

NORTHERN TERRITORY OF AUSTRALIA
AMENDMENTS OF STOCK (CONTROL OF HORMONAL
GROWTH PROMOTANTS) REGULATIONS

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NORTHERN TERRITORY OF AUSTRALIA

Regulations 1994, No. 35*

Regulations under the *Stock (Control of
Hormonal Growth Promotants) Act*

I, KEITH JOHN AUSTIN ASCHE, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Stock (Control of Hormonal Growth Promotants) Act*.

Dated 30 September 1994.

K.J.A. ASCHE
Administrator

AMENDMENTS OF STOCK (CONTROL OF HORMONAL GROWTH
PROMOTANTS) REGULATIONS

1. PRINCIPAL REGULATIONS

The Stock (Control of Hormonal Growth Promotants) Regulations are in these Regulations referred to as the Principal Regulations.

2. INTERPRETATION

Regulation 2(2) of the Principal Regulations is amended -

- (a) by omitting "an owner of stock" and substituting "an owner of stock or a purchaser of stock"; and
- (b) by omitting "the owner of the stock" and substituting "the owner of the stock or (except for the purposes of regulation 15(1A)) the purchaser of the stock, as the case may be".

3. RECORDS TO BE KEPT BY OWNER OF TREATED STOCK

Regulation 12 of the Principal Regulations is amended by omitting subregulation (3).

* Notified in the *Northern Territory Government Gazette* on 12 October 1994.

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4. REPEAL AND SUBSTITUTION

Regulation 13 of the Principal Regulations is repealed and the following substituted:

"13. DUTIES OF OWNER OF UNTREATED STOCK

"(1) An owner of stock which have not, at any time, been treated by a prescribed substance shall not sell, consign to an agent for sale or consign to an abattoir for slaughter that stock as being untreated stock unless this regulation is complied with.

"(2) Where the owner of untreated stock sells the stock directly to another person, the owner shall declare in respect of the animals he or she sells, in an approved form, that each animal has not at any time been treated by a prescribed substance.

"(3) Where the owner of untreated stock consigns the stock to an agent for sale -

(a) in the case of cattle, each animal shall have affixed to it a pink eartag, or a pink tailtag, bearing the words 'HGP free'; or

(b) in the case of buffalo, either -

(i) each animal shall have affixed to it a pink eartag, or a pink tailtag, bearing the words 'HGP free'; or

(ii) the owner shall declare in respect of the animals he or she consigns, in an approved form, that each animal has not at any time been treated by a prescribed substance.

"(4) Where the owner of untreated stock consigns the stock to an abattoir for slaughter -

(a) in the case of cattle, each animal shall have affixed to it a pink eartag, or a pink tailtag, bearing the words 'HGP free'; or

(b) in the case of buffalo, either -

(i) each animal shall have affixed to it a pink eartag, or a pink tailtag bearing the words 'HGP free'; or

(ii) each animal shall be (not more than 7 days before it is slaughtered) marked by a brand pursuant to the Brands Act and, in addition, the owner shall declare in respect of each animal he or she consigns, in an approved form, that the animal has not at any time been treated by a prescribed substance.

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"(5) Where an owner of stock makes a declaration referred to in subregulation (3) (b) (ii) or (4) (b) (ii), the owner shall -

- (a) if the owner sells the stock directly to another person, ensure that the purchaser of the stock is given or sent, as soon as practicable after the sale, the original declaration; or
- (b) in any other case, ensure that the stock referred to in the declaration are accompanied by the original declaration (to enable the declaration to be delivered to the purchaser of the stock).

"(6) The owner of stock referred to in subregulation (5) shall retain a duplicate copy of the declaration for not less than 2 years commencing on and from the date of the sale."

5. REPEAL

Regulation 14 of the Principal Regulations is repealed.

6. DUTIES OF AGENTS

Regulation 15 of the Principal Regulations is amended -

- (a) by omitting subregulations (1) and (2) and substituting the following:

"(1) Subject to subregulation (2A), where stock referred to in regulation 13(3) (a) or (b) (i) is consigned to an agent for sale and then sold, the agent responsible for the sale of the stock shall, as soon as practicable after the sale, state in writing, in an approved form, that at the time of the sale each animal identified by the agent's statement had affixed to it a pink eartag, or a pink tailtag, bearing the words 'HGP free'.

"(1A) The stock the subject of an agent's statement referred to in subregulation (1) shall be identified in the statement by reference to the number and type of stock, the property consigned from, the date of sale, the lot sold in and the name of the purchaser of the stock.

"(1B) Subject to subregulation (2A) and notwithstanding subregulation (1), the agent responsible for the sale of the stock referred to in regulation 13 shall, as soon as practicable after the sale -

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- (a) if the stock is sold in one lot, take the original declaration made pursuant to regulation 13(3)(b)(ii) (if any), or the agent's statement referred to in subregulation (1), in respect of the stock (as the case may be) and give or send it to the purchaser of the stock; or
- (b) if the stock is sold in more than one lot, make a copy of the declaration or the agent's statement referred to in paragraph (a) (as the case may be) for the purposes of each lot and give or send a copy of the declaration or agent's statement to the purchaser of each lot.

"(2) An agent referred to in subregulation (1B) who -

- (a) has sold stock in one lot, shall retain a copy of the original declaration or a copy of the original agent's statement (as the case may be) in respect of the stock; or
- (b) has sold stock in more than one lot, shall retain the original declaration or the original agent's statement (as the case may be) in respect of the stock,

for not less than 2 years commencing on and from the date of the sale of the stock.

"(2A) This regulation does not apply to stock referred to in regulation 13(3) which the agent sells to an abattoir for slaughter."

7. NEW REGULATION

The Principal Regulations are amended by inserting after regulation 15 the following:

"15A. PURCHASER TO RETAIN DECLARATION OR STATEMENT

"The purchaser of stock sold as untreated stock under regulation 13 shall retain the declaration or agent's statement he or she receives in accordance with regulation 13(5) or 15(1B) (being either the original or a copy) in respect of the stock for not less than 2 years commencing on and from the date of purchasing the stock."

8. SCHEDULE 2

Schedule 2 to the Principal Regulations is amended by omitting Form 2.
