



NORTHERN TERRITORY OF AUSTRALIA

No. 86 of 1981

AN ACT

To amend the Foot and Mouth Disease Compensation Act

[Assented to 21 September 1981]

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 Exotic Diseases (Animals) Compensation Act 1981.

2. PRINCIPAL ACT

The Foot and Mouth Disease Compensation Act is in this Act referred to as the Principal Act.

3. LONG TITLE

The long title of the Principal Act is amended by omitting "foot and mouth disease" and substituting "exotic diseases of animals".

4. SHORT TITLE OF PRINCIPAL ACT

Section 1 of the Principal Act is amended by omitting "Foot and Mouth Disease Compensation Act" and substituting "Exotic Diseases (Animals) Compensation Act".

5. DEFINITIONS

Section 3 of the Principal Act is amended -

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

"'animal' means -

(a) a camel, sheep, goat, swine, bird, dog, cat, bee or deer being an animal which is kept in a domestic state;

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(b) a horse, bovine animal or buffalo, being an animal which is branded, or is the progeny under the age of 12 months of a branded animal, or the movement of which is restricted to a confined area on -

- (i) land held for an estate in fee simple;
- (ii) land held under a lease from the Crown, being a lease that contains a covenant permitting the land to be used for pastoral purposes;
- (iii) land occupied under a licence from the Crown, being a licence that contains a provision permitting the land to be used for pastoral purposes; or
- (iv) a stock route or stock reserve within the meaning of the Stock Routes and Travelling Stock Act; or

(c) such other animal as may be prescribed to be an animal for the purposes of this Act;

'carcass' means any portion of the body of a dead animal and includes its hide, skin, hair, feathers, wool and viscera;";

(b) by inserting after the definition of "Chief Inspector" the following:

"'exotic disease' means a disease, parasite or pest prescribed in the Schedule;";

(c) by omitting the definition of "foot and mouth disease" and inserting the following:

"'horse' includes ass, mule or hinny;

'infected', in relation to an animal, means that the animal -

- (a) is diseased or affected by an exotic disease;
- (b) is in a flock or herd in which there are animals which are diseased; or
- (c) is depastured or has been depastured on land upon which, within the last preceding 6 months, diseased stock have been depastured or have travelled;"; and

(d) by inserting after the definition of "owner" the following:

"'property' includes any building, fitting, appliance, fodder, carcass, dung, farm produce or any other thing that may be used by, for or in connection with an animal."

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6. PENALTY FOR UNTRUE STATEMENT IN CLAIM

Section 14 of the Principal Act is amended by omitting "600 dollars" and substituting "\$2,000 or 6 months imprisonment".

7. REGULATIONS

Section 16 of the Principal Act is amended -

(a) by inserting immediately before paragraph (a) the following:

"(aa) prescribing an animal to be an animal for the purposes of this Act;";

(b) by omitting from paragraph (b) "and";

(c) by omitting from paragraph (c) "200 dollars" and substituting "\$1,000"; and

(d) by omitting from paragraph (c) "regulations." and substituting the following:

"regulations; and

(d) prescribing a disease, parasite or pest in, or otherwise varying, the Schedule."

8. SCHEDULE

The Principal Act is amended by adding the following Schedule:

"SCHEDULE

Sections 3 and 16

EXOTIC DISEASES

African swine fever
Blue tongue
Foot and mouth disease
Fowl plague
Newcastle disease
Rabies
Rinderpest
Swine fever (Hog cholera)
Swine vesicular disease
Vesicular exanthema
Vesicular stomatitis".

9. FURTHER AMENDMENTS

The Principal Act is further amended as set out in the Schedule.

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SCHEDULE

Section 9

Column 1	Column 2	
Provision of the Principal Act	Amendment	
	omit	substitute
Section 3	"Ordinance" (wherever occurring)	"Act"
- definition of "Chief Inspector" and "inspector"	<u>"Stock Diseases Ordinance"</u>	<u>"Stock Diseases Act"</u>
- definition of "fodder"	"crop"	"crops"
Section 4	"foot and mouth disease" (wherever occurring)	"an exotic disease"
	<u>"Stock Diseases Ordinance"</u> (twice occurring)	<u>"Stock Diseases Act"</u>
	"Ordinance" (wherever occurring)	"Act"
Section 6(1)(b)	<u>"Stock Diseases Ordinance"</u>	<u>"Stock Diseases Act"</u>
	"foot and mouth disease"	"an exotic disease"
Section 6(2)	"this Ordinance"	"this Act"
Section 7(1)	"paragraph (a), (b), (c) or (d) of sub-section (1) of section 6"	"section 6(1)(a), (b), (c) or (d)"
Section 7(2)	"paragraph (a), (b), (c) or (d) of sub-section (1) of section 6"	"section 6(1)(a), (b), (c) or (d)"
Section 10	"this Ordinance"	"this Act"
	<u>"Stock Diseases Ordinance"</u> (twice occurring)	<u>"Stock Diseases Act"</u>
	"foot and mouth disease"	"an exotic disease"

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Column 1	Column 2	
Provision of the Principal Act	Amendment	
	omit	substitute
Section 13	"foot and mouth disease"	"an exotic disease"
	"Act"	"any Act or Act of the Commonwealth"
Section 15	"this Ordinance"	"this Act"
	" <u>Stock Diseases Ordinance</u> "	" <u>Stock Diseases Act</u> "
	"foot and mouth disease"	"an exotic disease"
Long title and sections 1, 2, 7, 8(2), 9, 11, 12, 14 and 16	"Ordinance" (wherever occurring)	"Act"

