

NORTHERN TERRITORY OF AUSTRALIA

STOCK DISEASES ACT

As in force at 1 January 2002

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 1 January 2002

STOCK DISEASES ACT

An Act relating to the control of diseases in stock and for other purposes

Part I Preliminary

1 Short title

This Act may be cited as the *Stock Diseases Act*.

2 Commencement

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

4 Repeal

The *Stock Diseases Ordinance 1927*, the *Stock Diseases Ordinance 1928*, the *Stock Diseases Ordinance 1930* and the *Stock Diseases Ordinance 1932* are repealed.

5 Definitions

(1) In this Act, unless the contrary intention appears:

carcass means any portion of the body of a dead animal and includes its hide, skin, hair, wool and viscera.

cattle means animals of the bovine species.

Chief Inspector means the Chief Inspector of Stock holding office under this Act and includes a person exercising powers or functions delegated to him under this Act.

compounded foodstuff means a foodstuff consisting (wholly or partially) of material of animal origin (other than fish or birds), whether or not it contains mammalian material.

diseased means infected with a prescribed disease.

disease status, in relation to a holding, means the classification given under section 27(1) to the holding.

domestic pet includes dogs, cats and caged birds.

equipment means any object that is used, or has been used, in stock husbandry or which has, or is likely to have, come into contact with stock.

fodder means any hay, straw, grass, green crop, root, vegetable, grain, corn, meal, licks, litter, manure, manufactured foodstuff, mammalian material or other thing that is used, or intended for use, as food or litter or as an ingredient of food or litter or that is found with or about stock.

holding means land held by a person under any form of tenure and, in respect of the disease status of a holding, includes part of a holding.

horse includes ass, mule and hinny.

infected, in relation to stock, means that the stock:

- (a) are diseased or affected by a prescribed disease;
- (b) are in a flock or herd in which there are stock:
 - (i) which are diseased; or
 - (ii) which, during the last preceding 6 months, have been diseased;
- (c) are in a flock or herd in which, during the last preceding 6 months, there have been other stock:
 - (i) which are diseased; or
 - (ii) which were diseased at the time when they were in the flock or herd;
- (d) have been in a flock or herd at any time during the last preceding 6 months in which there are other stock:
 - (i) which are diseased and which were in the flock or herd when the stock were in the flock or herd; or
 - (ii) which were in the flock or herd at the time when the stock were in the flock or herd, and which were diseased at that time or have been diseased since;

- (e) have been in a flock or herd at any time during the last preceding 6 months in which there have been other stock:
 - (i) which are diseased and which were in the flock or herd when the stock were in the flock or herd; or
 - (ii) which were in the flock or herd at the time when the stock were in the flock or herd and which were diseased at that time; or
- (f) are or have been depastured or travelled on land upon which, within the last preceding 6 months, diseased stock have been depastured or travelled.

inspector means a person appointed and holding office as an inspector of stock under this Act, and includes the Chief Inspector.

mammalian material means:

- (a) blood, bone, flesh or other tissue from mammals; or
- (b) meal obtained by rendering mammalian blood, bone, flesh or other tissue.

meal means meal produced from any blood, bone, flesh or other tissue from an animal (other than from a bird or fish).

owner includes an owner and his manager, agent or representative.

poultry includes all species of ducks, geese, turkeys and domestic fowls.

prescribed disease means a disease or condition prescribed as such for the purposes of this Act.

protected area means an area in respect of which a declaration under section 17 is in force.

quarantine area means an area in respect of which a declaration under section 12 is in force.

restricted area means a vessel, wharf or place in respect of which a declaration under section 22A is in force.

sheep includes goats.

stock includes cattle, camels, horses, sheep, swine, poultry, buffalo, deer, rabbits, bees, domestic pets and any animal, bird or insect declared by the Minister, by notice in the *Gazette*, to be stock for the purposes of this Act.

swine includes wild pigs.

travelling stock includes stock on a railway, vehicle, vessel or aircraft and stock driven on the hoof outside the boundaries of the holding of the owner of the stock, or of the holding on which the stock are ordinarily kept or depastured.

vehicle means any means of conveyance which runs on wheels.

vessel means any type of water-borne vessel.

- (2) A reference in this Act to foodstuff or a class of foodstuff does not include a reference to:
- (a) foodstuff supplied or sold as pet food, including food for caged birds (other than poultry) and aquarium fish; or
 - (b) tallow.

6 Minister may limit operation of provisions of this Act

- (1) The Minister may, by notice in the *Gazette*, declare that such of the sections of this Act as are specified in that notice apply only in respect of, or on the occurrence or incidence of, such diseases as are specified in that notice.
- (2) The operation of this Act is subject to such limitation as is imposed on it pursuant to a notice under subsection (1).

Part II Administration

7 Chief Inspector of Stock

- (1) There shall be a Chief Inspector of Stock, who shall be appointed by the Minister.
- (2) A person shall not be appointed to be the Chief Inspector unless he is registered as or is, in the opinion of the Minister, a fit and proper person to apply for registration as a veterinary surgeon under the *Veterinarians Act*.

8 Acting Chief Inspector

- (1) In the event of:
- (a) the illness of the Chief Inspector;
 - (b) the temporary inability of the Chief Inspector to perform the duties of his office;
 - (c) the absence of the Chief Inspector from the Territory; or
 - (d) the death, retirement, or dismissal of the Chief Inspector, and pending the appointment of a new Chief Inspector,

the Minister may appoint a person to be Acting Chief Inspector during the illness, temporary inability or absence of the Chief Inspector or following the death, retirement or dismissal of the Chief Inspector.

- (2) An Acting Chief Inspector has all the powers and may perform all the functions of the Chief Inspector.

9 Chief Inspector administers Act

- (1) The Chief Inspector is, in the exercise of his powers and the performance of his duties and functions under this Act, subject to the direction and control of the Minister.

10 Delegation

- (1) The Minister or the Chief Inspector may, by instrument in writing, delegate to a person or authority all or any of his powers and functions under this Act (except this power of delegation) in relation to any particular matter or class of matters or to a district or part of the Territory so that the delegated powers and functions may be exercised by the delegate with respect to the matter or class of matters or to the district or part of the Territory specified in the instrument of delegation.
- (2) A delegation under this section is revocable at will and no delegation prevents the exercise of a power or function by the Minister or the Chief Inspector.

11 Inspectors

- (1) The Minister may appoint such inspectors of stock as he considers to be necessary for the purposes of this Act.

- (2) An inspector shall perform such duties and functions as are imposed upon him by this Act and such other duties as he is directed to perform by the Chief Inspector.
- (3) An inspector appointed under this section is an inspector for the purposes of the *Meat Industries Act*, the *Brands Act*, the *Exotic Diseases (Animals) Compensation Act* and the *Stock Routes and Travelling Stock Act* unless the Minister, when appointing the inspector under this section, otherwise directs.
- (4) A reference to an inspector in subsection (3) includes an inspector appointed under this section before the commencement of the *Stock Diseases Amendment Act 1990* whose appointment is in force on that commencement.
- (5) Where an inspector, at the time of being appointed under subsection (1), is employed in the Department principally responsible under the Minister for the administration of this Act, that appointment shall terminate, unless earlier terminated by the Minister, on the inspector ceasing to be employed in that Department.

