

[AS REPORTED FROM THE LANDS AND AGRICULTURE COMMITTEE]

*House of Representatives, 10 August 1976*

Words struck out by the Committee are shown in italics within bold round brackets, or with black rule at beginning and after last line; words inserted are shown in roman underlined with a double rule, or with double rule before first line and after last line.

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

*House of Representatives, 8 September 1976*

Words struck out by the Committee are shown in italics within double bold round brackets, or with double black rule at beginning and after last line; words inserted are shown in roman underlined with a triple rule, or with triple rule before first line and after last line.

*Hon. Mr MacIntyre*

**MEAT AMENDMENT (NO. 3)**

ANALYSIS

<p>Title</p> <p>1. Short Title and commencement</p> <p style="padding-left: 40px;"><i>Meat Industry Authority</i></p> <p>2. Interpretation</p> <p>3. New Part inserted</p> <p style="text-align: center;"><b>PART IA</b></p> <p style="text-align: center;">MEAT INDUSTRY AUTHORITY</p> <p>5A. Establishment of Authority</p> <p>5B. Term of office of members of Authority</p> <p>5C. Deputies of members</p> <p>5D. Extraordinary vacancies</p> <p>5E. Meetings of Authority</p> <p>5F. Co-opted members</p> <p>5G. Disclosure of interests</p> <p>5H. Fees and travelling allowances</p> <p>5I. Administration of Authority</p> <p>5J. Money received by Authority, and refunds</p> <p>5K. Functions of Authority</p> <p>5L. Powers of Authority</p> <p>5M. Procedure as licensing authority</p> <p>5N. Register of Meat Industry Licences</p> <p>5O. Expiration of licences</p> <p>5P. Authority to implement policy of Government</p> <p>5Q. Annual report</p> <p>5R. Financial year</p> <p style="padding-left: 20px;"><i>Provisions Relating to Abattoirs and Inspected Meat Areas</i></p> <p>4. Local authority district to be inspected meat area</p>	<p>5. Repeal of provisions relating to inquiries as to abattoirs</p> <p>6. Inspected meat areas</p> <p>7. Establishment of abattoirs by certain local authorities</p> <p>8. Subsidiary undertakings in connection with abattoir</p> <p>9. Site and plans of abattoir to be approved by Director-General</p> <p>10. Power to borrow in respect of abattoir</p> <p>11. Two or more local authorities may combine to establish abattoir</p> <p>12. Delegation</p> <p>13. Abattoir districts</p> <p>14. Grant of abattoir licence</p> <p>15. Cancellation of abattoir licence</p> <p>16. Renewal of licence</p> <p>17. Notification of licence</p> <p>18. Manager of abattoir</p> <p>19. Sale of meat for human consumption on and after 1 July 1980</p> <p>20. By-laws by controlling authority</p> <p style="padding-left: 20px;"><i>Provisions Relating to Slaughterhouses</i></p> <p>21. Export slaughterhouses</p> <p>22. Repeal of provisions requiring export slaughterhouse licences to be issued by local authorities</p> <p>23. Premises proposed as export slaughterhouse</p> <p>24. Application for licence</p> <p>25. Grant and renewal of export slaughterhouse licence</p> <p>26. Minimum requirements in respect of export of meat</p> <p>27. Discretionary power of Authority in respect of export slaughterhouse licences</p>
--	---

- |  |  |
|--|--|
| <p>28. Obligation of licensee to accept certain stock for slaughter</p> <p>29. Pooling of hides, wool, or pelts</p> <p>30. Authority may impose conditions</p> <p>31. Structural alterations to export slaughterhouse</p> <p>32. Rural slaughterhouses</p> <p>33. Application for rural slaughterhouse licence</p> <p>34. Grant and removal of rural slaughterhouse licence</p> <p>35. Repeal of provisions relating to custom-killing premises</p> <p>36. Exemptions from requirements as to slaughter of stock in slaughterhouse</p> <p style="text-align: center;"><i>Itinerant Slaughtermen</i></p> <p>37. New sections relating to itinerant slaughtermen inserted</p> <p style="padding-left: 20px;">47A. Itinerant slaughtermen</p> <p style="padding-left: 20px;">47B. Keeping of records</p> <p style="text-align: center;"><i>Provisions Relating to Export Packing Houses and Canneries</i></p> <p>38. Export packing houses and canneries to be licensed</p> <p>39. Licences to be issued by Authority</p> <p>40. Notice of intention to apply for licence</p> <p>41. Application for licence</p> <p>42. New sections relating to export packing houses inserted</p> <p style="padding-left: 20px;">53. Grant and renewal of licence</p> | <p style="padding-left: 20px;">53A. Restrictions on meat used in export packing house</p> <p>43. Alteration of certain premises</p> <p>44. Sanitary conditions of certain premises</p> <p>45. Conditions with respect to export packing houses</p> <p>46. Dispute in respect of stock supplied to export packing house</p> <p style="text-align: center;"><i>Miscellaneous Provisions</i></p> <p>47. Conditions in respect of export of meat</p> <p>48. Meat export stores</p> <p>49. Minister may investigate certain businesses</p> <p>50. Sale or disposition of export slaughterhouse or export packing house</p> <p>51. Acquisition of interest in export slaughterhouse</p> <p>52. Rights of appeal in respect of meat exporter's licence</p> <p>53. New sections relating to appeals inserted</p> <p style="padding-left: 20px;">78A. Appeal against decision of Authority</p> <p style="padding-left: 20px;">78B. Rights of licensee pending disposal of appeal in certain cases</p> <p style="padding-left: 20px;">78C. Hearing and determination of appeal</p> <p style="padding-left: 20px;">78D. Court may refer appeals back to Authority</p> <p>54. Regulations</p> <p>55. Examining officers</p> <p>56. Transitional provisions</p> |
|--|--|

## A BILL INTITULED

### An Act to amend the Meat Act 1964

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

**1. Short Title and commencement**—(1) This Act may be cited as the Meat Amendment Act **(No. 2) 1975** 1976, and shall be read together with and deemed part of the Meat Act 1964\* (hereinafter referred to as the principal Act).

(2) Except as provided in sections 20 **(4)** and 37 **(2)** of this Act, this Act shall come into force on its passing.

