

MILK (INVESTIGATION) ACT.

Act No. 7, 1936.

An Act to provide for the conduct of an investigation into the administration of the Milk Act, 1931, and certain other matters; and for purposes connected therewith. [Assented to, 8th April, 1936.]

Edward VIII,
No. 7, 1936.

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 “Milk (Investigation) Act, 1936.”

Short title.

2. (1) The Governor may appoint a person to be the investigator for the purposes of this Act.

Appoint-
ment of
investigator.

(2) The investigator may be paid such remuneration for his services as investigator as the Governor may determine.

Milk (Investigation) Act.

No. 7, 1936.

Investigation by investigator.

3. (1) It shall be the duty of the investigator to conduct an investigation into—

- (a) the administration of the Milk Act, 1931;
- (b) the resultant effects of such administration;
- (c) the activities of the Milk Board and of its officers, servants and employees;
- (d) the activities of authorised agents as defined in the Milk Act, 1931.

(2) Without prejudice to the generality of subsection one of this section it shall be the duty of the investigator to investigate—

- (a) the policy, principles and methods adopted by the Milk Board in the exercise and discharge of any power, authority, duty or function conferred and imposed on it by subsections one, two and three of section twenty-three of the Milk Act, 1931;
- (b) the extent to which the Milk Board has exercised or discharged or has refrained from exercising or discharging any of such powers, authorities, duties or functions, and the reasons of the Milk Board for so exercising or discharging or so refraining from exercising or discharging the same.

(3) The investigator shall within four months after the date of his appointment, or within such further period as the Governor may allow, present to the Governor a report upon the matters which he is required by this Act to investigate.

(4) The report shall include a statement setting out the nature and extent of the amendments (if any) which, in the opinion of the investigator, should be made in the law governing matters dealt with in the Milk Act, 1931.

(5) A copy of the report of the investigator shall be laid upon the table of each House of Parliament within seven sitting days after the presentation of the report if Parliament is then in session, and if not, then within seven sitting days after the commencement of the next session.

Conduct of investigation.

4. If in his absolute discretion the investigator thinks fit he may conduct the investigation under this Act or any part of such investigation, either publicly or otherwise.

5.

Western Lands (Amendment) Act.

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5. For the purposes of any investigation under this Act the investigator shall have the powers, authorities, protections and immunities conferred on a commissioner by Division 1 of Part II of the Royal Commissions Acts, 1923-1934, and shall be deemed to be a sole commissioner within the meaning of that Division.

No. 7, 1936.
Application
of Royal
Commissions
Acts,
1923-1934.

The provisions of the Royal Commissions Acts, 1923-1934, with the exception of section thirteen and of Division 2 of Part II, shall mutatis mutandis apply to the investigation and to any witness or person summoned by or appearing before the investigator.
