

NORTHERN TERRITORY OF AUSTRALIA
AMENDMENTS OF VETERINARIANS REGULATIONS

Regulations 2000, No. 18

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NORTHERN TERRITORY OF AUSTRALIA

Regulations 2000, No. 18*

Regulations under the *Veterinarians Act*

I, NEIL RAYMOND CONN, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Veterinarians Act*.

Dated 31 March 2000.

N. R. CONN
Administrator

By His Honour's Command

S. DUNHAM
Minister for Health, Family and Children's Services
acting for and on behalf of the
Minister for Primary Industry and Fisheries

* Notified in the *Northern Territory Government Gazette* on 12 April 2000.

AMENDMENTS OF VETERINARIANS REGULATIONS

1. Principal Regulations

The Veterinarians Regulations are in these Regulations referred to as the Principal Regulations.

2. Commencement

These Regulations come into operation on the commencement of the *Veterinarians Amendment Act 1999*.

3. Services not ranking as veterinary services

Regulation 6 of the Principal Regulations is amended –

- (a) by omitting from paragraph (j) "intubation." and substituting "intubation;" and
- (b) by adding at the end the following:
 - "(k) with the written approval of the Chief Inspector of Stock, spaying cattle using a technique approved by the Chief Inspector of Stock."

4. Advertising by registered veterinarians

Regulation 8 of the Principal Regulations is amended –

- (a) by omitting from paragraph (e) "veterinarian;" and substituting "veterinarian; and";
- (b) by omitting from paragraph (f) "surgery; and" and substituting "surgery.";
- (c) by omitting paragraph (g).

5. Schedule 2

Schedule 2 to the Principal Regulations is amended by adding at the end the following:

"11. Prescription and supply of anabolic steroids

"(1) A registered veterinarian may administer an anabolic steroid to an animal by injection or by any other means.

(2) A registered veterinarian may not prescribe or supply an anabolic steroid that may be injected into an animal."

Veterinarians Regulations

6. Schedule 3

Schedule 3 to the Principal Regulations is amended by omitting "Annual renewal of registration under section 20(1) of the Act \$50" and substituting the following:

"Annual fee under section 19 of the Act for registration as a veterinarian	\$50
Annual fee under section 19 of the Act for registration as a veterinary specialist	\$50".

7. Repeal and substitution

Schedule 4 to the Principal Regulations is repealed and the following substituted:

"SCHEDULE 4

Regulation 10

ELECTION OF REGISTERED VETERINARIANS

1. Definitions

In this Schedule –

'election day' means the day determined by the Registrar under clause 6(1);

'nomination day' means the day determined by the Registrar under clause 2(1)(a).

2. Nominations for election

(1) If an election is required to be held under the Act, the Registrar must –

(a) determine the day on which nominations for candidates for the election are to close; and

(b) post to each registered veterinarian at least 21 days before the date determined under paragraph (a) –

(i) a notice stating that an election is to be held for one or 2 members of the Board, as the case may be, requesting nominations and specifying the address to which the nominations are to be sent and the nomination day; and

(ii) a nomination form in accordance with Form 1.

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(2) A registered veterinarian may, in accordance with Form 1, nominate another registered veterinarian to be a candidate.

(3) If the Registrar receives a nomination that is not in accordance with Form 1, the Registrar must –

- (a) reject it; and
- (b) inform in writing the person nominated to be a candidate and his or her nominator of the rejection and the Registrar's reasons for it.

3. Close of nominations

A nomination is not valid unless it is received by the Registrar before 4 pm on nomination day.

4. Withdrawal of nominations

A candidate may withdraw his or her nomination at any time before 4 pm on nomination day by lodging with the Registrar a written notice of withdrawal signed by the candidate.