5

### *Meat Industry Authority*

**2. Interpretation**—(1) Section 2 (1) of the principal Act is hereby amended by inserting, after the definition of “meat”, the following definition:

\*1964, No. 71

Amendments: 1966, No. 73; 1968, No. 38; 1972, No. 37; 1973, No. 72; 1974, No. 103; 1975, No. 10

“ ‘Meat Industry Authority’ or ‘Authority’ means the Meat Industry Authority established by section 5A of this Act.”.

*Struck Out*

- 5 (2) The said section 2 (1) is hereby further amended—  
(a) By repealing the definition of “domestic packing house”,  
and the definition of “domestic packing house  
licence”:  
10 (b) By omitting from the definition of “packing house” the  
words “, as the case may require, a domestic packing  
house or”.

*New*

- 15 (2) The said section 2 (1) is hereby further amended by  
repealing the definitions of “domestic packing house”,  
“domestic packing house licence”, “export packing house”,  
and “export packing house licence”.  
(3) The said section 2 (1) is hereby further amended by  
repealing the definition of “packing house”, and substituting  
the following definitions:  
20 “ ‘Packing house’ means a packing house that is for the  
time being licensed under the Act for the packaging  
of meat intended for export; and includes all  
appurtenances thereto:  
“ ‘Packing house licence’ means a licence granted in  
25 respect of a packing house:”.  
(4) The said section 2 (1) (as amended by section 2 (4)  
of the Meat Amendment Act 1975) is hereby further amended  
by repealing paragraph (a) of the definition of “packaging”.

30 **3. New Part inserted**—The principal Act is hereby  
amended by inserting, after section 5, the following new Part:

**“PART IA**

**“MEAT INDUSTRY AUTHORITY**

- “5A. **Establishment of Authority**—(1) There is hereby  
established the Meat Industry Authority.  
35 “(2) The Authority, the members of which shall be  
appointed by the Governor-General on the recommendation  
of the Minister, shall consist of—  
“(a) One member, appointed as Chairman:

*Struck Out*

“(b) Two members, to be recommended by the Minister after consultation with the Meat Producers Board, the New Zealand Freezing Companies Association Incorporated, and organisations representing employees in the meat industry. 5

*New*

“(b) One member, to be recommended by the Minister after consultation with the Meat Producers Board: 10  
 “(c) One member, to be recommended by the Minister after consultation with the New Zealand Freezing Companies Association Incorporated: 10  
 “(d) One member, to be recommended by the Minister after consultation with organisations representing employees in the meat industry. 15

“(3) The Authority shall have a seal, which shall be judicially noticed in all Courts and for all purposes.

“5B. **Term of office of members of Authority**—(1) Subject to this section, each member of the Authority shall hold office for a term of 3 years, but may from time to time be reappointed. 20

*Struck Out*

“(2) With respect to the first members of the Authority appointed pursuant to section 5A (2) (b) of this Act, one shall retire at the expiration of one year from the date of their appointment and the other shall retire at the expiration of 2 years from that date. The order of retirement shall be decided by agreement between the members concerned or, failing agreement, by lot. 25

*New*

“(2) With respect to the first members of the Authority appointed pursuant to section 5A (2) of this Act (except for the member appointed as Chairman), one shall retire at the expiration of 1 year from the date of their appointment, one shall retire at the expiration of 2 years from that date, and the other at the expiration of 3 years from that date. The order of retirement shall be decided by agreement between the members concerned, or failing agreement, by lot.” 35

“(3) Unless he sooner vacates his office under section 5D of this Act, every member shall continue in office until his successor comes into office. 40

“5c. Deputies of members—

*Struck Out*

(1) In any case in which the Minister is satisfied that any member of the Authority is  
5 incapacitated by illness, absence, disqualification for the time being under section 5G of this Act, or other sufficient cause from performing the duties of his office, the Minister shall appoint a deputy to act for the member during the period  
10 of his incapacity, but may revoke such appointment at any time.

*New*

(1) Concurrently with the appointment of a member of the Authority under section 5A (2) of this Act, the Minister shall appoint a deputy for  
15 the member; and such deputy may act in the place of the member to whom he is appointed deputy while that member is prevented by illness, absence, disqualification for the time being under section 5G of this Act, or other sufficient cause from performing the duties of his office, but such appointment  
20 as deputy may be revoked at any time by the Minister.

“(2) Every deputy appointed under this section to act for any member whose appointment was made on the recommendation of the Minister after consultation with the bodies referred to in section 5A (2) (b) of this Act, shall be  
25 appointed by the Minister after consultation with those bodies.

“(3) Any deputy appointed under this section shall, while he acts as such, be deemed to be a member of the Authority, and any deputy acting for the Chairman shall have all the  
30 powers of the Chairman.

“(4) No appointment of a deputy and no acts done by him as such, and no act done by the Authority while any deputy is acting as such, shall in any proceedings be questioned on the grounds that the occasion for his appointment  
35 or for his or it so acting had not arisen or had ceased.

“5d. Extraordinary vacancies—(1) Any member of the Authority may at any time be removed from office by the Governor-General for disability, bankruptcy, neglect of duty, or misconduct, proved to the satisfaction of the Governor-  
40 General.

“(2) Any member may at any time resign his office by written notice given to the Minister.

“(3) If any member of the Authority dies, or resigns, or is removed from office, the vacancy shall be an extraordinary vacancy.

“(4) An extraordinary vacancy shall be filled by the appointment of some qualified person in the same manner as the appointment of the vacating member. 5

“(5) Every person appointed to fill an extraordinary vacancy shall be appointed for the residue of the term for which the vacating member was appointed.

“5E. Meetings of Authority—(1) The first meeting of the Authority shall be held on a day to be appointed by the Minister. 10

“(2) Subsequent meetings of the Authority shall be held at such times and places as the Authority may from time to time appoint. 15

*Struck Out*

“(3) At all meetings of the Authority the presence of every appointed member of the Authority or his deputy shall be necessary for the transaction of business.

*New*

“(3) At any meeting the quorum necessary for the transaction of business shall be 3 appointed members or their deputies. 20

“(4) The Chairman or any 2 members, may at any time call a special meeting. 25

“(5) The Chairman shall preside at all meetings of the Authority at which he is present.

“(6) All questions before the Authority shall be decided by a majority of the valid votes recorded thereon.

