

NORTHERN TERRITORY OF AUSTRALIA
STOCK DISEASES AMENDMENT ACT 1994

No. 33 of 1994

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NORTHERN TERRITORY OF AUSTRALIA

No. 33 of 1994

AN ACT

to amend the *Stock Diseases Act*

[Assented to 18 May 1994]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Stock Diseases Amendment Act 1994*.

2. COMMENCEMENT

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

3. DEFINITIONS

Section 5 of the *Stock Diseases Act* is amended -

- (a) by omitting the definition of "fittings" and substituting the following:

"'equipment' means -

- (a) 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;"; and
- (b) by inserting in the definition of "stock", after the word "poultry", the words ", buffalo, deer, rabbits, bees,".
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4. PROHIBITION AGAINST OR RESTRICTION OF IMPORTATION OF STOCK

Section 23 of the *Stock Diseases Act* is amended -

- (a) by omitting from subsection (1) all words after "from that area" and substituting the following:

"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;"; and
- (g) by omitting from subsection (2) "or any other product of stock" and substituting ", any other product of stock, or equipment".

5. CLASSIFICATION OF HOLDINGS IN RESPECT OF PRESCRIBED DISEASES

Section 27(1) of the *Stock Diseases Act* is amended by omitting paragraphs (a) and (b) and substituting the following:

- "(a) confirmed free 1;
- (b) confirmed free 2;
- (ba) confirmed free 3;".

6. POWERS OF CHIEF INSPECTOR UNDER DECLARED PROGRAM

Section 29 of the *Stock Diseases Act* is amended -

- (a) by inserting after subsection (1)(k) the following:

"(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;"; and

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(b) by adding at the end the following:

"(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."

7. NEW SECTION

The *Stock Diseases Act* is amended by inserting in Part VI, before section 35, the following:

"34. 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.

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"(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."

8. POWERS OF INSPECTOR

Section 42(1)(v) of the *Stock Diseases Act* is amended by omitting "or any meat or other product of stock" and substituting ", any meat or other product of stock, or equipment,".

9. FURTHER AMENDMENTS

The *Stock Diseases Act* is further amended as set out in the Schedule.

SCHEDULE

Section 9

Provision	Amendment	
	omit	substitute
Section 14(c)	"fittings"	"equipment"
Section 21(d)	"fittings"	"equipment"
Section 29(1)(a)(i)	"inspecting,"	"inspecting, valuing"
Section 29(1)(b)	"fittings"	"equipment"
Section 29(1)(c)	"fittings"	"equipment"

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Section 29 (1) (d)	"fitting"	"equipment"
Section 29 (1) (e)	"inspecting,"	"inspecting, valuing,"
Section 29 (1) (j)	"stock; or"	"stock;"
Section 29 (1) (k)	"stock."	"stock; or"
Section 42 (1) (a)	"fittings" (twice occurring)	"equipment"
Section 42 (1) (c), (d), (e), (f) (i), (m), (n), (p)	"fittings"	"equipment"
Section 42 (1) (q)	"fittings" (first occurring)	"equipment"
