



ANNO DECIMO TERTIO

# GEORGII V REGIS.

A.D. 1922.

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## No. 1533.

An Act to further amend the Phylloxera Act, 1899,  
and for other purposes.

[*Assented to, December 21st, 1922.*]

**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 alone as the "Phylloxera Act Short titles.  
Amendment Act, 1922."

(2) The Phylloxera Acts, 1899 and 1911, and this Act may be  
cited together as the "Phylloxera Acts, 1899 to 1922."

(3) The Phylloxera Act, 1899, is hereinafter referred to as "the No. 724 of 1899.  
principal Act."

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. Incorporation with other Acts.

3. Section 7 of the principal Act is hereby repealed.

Repeal of s. 7 of principal Act.

4. Notwithstanding anything contained in the principal Act, the term of office of all of the elective members of the Board in office at the time of the passing of this Act shall expire on the notification by the Minister in the *Government Gazette* of the election of a Board pursuant to the provisions of sections 5 and 6 of this Act.

Elective members of existing Board to retire.

5. After the retirement of the elective members of the Board, as provided by section 4 of this Act, the Board shall consist of nine members,

Constitution of Board.

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members, seven of whom shall be elected as provided by the principal Act, as amended by this Act, and two of whom shall be appointed by the Minister.

**Election of Board.**

**6.** (1) There shall be an election of all the elective members of the Board on the twenty-eighth day of February, nineteen hundred and twenty-three.

(2) Nominations shall be in the hands of the Secretary on or before the thirty-first day of January, nineteen hundred and twenty-three.

(3) Save as aforesaid, such election shall be subject to the provisions of sections 8 and 9 of the principal Act as amended by this Act.

(4) Any member of the Board holding office at the time of the passing of this Act shall be eligible for election under this section.

**Retirement of members.**

**7.** (1) The elective members of the Board elected pursuant to section 6 of this Act for the districts numbered 1, 2, 3, and 4 shall hold office for the term of one year.

(2) Subject to subsection (1) of this section and to section 4 of this Act, the elective members of the Board shall hold office for the term of two years: Provided that a member elected to fill a vacancy caused otherwise than by the retirement of a member on the expiration of his term of office shall be appointed only for the unexpired portion of the term of the member in whose place he is appointed.

**Board may establish nurseries outside South Australia for the propagation of resistant stocks.**

**8.** (1) The Board may establish nurseries in any part of Australia outside South Australia for the purposes of the cultivation and propagation of Phylloxera-resistant vine plants.

(2) The Board may for the purposes of establishing such nurseries purchase or otherwise acquire land in any part of Australia outside South Australia, and may do all things necessary to maintain and work such nurseries, and may appoint any inspectors, managers, and other persons for the purposes thereof at such salaries or wages and allowances as the Board may think fit, and may dismiss any person so appointed.

(3) Out of the funds in the hands of the Board at the time of the passing of this Act there shall be set aside the sum of Eighteen Thousand Pounds. The Board shall not use such sum or any part thereof for any of the purposes authorised by this section, and the Board shall not exercise any of the powers conferred by this section unless and until such sum has been set aside.

(4) Subject to subsection (3) hereof the Board shall have power to use any of the funds in its hands for the purposes of this section.

(5) The

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(5) The Board may dispose of any of its rootlings or cuttings obtained in such nurseries from the Phylloxera-resistant vines in any manner outside South Australia.

(6) Notwithstanding anything contained in the Vine, Fruit, and Vegetable Protection Acts, 1885 and 1910, or any proclamation made thereunder, after disease has broken out in any part of South Australia, and in the opinion of the Board it is impossible to eradicate the disease in such part, the Board may, with the consent of the Governor, introduce and dispose of or plant Phylloxera-resistant vines which have been grown in the said nurseries in such part of South Australia as is defined by the Governor by proclamation. The consent of the Governor may be withheld altogether, or may be given on such terms as the Governor thinks fit.

9. The First Schedule to the principal Act is hereby repealed, and the following Schedule is substituted therefor :—

Amendment of  
principal Act—  
First Schedule.

## SCHEDULE I.

*Phylloxera Districts.*

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1. *Reynella District*.—District No. 1—

Comprising the whole of District Council Districts of Clarendon, Stirling, Echunga, Morphett Vale, Noarlunga, Aldinga, Willunga, Kondoparinga, Macclesfield, Onaunga, Strathalbyn, Brinkley, Bremer, Port Elliot, Encounter Bay, Yankalilla, and Rapid Bay, and the Corporate Towns of Strathalbyn, Victor Harbor, and Goolwa, and the whole of Kangaroo Island.

2. *Tanunda District*.—District No. 2—

Comprising the whole of the District Council Districts of Tanunda, Freeling, Belvidere, Mount Crawford, Barossa, Port Gawler, Mudla Wirra South, Mudla Wirra North, Grace, Dublin, Alma Plains, Dalkey, and those portions of Balaklava and Port Wakefield south of the River Wakefield, together with the whole of the Corporate Town of Port Wakefield.

3. *Angaston District*.—District No. 3—

Comprising the whole of the District Council Districts of Angaston, Keyneton, Springton, Truro, Angas, Swan Reach, Cournamont, Tungkillo, and Mannum.

4. *Central District*.—District No. 4—

Comprising the whole of the District Council Districts of Marion, West Torrens, East Torrens, Woodville, Yatala North, Yatala South, Crafers, Onkaparinga, Mitcham, Burnside, Payneham, Walkerville, Campbelltown, Prospect, Highercombe, Teatree Gully, Talunga, Munno Para West, Munno Para East, Para Wirra, Mount Barker, Nairne, Monarto, and Mobilong, and the Corporate Towns of Adelaide, Unley, Kensington and Norwood, St. Peters, Hindmarsh, Thebarton, Port Adelaide, Semaphore, Glenelg, Brighton, Henley Beach and Grange, and Gawler.

5. *Murray District*.—District No. 5—

Comprising the whole of the District Council Districts of Morgan, Waikerie, Loxton, Brown's Well, Renmark, Berri, and Paringa, together with the whole of the Counties of Young and Hamley not otherwise included in this District.

6. *Northern*

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6. *Northern District.*—District No. 6—

Comprising the whole of that portion of the State north and west of Districts numbered 2, 3, and 5, including Yorke Peninsula and Eyre Peninsula.

7. *South-Eastern District.*—District No. 7—

Comprising the whole of that portion of the State south and south-east of Districts numbered 1, 3, 4, and 5.

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

TOM BRIDGES, Governor.