*New*

“(6A) At any meeting of the Authority the Chairman shall have a deliberative vote and, in the case of an equality of votes, shall also have a casting vote. 30

“(7) A resolution in writing signed or assented to by letter, telegram, or telex by all appointed members of the Authority shall be as valid and effective as if it had been passed at a meeting of the Authority duly called and constituted. 35

“(8) Subject to this Act, the Authority may regulate its procedure in such manner as it thinks fit.

“5F. Co-opted members—(1) The Authority may from time to time, with the approval of the Minister, appoint as co-opted members of the Authority, not more than 2 persons for the purpose of assisting the Authority in the exercise of its functions under this Act. 40

“(2) A co-opted member shall hold office at the pleasure of the Authority, and shall retire on the first date after his appointment on which any appointed member of the Authority goes out of office by effluxion of time, but may be  
5 reappointed.

“(3) A co-opted member may at any time resign his office by notice in writing given to the Chairman.

“(4) A co-opted member shall be deemed to be a member of the Authority during the period of his appointment, but  
10 shall not be entitled to vote on any question before the Authority.

“5c. Disclosure of interests—(1) Any member of the Authority who, otherwise than as a member, is directly or indirectly interested in any matter under consideration by  
15 the Authority in carrying out its functions under this Act, shall, as soon as possible after the relevant facts have come to his knowledge, disclose the nature of his interest at a meeting of the Authority.

“(2) A disclosure under this section shall be recorded in  
20 the minutes of the Authority, and except as resolved,—

*Struck Out*

“(a) In the case of a co-opted member, by the 3 appointed members; or

“(b) In the case of an appointed member, by the other 2  
25 appointed members,—

*New*

“(a) In the case of a co-opted member, by the appointed members present; or

“(b) In the case of an appointed member, by the other  
30 appointed members present,—

that the disclosure is insignificant in relation to the matter under consideration, or that the disclosure is unlikely to affect the outcome of the matter, the member shall not take part after the disclosure in any deliberation or decision of the  
35 Authority relating to the matter.

*Struck Out*

“(3) Where an appointed member is disqualified under this section, the matter under consideration shall be adjourned until a deputy for the member can be appointed under section  
40 5c of this Act to act in his stead.

*New*

“(3) Where an appointed member is disqualified under this section the matter under consideration shall be adjourned until the deputy for the member, as appointed under section 5c (1) of this Act, is in attendance to act in his stead. Where the deputy is similarly disqualified under this section the matter under consideration may be decided by the remaining members. 5

“5H. **Fees and travelling allowances**—(1) The Authority is hereby declared to be a statutory Board within the meaning of the Fees and Travelling Allowances Act 1951. 10

“(2) There shall be paid to the members of the Authority out of money appropriated by Parliament for the purpose, remuneration by way of fees, salary, or allowances, and travelling allowances and expenses in accordance with the Fees and Travelling Allowances Act 1951, and the provisions of that Act shall apply accordingly. 15

“5I. **Administration of Authority**—(1) The Director-General shall designate an officer of his Ministry to be Secretary to the Authority, and shall also provide from his Ministry such secretarial, recording, accounting, and clerical services as may be necessary to enable the Authority to discharge its functions. 20

“(2) All expenses incurred in respect of the administration of the Authority shall be paid out of money from time to time appropriated by Parliament for the purpose. 25

“5J. **Money received by Authority, and refunds**—(1) All fees and other money received by the Authority shall be dealt with as if they were a receipt of the Ministry of Agriculture and Fisheries, and shall be paid into the Public Account to the credit of the Consolidated Revenue Account. 30

“(2) If the Authority is satisfied that any fee or other money received by it has been paid in error or in excess of the amount properly payable it may, on application made at any time within 3 years after the payment of that fee or other money, direct the Director-General to refund the fee or other money or the amount of the excess, as the case may require, to the person by whom it was paid. 35

“(3) All money payable by way of refund under subsection (2) of this section shall be paid out of the Consolidated Revenue Account without further appropriation than this section. 40



“5K. **Functions of Authority**—(1) The principal functions of the Authority shall be—

- 5 “(a) To promote the establishment and development of efficient and economic slaughtering, processing, chilling, freezing, and storage facilities for the New Zealand meat industry:
- 10 “(b) To investigate and review the justification or economic need for the establishment or extension of premises intended or used for the slaughter of stock, or the processing, chilling, freezing, or storage of meat:
- 15 “(c) To investigate and review the justification or economic need for any existing premises licensed for the slaughter of stock, or the processing, chilling, freezing, or storage of meat:
- 20 “(d) To be a licensing authority in respect of premises intended or used for the slaughter of stock, or the processing, chilling, freezing, or storage of meat, and in respect of such other matters as are prescribed by this Act:
- 25 “(e) To report to the Minister on the efficiency of, and the economics of, premises or other facilities used for the slaughter of stock, or the processing, chilling, freezing, or storage of meat:
- 30 “(f) To recommend to the Minister for consideration by the Government changes to be made in the ownership, organisation, operation, and financial arrangements of the meat slaughtering, processing, and freezing industries, where such changes may be desirable to effect more efficient and economic industries:
- “(g) To investigate and make recommendations on any matters referred to it by the Minister.

35 “(2) The Authority shall also have such other functions as are conferred on it by or under this Act or any other enactment.

“5L. **Powers of Authority**—(1) The Authority shall have all the powers that are reasonably necessary or expedient to enable it to carry out its functions.

40 “(2) Without limiting the generality of subsection (1) of this section, the Authority shall, subject to any regulations made under this Act, have power to issue licences in respect of premises for the slaughter of stock or the processing, chilling, freezing, or storage of meat intended for human consumption, and to renew, revoke, or vary such licences.

45

“5M. **Procedure as licensing authority**—Subject to this Act or to any regulations made under it, the Authority may regulate its procedure for the hearing of applications in respect of licences or matters relating thereto in such manner as it thinks fit; and may determine whether any such hearing shall be in public. 5

“5N. **Register of Meat Industry Licences**—(1) For the purposes of this Act, the Secretary to the Authority shall set up and maintain a Register of Meat Industry Licences.