5. Proceedings after close of nominations

- (1) The Registrar must, as soon as practicable after nomination day –
 - (a) if there are no candidates – inform the Minister in writing that there are no candidates and of the number of vacancies;
 - (b) if there is one candidate and 2 vacancies –
 - (i) declare the candidate to be elected as a member;
 - (ii) inform the Minister in writing that the candidate has been elected and that there is a vacancy;
 - (iii) publish at the Registrar's office a notice setting out the name of the candidate declared elected; and
 - (iv) notify each registered veterinarian of the name of the candidate declared elected;
 - (c) if the number of candidates equals the number of vacancies –
 - (i) declare that candidate or those candidates to be elected as a member or members, as the case may be;
 - (ii) publish at the Registrar's office a notice setting out the name or names of the candidate or candidates declared elected;

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- (iii) forward a copy of the notice to the Minister; and
 - (iv) notify each registered veterinarian of the name or names of the candidates declared elected; or
- (d) if the number of candidates is more than the number of vacancies –
- (i) publish a list of candidates at the Registrar's office;
 - (ii) notify each registered veterinarian of the name of the candidates; and
 - (iii) conduct a postal ballot for the election of members in accordance with this Schedule.

(2) If the Minister is informed under subclause (1)(a) or (1)(b)(ii) of a vacancy, the Minister must appoint a registered veterinarian to fill the vacancy.

(3) A person appointed under subclause (2) is to be taken to be an elected member.

(4) The Registrar must, as soon as practicable after the Minister has appointed a registered veterinarian under subclause (2) –

- (a) publish at the Registrar's office a notice setting out the name of the registered veterinarian; and
- (b) notify each registered veterinarian of the appointment.

6. Form of ballot paper and declaration

(1) If a postal ballot is to be conducted under clause 5(1)(d), the Registrar must determine a day, not later than 60 days after nomination day, to be the day by which the ballot paper and declaration in relation to an election are to be received by the Registrar.

(2) If a postal ballot is to be conducted under clause 5(1)(d), the Registrar must post or give personally to each registered veterinarian, not later than 28 days after nomination day –

- (a) a ballot paper in accordance with Form 2 and a declaration in accordance with Form 3;
 - (b) an envelope with the Registrar's name and address on it; and
 - (c) an envelope of a size enabling it to fit inside the envelope specified in paragraph (b).
- (3) A ballot paper –

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- (a) is to set out the names of the candidates;
- (b) may contain information that the Registrar thinks fit;
- (c) is to be initialled on the back by the Registrar; and
- (d) is to specify the election date.

(4) The Registrar must determine by lot the order of names of the candidates on the ballot-paper.

7. Voting procedure

A registered veterinarian may vote by placing on the ballot paper a tick or a cross in the box or boxes opposite the name or names of the candidate or candidates of his or her choice.

8. Return of ballot paper etc.

After a registered veterinarian has voted on a ballot paper and completed the declaration in Form 3, the registered veterinarian is to –

- (a) place the ballot paper in the envelope provided under clause 6(2)(c);
- (b) place that envelope and the declaration in the addressed envelope provided under clause 6(2)(b); and
- (c) return the addressed envelope to the Registrar.

9. Non-receipt, loss etc. of ballot paper by voter

If the Registrar receives from a registered veterinarian before 4 pm on election day a written statement –

- (a) setting out the veterinarian's full name and address; and
- (b) declaring that the veterinarian –
 - (i) has not received a ballot paper or that the ballot paper received has been lost or destroyed; and
 - (ii) has not already voted at the election,

the Registrar may post or send by electronic means, including by a facsimile machine, a ballot paper to the registered veterinarian.

10. Presence of candidates' representatives at count

(1) A candidate may attend, or appoint a representative to attend on his or her behalf, at the counting of votes to determine an election.

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- (2) An appointment under subclause (1) is to –
 - (a) be in writing;
 - (b) be given to the Registrar before any votes in the election are counted;
 - (c) be signed by the candidate and specify the candidate's name; and
 - (d) specify the representative's name and address.

