

No. 48, 1950.]

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ACT

To amend the Fertilizers, Farm Feeds, Seeds and Remedies Act, 1947.

(English Text signed by the Officer Administering the Government.)

(Assented to 26th June, 1950.)

BE IT ENACTED by the King's Most Excellent Majesty, the Senate and the House of Assembly of the Union of South Africa, as follows:—

1. The following section is hereby inserted in the Fertilizers, Farm Feeds, Seeds and Remedies Act, 1947 (hereinafter referred to as the principal Act), after section *seven*: Insertion of section 7bis in Act 36 of 1947.

"Prohibition *7bis*. (1) The Governor-General may, by proclamation in the *Gazette*—

on acquisition, disposal or use of fertilizers, or farm feeds. (a) prohibit the acquisition, disposal or use of fertilizers, or farm feeds; or

(b) confer upon the Secretary the power to prohibit by notice in the *Gazette*, the acquisition, disposal or use of fertilizers or farm feeds except on such conditions as the Secretary may determine,

and may in like manner repeal or amend any such proclamation.

(2) Any prohibition imposed by virtue of the provisions of sub-section (1), may apply—

(a) throughout the Union or in one or more specified areas;

(b) to any person or to persons belonging to any specified class or group of persons or to persons not belonging to any such class or group of persons; or

(c) in respect of all or one or more classes or kinds of fertilizers or farm feeds,

and may, in the case of any such prohibition imposed by the Secretary, provide that any class or kind of fertilizer or farm feed to which the prohibition relates, shall not be acquired by or disposed of to persons belonging to any specified class or group of persons or persons not belonging to any such class or group of persons, or otherwise than under the authority of a permit issued by the Secretary or a person designated by him, and in such quantities and subject to such conditions as may be specified in the relevant notice or in any such permit, or shall not be used for any purpose other than a purpose specified in such notice or in any such permit."

2. Section *eighteen* of the principal Act is hereby amended— Amendment of section 18 of Act 36 of 1947.

(a) by the insertion after paragraph (c) of sub-section (1) of the following paragraph:

"(c)*bis* contravenes or fails to comply with any prohibition imposed under section *seven bis* or any condition prescribed in any notice issued by virtue of powers conferred in terms of paragraph (b) of sub-section (1) of that section or specified in any permit so prescribed; or";

(b) by the addition at the end of paragraph (g) of that sub-section of the following sub-paragraph:

"(v) in an application for a permit required in pursuance of a notice issued by virtue of powers conferred in terms of paragraph (b) of sub-section (1) of section *seven bis*; or"; and

(c) by the insertion in paragraph (ii) of that sub-section after the expression "(c)" of the expression "(c)*bis*".

3. The long title of the principal Act is hereby amended by the insertion after the word "remedies" where that word occurs for the second time of the words "and the acquisition, disposal or use of fertilizers and farm feeds". Amendment of long title of Act 36 of 1947.

4. This Act shall be called the Fertilizers, Farm Feeds, Seeds and Remedies Amendment Act, 1950. Short title.