“(2) The Register shall be open to inspection by the public during ordinary office hours on payment of the prescribed fee (if any). 10

“(3) On payment to him of the prescribed fee (if any), the Secretary shall send to any person requesting the same in writing a copy of any specified entry in the Register. 15

“(4) Wherever a licence is issued, renewed, or revoked by the Authority under this Act, the Secretary shall make an appropriate entry in the Register, showing—

“(a) In the case of the issue of a licence, the name and address of the licensee, any conditions which the Authority may attach to a licence or directions given in respect of it, and the date on which the application was granted: 20

“(b) In the case of the renewal of a licence, the date on which the application was granted: 25

“(c) In the case of the revocation of a licence, the date and the grounds on which the revocation was made.

“(5) The Secretary shall also, in respect of any entry, record such other particulars as may from time to time be prescribed by regulations made under this Act, and such further conditions, amendments, or directions as the Authority may from time to time attach, make, or give in respect of any licence. 30

“5o. **Expiration of licences**—Where an application for the renewal of a licence has been made to the Authority but not determined before the date on which the licence would otherwise expire, the licence shall continue in force until the application is determined. 35

“5P. **Authority to implement policy of Government**—(1) In the exercise of its functions and powers under this Act, the Authority shall give effect to the policy of the 40

Government in relation to those functions and powers, as communicated to it from time to time in writing by the Minister.

“(2) A copy of every communication under this section  
5 to the Authority in any financial year of the Authority shall be included in the annual report of the Authority laid before Parliament under section 5q of this Act.

“5q. **Annual report**—(1) As soon as reasonably practicable after the end of each financial year the Authority shall  
10 deliver a general report of its operations during the year to the Minister.

“(2) A copy of the general report shall be laid before Parliament as soon as practicable after its receipt by the Minister.

15 “5r. **Financial year**—The financial year of the Authority shall end with the 30th day of June or with such other day in any calendar year as the Authority, with the approval of the Minister, may determine.”

*Provisions Relating to Abattoirs and Inspected Meat Areas*

20 **4. Local authority district to be inspected meat area**—The principal Act is hereby further amended by repealing section 6, and substituting the following section:

“6. (1) Subject to this Act, the district of every local authority shall be an inspected meat area, unless the Council  
25 of the local authority—

“(a) Is exempted, under subsection (2) of this section, from the provisions of this subsection; or

“(b) Has established and is maintaining an abattoir as at the date of the commencement of this section; or

30 “(c) Has delegated, under section 14 of this Act, its power to establish or maintain an abattoir; or

“(d) Has resolved pursuant to section 8 of this Act to establish and maintain an abattoir; or

35 “(e) Is a local authority which, under section 13 of this Act, has combined with another local authority for the purposes of establishing or maintaining an abattoir.

“(2) The Authority may, by notice in writing and subject to such terms and conditions as may be prescribed in the  
40 notice, exempt the Council of any local authority from the provisions of this section requiring the district of the local authority or such part of the district as may be described in the notice to be an inspected meat area.”

*New*

“(3) The Authority may, in its discretion or on the request of any local authority and after consultation with the Council of that local authority, in like manner amend or revoke any such exemption and the district or, as the case may be, the described part of the district shall, as from a date expressed in the notice, be subject to the provisions of subsection (1) of this section.” 5

**5. Repeal of provisions relating to inquiries as to abattoirs—**

(1) Section 6A of the principal Act (as inserted by section 4 of the Meat Amendment Act 1968) is hereby repealed. 10

(2) Section 4 of the Meat Amendment Act 1968 is hereby consequentially repealed.

**6. Inspected meat areas—***Struck Out*

(1) The principal Act is hereby further amended by repealing section 7, and substituting the following section: 15

“7. (1) On the request of any local authority, the Authority, in its discretion, after having regard to any representations by the licensees of any rural slaughterhouses situated within the district of such local authority and to the availability of supplies of inspected meat in the area, and after making such inquiries and investigations as it thinks fit, may from time to time, by notice in the *Gazette*, declare such district, or any part of such district, not situated within an abattoir district, to be an inspected meat area. 20 25

“(2) Any notice given by the Authority under this section may be at any time in like manner amended or revoked.” 30

*New*

(1) The principal Act is hereby further amended by repealing section 7. 30

(2) Every district or part of a district of a local authority which, before the commencement of this Act, has been declared an inspected meat area by the Minister by notice in the *Gazette*, and which, as at the commencement of this Act, is still an inspected meat area, shall be deemed to have been declared an inspected meat area by notice given by the Authority. 35

**7. Establishment of abattoirs by certain local authorities—** 40

Section 8 of the principal Act is hereby amended—

(a) By omitting from subsection (1) the words “other than a Borough Council or a Town Council”:

(b) By omitting from the same subsection the word “Minister”, and substituting the word “Authority”:

(c) By repealing subsection (2).

**8. Subsidiary undertakings in connection with abattoir—**

5 Section 9 of the principal Act is hereby amended by omitting the word “Minister” from both places where it occurs, and substituting in each case the word “Authority”.

**9. Site and plans of abattoir to be approved by Director-General—**(1) Section 10 of the principal Act is hereby  
10 amended by omitting the word “Minister” from each place where it occurs, and substituting in every case the words “Director-General”.

(2) Section 10 (1) of the principal Act is hereby amended by adding the following paragraph:

15 “(c) An undertaking has been obtained from the Authority that it will issue a licence in respect of the abattoir if the abattoir is completed on the approved site in accordance with the approved plans and specifications, and an abattoir licence is duly applied for  
20 within 12 months of the Authority’s undertaking or within such extended time as the Authority may allow.”

(3) Section 10 (2) of the principal Act is hereby amended  
25 by inserting, after the words “in like manner”, the words “to subsection (1) (b) of this section”.

**10. Power to borrow in respect of abattoir—**Section 11 (1) of the principal Act is hereby amended by omitting the words “required or”.

**11. Two or more local authorities may combine to establish  
30 abattoir—**(1) Section 13 (1) of the principal Act is hereby amended—

(a) By omitting the word “Minister” from both places where it occurs, and substituting in each case the word “Authority”:

35 (b) By omitting the words “(whether required by this Act to establish an abattoir or not)”.

(2) Every approval of the Minister given for the purposes of section 13 of the principal Act before the commencement of this Act, shall be deemed to be an approval of the Authority  
40 for the purposes of section 13 of the principal Act (as amended by subsection (1) (a) of this section).