11. Rules governing count

(1) The Registrar must, as soon as practicable after 4 pm on election day (whether or not on that day) and in the presence of another person –

- (a) produce all unopened envelopes provided under clause 6(2)(b) that contain ballot papers and completed declarations received by the Registrar;
- (b) remove the declaration from each envelope provided under clause 6(2)(b) and inspect it;
- (c) allow the candidate or candidate's representative, if any are present, to inspect the declaration;
- (d) put to one side an unopened envelope provided under clause 6(2)(c) that is accompanied by a declaration that is not in accordance with Form 2;
- (e) separate all declarations and unopened envelopes provided under clause 6(2)(c) that contain ballot papers; and
- (f) open the envelopes provided under clause 6(2)(c) that contain ballot papers and count the votes received by each candidate.

(2) The Registrar must declare a ballot paper to be disregarded for the purposes of the count if it is –

- (a) received by him or her after 4 pm on election day;
- (b) put to one side under subclause (1)(d); or
- (c) informal under subclause (3).

(3) A ballot paper is informal if, in the opinion of the Registrar, it does not clearly show the voter's intention.

(4) The Registrar may only make a declaration under subclause (2) in the presence of another person.

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- (5) If—
 - (a) in the case of an election for one member — 2 or more candidates receive the equal highest number of votes in an election; or
 - (b) in the case of an election for 2 members —
 - (i) 3 or more candidates receive the equal highest number of votes in an election; or
 - (ii) 2 or more candidates receive the equal second highest number of votes,

the Registrar must, in the presence of another person —

- (c) by drawing lots, exclude from election the number of those candidates necessary to enable the appropriate number of candidates to be selected; and
- (d) record that the selection was by lot.
- (6) A person selected by lot under subclause (5) is to be taken to have been elected to be a member.

12. Declaration of result

(1) As soon as practicable after completing the counting of votes, but in any case not later than 28 days after election day, the Registrar must publish at the Registrar's office and post or give personally to each registered veterinarian a notice —

- (a) setting out the names of the candidates;
- (b) declaring —
 - (i) the person with the highest number of votes; or
 - (ii) if there is more than one vacancy — the 2 persons with the highest number of votes,

to be elected as a member or members; and

- (c) if a person was selected by lot under clause 11(5) — declaring the person to be taken to be elected as a member.

(2) The Registrar must forward a copy of the notice under subclause (1) to the Minister.

Veterinarians Regulations

FORM 1

Regulation 10
Clause 2

NORTHERN TERRITORY OF AUSTRALIA

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NOMINATION FOR ELECTION AS MEMBER OF VETERINARY
BOARD OF NORTHERN TERRITORY

To the Registrar, I
(surname of nominator) (given names in full)

of
(address of nominator)

nominate * –

SURNAME:

GIVEN NAMES:

ADDRESS:

for election as a member of the Veterinary Board of the Northern Territory.

Signature of nominator Date

I consent to this nomination,

Signature of nominee Date

This form is to be completed and returned by**
(nomination date)

* Candidates must be nominated by another registered veterinarian.

** Registrar to complete

NORTHERN TERRITORY OF AUSTRALIA

Veterinarians Regulations

BALLOT PAPER

Election of 1/2 member(s)* of the Veterinary Board of the Northern Territory

DIRECTIONS TO VOTER

Mark your vote on this ballot paper by placing a tick or a cross in the square opposite the name/s of the one/two* candidate(s) of your choice.

CANDIDATE/S*

-
-
-

After marking your vote, place it in the smaller envelope provided and place that envelope and the signed and witnessed declaration set out in Form 3 in the larger envelope provided and post it to the Registrar.

Unless your ballot paper is received by the Registrar on or before 4 pm of**, your vote will not be counted.

* Registrar to delete whichever is inapplicable.
 ** Registrar to insert election date.

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FORM 3

Regulation 10
Clause 6

DECLARATION

I,
(surname) (given names in full)

.....
(address)

declare that the enclosed ballot paper was issued to me, has been marked by me and that I have not previously voted at this election.

Date.....

.....
Signature of registered
Veterinarian

.....
Signature of witness

.....
Name of witness

.....
Address of witness".