11A Identity cards

- (1) The Chief Inspector shall issue to each inspector appointed under section 11 an identity card containing a photograph and the signature of the inspector verified by the signature of the Chief Inspector.
- (2) An inspector issued with an identity card under subsection (1) shall, on the termination of the inspector's appointment, surrender the identity card to the Chief Inspector.

Part III Quarantine and protected areas

Division 1 Quarantine areas

12 Declaration of quarantine areas

When the Minister considers that, on account of the presence or suspected presence of a prescribed disease in a particular place or area, it is desirable to establish a quarantine area in order to prevent the spread of the disease, he may, by notice in the *Gazette*, declare land described in the notice to be a quarantine area.

13 Offence to drive, &c., stock into, &c., quarantine area

A person shall not drive or move stock into, out of or within a quarantine area, except with the written permission of an inspector.

Penalty: \$50,000.

14 Offences in connection with quarantine area

A person shall not:

- (a) enter or leave a quarantine area;
- (b) move or drive a vehicle into, out of or within a quarantine area;
or
- (c) remove any fodder or equipment or the carcass or dung of an animal from a quarantine area,

without the written permission of an inspector.

Penalty: \$10,000.

15 Chief Inspector may direct disinfection, &c., in certain cases before permission granted to leave quarantine area

The Chief Inspector may, by notice in the *Gazette*, direct that, where a quarantine area has been established in order to prevent the spread of a prescribed disease, an inspector shall not grant permission for a person to leave or for stock or any thing to be moved from, the quarantine area until the person, stock or thing, as the case may be, has been disinfected or treated in such manner as the Chief Inspector specifies in the notice.

16 Inspector to comply with notice

An inspector shall comply with a direction contained in a notice under section 15.

Penalty: \$5,000.

Division 2 Protected areas

17 Declaration of protected areas

In order to prevent the spread of a prescribed disease into, or to prevent an increase in the incidence of a prescribed disease in, a particular place or area, the Minister may, by notice in the *Gazette*:

- (a) declare land described in the notice to be a protected area, as regards a prescribed disease specified in the notice; and
- (b) prohibit the entry into the protected area of stock of a particular species, except with the written permission of an inspector.

18 Offences in connection with protected areas

Where, pursuant to section 17, land has been declared to be a protected area, a person shall not, without the written permission of an inspector, drive or move into the protected area, stock of a species specified in the notice by which the land was declared to be a protected area.

Penalty: \$20,000.

Division 3 Entry and exit places for quarantine and protected areas

19 Entry and exit points

When the Minister declares land to be a quarantine area or a protected area, he may appoint places on the boundaries of the area to be places:

- (a) for entry into and exit from the quarantine area; and
- (b) for entry into the protected area.

20 Movement of stock into, &c., a quarantine area

Where, pursuant to section 19, the Minister has appointed a place for entry into and exit from a quarantine area, a person shall not drive or move stock into or out of the quarantine area at a place other than a place so appointed for entry into and exit from the quarantine area.

Penalty: \$5,000.

21 Movement of carcass, &c., into a quarantine area

Where, pursuant to section 19, the Minister has appointed a place for entry into and exit from a quarantine area, a person shall not:

- (a) move the carcass or dung of an animal into or out of the quarantine area;
- (b) enter or leave the quarantine area;
- (c) drive a vehicle into or out of the quarantine area; or
- (d) take any fodder or equipment into or out of the quarantine area,

at a place other than a place so appointed as a place for entry into and exit from the quarantine area.

Penalty: \$5,000.

22 Entry of certain stock into protected area

Where, pursuant to section 19, the Minister has appointed a place for entry into a protected area, a person shall not drive or move stock of a species specified in a notice under section 17 into the protected area at a place other than a place so appointed as a place for entry into the protected area.

Penalty: \$5,000.

Division 4 Restricted area

22A Declaration of restricted areas, &c.

- (1) If the Chief Inspector is satisfied that any vessel, holding, wharf or place is or is likely at any time to be a source of infection or stock on a holding are or are likely to be diseased or affected by a prescribed disease, he may, by notice published in the *Gazette*, declare that vessel, holding, wharf or place to be a restricted area.
- (2) A declaration made under this section:
 - (a) may specify the time during which the declaration shall be in operation; and
 - (b) where, in the opinion of the Chief Inspector, a vessel is engaged in trade between a place in the Territory and a place where, in the opinion of the Chief Inspector, a prescribed disease is prevalent, may specify that the declaration shall be in operation from time to time whenever the vessel is in such

port or place in the Territory as is specified in the declaration.

- (3) Where a declaration so specifies a time for the operation of the declaration, the declaration is in operation only during the time so specified.

22B Chief Inspector may give direction or order in relation to restricted area

- (1) For the purpose of preventing a prescribed disease from occurring or spreading, where a declaration is in operation under this Division, the Chief Inspector:

- (a) may give a direction in writing that:
- (i) a person, animal or thing in, or previously in, the restricted area to which the declaration relates shall be disinfected; or
 - (ii) such an animal or thing shall be otherwise treated,
- in accordance with, and within the time specified in the direction;
- (b) may give an order in writing prohibiting the removal, from a vessel declared under this Division to be a restricted area, of any animal or thing specified in the order; and
- (c) may give an order in writing directing the removal or disposal, from a holding declared under this Division to be a restricted area, of an animal or thing specified in the order.

- (2) A direction or order under subsection (1) may be given:

- (a) in the notice declaring the vessel, holding, wharf or place to be a restricted area;
- (b) in a newspaper circulating in the district in which the restricted area is situated;
- (c) by notice set up in a prominent place in or near the restricted area; or
- (d) by notice served personally or by post on:
- (i) in the case of a direction – a person who is required by the direction to be disinfected or who is the owner of the animal or thing required by the direction to be disinfected or otherwise treated; or

- (ii) in the case of an order – the owner of the vessel, the owner of the animal or thing prohibited to be removed, a person on the vessel or a person engaged in unloading the vessel.

22C Direction or order to be complied with

A person shall not refuse or fail to comply with or carry out a direction or order given in accordance with section 22B if:

- (a) the direction or order applies to or in relation to him or to an animal or thing of which he is the owner, and the direction or order is given by a method specified in section 22B(2)(a), (b) or (c); or
- (b) the direction or order is given by notice served on him in accordance with section 22B(2)(d).

Penalty: \$5,000.

22D Chief Inspector may cause animal or thing to be disinfected, &c.

Where an animal or thing is not disinfected or treated in accordance with a direction under section 22B within the time specified in the direction, the Chief Inspector may cause the animal or thing to be disinfected or otherwise treated in accordance with the direction.

22E Prohibition against obstruction of person carrying out disinfection, &c.

A person shall not obstruct a person carrying out disinfection or treatment of an animal or thing in accordance with instructions given by the Chief Inspector in the exercise of a power conferred by section 22D.

Penalty: \$5,000.

22F Cost of disinfection, &c., may be recovered

The Territory may recover from the owner of an animal or thing the cost of carrying out disinfection or treatment of the animal or thing incurred in the exercise of the power conferred on the Chief Inspector under section 22D.

22G Offence to drive, &c., animal into or out of restricted area

A person shall not drive or move an animal into or out of a restricted area, except with the permission of an inspector.

