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No. , 1918.

A BILL

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. (1) This Act may be cited as the “Meat Industry Short title. (Amendment) Act, 1918,” and shall be read with the Meat Industry Act, 1915, hereinafter referred to as the Principal Act.

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(2) This Act shall come into force on a day to be proclaimed by the Governor in the Gazette.

2. In this Act, unless the context otherwise requires—

“Commissioner” means the Commissioner for Meat Industry appointed under this Act; and

“Company” means the Riverstone Meat Company, Limited.

3. The Metropolitan Meat Industry Board is hereby abolished.

4. (1) For the administration of the Principal Act and this Act the Governor may appoint a commissioner. Such commissioner shall be a corporation sole under the name of the Commissioner for Meat Industry.

(2) All the lands, buildings, goods, chattels, and property of any kind whatsoever vested in the board at the time of the passing of this Act, are hereby vested in the commissioner.

(3) All the powers and duties conferred and imposed by the Principal Act on the board are hereby conferred and imposed on the commissioner, and all references in such Act to the board shall be deemed to be references to the commissioner.

5. The commissioner shall receive a salary not exceeding _____ per annum.

Such salary shall be paid out of moneys appropriated for that purpose by Parliament.

Riverstone Meat Works.

Compulsory acquisition of property.

6. (1) The Governor may by notification to be published in the Gazette declare that all the right, title, and interest of the Riverstone Meat Company, Limited, in the land specified in the Schedule hereto, and in the buildings and improvements thereon, and all or any of the plant or other property used in connection with the business carried on by such company, and the goodwill thereof have been resumed and appropriated by the commissioner on behalf of His Majesty for the purposes of this Act. ^{Gazette notice.}

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(2) Upon the publication of such notification in the Gazette all such right, title, and interest, plant, property, and goodwill shall become vested in the commissioner. Effect of notification.

7. Whenever any land is resumed under this Act a copy of the Gazette notification declaring such land to be so resumed, certified under the seal of the commissioner, shall be lodged with the Registrar-General and be registered by him in the general register of deeds, unless the land so resumed is wholly or in part comprised in a grant or in a certificate of title under the Real Property Act, in which case upon production of such notification so certified as aforesaid it shall be the duty of the Registrar-General to deal with and give effect to such notification as if the same were a document having a similar effect duly executed under the provisions of the said Act.

Compensation.

8. (1) The company shall be entitled to compensation for any resumption or appropriation under this Act of its right, title, or interest in any land, buildings, improvements, plant, goodwill, or other property.

(2) The amount of such compensation shall be that agreed upon by the Governor and the company.

(3) If such an amount cannot be so agreed upon, the compensation may be recovered by action against the Minister; and such action may be brought, heard, and determined subject to the conditions hereafter prescribed.

Carcase butcher's stands.

9. The Governor may cancel any lease of a stand in the public abattoir granted by the board to a carcase butcher, and may appropriate any plant or other property used in connection with such stand.

Any carcase butcher whose lease has been cancelled or plant appropriated under the provisions of this section shall be entitled to compensation, provided that the amount of such compensation to any one firm or individual shall not exceed two thousand pounds.

Subject

Subject to the above limitation the amount of such compensation shall be that agreed upon by the Minister and the claimant.

If such an amount cannot be so agreed upon the compensation may, subject to the above limitation as to amount, be recovered by action against the Minister, and such action may be brought, heard, and determined subject to the conditions hereinafter prescribed.

Employees of dispossessed carcass butchers.

10. Any employee of a carcass butcher, who within one month from the passing of this Act loses his employment as the result of the cancellation under the preceding section of his employer's lease of a stand, shall be entitled to be paid from the Treasury an amount equal to one month's pay for every year he has worked at a stand so leased in the public abattoir.

Actions for compensation.

11. The conditions under which any action for compensation under this Act may be brought, heard, and determined, are as follow:—

- (a) No such action may be brought unless a claim in writing setting out the nature of the loss or damage alleged, and particulars of the amount of compensation claimed in respect thereof, has been served upon the Minister within three months after the alleged cause of action arose.
- (b) Within sixty days after the receipt of such claim the Minister shall notify the claimant in writing as to the amount of compensation he is prepared to pay in respect of such loss or damage: Provided that the Minister may within thirty days after service thereof vary such offer by notice in writing to the claimant.
- (c) If the Minister does not admit such claim or is unable to agree with the claimant as to the amount of compensation to be paid, the claimant

claimant may, after the expiration of ninety days from the receipt by the Minister of such claim, and not before, bring an action for recovering compensation for such loss or damage. Such action shall be commenced within three months after the expiration of such ninety days.

- (d) Any such action shall be heard and determined, when the amount therein claimed exceeds one thousand pounds, by a judge of the Supreme Court without a jury, and when such amount does not exceed one thousand pounds by a district court judge without a jury.
- (e) If the verdict in any such action is for a sum equal to or less than the amount last notified to the claimant under paragraph (b) of this section the claimant shall pay the cost of such action, but if for a greater sum the Minister shall pay such costs. Act No. 45, 1912, s. 106 (1).
- (f) The Colonial Treasurer shall pay all compensation and costs adjudged in such action to be paid by the Minister. Act No. 27, 1912, s. 11.

In the event of such payment not being made within sixty days after demand, execution may be had for the amount and may be levied upon any property vested in the Government.

Butchers' shops to be licensed.

12. (1) Any person who, after three months from the commencement of this Act, carries on the business of a retail butcher in the metropolitan abattoir area without having obtained a license in accordance with the provisions of this Act shall be liable to a penalty not exceeding pounds.

(2) A license to carry on the business of a retail butcher in the metropolitan abattoir area may, upon application in the prescribed form, payment of the prescribed fee, and the furnishing the prescribed particulars, be obtained from the commissioner.

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(3) Any person who satisfies the commissioner that he is carrying on such a business within the said area at the commencement of this Act shall be entitled to a license for a period of _____ months without the payment of any fee and without furnishing any other particulars.

(4) The Governor may make regulations generally for carrying out the provisions of this section, and in particular prescribing any forms necessary, the amount of any fees to be paid, and particulars furnished, and in what cases notices of application are necessary and to whom they are to be given.