**12. Delegation**—(1) Section 14 of the principal Act is hereby amended by omitting the word “Minister” from each place where it occurs (except from subsection (6)), and substituting in every case the word “Authority”.

(2) Section 14 (1) of the principal Act is hereby amended by omitting the words “required or” and “is required to be or”.

(3) Section 14 (10) of the principal Act is hereby amended by omitting the words “to establish an abattoir, or to maintain an abattoir”, and substituting the words “under section 6 of this Act”.

*New*

(3A) Section 14 of the principal Act is hereby further amended by adding the following subsection:

“(11) Notwithstanding anything to the contrary in this section or in any provision of an instrument of delegation, every instrument of delegation under this section shall terminate either—

“(a) On the day appointed under the instrument for its termination; or

“(b) On the day on which the abattoir district of the abattoir in respect of which the said instrument was made is abolished pursuant to section 22A of this Act—

whichever is the sooner.”

(4) The terms, conditions, and provisions contained in any instrument of delegation under section 14 of the principal Act currently in force as at the commencement of this Act, and approved by the Minister before that date, shall be deemed to have been approved by the Authority under section 14 of the principal Act (as amended by subsection (1) of this section).

**13. Abattoir districts**—Section 15 of the principal Act is hereby amended by omitting the word “Minister” from each place where it occurs, and substituting in every case the word “Authority”.

**14. Grant of abattoir licence**—(1) The principal Act is hereby further amended by repealing section 16, and substituting the following section:

“16. (1) Forthwith after the establishment of an abattoir in accordance with the provisions of this Act, the controlling authority shall, on a form provided for the purpose by the

Director-General, make application to the Authority for a licence for the abattoir. Every such application shall be accompanied by the prescribed fee.

5 “(2) On receipt of any such application and on being satisfied that the requirements of this Act and of any regulations made under it have been complied with, the Authority shall issue to the controlling authority an abattoir licence in the prescribed form.”

10 (2) Section 2 (1) of the principal Act is hereby consequentially amended by omitting from the definition of “abattoir” the word “registered”, and substituting the word “licensed”.

**15. Cancellation of abattoir licence**—The principal Act is hereby further amended by repealing section 17, and substituting the following section:

15 “17. (1) The Authority, in its discretion and after having regard to any representations made by the controlling authority of an abattoir, may refuse to renew any abattoir licence or may cancel the licence of an existing abattoir on all or any of the following grounds:

20 “(a) That the Authority is satisfied that the abattoir has become surplus to the requirements of the abattoir district in which it is situated, and that satisfactory alternative arrangements for the supply of inspected meat in the district have been made:

25 “(b) That the abattoir or its equipment, in the opinion of the Director-General, has been allowed to fall into disrepair, or has become insanitary, or that for any reason the abattoir has ceased to be a suitable or adequate place for the slaughter of stock intended to provide meat for human consumption.

30 “(2) Notwithstanding subsection (1) of this section, the Authority shall not refuse to renew a licence without consultation with any local authority concerned and with the licensee of the abattoir except on the grounds that an abattoir has  
35 been allowed to fall into disrepair or has become insanitary.”

**16. Renewal of licence**—The principal Act is hereby further amended by repealing section 18, and substituting the following section:

40 “18. (1) An abattoir licence shall, unless sooner cancelled, continue in force until the 30th day of June next after the date of the licence.

“ (2) An abattoir licence may, from time to time, be renewed by the Authority on payment of the prescribed fee.

“(3) Every renewal of an abattoir licence shall be for the period ending with the 30th day of June next after the date on which the renewal takes effect.”

**17. Notification of licence**—Section 19 of the principal Act is hereby amended— 5

(a) By omitting from the heading the word “registration”, and substituting the word “licence”:

(b) By omitting from subsection (1) the words “certificate of registration”, and substituting the word “licence”:

(c) By omitting from the same subsection the words “notice of the registration”, and substituting the words “notice of the licensing”:

(d) By omitting from subsection (2) the words “certificate of registration”, and substituting the word “licence”.

**18. Manager of abattoir**—Section 20 (1) of the principal Act is hereby amended by omitting the word “registered”, and substituting the word “licensed”. 15

**19. Sale of meat for human consumption on and after 1 July (1980) 1981**—The principal Act is hereby further amended by inserting, after section 22, the following new section: 20

*Struck Out*

“22A. (1) Notwithstanding anything to the contrary in this Act,—

“(a) Every inspected meat area constituted under section 7 of this Act and existing on the 30th day of June 1980; and 25

“(b) Every abattoir district constituted under section 15 of this Act and existing on that day,— shall be abolished on the 1st day of July 1980. 30

“(2) On and from the 1st day of July 1980, no person shall sell, expose for sale, advertise, or have in his possession for the purpose of sale, any meat derived from any stock slaughtered elsewhere than in an abattoir or export slaughterhouse if the meat is intended for human consumption, and all the provisions of section 22 of this Act (except subsection (1)) shall apply accordingly. 35

“(3) Notwithstanding subsection (2) of this section, upon application in writing by any local authority or local authorities whose district or any part of such district constitutes a particular area, the Authority, after making such inquiries and investigations as it thinks fit into the availability of supplies of inspected meat within that area, may, by notice in the *Gazette*, declare that area to be a rural meat area, and the provisions of the said subsection (2) shall no longer apply within that area when so declared. 40 45



*Struck Out*

“(4) Any such notice may at any time in like manner be amended or revoked.

“(5) Notwithstanding subsections (2) and (3) of this section, it shall be lawful for meat derived from stock slaughtered by or on behalf of a bona fide farmer, on a farm owned or occupied by that farmer, to be sold by that farmer to any person employed by him in connection with the farming business on that farm or on any other farm owned or occupied by him.”

*New*

“22A. (1) Notwithstanding anything to the contrary in this Act, but subject to the provisions of this section—

“(a) Every inspected meat area constituted under section 6 of this Act and existing on the 30th day of June 1981; and

“(b) Every abattoir district constituted under section 15 of this Act and existing on that day,— shall be abolished on the 1st day of July 1981.

“(2) Upon application in writing to the Authority by the controlling authority of an abattoir before the 1st day of July 1981, the Authority, after making such inquiries and investigations as it thinks fit, may, in exceptional circumstances, declare by notice in the *Gazette* that the provisions of subsection (1) of this section in respect of the abolition of the abattoir district shall not apply until the date specified in the notice, being any date not later than the 1st day of July 1986.