Penalty: \$20,000.

Part IV Importation of stock and products of stock into Northern Territory**23 Prohibition against or restriction of importation of stock**

- (1) Where the Minister has reasonable cause to believe that a prescribed disease exists in a place or area outside the Territory, he may, by notice in the *Gazette*:

(a) absolutely prohibit; or

(b) restrict, by imposing conditions upon,

the entry or importation into the Territory or a part of the Territory, from that area or place of:

(c) stock or of stock of a particular species or class;

(d) meat or any other product obtained from stock or from stock of a particular species or class;

(e) equipment used in relation to stock or stock of a particular species or class; or

(f) a thing which has, or is likely to have, come into contact with stock or stock of a particular species or class.

- (2) A person shall not import into the Territory stock or meat, any other product of stock or equipment in contravention of a prohibition or restriction notified under subsection (1).

Penalty: \$20,000.

24 Notice to be given and interstate health certificate obtained before stock imported

A person who proposes to import stock into the Territory from any other part of Australia shall:

- (a) not less than 7 days before the stock enter the Territory, give notice to an inspector or a prescribed authority specifying:
 - (i) the date and place where the stock will enter the Territory;
 - (ii) the place of origin of the stock;
 - (iii) the place in the Territory to which he proposes to take the stock;
 - (iv) the number and particulars of the stock; and
 - (v) the method by which he proposes to move the stock; and
- (b) before the stock enter the Territory, obtain an interstate health certificate in the prescribed form from an inspector or a prescribed authority to import the stock.

Penalty: \$5,000.

25 Point for entry of imported stock

The Chief Inspector may, by notice in the *Gazette*:

- (a) appoint places for the entry into the Territory of stock from a specified part of Australia; and
- (b) specify the tests or treatment to be applied to stock when they enter the Territory.

26 Stock to enter Territory at appointed places

Where, pursuant to section 25, the Chief Inspector has appointed a place for the entry into the Territory of stock from a specified part of Australia, a person shall not bring or drive stock into the Territory from that part of Australia except at a place so appointed.

Penalty: \$5,000.

Part V Disease status of holdings**27 Classification of holdings in respect of prescribed diseases**

- (1) The Chief Inspector may, by notice in the *Gazette*, determine the classifications in relation to a prescribed disease that may be given to a holding.
- (1A) A notice under subsection (1) shall specify the criteria by which the Chief Inspector is to apply a classification to a holding.
- (1B) Where the Chief Inspector has reasonable cause to believe that the criteria in respect of a classification determined under subsection (1) apply to a holding, the Chief Inspector may, by notice in writing to the owner, give the holding the classification.
- (2) The Chief Inspector may, for the purpose of controlling a prescribed disease, by notice in the *Gazette*, specify prohibitions or restrictions that apply (whether absolutely or conditionally) to or in relation to stock, or a class of stock, in the Territory (including the movement in or into the Territory), and the restrictions may be expressed to relate to the disease status of a holding.
- (3) Without limiting the generality of subsection (2), the restrictions specified in a notice under that subsection may include:
 - (a) a total prohibition on the movement; and
 - (b) a total prohibition on the sale or purchase,
of stock or a class of stock.
- (4) A person shall not contravene or fail to comply with a prohibition or restriction specified in a notice under subsection (2).

Penalty: \$20,000.

Part VA Disease control programme**28 Declaration of disease control programme**

- (1) The Minister may, by notice in the *Gazette*, declare a programme to control, eradicate or prevent the spread of, a prescribed disease to be a disease control programme for the purposes of this Part.
- (2) A notice under subsection (1) shall specify:
 - (a) the prescribed disease; and

- (b) the species or class of stock to which the disease control programme applies.
- (3) The Minister may, in a notice under subsection (1), or, from time to time by notice in the *Gazette*, specify a test to be used to determine whether stock of a species or class specified in a notice under subsection (1) are infected with a prescribed disease specified in that notice.

29 Powers of Chief Inspector under declared programme

- (1) In addition to any other powers which the Chief Inspector has under this Act, the Chief Inspector may, at any time, for the purposes of a disease control programme declared under section 28 and in respect of a species or class of stock specified in a notice declaring a disease control programme under that section:
 - (a) order the owner, or a person in charge or apparently in charge, of stock, including travelling stock, to:
 - (i) muster the stock for the purpose of testing, inspecting, valuing equipment or treating the stock;
 - (ii) test the stock using a test specified in a notice under section 28;
 - (iii) erect or maintain facilities to be used for testing the stock;
 - (iv) erect, repair or maintain fences or other structures or barriers, to ensure the stock are contained within an area bounded by the fences, structures or barriers;
 - (v) produce any documents or papers in the possession of the owner or person relating to the stock;
 - (vi) move or restrict the movement of the stock;
 - (vii) move the stock to an abattoir for the purpose of having the stock slaughtered at the abattoir;
 - (viii) mark, brand or affix tags to the stock for the purpose of identifying the stock; or
 - (ix) destroy the stock;
 - (b) order the owner of land, on which have been depastured any stock to disinfect the land and any buildings, yards, pens or equipment on the land;

- (c) order the owner or person in charge of any yard, pen, enclosure, place or building on or in which have been any stock, to disinfect the yard, pen, enclosure, place or building, together with any equipment;
 - (d) order the owner or any person in possession of any fodder or equipment, or the carcass or dung of stock, to treat or destroy it;
 - (e) muster or cause to be mustered any stock for the purpose of testing, inspecting, valuing or treating the stock;
 - (f) test or cause to be tested any stock using a test specified in a notice under section 28;
 - (g) move or cause to be moved, or restrict or cause to be restricted the movement of, any stock;
 - (h) move or cause to be moved any stock to an abattoir for the purpose of having the stock slaughtered at the abattoir;
 - (j) mark, brand or affix tags to, or cause to be marked, branded or to have tags affixed to, any stock for the purpose of identifying the stock;
 - (k) destroy or cause to be destroyed any stock; or
 - (m) approve methods for the locating or assembling of stock for the purposes of destruction, and locate or assemble stock, or cause stock to be located and assembled by the owner, for the purposes of destruction.
- (2) For the purposes of subsection (1), the Chief Inspector may, on giving an order under that subsection, give such directions as the Chief Inspector thinks fit to or in relation to the carrying out of that order by the person to whom it is given.
- (3) A person to whom an order under subsection (1) is given shall comply with, and not contravene:
- (a) the order; or
 - (b) any directions given under subsection (2).

Penalty: \$ 10,000.

- (4) Without affecting the generality of subsection (1), the Chief Inspector may, as he thinks fit, give an order to a person or a class of persons under that subsection by notice in the *Gazette*, and a person or member of a class of persons to whom the notice is

directed shall, for the purposes of this Act, be taken to have received the order.

30 Costs may be recovered

Where, in pursuance of section 29, expenses are incurred by the Chief Inspector in the exercise of a power under that section, those expenses shall, unless the Minister otherwise directs, be met by the owner of the stock in respect of which the power was exercised, and those expenses shall be a debt due and payable to the Territory by the owner of the stock.

