

NORTHERN TERRITORY OF AUSTRALIA
AMENDMENTS OF STOCK DISEASES REGULATIONS

Regulations 2004, No. 23

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NORTHERN TERRITORY OF AUSTRALIA

Regulations 2004, No. 23*

Regulations under the *Stock Diseases Act*

I, EDWARD JOSEPH EGAN, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Stock Diseases Act*.

Dated 28 June 2004.

E. J. EGAN
Administrator

By His Honour's Command

C. B. BURNS
Minister for Transport and Infrastructure
acting for and on behalf of the
Minister for Primary Industry and Fisheries

* Notified in the *Northern Territory Government Gazette* on 30 June 2004.

AMENDMENTS OF STOCK DISEASES REGULATIONS

1. Principal Regulations

The Stock Diseases Regulations are in these Regulations referred to as the Principal Regulations.

2. Interpretation

Regulation 3 of the Principal Regulations is amended –

(a) by inserting in subregulation (1) in alphabetical order the following:

" 'foodstuff' means foodstuff intended to be fed to stock;

'tallow' means rendered animal fat or oil extracted from animal matter (including matter from mammals, fish and birds) by means of a process that will achieve a standard of rendering in accordance with AS 5008:2001, Australian Standard for Hygienic Rendering of Animal Products."; and

(b) by omitting from the definition of "restricted animal material" in subregulation (1) "milk, milk products," and substituting "milk or milk products of Australian origin,".

3. Repeal and substitution of regulations 4 to 7

Regulations 4, 5, 6 and 7 of the Principal Regulations are repealed and the following substituted:

"4. Permission in respect of quarantine areas and protected areas

"Permission given under section 13, 14 or 18 of the Act must be in accordance with Form A.

"5. Movement permits in respect of standstill zones

"A movement permit issued under section 29B of the Act must be in accordance with Form B.".

4. Repeal and substitution of regulation 12

Regulation 12 of the Principal Regulations is repealed and the following substituted:

"12. Inspector to give certificate when stock destroyed

"At the time an inspector destroys stock or causes stock to be destroyed pursuant to the inspector's powers under the Act, the inspector must give to the person in charge of the stock a certificate in accordance with Form G.".

5. Movement of cattle to saleyard

Regulation 14 of the Principal Regulations is amended –

- (a) by omitting "The" and substituting "(1) The"; and
- (b) by inserting at the foot of the regulation the following:

"Penalty: If the offender is a natural person – 100 penalty units.

If the offender is a body corporate – 500 penalty units.

"(2) An offence against subregulation (1) is a regulatory offence."

6. Movement of cattle from holding with tuberculosis status to abattoir

Regulation 14A of the Principal Regulations is amended –

- (a) by omitting "The" and substituting "(1) The"; and
- (b) by inserting at the foot of the regulation the following:

"Penalty: If the offender is a natural person – 100 penalty units.

If the offender is a body corporate – 500 penalty units.

"(2) An offence against subregulation (1) is a regulatory offence."

7. Movement of small consignments of cattle from holding to abattoir

Regulation 14B of the Principal Regulations is amended –

- (a) by omitting "The" and substituting "(1) The"; and
- (b) by inserting at the foot of the regulation the following:

"Penalty: If the offender is a natural person – 100 penalty units.

If the offender is a body corporate – 500 penalty units.

"(2) An offence against subregulation (1) is a regulatory offence."

8. Registration of property identifier codes

Regulation 15 of the Principal Regulations is amended –

- (a) by omitting from subregulation (1) "cattle or buffalo are kept or depastured may" and substituting "cattle, buffalo, pigs, sheep, goats, camels or deer are kept or depastured must";

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- (b) by inserting at the foot of subregulations (1) and (2) the following:

"Penalty: If the offender is a natural person – 20 penalty units.

If the offender is a body corporate – 100 penalty units."; and

- (c) by inserting after subregulation (4) the following:

"(5) An offence against subregulation (1) or (2) is a regulatory offence."

9. Repeal and substitution of regulation 17

Regulation 17 of the Principal Regulations is repealed and the following substituted:

"17. Change of ownership of holding where identifier code registered

"(1) This regulation applies in relation to a holding in respect of which a property identifier code is registered.

"(2) If the holding is sold or transferred, the person to whom it is sold or transferred must notify the Chief Inspector of the change in ownership within 14 days of the change.

Penalty: If the offender is a natural person – 20 penalty units.

If the offender is a body corporate – 100 penalty units.

"(3) On being notified of the change in ownership, the Chief Inspector must amend the register accordingly and forward to the new owner a certificate of registration of the property identifier code.