“(3) Every abattoir district subsisting pursuant to subsection (2) of this section as at the 30th day of June 1986 shall be abolished on the 1st day of July 1986.

“(4) On and from the 1st day of July 1981, no person shall sell, expose for sale, advertise, or have in his possession for the purpose of sale, any meat derived from any stock slaughtered elsewhere than in an abattoir or export slaughterhouse if the meat is intended for human consumption, and all the provisions of section 22 of this Act (except subsection (1)) shall apply accordingly.

“(5) Notwithstanding subsection (4) of this section, upon application in writing to the Authority by any local authority or local authorities whose district or any part of such district constitutes a particular area, the Authority, after making such inquiries and investigations as it thinks fit into the availability of supplies of inspected meat within that area, may, if it is satisfied that a regular or an adequate supply of inspected meat is not available within that area, by notice in the *Gazette*

*New*

declare that area to be a rural meat area, and the provisions of the said subsection (4) shall no longer apply within that area when so declared.

“(6) Any such notice may at any time in like manner be amended or revoked. 5

“(7) Notwithstanding subsection (4) or subsection (5) of this section, it shall be lawful for meat derived from stock slaughtered by or on behalf of a bona fide farmer, on a farm owned or occupied by that farmer or in a licensed custom-killing premises, to be sold by that farmer to any person employed by him in connection with the farming business on that farm or on any other farm owned or occupied by him.” 10

**20. By-laws by controlling authority**—(1) Section 23 (3) of the principal Act is hereby amended by omitting the words “The rate shall be the same as the rate of the charge made for the use of the abattoir in respect of stock of the same class slaughtered therein.” 15

*Struck Out*

(2) Section 23 of the principal Act is hereby amended by repealing subsections (1) (c), (3), (4), and (5). 20

(3) Section 24 (1) of the principal Act is hereby consequentially amended by omitting the words “or rates of fees for the purpose of paragraph (c) of that subsection”. 25

(4) Subsections (2) and (3) of this section shall come into force on the 1st day of July 1980.

*New*

“(2) Section 23 of the principal Act (as amended by subsection (1) of this section) is hereby further amended by repealing subsections (1) (c), (3), (4), and subsection (5), on the 1st day of July 1981. 30

“(3) Section 24 (1) of the principal Act is hereby consequentially amended, on the 1st day of July 1981, by omitting the words ‘or rates of fees for the purpose of paragraph (c) of that subsection’. 35

“(4) Notwithstanding subsection (2) or subsection (3) of this section, the provisions repealed or omitted by those subsections on the 1st day of July 1981 shall, in respect of the controlling authority of an abattoir, the abattoir district of which has been continued by the Authority pursuant to section 22A (2) of the principal Act (as inserted by section 19 of this Act), continue in force until the day set by the Authority for the abolition of the relevant abattoir district or until the 1st day of July 1986, whichever is the sooner.” 40 45

*Provisions Relating to Slaughterhouses*

21. **Export slaughterhouses**—(1) Section 26 of the principal Act is hereby amended by inserting after the words “licensed as an export slaughterhouse”, the words “by the Authority”.

(2) The said section 26 is hereby further amended by adding the following subsection:

“(2) Every person who contravenes subsection (1) of this section commits an offence against this Act. **(and is liable to a fine not exceeding \$300.)**”

22. **Repeal of provisions requiring export slaughterhouse licences to be issued by local authorities**—Section 27 of the principal Act is hereby repealed.

23. **Premises proposed as export slaughterhouse**—The principal Act is hereby further amended by repealing section 28, and substituting the following section:

“28. (1) Where any person proposes to erect any premises, or to reconstruct or adapt any existing premises, with the intention that they be used as an export slaughterhouse, he shall, before the work is commenced, submit to the Director-General, in a form approved by him, the plans and specifications thereof for his approval, and shall at the same time give to the Authority and to the local authority of the district in which the premises are situated or are intended to be situated, written notice that the plans and specifications have been submitted to the Director-General in accordance with this section.

“(2) As soon as practicable after receipt of the notice the Authority shall consider the following matters:

30 “(a) Whether or not there is any economic need or justification for the proposed work in the area, having regard to the overall development on a national basis of economic and efficient stock-slaughtering and meat processing, chilling, freezing, and storage facilities:

35 “(b) The effect of the proposed work, if undertaken, on the ability of other licensees of export slaughterhouses to obtain regular supplies of stock sufficient for the reasonable requirements of their business:

40 “(c) All such other relevant matters as the Authority thinks proper.

“(3) After consideration of the matters referred to in subsection (2) of this section, the Authority may, in its discretion, undertake to issue an export slaughterhouse licence in respect of the premises if the plans and specifications submitted to the Director-General are approved by him and the premises are completed to his satisfaction, and an export slaughterhouse licence is duly applied for within 12 months after the date of the Authority’s undertaking, or within such extended time as the Authority may allow.” 5

**24. Application for licence**—(1) Section 29 (1) of the principal Act is hereby amended by omitting the words “appropriate local authority”, and substituting the word “Authority”. 10

(2) Section 29 (2) of the principal Act is hereby amended by omitting the words “, which shall be payable to the local authority”. 15

**25. Grant and renewal of export slaughterhouse licence**—The principal Act is hereby further amended by repealing section 30, and substituting the following section:

“30. (1) On receipt of an application for an export slaughterhouse licence in respect of any premises, the Authority shall consider the application, and shall, after such inquiry and investigation as it thinks necessary, issue a licence if it is satisfied— 20

“(a) That the requirements of this Act in relation to the application have been complied with; and 25

“(b) That the local authority concerned confirms that the situation of the premises is not objectionable and that satisfactory provision is made in respect of drainage and sanitation and the disposal of refuse, effluent, and trade wastes; and 30

“(c) That the premises have been completed to the satisfaction of the Director-General.

“(2) Every export slaughterhouse licence shall be on a form provided by the Director-General for the purpose and shall, unless sooner cancelled or surrendered, continue in force until the 30th day of June next after the date on which the licence takes effect. 35

“(3) Every such licence may, from time to time, be renewed by the Authority on payment of the prescribed fee. 40

“(4) Every renewal of an export slaughterhouse licence shall be for the period ending with the 30th day of June next after the date on which the renewal takes effect.