31 Money to be paid to owner of slaughtered stock

- (1) Notwithstanding anything to the contrary in this Act, but subject to section 30, where, in pursuance of section 29, stock are slaughtered at an abattoir any money payable on the sale of the stock for slaughter shall be paid to the owner of the stock.
- (2) Where compensation, as determined under this Part, is paid to the owner of stock, the compensation shall be reduced by the amount, if any, paid to the owner of the stock under subsection (1).

32 Compensation for destroyed stock

- (1) Where, in pursuance of section 29, stock are destroyed, the owner of the stock shall be paid compensation for the stock as determined:
 - (a) in respect of stock referred to in subsection (2), by the Minister; or
 - (b) in any other case, as provided by section 33 or 34.
- (2) For the purposes of subsection (1)(a), the Minister shall, from time to time by notice in the *Gazette*, determine compensation in respect of:
 - (a) buffalo;
 - (b) stock which have reacted to a test of a type specified in a notice under section 28; and
 - (c) unmustered stock.

33 Valuation panel

- (1) The Chief Inspector shall, for the purpose of determining compensation for stock (other than stock referred to in section 32(2)), appoint a panel in accordance with subsection (2).

- (2) A panel referred to in subsection (1) shall be constituted by 3 members of whom, subject to subsection (3):
- (a) one shall be a person who has:
 - (i) experience in valuing stock; and
 - (ii) a knowledge of current stock values relevant to the stock for which compensation is to be determined by the panel;
 - (b) one shall be a person nominated by the owner of the stock; and
 - (c) one shall be a person who has knowledge of, and experience in, the pastoral industry.
- (3) A person shall not be appointed to a panel by reference to subsection (2)(a) or (c) if the person, or the person's employer, if any, has any pecuniary interest, (other than by way of a fee or commission for the person's membership of the panel) in or in relation to the stock for which compensation is to be determined by the panel.
- (4) Subject to this Part and the Regulations, the procedure for determining compensation for stock by a panel appointed under subsection (1) shall be as is agreed by the members of the panel.
- (5) Any decision of a panel appointed under subsection (1), including a determination of compensation for stock, shall be by a majority of the members appointed to the panel.

34 Determination of compensation on failure of panel to agree

- (1) Where a majority of the members of a panel appointed under section 33(1) are unable to agree on compensation for any stock, they shall notify the Chief Inspector.
- (2) The Chief Inspector, on being notified under subsection (1), shall appoint a person who has a knowledge of, and experience in, the pastoral industry, and who is generally held in high regard by members of that industry, to determine compensation for the stock.
- (3) A person appointed under subsection (2) shall, subject to this Part and the Regulations, determine compensation for the stock.
- (4) For the purpose of determining compensation under this section, a reference in a notice under section 32(2), or in the Regulations, to a panel appointed under section 33(1) shall be taken to be a reference to the person appointed under subsection (2).

34AA Review of panel's determination of compensation

- (1) Where compensation for stock is determined as provided by section 33 or 34 and the owner of the stock or the Minister considers that the compensation determined is not in accordance with this Part or the Regulations, the owner or the Minister may, not later than 7 days after receiving notification of the panel's determination, by notice in writing to the Chief Inspector, request a review of the panel's determination.
- (2) Subject to this section, the Chief Inspector shall, in consultation with the owner of the stock, select a person to review the determination of compensation.
- (3) Where, within 7 days of receiving a request under subsection (1), the Chief Inspector and the owner of the stock fail to agree as to who is to be appointed to review the panel's determination, the Chief Inspector shall forward the request to the President of the N.T. Cattlemen's Association who shall, as soon as practicable after receiving the request, subject to this section, appoint a person to review the determination of compensation.
- (4) A person shall not be appointed to review a determination under this section unless he or she:
 - (a) has knowledge of, and experience in, the pastoral industry and the current stock values relevant to the stock; and
 - (b) does not have any pecuniary interest (other than by way of a fee or commission for the person's selection) in or in relation to the stock.
- (5) A person appointed under this section shall, subject to this Part and the Regulations, confirm or vary the compensation the subject of the review, and such confirmation or variation of the compensation shall, subject to section 47A, be final and conclusive.
- (6) For the purpose of the conduct of a review under this section, a reference in a notice under section 32(2), or in the Regulations, to a panel appointed under section 33(1) shall be taken to be a reference to a person appointed under this section.

34A Claim for compensation

- (1) The owner of stock destroyed under section 29 may, not later than 60 days after the stock are destroyed, apply in writing to the Chief Inspector for compensation for the stock.
- (2) An application under subsection (1) shall be in a form approved by the Chief Inspector.

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- (3) The Chief Inspector, on receiving an application for compensation under this section, shall, subject to this Part, pay to the owner of the stock compensation as determined under this Part.

Part VI General offences

34B Pig swill

- (1) For the purposes of this section, **swill** means material originating from a placental mammal or poultry or which has come into contact with material originating from a placental mammal or poultry, but does not include:

- (a) the flesh, bones, blood or offal of such mammals or poultry:
 - (i) slaughtered at, and fed to swine at, an abattoir in respect of which a licence or permit permitting the slaughter or processing of such animals has been granted under an Act of the Territory and at which the feeding of swill to swine is approved; or
 - (ii) treated by a process approved by the Chief Inspector under subsection (3);
- (b) milk or milk by-products originating from an approved farm, place or area of milk production; or
- (c) the carcasses of such mammals or poultry slaughtered solely for the purpose of feeding swine, and fed to the swine at the site on which they were slaughtered, in accordance with an approval granted by the Chief Inspector under subsection (3).

- (2) Subject to this section, a person shall not feed swill to swine under his control or permit swill to be fed to swine under his control.

Penalty: Not less than \$5,000 and not more than \$10,000.

- (3) A person may apply to the Chief Inspector for approval:

- (a) to slaughter placental mammals or poultry for the purpose of feeding their carcasses to swine and to feed swine with the carcasses of mammals or poultry so slaughtered; or
- (b) of a process for the treatment of flesh, bones, blood or offal of placental mammals or poultry intended for swill,

and the Chief Inspector may grant such approval on such terms and conditions as he thinks fit, if satisfied that, under and in accordance with the approval, the feeding to swine of such

carcasses or such flesh, bones, blood or offal so treated, is not likely to cause:

- (c) the occurrence, an out-break or the spread of, a disease of stock; and
- (d) the meat from the swine to be unsuitable for human consumption.

35 Outbreak of disease in travelling stock to be notified

- (1) The person in charge of travelling stock shall notify an inspector immediately any of the stock become infected.

Penalty: \$10,000.

- (2) It shall be a defence to a prosecution for an offence against this section if the person charged with the offence proves that, within a period of 2 days immediately preceding the date of the alleged offence, the stock were not infected.

36 Landowner, &c., to notify occurrence of disease

- (1) The owner of land upon which stock are depastured shall notify an inspector immediately any of the stock become infected.

Penalty: \$5,000.

- (2) The person in charge of stock, which are depastured on land, shall notify an inspector immediately any of the stock become infected.

Penalty: \$5,000.

- (3) It shall be a defence to a prosecution for an offence against this section if the person charged with the offence proves that, within a period of 7 days immediately preceding the date of the alleged offence, the stock were not infected.

37 Offence to sell, &c., diseased stock, &c.

A person shall not sell or offer for sale:

- (a) any stock which are infected;
- (b) any carcass of any animal which, immediately before its death, was diseased; or
- (c) any milk or cream obtained from a cow which is infected,

except with the written approval of the Chief Inspector and in accordance with the conditions, if any, specified in that written approval.