"(4) An offence against subregulation (2) is a regulatory offence."

10. Approved identification devices

Regulation 20 of the Principal Regulations is amended –

- (a) by inserting at the foot of subregulations (2) and (3) the following:

"Penalty: If the offender is a natural person – 100 penalty units.

If the offender is a body corporate – 500 penalty units."; and

- (b) by inserting after subregulation (3) the following:

"(4) An offence against subregulation (2) or (3) is a regulatory offence."

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11. Restricted animal material not to be fed to ruminants

Regulation 20A of the Principal Regulations is amended –

- (a) by inserting at the foot of subregulations (1), (2) and (3) the following:

"Penalty: If the offender is a natural person – 200 penalty units.

If the offender is a body corporate – 1 000 penalty units.";
and

- (b) by inserting after subregulation (5) the following:

"(6) An offence against subregulation (1), (2) or (3) is a regulatory offence."

12. Supply by manufacturers of foodstuffs containing restricted animal material

Regulation 20B of the Principal Regulations is amended –

- (a) by inserting at the foot of subregulations (1) and (2) the following:

"Penalty: If the offender is a natural person – 200 penalty units.

If the offender is a body corporate – 1 000 penalty units.";
and

- (b) by inserting after subregulation (3) the following:

"(4) An offence against subregulation (1) or (2) is a regulatory offence."

13. Sale of foodstuffs containing restricted animal material

Regulation 20C of the Principal Regulations is amended –

- (a) by inserting at the foot of subregulations (1) and (2) the following:

"Penalty: If the offender is a natural person – 200 penalty units.

If the offender is a body corporate – 1 000 penalty units.";
and

- (b) by inserting after subregulation (3) the following:

"(4) An offence against subregulation (1) or (2) is a regulatory offence."

14. Label or tag not to be removed from container

Regulation 20D of the Principal Regulations is amended –

- (a) by omitting "A" and substituting "(1) A"; and
- (b) by inserting at the foot of the regulation the following:

"Penalty: If the offender is a natural person – 200 penalty units.

If the offender is a body corporate – 1 000 penalty units.

"(2) An offence against subregulation (1) is a regulatory offence."

15. Obscuring statement

Regulation 20E of the Principal Regulations is amended –

- (a) by omitting "A" and substituting "(1) A"; and
- (b) by inserting at the foot of the regulation the following:

"Penalty: If the offender is a natural person – 200 penalty units.

If the offender is a body corporate – 1 000 penalty units.

"(2) An offence against subregulation (1) is a regulatory offence."

16. New regulation 20F

The Principal Regulations are amended by inserting after regulation 20E the following:

"20F. No sale of eggs without egg production information

"(1) A person must not sell eggs unless the container in which the eggs are sold legibly displays the egg production information relevant to those eggs.

Penalty: If the offender is a natural person – 20 penalty units.

If the offender is a body corporate – 100 penalty units.

"(2) Egg production information is –

- (a) a description of the housing system for the production of eggs in accordance with section 2.1.1 of the Model Code of Practice for the Welfare of Animals – Domestic Poultry, 4th Edition, published by CSIRO Publishing; and
- (b) a reference to that Model Code of Practice.

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"(3) Egg production information may also include a telephone number or postal address where consumers may obtain further nutritional or packaging information.

"(4) If it is impracticable to display all the egg production information on an egg container, the person selling the eggs must ensure that an industry or producer Internet address is legibly displayed on the container.

"(5) An offence against subregulation (1) is a regulatory offence.

"(6) In this regulation –

'container' includes a label or tag attached to the container."

17. Floor area of cages where domestic fowls kept

Regulation 20G of the Principal Regulations is amended –

- (a) by omitting from subregulation (1) all the words from and including "A" to and including "which" and substituting the following:

"A person who keeps in a cage a domestic fowl or domestic fowls that are not less than 18 weeks old must do so in a cage that";

- (b) by inserting at the foot of subregulation (1) the following:

"Penalty: If the offender is a natural person – 100 penalty units.

If the offender is a body corporate – 500 penalty units.";

- (c) by omitting subregulation (2); and

- (d) by inserting after subregulation (3) the following:

"(4) An offence against subregulation (1) is a regulatory offence."

18. Repeal of Schedule 1

Schedule 1 to the Principal Regulations is repealed.

