

ANNO QUINQUAGESIMO SECUNDO

VICTORIAE REGINÆ.

\*\*\*\*\*

## No. I.

An Act to enlarge the powers conferred by, <sup>VINE DISEASES ACT  
AMENDMENT.</sup> and amend, the "Vine Diseases Act, 1886." —  
[22nd June, 1888.]

WHEREAS it is desirable to give certain powers which they do <sup>Preamble.</sup> not now possess to the Board appointed under the "Vine Diseases Act 1886," and also to amend the said Act in certain respects: Be it therefore enacted by the Queen'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 "Vine Diseases Act Amendment Act of 1888"; and the expressions used in it shall bear the same meanings respectively as are attributed to them in the "Vine Diseases Act 1886," herein termed the "Principal Act."

2. The Board, or any person by them authorized in writing, <sup>Board may enter and inspect vineyards.</sup> may, at any time after giving twenty-four hours notice of the intention so to do, enter into, and inspect at all reasonable hours of the day any vineyard, whether the same be in a district proclaimed under the Principal Act or not, and shall, in any case in which any vine in such vineyard has been found diseased, report forthwith the fact to the Minister.

3. The Board, after inspection of any vineyard, and with the consent of the Minister, may direct any Inspector or Assistant Inspector to destroy any vines in any vineyard found to be diseased, in such manner and at such time as they shall authorize and require. And every such direction shall be as sufficient an authority to such Inspector or Assistant Inspector as if the same had been given by the Minister.

4. Before any vines shall be destroyed pursuant to the last preceding section, the Board shall endeavour to agree with the owner of the said vines as to the compensation to be paid to him for injury caused to his property by reason of such destruction; but if the Board and such owner cannot agree as to the amount of the compensation within fourteen days from the date of a notice to treat to be given by the Board to the owner, then the Board may direct such destruction of vines to be carried out forthwith; and the compensation in that case shall be determined by the Board, subject to the approval of the Minister. In no case shall any greater amount of compensation be awarded than the actual cost of formation of the vineyard or portion thereof in which vines shall have been destroyed pursuant to this Act.

5. After the passing of this Act the Board shall be composed <sup>Number of Board.</sup> of five persons to be appointed by the Governor, any three of whom shall be a quorum.