Penalty: \$10,000.

38 Owner, &c., of stock to comply with notice requiring stock to be dipped, &c.

The owner of stock which are depastured on a holding, and the person in charge of travelling stock, shall comply with the requirements of a notice published under section 41.

Penalty: \$5,000.

39 Obstruction, &c., of officers

A person shall not obstruct or hinder a person exercising or attempting to exercise a power or duty under this Act.

Penalty: \$10,000.

40 Persons to obey orders by inspector

A person shall not fail to comply with the requirements of an order lawfully made by an inspector under this Act.

Penalty: \$10,000.

Part VII Miscellaneous

41 Notice requiring stock to be dipped, &c.

The Chief Inspector may, by notice in the *Gazette*:

- (a) require that stock of a specified species or class shall be dipped or sprayed at specified places with a specified mixture;
- (b) require that stock of a specified species or class shall be inoculated with a specified vaccine;
- (c) require that stock of a specified species or class shall be treated and marked in a specified manner; and
- (d) require that stock of a specified species or class shall be protected in a specified manner against the risk of contagion, infection or infestation.

41A Restriction on use of specified substances

- (1) The Chief Inspector may, by notice in the *Gazette*, prohibit or restrict the use in the treatment of stock of a substance or class of substances.
- (2) A person shall not contravene or fail to comply with a notice under subsection (1).

Penalty: \$10,000.

42 Powers of inspector

- (1) For the purposes of the administration or enforcement of this Act and the Regulations, an inspector may:
 - (a) enter any land, building, vehicle, vessel or aircraft and cross any land in order to enter that land, building, vehicle, vessel or aircraft;
 - (aa) inspect or examine any land, building, vehicle, vessel or aircraft entered under paragraph (a) and any stock, fodder, fodder container, equipment, carcass, dung or documents found in or on there;
 - (b) with or without assistants muster, or order to be mustered, any stock for the purpose of inspecting, treating or seizing the stock;
 - (ba) take samples of any stock, fodder, carcass or dung for analysis or for use as evidence of the presence or absence of a prescribed disease or evidence of the commission of an offence against this Act or the Regulations;
 - (c) with or without assistants, seize any stock, fodder or equipment, or the carcass or dung of an animal, which is infected or diseased or which he has reasonable cause to believe is infected or diseased;
 - (d) destroy or cause to be destroyed any stock, fodder or equipment, or the carcass or dung of an animal, which he has reasonable cause to believe is infected or diseased;
 - (e) order any person to produce any documents or papers in the possession or control of that person;

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- (f) order any person to answer such question as the inspector puts to him relating:
 - (i) to any stock, fodder, fodder container or equipment, or to the carcass or dung of an animal, in the possession or under the control of that person; or
 - (ii) to documents about any stock, fodder, fodder container, carcass or dung;
 - (g) apply to stock such treatment or tests as have been approved by the Chief Inspector for application to stock for the purpose of diagnosing, preventing or curing disease or monitoring the presence or absence of disease;
 - (h) if he has reasonable cause to believe that stock are or may be infected, order the owner or person in charge of the stock to provide such yards, crushes or other facilities as the inspector deems necessary to enable him to examine and treat the stock;
 - (i) mark stock which he has reasonable cause to suspect are infected with such marks as are approved by the Chief Inspector for use for that purpose, or as are prescribed;
 - (j) order the owner or person in charge of travelling stock to hold the stock at, or to take the stock to, such place as the inspector specifies;
 - (k) order the person in charge of travelling stock which the inspector has reasonable cause to believe are infected:
 - (i) to take the stock to the place from which they have been brought; and
 - (ii) to state the place where, and the date when, any stock dropped out of or strayed from the mob;
 - (l) order the owner of land, on which are depastured any stock which the inspector has reasonable cause to believe are infected, to prevent any stock from entering or leaving such portion of the land as is specified by the inspector for such period, not exceeding 40 days, as the inspector specifies;
 - (m) order the owner of land, on which have been depastured stock which the inspector has reasonable cause to believe were infected, to disinfect the land and any buildings, yards or pens, together with any equipment there, in such manner as the inspector specifies;

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- (n) order the owner or person in charge of any yard, pen, enclosure, place or building on or in which have been stock, which the inspector has reasonable cause to believe were infected, to disinfect the yard, pen, enclosure, place or building, together with any equipment there, in such manner as the inspector specifies;
 - (o) order the person in charge of stock, which the inspector has reasonable cause to believe are infected, to prevent the stock from leaving such portion of land as is specified by the inspector for such period, not exceeding 40 days, as the inspector specifies;
 - (p) order the owner or any person in possession of any fodder or equipment, or the carcass or dung of an animal, which the inspector has reasonable cause to believe is diseased, to treat or to destroy it in such manner as the inspector specifies;
 - (q) order the person in charge of a vehicle, vessel or aircraft, which has been used or is intended to be used for the conveyance of stock, fodder or equipment, or the carcass or dung of an animal, to disinfect the vehicle, vessel or aircraft, and its fittings in such manner as the inspector specifies;
 - (r) order the person in charge of stock which have died or which have been destroyed pursuant to this Act, to destroy the carcass of the stock in such manner as the inspector specifies;
 - (s) order a person who causes damage to a fence or gate within a quarantine area or protected area, to repair the damage;
 - (t) seize and detain any stock which have been driven or moved contrary to this Act;
 - (u) order the person in charge of travelling stock to take the stock to such place as the inspector specifies and there cause the stock to be dipped, sprayed or otherwise treated, in such manner as is required pursuant to this Act;
 - (v) seize and destroy any stock, any meat or other product of stock or equipment, that has entered or been imported into the Territory in contravention of section 23;
 - (w) order the owner or person in charge of stock of a specified species or class to apply such identifying marks and devices as are specified by the Chief Inspector under section 41(c); and

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- (y) if the inspector has reasonable cause to believe that any stock are suffering unduly, whether as a result of disease, injury, neglect, drought or other cause:
 - (i) destroy the stock, or take any other action that the inspector thinks fit; or
 - (ii) order the owner, or the person in charge, of the stock to destroy the stock, or to take any other action that the inspector thinks fit and so orders,including but not limited to the provision of food, water, shelter or treatment to alleviate the suffering of the stock.
 - (2) Where an inspector orders a person to do an act pursuant to subsection (1)(b), (h), (j), (k), (m), (n), (p), (q), (r), (s), (u) or (y), he shall state the time within which that person is to do that act.
 - (3) After taking a sample under subsection (1)(ba) or seizing any thing under subsection (1)(c), (t) or (v), an inspector must give a receipt for the sample or thing to:
 - (a) the occupier or a person apparently in charge of the land, building, vehicle, vessel or aircraft from which it was taken or seized; or
 - (b) the person who the inspector reasonably believes was in possession of the sample or thing immediately before it was taken or seized.
 - (4) For the purposes of subsection (1), a positive reaction by any stock to a test approved by the Chief Inspector for application to that stock for the purpose of diagnosing, preventing or curing a prescribed disease:
 - (a) is evidence that the stock is infected with the prescribed disease and, in the absence of evidence to the contrary, is conclusive evidence of that fact; and
 - (b) is, without further evidence, reasonable cause for an inspector to believe that the stock is infected with the prescribed disease.
 - (5) For the purposes of this section, the following applies:
 - (a) reason to believe that the agent of a prescribed disease may be present in any stock, fodder, equipment, carcass or dung is reasonable cause for an inspector to believe that the stock, fodder, equipment, carcass or dung is infected with the prescribed disease;

- (b) it is not necessary for stock to exhibit symptoms of a prescribed disease for there to be reasonable cause for an inspector to believe that the stock is infected with the prescribed disease.
- (6) Subsections (4) and (5) do not prejudice any other evidence or consideration because of which an inspector may have reasonable cause to believe that any stock, fodder, equipment, carcass or dung is infected or diseased.

