

and if not, then within fourteen sitting days after the commencement of the next session.

If either House of Parliament passes a resolution of which notice has been given at any time within fifteen sitting days after the regulations have been laid before that House disallowing any regulation or part thereof, the regulation or part shall thereupon cease to have effect.