“(5) The issue or renewal of any licence under this section shall be subject to such directions and conditions as the Authority may impose.”

5 **26. Minimum requirements in respect of export of meat—**  
Section 31 of the principal Act (as amended by section 6 of the Meat Amendment Act 1968) is hereby further amended by omitting the word “Minister” from both places where it occurs, and substituting in each case the word “Authority”.

10 **27. Discretionary power of Authority in respect of export slaughterhouse licences—**The principal Act is hereby further amended by repealing section 32, and substituting the following section:

15 “32. (1) Subject to section 28 of this Act, the Authority may, in its discretion, issue, renew, or transfer any export slaughterhouse licence, or may decline to issue, renew, or transfer any such licence.

20 “(2) Without restricting the discretionary power conferred by subsection (1) of this section, the Authority may decline to issue, renew, or transfer any such licence if it is of the opinion, on any grounds that it thinks sufficient,—

“**(a)** That the applicant is not a suitable person to be the holder of the licence; or

25 “**(b)** That the business of the export slaughterhouse has been carried on, or is likely to be carried on, in a manner contrary to the public interest; or

“**(c)** That the licensee has been convicted of an offence against this Act in respect of the same or any other slaughterhouse; or

30 “**(d)** That the licensee has failed, in respect of the same or any other slaughterhouse, to comply with any directions or conditions imposed on him in accordance with this Act.

35 “(3) Notwithstanding the foregoing provisions of this section, the Authority shall not issue a new licence, or renew or transfer any existing licence, to any non-resident without the prior consent of the Minister, and the provisions of section 72 of this Act, with the necessary modifications, shall apply to an application under this section as if it were an  
40 application for the sale, lease, or other disposition of an export slaughterhouse or export packing house.

“(4) For the purposes of this section the buying of stock to be slaughtered for export shall be deemed to be part of the business of an export slaughterhouse, and the buying of any such stock in a manner contrary to the public interest shall accordingly be a ground on which the Authority may decline the issue, renewal, or transfer of a licence in respect of an export slaughterhouse. 5

“(5) In subsection (3) of this section, ‘non-resident’ means—

“(a) Any person not ordinarily resident in New Zealand; 10  
or

“(b) Any company or body corporate that is incorporated outside New Zealand, or any company, within the meaning of the Companies Act 1955, that is for the purposes of that Act a subsidiary of any company 15  
or body corporate incorporated outside New Zealand; or

“(c) Any company, within the meaning of the Companies Act 1955, in which shares are held by non-residents, if those shares, in the aggregate, carry the right to 20  
exercise, or control the exercise of, 25 percent or more of the voting power at any general meeting of the company.”

**28. Obligation of licensee to accept certain stock for slaughter**—The principal Act is hereby further amended by 25  
repealing section 34, and substituting the following section:

“34. (1) Subject to subsection (3A) of this section, it shall be a condition of every export slaughterhouse licence issued, that the licensee, at all times while the slaughterhouse is open for the slaughter of stock intended for 30  
export, shall receive for slaughter in that export slaughterhouse all such stock as, being intended for export, is offered by or on behalf of an owner or owners who, being engaged in the business of producing stock for export, have raised and fattened the stock, or by or on behalf of any body of persons, 35  
whether corporate or unincorporate, of which the members are such owners.

*Struck Out*

“(2) The Minister may, in his discretion and after consultation with the Meat Producers Board and the Authority, 40  
by notice under his hand and addressed to the licensee of any export slaughterhouse, or to the licensee of any abattoir in

*Struck Out*

5 respect of which approval has been given under section 62 (2) of this Act, direct such licensee to receive for slaughter all such stock as, being intended for export, is offered on behalf of an owner or owners who, being engaged in the business of producing stock for export, have raised or fattened the stock, or on behalf of any body of persons, whether corporate or unincorporate, of which the members are such owners.

10 “(3) All stock offered pursuant to subsection (1) or subsection (2) of this section shall be received, slaughtered, and handled, and the meat derived from the stock (if the owner so requires) exported on behalf of the owner, in accordance with such conditions as the Minister may from time to time impose. For the purpose of this subsection, ‘owner’ includes any body  
15 of persons on whose behalf any stock may be offered under subsection (1) or subsection (2) of this section.

*New*

20 “(2) The Minister may, in his discretion and after consultation with the Meat Producers Board and the Authority and having regard to any commitments of the licensee with respect to the slaughter of stock offered, by notice under his hand and addressed to the licensee of any export slaughterhouse, or to the licensee of any abattoir in respect of which approval has been given under section 62 (2) of this Act, direct such  
25 licensee to receive for slaughter all such stock as, being intended for export, is offered by or on behalf of the owner or owners of the stock, not being an owner or owners to which subsection (1) of this section applies.

30 “(3) All stock offered pursuant to subsection (1) or subsection (2) of this section shall be received, slaughtered, and handled, and the meat derived from the stock (if the owner so requires) exported on behalf of the owner by the holder of a meat exporter’s licence, in accordance with such conditions as the Minister may from time to time impose. For the purpose  
35 of this subsection, ‘owner’ includes any body of persons on whose behalf any stock may be offered under subsection (1) or subsection (2) of this section.

40 “(3A) Any owner offering stock pursuant to subsection (1) or subsection (2) of this section shall produce to the licensee of the export slaughterhouse evidence that the owner has made satisfactory arrangements with the holder of a meat exporter’s licence for the export of the meat derived from such stock.

“(4) For the purpose of this section, stock shall be deemed to be intended for export if any part of the carcass to be derived therefrom is intended for export.”

**29. Pooling of hides, wool, or pelts**—Section 35 (1) of the principal Act is hereby amended— 5

- (a) By omitting the word “Minister” where it first appears, and substituting the word “Authority”:
- (b) By omitting the words “under his hand”:
- (c) By omitting the words “with the approval of the Meat Producers Board and after the Minister and the Board have”, and substituting the words “after the Authority has”. 10

**30. Authority may impose conditions**—Section 36 of the principal Act is hereby amended—

- (a) By omitting the word “Minister” from each place where it occurs, and substituting in every case the word “Authority”:
- (b) By omitting from subsection (1) the words “under his hand”:
- (c) By repealing subsection (3).] 20

*New*

- (c) By omitting from subsection (3) the words “the Minister shall obtain the approval of the Meat Producers Board”, and substituting the words “the Authority shall consult the Director-General on the provisions of the proposed notice”. 25

**31. Structural alterations to export slaughterhouse**—Section 37 of the principal Act is hereby amended—

- (a) By omitting the word “Minister” from each place where it occurs, and substituting in every case the words “Director-General”:
- (b) By omitting the words “Meat Producers Board” from each place where they occur, and substituting in every case the word “Authority”.