42A Entry onto Aboriginal land

Where it is necessary or convenient for a person to go onto land for the purpose of carrying out an obligation or function, or exercising a power, imposed or conferred on him or her by or under this Act, the person may go onto the land for that purpose notwithstanding that:

- (a) the land is Aboriginal land within the meaning of the *Aboriginal Land Act*; and
- (b) the person does not hold a permit under that Act to enter or remain on that land.

43 Prosecutions

Unless instituted by the Attorney-General or the Director of Public Prosecutions, a prosecution for an offence against this Act shall not be brought without the consent in writing of the Chief Inspector.

43A Regulatory offences

- (1) An offence of contravening or failing to comply with section 13, 16, 18, 20, 21, 22, 22C, 24, 26, 29 or 38 is a regulatory offence.
- (2) The Regulations may designate an offence against the Regulations to be a regulatory offence.

43B Continuing offences

Where a court, on finding a person guilty of an offence against a provision of this Act, is satisfied that the person has continued in breach of, or has not complied with, as the case may be, that provision after the date on which the offence was committed, the court may impose, in addition to the penalty specified in the provision, a further penalty, not exceeding \$1,000 for each day, after the first day, during which the offence continues.

43C Infringement offences and notices

- (1) An inspector may serve an infringement notice on a person if it appears to the inspector that the person has committed an offence against this Act or the Regulations, being an offence prescribed as an infringement offence.
- (2) An infringement notice is a notice to the effect that:
 - (a) an offence is alleged to have been committed against this Act or the Regulations;
 - (b) if the penalty amount indicated is paid within the time and at the place specified – the alleged offence is expiated and no person is liable for any further proceedings in the matter; and
 - (c) the person served with the infringement notice can elect to have the matter dealt with by a court by serving written notice in accordance with the directions given on the infringement notice.
- (4) Payment under this section is not to be regarded as an admission of liability for the purposes of, nor in any way to affect or prejudice, any civil claim, action or proceeding arising out of the same occurrence.
- (5) The *Fines and Penalties (Recovery) Act* applies to an infringement notice issued under this section if the amount payable under the infringement notice is not paid within the specified time.

44 Inspector may carry out requirements of order upon failure by person ordered and recover cost

- (1) Where, in pursuance of or for the purposes of this Act, an inspector orders a person to do any act and that person fails to comply with the requirements of that order, the inspector may do, or cause to be done, that act.
- (2) Where an inspector incurs expense pursuant to this section, the amount of that expense may be recovered from the person who failed to comply with the requirement of the order as a debt due by that person to the Territory.

45 Chief Inspector may approve of methods of disinfection

The Chief Inspector may, by notice in the *Gazette*, approve of methods for the disinfection of persons, animals or inanimate things, where disinfection is, or may be, required under this Act.

47 Disposal of seized stock, &c.

- (1) Any stock, fodder, equipment, or the carcass or dung of an animal which is seized by an inspector pursuant to this Act shall, at the discretion of the Minister, be destroyed or be sold at public auction or by private treaty.
- (2) The proceeds from a sale made pursuant to this section shall be paid into the Northern Territory Government Account.

47A Acquisition to be on just terms

Where the application of a provision of this Act (whether enacted before or after the commencement of the *Northern Territory (Self-Government) Act 1978* of the Commonwealth) would, but for this section, result in an acquisition of property otherwise than on just terms, the person from whom the property is acquired shall be entitled to receive just compensation for the acquisition and a court of competent jurisdiction may determine the amount of the compensation or make such order as, in its opinion, is necessary to ensure that the acquisition is on just terms.

48 Regulations

- (1) The Administrator may make regulations, not inconsistent with this Act, prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act and in particular:
 - (a) regulating or prohibiting, whether absolutely or conditionally, the feeding of a foodstuff or a class of foodstuff to stock and the sale and supply of the foodstuff or class of foodstuff, including the form and content of labels and invoices;
 - (c) prescribing the nature and methods of treatment of disease or of tests for diagnosing or preventing disease;
 - (d) providing for the branding of stock for the purpose of indicating matters relevant to the control of disease;
 - (da) providing for the affixing of tags to stock for the purpose of identifying the holding on which the stock are depastured and the procedure for registering tags;
 - (e) prescribing the method of destroying stock or carcasses;
 - (ea) providing for standards of humane treatment and care of stock, including the destroying of stock terminally injured or stressed;

- (eb) prescribing procedures and principles for and in relation to determining compensation for stock under Part VA;
 - (f) prescribing the manner in which inspectors may order or require persons to do things in pursuance of this Act; and
 - (g) prescribing penalties not exceeding \$5,000 for offences against the regulations.
- (2) In a prosecution for an offence against the Regulations, a document which purports to be a copy of an extract from the register kept under the Regulations and endorsed with a certificate purporting to be under the hand of the Chief Inspector or a person authorized by him to give such certificates that the document is a true and correct copy of or extract from the register, is evidence of the matters contained in the document, and the signature on the certificate shall be presumed to be that of the Chief Inspector or the person authorized by him, and in the absence of evidence to the contrary shall be conclusive evidence of such matters and signature.

ENDNOTES

1 KEY

Key to abbreviations

amd = amended	od = order
app = appendix	om = omitted
bl = by-law	pt = Part
ch = Chapter	r = regulation/rule
cl = clause	rem = remainder
div = Division	renum = renumbered
exp = expires/expired	rep = repealed
f = forms	s = section
Gaz = <i>Gazette</i>	sch = Schedule
hdg = heading	sdiv = Subdivision
ins = inserted	SL = Subordinate Legislation
lt = long title	sub = substituted
nc = not commenced	

2 LIST OF LEGISLATION

Stock Diseases Ordinance 1954 (Act No. 16, 1954)

Assent date	8 December 1954
Commenced	1 March 1956 (<i>Gaz</i> 7A, 28 February 1956)

Stock Diseases Ordinance 1955 (Act No. 23, 1955)

Assent date	20 December 1955
Commenced	1 March 1956 (<i>Gaz</i> 7A, 28 February 1956)

Stock Diseases Ordinance 1957 (Act No. 26, 1957)

Assent date	28 June 1957
Commenced	28 June 1957

Administrator's Council Ordinance 1959 (Act No. 22, 1959)

Assent date	7 July 1959
Commenced	28 April 1960 (<i>Gaz</i> 18, 27 April 1960)

Stock Diseases Ordinance 1959 (Act No. 23, 1959)

