

273
[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1928.

A BILL

To amend the Stock Diseases Act, 1923, and the Noxious Microbes Act, 1900, in certain respects; and for purposes connected therewith.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Stock Diseases Short title. (Amendment) Act, 1928."

(2) The Stock Diseases Act, 1923, as amended by this Act, may be cited as the "Stock Diseases Act, 1923-1928."

2. The Noxious Microbes Act, 1900, is amended— Amendment
of Act No. 23,
1900, s. 4.

(a) (i) by omitting from section four the definition of "Minister";

(ii) by inserting next after the definition of "noxious" the following new definition:—

"Prescribed" means prescribed by this Act or by regulations made thereunder."

(b) by omitting from section twelve the words Sec. 12. "the Rabbit Act of 1890, or any Act repealing or amending the same" and by inserting in lieu thereof the words "the Pastures Protection Act, 1912, or this Act";

(c) by inserting next after section nineteen the New s. 20. following new section:—

20. The Governor may make regulations Regulations. not inconsistent with this Act prescribing all matters which are required or permitted to be prescribed for carrying out or giving effect to this Act; and in particular and without limiting the generality of the foregoing power, the Governor may—

(a) prescribe the forms of licenses and any other forms, and the fees to be paid therefor;

(b) regulate or prohibit the experimental infection of animals, whether by inoculation or otherwise, with any prescribed microbe;

(c) regulate the use of laboratories for experimental work in diseases affecting animals, and regulate or prohibit the cultivation or keeping of any microbe;

(d) regulate or prohibit the use of any specified microbe or biological agent in the destruction of animals.

3. The Stock Diseases Act, 1923, is amended—

Amendment of
Act No. 34, 1923.

- (a) by inserting in section three before the definition of "disease" the following new definition:—

Sec. 3.

(Definitions.)

"Carcass" includes any portion of a carcass, and the hide, skin, hair, wool or viscera of any stock.

- (b) by inserting at the end of section six the following words: "and may in the prescribed manner authorise any such other officer to carry out any or all of the duties and exercise any or all of the powers of an inspector";

Sec. 6.

(Inspectors.)

- (c) (i) by inserting in paragraph (a) of section seven after the word "inspecting" the words "any stock or carcass";

Sec. 7.

(Powers of
inspectors.)

- (ii) by omitting from paragraph (b) of the same section the words "infected stock or stock which he suspects to be infected or any straying stock" and by inserting in lieu thereof the words "any stock or carcass which is infected or which he suspects to be infected or any stock apparently straying";

- (d) by inserting at the end of section eight the following new paragraph:—

Sec. 8.

(Further
powers of
inspectors.)

- (f) order the owner or occupier of any land upon which the stock are or have been to cause the land or any building thereon to be disinfected in such manner as may be prescribed to the satisfaction of the inspector.

4. The Stock Diseases Act, 1923, is further amended—

Further
amendment of
Act No. 34, 1923.

- (a) by inserting after section eleven the following new section:—

New s. 11A.

11A. (1) The Minister may by notification published in the Gazette declare any land therein described to be a protected area as regards any specified disease, and may by the same or a like notification prohibit either absolutely

Protected
area.

absolutely or except subject to the prescribed conditions the bringing into the area of any stock or any class of stock.

(2) The Minister may by a like notification amend or revoke any notification made under this section.

- (b) by inserting in section twelve after the words "quarantine area" wherever occurring the words "or protected area."

Sec. 12.
(Further powers of Minister.)

5. The Stock Diseases Act, 1923, is further amended—

Further amendment of Act No. 34, 1923.

- (a) (i) by omitting subsection one of section fifteen and inserting in lieu thereof the following new subsection :—

Sec. 15.
Quarantine lines.

(1) The Minister may by notification published in the Gazette declare quarantine lines, and may by the same or a like notification specify the conditions under which stock may cross any quarantine line ;

- (ii) by omitting subsection two of the same section.

- (b) by inserting at the end of subsection one of section seventeen the following words : " or to dispose of the same in such manner and under such conditions as may be specified in the order " ;

Sec. 17.
(Power to order destruction.)

- (c) (i) by omitting paragraph (a) of section twenty and by inserting in lieu thereof the following new paragraph :—

Sec. 20.
(Offences.)

(a) is the owner of any stock found apparently straying which are infected, or are found apparently straying within a quarantine area, or who is the person from whose charge any such stock have strayed ; or

- (ii) by inserting at the commencement of paragraph (i) of the same section the following words : " moves any stock into a protected area or across a quarantine line otherwise than in accordance with the conditions

conditions specified in the notification declaring the protected area or quarantine line or”;

- (d) by inserting in section twenty-one after the word “residence” wherever occurring the words “or business”;
Sec. 21. (Service of notices.)
- (e) (i) by inserting in paragraph (b) of subsection one of section twenty-three after the words “the taking of” the words “carcasses, animal products and”;
Sec. 23. (Power to make regulations.)
- (ii) by inserting in the same paragraph after the words “quarantine area” the words “or a protected area”;
- (iii) by omitting from paragraph (j) of the same subsection the words “the removal of any hide, skin, hair or wool of any stock” and by inserting in lieu thereof the words “the movement of any carcass”;
- (iv) by inserting in paragraph (o) of the same subsection after the word “stock” where firstly occurring the words “or carcass”;
- (v) by inserting in paragraph (p) of the same subsection after the words “quarantine area” the words “or of a protected area”;
- (vi) by inserting after paragraph (q) of the same subsection the following new paragraph:—
- (r) regulate or prohibit—
- (i) the removal from any land of the carcass or milk of any diseased animal;
- (ii) the use of such carcass or milk as food for any animal.
-