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19. Schedule 2

Schedule 2 to the Principal Regulations is amended –

(a) by omitting Forms A, B and C and substituting the following:

"FORM A

NORTHERN TERRITORY OF AUSTRALIA

Stock Diseases Act

Stock Diseases Regulations

Regulation 4

PERMISSION – *QUARANTINE AREA *PROTECTED AREA

I, (*name*), an Inspector of Stock,
in relation to the *quarantine area *protected area declared in the *Gazette* dated
, give permission to (*name*)

of (*address*)

to do the thing/s specified in Part A.

The particulars and any conditions specified in Part B apply in relation to this permission.

Part A

(# or * *Strike out if inapplicable*)

*drive/move stock *into/out of/within the area

*enter/leave the area

*move/drive a vehicle *into/out of/within the area

move *fodder/equipment/animal product *into/out of/within the area

Part B

(*Complete as applicable*)

Number and description of thing/s to which permission applies:

Name and address of owner:

Name of person in charge:

Place of origin:

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"FORM B

NORTHERN TERRITORY OF AUSTRALIA

Stock Diseases Act

Stock Diseases Regulations

Regulation 5

MOVEMENT PERMIT – STANDSTILL ZONE

I, (*name*)

*the Chief Inspector of Stock *a Delegate of the Chief Inspector of Stock,
in relation to the standstill zone declared in the *Gazette* dated _____,
issue this movement permit to (*name*)

of (*address*)

to do the thing/s specified in Part A.

The movement regulated, other particulars and any conditions are specified in Part B.

Part A

(# or * *Strike out if inapplicable*)

- # move *stock/animal product/other thing described in Part B
from a *holding/premises/other place within the zone
to any other place *within/outside the zone
- # move *stock/animal product/other thing described in Part B
from a place outside the zone into the zone

Part B

(*Complete as applicable*)

Number and description of thing/s to which permit applies:

Name and address of owner:

Name of person in charge:

Place of origin:

Place of destination:

Name and address of person taking delivery:

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Method of movement:

Description of transport:

Place of entry or exit:

Place from which being moved:

Place to which being moved:

Date of commencement:

Date of completion:

Route to be followed:

Details of inspection or treatment:

This movement permit is subject to the following conditions:

Dated this _____ day of _____, 20____.

.....
Signature of Chief Inspector or Delegate

Date:

Location:

Phone no:

_____";

(b) by omitting from Form F " , 19 . " and substituting " , 2 . "; and

(c) by omitting from Form G "in pursuance of" and " , 19 . " and substituting "pursuant to" and " , 2 . " respectively.

20. Repeal and substitution of Schedule 3

Schedule 3 to the Principal Regulations is repealed and the following substituted:

"SCHEDULE 3

Regulation 23

INFRINGEMENT OFFENCES AND PENALTIES

Column 1 Infringement Offence	Column 2 Prescribed Penalty
<i>Stock Diseases Act</i>	
Section 18	10 penalty units for a natural person 50 penalty units for a body corporate
Section 24	10 penalty units for a natural person 50 penalty units for a body corporate
Section 40	10 penalty units for a natural person 50 penalty units for a body corporate
Stock Diseases Regulations	
Regulation 14(1)	5 penalty units for a natural person 25 penalty units for a body corporate
Regulation 14A(1)	5 penalty units for a natural person 25 penalty units for a body corporate
Regulation 14B(1)	5 penalty units for a natural person 25 penalty units for a body corporate
Regulation 15(1) and (2)	2 penalty units for a natural person 10 penalty units for a body corporate
Regulation 17(2)	2 penalty units for a natural person 10 penalty units for a body corporate
Regulation 20(2) and (3)	5 penalty units for a natural person 25 penalty units for a body corporate

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Regulation 20F(1) 2 penalty units for a natural person
 10 penalty units for a body corporate

Regulation 20G(1) 5 penalty units for a natural person
 25 penalty units for a body corporate

_____”.

21. Further amendments

The Principal Regulations are amended as set out in the Schedule.

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SCHEDULE

Regulation 0

Provision	Amendment	
	omit	substitute
Regulations 10 and 10A(2)	shall	must
Regulation 10A(4B)(c)	\$1 800, reduced of \$1 800	\$2 500, reduce of \$2 500
Regulation 11(a) and (b)	is to	must
Regulation 19(1)	shall cause to be kept and maintained, in such form as he thinks fit,	must keep, in the form the Chief Inspector considers suitable,
Regulation 19(2)	shall	must
Regulation 19(2)(d)	such as the Chief Inspector thinks fit	any the Chief Inspector considers necessary
Regulation 19(3)	where he is satisfied that there is an error in the register or where a particular in the register	if satisfied it contains an error or a particular
Regulation 22	the whole regulation	