Assent date	23 July 1959
Commenced	23 July 1959

Stock Diseases Ordinance 1961 (Act No. 2, 1962)

Assent date	18 January 1962
Commenced	14 March 1962 (<i>Gaz</i> 12, 14 March 1962, p 37)

Stock Diseases Ordinance 1962 (Act No. 40, 1962)

Assent date	25 October 1962
Commenced	25 October 1962

Stock Diseases Ordinance 1963 (Act No. 66, 1963)

Assent date	9 September 1963
Commenced	9 September 1963

Stock Diseases Ordinance 1968 (Act No. 63, 1968)

Assent date 18 September 1968
Commenced 18 September 1968

Stock Diseases Ordinance 1969 (Act No. 55, 1969)

Assent date 10 December 1969
Commenced 18 February 1970 (Gaz 7, 18 February 1970, p 43)

Ordinances Revision Ordinance 1973 (Act No. 87, 1973)

Assent date 11 December 1973
Commenced 11 December 1973 (s 12(2))

Amending Legislation

Ordinances Revision Ordinance 1974 (Act No. 34, 1974)

Assent date 26 August 1974
Commenced 11 December 1973 (s 3(2))

Ordinances Revision Ordinance (No. 2) 1974 (Act No. 69, 1974)

Assent date 24 October 1974
Commenced 11 December 1973 (s 3)

Ordinances Revision Ordinance 1976 (Act No. 27, 1976)

Assent date 28 June 1976
Commenced ss 1, 2 and 6: 28 June 1976 (s 6(2));
ss 3 and 4: 11 December 1973; s 5: 24 October 1974

Transfer of Powers (Self-Government) Ordinance 1978 (Act No. 54, 1978)

Assent date 1 July 1978
Commenced 1 July 1978 (s 2)

Statute Law Revision Act 1978 (Act No. 95, 1978)

Assent date 5 September 1978
Commenced 5 September 1978

Statute Law Revision Act (No. 2) 1978 (Act No. 19, 1979)

Assent date 2 February 1979
Commenced 2 February 1979

Statute Law Revision Act (No. 2) 1979 (Act No. 128, 1979)

Assent date 15 October 1979
Commenced 15 October 1979

Stock Diseases Amendment Act 1981 (Act No. 51, 1981)

Assent date 1 July 1981
Commenced 1 July 1981

Stock Diseases Amendment Act (No. 3) 1981 (Act No. 73, 1981)

Assent date 18 September 1981
Commenced 18 September 1981

Stock Diseases Amendment Act (No. 2) 1981 (Act No. 90, 1981)

Assent date 21 September 1981
Commenced 21 September 1981

Stock Diseases Amendment Act 1983 (Act No. 56, 1983)

Assent date 8 November 1983
Commenced 22 August 1984 (*Gaz* G33, 22 August 1984, p 3)

Criminal Law (Regulatory Offences) Act 1983 (Act No. 68, 1983)

Assent date 28 November 1983
Commenced 1 January 1984 (s 2, s 2 *Criminal Code Act 1983* (Act No. 47, 1983), *Gaz* G46, 18 November 1983, p 11 and *Gaz* G8, 26 February 1986, p 5)

Stock Diseases Amendment Act 1987 (Act No. 39, 1987)

Assent date 15 October 1987
Commenced 15 October 1987

Stock Diseases Amendment Act 1988 (Act No. 9, 1988)

Assent date 21 March 1988
Commenced 21 March 1988

Stock Diseases Amendment Act (No. 2) 1988 (Act No. 24, 1988)

Assent date 1 September 1988
Commenced 1 September 1988

Stock Diseases Amendment Act 1989 (Act No. 80, 1989)

Assent date 22 December 1989
Commenced 1 January 1990 (s 2)

Stock Diseases Amendment Act 1990 (Act No. 2, 1990)

Assent date 2 April 1990
Commenced 9 May 1990 (*Gaz* G18, 9 May 1990, p 5)

Director of Public Prosecutions (Consequential Amendments) Act 1990 (Act No. 29, 1990)

Assent date 11 June 1990
Commenced 21 January 1991 (s 2, s 2 *Director of Public Prosecutions Act 1990* (Act No. 35, 1990) and *Gaz* G2, 16 January 1991, p 9)

Statute Law Revision Act 1990 (Act No. 33, 1990)

Assent date 11 June 1990
Commenced 11 June 1990

Stock (Control of Hormonal Growth Promotants) Act 1993 (Act No. 2, 1993)

Assent date 4 March 1993
Commenced s 17: 15 April 1993 (*Gaz* S34, 1 April 1993); rem: 1 April 1993 (*Gaz* S34, 1 April 1993)

Stock Diseases Amendment Act 1994 (Act No. 33, 1994)

Assent date 18 May 1994
Commenced 13 July 1994 (*Gaz* G28, 13 July 1994, p 4)

Amending Legislation

Statute Law Revision Act 1994 (Act No. 50, 1994)

Assent date 20 September 1994
Commenced s 15: 13 July 1994 (s 15(6)); rem: 20 September 1994

Statute Law Revision Act 1995 (Act No. 14, 1995)

Assent date 26 June 1995
Commenced 26 June 1995

Sentencing (Consequential Amendments) Act 1996 (Act No. 17, 1996)

Assent date 19 April 1996
Commenced s 7: 19 April 1996; rem: 1 July 1996 (s 2, s 2 *Sentencing Act 1995* (Act No. 39, 1995) and Gaz S15, 13 June 1996)

Stock Diseases Amendment Act 1996 (Act No. 49, 1996)

Assent date 31 October 1996
Commenced 11 December 1996 (Gaz G50 11 December 1996, p 3)

Statute Law Revision Act 1997 (Act No. 17, 1997)

Assent date 31 October 1996
Commenced s 16: 10 December 1997 (s 2, s 2 *Meat Industries Act 1996* (Act No. 54, 1996) and Gaz G49, 10 December 1997, p 3)
rem: 1 May 1997 (Gaz G17, 30 April 1997, p 2)

Stock (Artificial Breeding) Act Repeal Act 1998 (Act No. 100, 1998)

Assent date 29 December 1998
Commenced 29 December 1998

Stock Diseases Amendment Act 1999 (Act No. 32, 1999)

Assent date 18 June 1999
Commenced 11 August 1999 (Gaz G31, 11 August 1999, p 3)

Fines and Penalties (Recovery) (Consequential Amendments) Act 2001 (Act No. 60, 2001)

Assent date 11 December 2001
Commenced 1 January 2002 (s 2, s 2 *Fines and Penalties (Recovery) Act 2001* (Act No. 59, 2001) and Gaz G50, 19 December 2001, p 3)

3 SAVINGS AND TRANSITIONAL PROVISIONS

s 10 *Stock Diseases Amendment Act 1996* (Act No. 49, 1996)

4 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Ordinances Revision Ordinance 1973* (Act No. 87, 1973) (as amended) to: ss 3, 4, 6, 9, 10, 12, 13, 16, 18, 22, 23, 26, 30, 31, 34, 35, 41 – 44, 51, 53 – 56, 58, 61, 63, 66, 68, 69, 70, 71, 73, 75, 77 – 81, 84, 89, 91, 92, 97 – 99, 101 – 104, 106, 108, 109, 111, 113, 115, 118, 120 – 122, 124, 127, 130, 131, 135, 140, 143 – 145, 148, 149 and Sixth sch.

