

THE NORTHERN TERRITORY OF AUSTRALIA

No. 27 of 1980

AN ACT

To amend the Stock Routes and Travelling
Stock Act

[Assented to 14 March 1980]

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 Routes and Travelling Stock Act 1980.

2. COMMENCEMENT

The several sections of this Act shall commence on such dates as are respectively fixed by the Administrator by notice in the Gazette.

3. PRINCIPAL ACT

The Stock Routes and Travelling Stock Act is in this Act referred to as the Principal Act.

4. HEADING TO PART VI

The Principal Act is amended by omitting the heading to Part VI and substituting "WATERING AND AGISTMENT".

5. MINISTER'S POWER TO GRANT LICENCE OVER PUBLIC WATERING PLACE

Section 34(2)(d) of the Principal Act is amended by inserting after "as the Minister considers necessary" the words "and specifies in the licence".

6. NEW SECTIONS

The Principal Act is amended by inserting after section 34 the following sections:

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"34A. MINISTER'S POWER TO GRANT LICENCE TO AGIST STOCK

"(1) The Minister may, notwithstanding the provisions of any other law in force in the Territory, but subject to this section, grant a licence to a person to agist stock on land, or part of land, reserved under section 103 of the Crown Lands Act for stock routes and travelling stock.

"(2) A licence granted under this section -

- (a) shall not be for a period of less than one month nor for a period of more than 6 months;
- (b) shall specify the maximum number of stock to be agisted on a specified area of land reserved; and
- (c) shall be subject to such conditions and restrictions as the Minister considers necessary and specifies in the licence.

"(3) When granting a licence under this section, the Minister shall give preference, over other persons, to a person who holds a lease of, or licence over, land adjoining or adjacent to the land proposed to be the subject of the licence.

"34B. MINISTER'S POWER TO GRANT WATERING AND AGISTMENT LICENCE

Nothing in this Part prevents the Minister from granting a licence under section 34 or 34A relating to land the subject of an existing licence granted under this Part."

7. CHIEF INSPECTOR'S POWER TO GRANT LICENCE OVER PUBLIC WATERING PLACE

Section 35(2)(d) of the Principal Act is amended by inserting after "as the Chief Inspector considers necessary in a particular case" the words "and specifies in the licence".

8. NEW SECTION

The Principal Act is amended by omitting section 40 and substituting the following section:

"40. DUTY TO COMPLY WITH ORDER OF INSPECTOR

"(1) The person in charge of travelling stock on a stock reserve, stock route or public trucking yard shall move the stock to such place on a stock reserve, stock route or public trucking yard as an inspector lawfully orders within such period of time as the inspector specifies.

"(2) A person who is ordered by an inspector to destroy or dispose of a carcass shall destroy or dispose of the carcass within 24 hours after the giving of the order by the inspector or within such

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other period as is specified in the order and, where a method of destruction or disposal of the carcass is specified in the order, by that method.

Penalty: \$400."

9. PERSONS TO OBEY ORDERS BY INSPECTOR

Section 55 of the Principal Act is amended by omitting all words after "by an inspector" and substituting "pursuant to section 57(a), (aa), (b)(i), (b)(ii), (b)(iii), or (b)(viii).".

10. POWERS OF INSPECTOR

Section 57 of the Principal Act is amended -

(a) by inserting after paragraph (a) the following paragraph:

"(aa) order the person in charge of travelling stock to provide the name and address of the owner of the travelling stock or the agent of the owner or both;"

(b) by omitting paragraph (b)(vi); and

(c) by inserting after paragraph (b) the following paragraph:

"(ba) order the person in charge of travelling stock, the owner of travelling stock or the agent of the owner to destroy or dispose of a carcass of any of the travelling stock located on or near a stock reserve, stock route or public trucking yard;"