5 LIST OF AMENDMENTS

lt	amd No. 23, 1955, s 3; No. 90, 1981, s 4
s 1	amd No. 58, 1978, s 4; No. 90, 1981, s 4
s 2	amd No. 90, 1981, s 4
s 3	amd No. 23, 1955, s 4; No. 23, 1959, s 2; No. 40, 1962, s 2 rep No. 128, 1979, s 32
s 5	amd No. 23, 1955, s 5; No. 22, 1959, s 6; No. 23, 1959, s 3; No. 54, 1978, s 4; No. 51, 1981, s 2; No. 90, 1981, ss 2 and 4; No. 56, 1983, s 4; No. 9, 1988, s 2; No. 2, 1990, s 4; No. 33, 1994, s 3 as amd by No. 50, 1994, s 15; No. 32, 1999, s 4
s 6	amd No. 22, 1959, s 6; No. 54, 1978, s 4; No. 90, 1981, s 4
s 7	sub No. 55, 1969, s 3 amd 54, 1978, s 4; No. 90, 1981, s 4; No. 14, 1995, s 12
s 8	amd No. 54, 1978, s 4
s 9	amd No. 54, 1978, s 4; No. 128, 1979, s 32; No. 90, 1981, s 4; No. 2, 1990, s 5
s 10	amd No. 90, 1981, s 4; No. 80, 1989, s 10
s 11	amd No. 55, 1969, s 4; No. 54, 1978, s 4; No. 90, 1981, s 4; No. 2, 1990, s 6; No. 17, 1997, s 16; No. 100, 1998, s 3
s 11A	ins No. 2, 1990, s 7
s 12	amd No. 22, 1959, s 6; No. 2, 1962, s 3; No. 54, 1978, s 4; No. 9, 1988, s 6
s 13	amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 14	amd 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10; No. 33, 1994, s 9
s 15	amd No. 9, 1988, s 6
s 16	amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 17	amd No. 22, 1959, s 6; No. 2, 1962, s 4; No. 54, 1978, s 4; No. 9, 1988, s 6
s 18	amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 19	amd No. 22, 1959, s 6; No. 2, 1962, s 5; No. 54, 1978, s 4
s 20	amd No. 22, 1959, s 6; No. 2, 1962, s 6; No. 63, 1968, s 6; No. 54, 1978, s 4; No. 90, 1981, s 4; No. 80, 1989, s 10
s 21	amd by No. 22, 1959, s 6; No. 2, 1962, s 7; No. 63, 1968, s 6; No. 54, 1978, s 4; No. 90, 1981, s 4; No. 80, 1989, s 10; No. 33, 1994, s 9
s 22	amd No. 90, 1981, s 4; No. 80, 1989, s 10
pt III	
div 4 hdg	ins No. 23, 1959, s 4
ss 22A – 22B	ins No. 23, 1959, s 4 amd No. 73, 1981, s 3; No. 9, 1988, s 3
s 22C	ins No. 23, 1959, s 4 amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 22D	ins No. 23, 1959, s 4
s 22E	ins No. 23, 1959, s 4 amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 22F	ins No. 23, 1959, s 4 amd No. 54, 1978, s 4; No. 19, 1979, s 26
s 22G	ins No. 23, 1959, s 4 amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
pt IV hdg	amd No. 40, 1962, s 3
s 23	amd No. 22, 1959, s 6; No. 2, 1962, s 9; No. 40, 1962, s 4; No. 63, 1968, s 2; No. 54, 1978, s 4; No. 90, 1981, s 4; No. 9, 1988, s 6; No. 80, 1989, s 10; No. 33, 1994, s 4 as amd by No. 50, 1994, s 15
s 24	amd No. 63, 1968, s 6; No. 87, 1973, s 12; No. 90, 1981, s 4; No. 39, 1987, s 2; No. 80, 1989, s 10
s 25	amd No. 87, 1973, s 12
s 26	amd No. 63, 1968, s 6; No. 87, 1973, s 12; No. 90, 1981, s 4; No. 80, 1989, s 10

pt V hdg	om No. 23, 1955, s 6 ins No. 56, 1983, s 5
s 27	rep No. 23, 1955, s 6 ins No. 56, 1983, s 5 amd No. 80, 1989, s 10; No. 33, 1994, s 5; No. 49, 1996, s 4
pt VA	ins No. 80, 1989, s 4
s 28	rep No. 23, 1955, s 6 ins No. 80, 1989, s 4
s 29	rep No. 23, 1955, s 6 ins No. 80, 1989, s 4 amd No. 33, 1994, ss. 6 and 9
ss 30 – 31	rep No. 23, 1955, s 6 ins No. 80, 1989, s 4
s 32	rep No. 23, 1955, s 6 ins No. 80, 1989, s 4 amd No. 33, 1990, s 9
s 33	rep No. 23, 1955, s 6 ins No. 80, 1989, s 4
s 34	rep No. 23, 1955, s 6 ins No. 23, 1955, s 7 amd No. 63, 1968, s 6; No. 90, 1981, s 4 rep No. 56, 1983, s 6 ins No. 80, 1989, s 4 amd No. 49, 1996, s 5
s 34AA	ins No. 49, 1996, s 6
s 34A	ins No. 80, 1989, s 4
s 34B	ins No. 34, 1994, s 7 as amd by No. 50, 1994, s 15
s 35	rep No. 23, 1955, s 6 ins No. 23, 1955, s 7 amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 36	amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 37	amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 56, 1983, s 7; No. 80, 1989, s 10
ss 38 – 40	amd No. 63, 1968, s 6; No. 90, 1981, s 4; No. 80, 1989, s 10
s 41	amd No. 23, 1959, s 5; No. 73, 1981, s 5
s 41A	ins No. 66, 1963, s 2 sub No. 63, 1968, s 3 amd No. 2, 1993, s 25
s 42	amd No. 23, 1955, s 8; No. 40, 1962, s 5; No. 73, 1981, s 6; No. 90, 1981, s 4; No. 9, 1988, s 4; No. 80, 1989, s 5; No. 33, 1994, ss 8 and 9; No. 32, 1999, s 5
s 42A	ins No. 24, 1988, s 2
s 43	amd No. 90, 1981, s 4; No. 9, 1988, s 5 sub No. 29, 1990, s 5
s 43A	ins No. 68, 1983, s 62 amd No. 80, 1989, s 6; No. 49, 1996, s 7
s 43B	ins No. 80, 1989, s 7 amd No. 17, 1996, s 6
s 43C	ins No. 49, 1996, s 8 amd No. 60, 2001, s 14
s 44	amd No. 54, 1978, s 4; No. 90, 1981, s 4
s 45	amd No. 90, 1981, s 4
s 46	rep No. 63, 1968, s 4
s 47	amd No. 54, 1978, s 4; No. 90, 1981, s 4; No. 33, 1994, s 9 as amd by No. 50, 1994, s 15
s 47A	ins No. 80, 1989, s 8
s 48	amd No. 63, 1968, ss 5 and 6; No. 95, 1978, s 14; No. 90, 1981, s 4; No. 39, 1987, s 3; No. 80, 1989, ss 9 and 10; No. 49, 1996, s 9