**32. Rural slaughterhouses**—Section 38 (1) of the principal Act is hereby amended— 35

- (a) By omitting the words “local authority of any district”, and substituting the word “Authority”:
- (b) By omitting the words “the district of that local authority”, and substituting the words “any district”. 40



**33. Application for rural slaughterhouse licence**—Section 39 of the principal Act is hereby amended—

- (a) By omitting from subsection (1) the words “appropriate local authority”, and substituting the word “Authority”:
- (b) By omitting from subsection (2) the words “, which shall be payable to the local authority”.

**34. Grant and renewal of rural slaughterhouse licence**—

(1) The principal Act is hereby further amended by repealing section 40 (as amended by section 7 of the Meat Amendment Act 1968), and substituting the following section:

“40. (1) On receipt of an application for a rural slaughterhouse licence in respect of any premises, the Authority shall consider the application, and shall, after such inquiry and investigation as it thinks necessary, issue a licence if it is satisfied—

- “(a) That the applicant is a suitable person to be the holder of a rural slaughterhouse licence; and
- “(b) That the requirements of this Act in relation to the application have been complied with; and
- “(c) That the local authority concerned confirms that the situation of the premises is not objectionable and that satisfactory provision is made in respect of drainage and sanitation and the disposal of refuse, effluent, and trade wastes; and
- “(d) That the construction of the premises, its equipment, and accommodation available for stock are satisfactory, and are completed to the satisfaction of the Director-General.

“(2) Every rural slaughterhouse licence shall be on a form provided by the Director-General for the purpose and shall, unless sooner cancelled or surrendered, continue in force until the 30th day of June next after the date on which the licence takes effect.

“(3) Every such licence may, from time to time, be renewed by the Authority on payment of the prescribed fee.

“(4) The Authority may, in its discretion, refuse to renew any rural slaughterhouse licence if it is satisfied that the rural slaughterhouse or its equipment has been allowed to fall into disrepair or to become insanitary, or that for any reason the

slaughterhouse has ceased to be a suitable or adequate place for the slaughter of stock intended to provide meat for human consumption.

“(5) Notwithstanding subsection (4) of this section, the Authority shall not refuse to renew a licence without consultation with any local authority concerned and with the licensee of the rural slaughterhouse except on the grounds that the slaughterhouse has been allowed to fall into disrepair or has become insanitary. 5

“(6) Every renewal of a rural slaughterhouse licence shall be for the period ending with the 30th day of June next after the date on which the renewal takes effect.” 10

(2) Section 7 of the Meat Amendment Act 1968 is hereby consequentially repealed.

*Struck Out*

15

**35. Repeal of provisions relating to custom-killing premises**—(1) Section 2 (1) of the principal Act (as amended by section 2 of the Meat Amendment Act 1968) is hereby amended by repealing the definition of “custom-killing premises” and the definition of “custom-killing premises licence”. 20

(2) The principal Act (as amended by section 8 of the Meat Amendment Act 1968) is hereby further amended—

(a) By omitting from the definition of “slaughterhouse” in section 2 (1) the words “a rural slaughterhouse, or custom-killing premises”, and substituting the words “or a rural slaughterhouse”: 25

(b) By omitting from section 42 (1) the words “or a custom-killing premises licence”:

(c) By omitting from section 44 (1) (c) the words “or custom-killing premises”:

(d) By repealing section 41A, section 45 (3), and the proviso to section 47 (1) (a).

(3) Section 46 (1) of the principal Act (as amended by section 8 of the Meat Amendment Act 1968) is hereby further amended— 35

(a) By omitting from paragraph (a) the word “registered”, and substituting the word “licensed”:

(b) By omitting from paragraph (c) the word “or”:

(c) By repealing paragraph (d). 40

(4) Section 46 (2) of the principal Act (as so amended) is hereby further amended by repealing subsections (2) and (2A), and substituting the following subsection:

*Struck Out*

“ (2) Except as provided by section 47 of this Act, it shall not be lawful for any person to sell for human consumption or to have in his possession for sale for human consumption any  
 5 meat derived from stock that is slaughtered elsewhere than in a slaughterhouse referred to in subsection (1) of this section.”

(5) Every custom-killing premises licence in force as at the commencement of this section may continue in force as if  
 10 this section had not been passed but shall not be renewed.

(6) Section 8 of the Meat Amendment Act 1968 is hereby consequentially repealed.

*New*

**35. Custom-killing premises**—(1) Section 2 (1) of the  
 15 principal Act is hereby amended by omitting from the definition of “custom-killing premises” (as inserted by section 2 of the Meat Amendment Act 1968) the words “by the person in occupation”, and substituting the words “, being a bona fide farmer, by the licensee”.

20 (2) The principal Act is hereby further amended by repealing section 41A and the heading to that section (as inserted by section 8 (1) of the Meat Amendment Act 1968), and substituting the following heading and sections:

*“Custom-killing Premises*

25 “**41A. Custom-killing premises**—(1) On receipt of an application for a custom-killing licence in respect of any premises together with the prescribed fee (if any), the Authority shall consider the application, and shall, after such inquiry and investigation as it thinks necessary, issue a licence  
 30 subject to such conditions as it may impose if it is satisfied—

“(a) That the applicant is a suitable person to be the holder of a custom-killing premises licence; and

“(b) That the requirements of this Act in relation to the application have been complied with; and

35 “(c) That the local authority concerned confirms that the situation of the premises is not objectionable and that satisfactory provision is made in respect of drainage and sanitation and the disposal of refuse, diseased or defective meat, effluent, and trade  
 40 wastes; and

*New*

“(d) That the construction of the premises, its equipment, and accommodation available for stock are satisfactory and are completed to the satisfaction of the Director-General. 5

“(2) Every custom-killing premises licence shall be on a form provided by the Director-General for the purpose and shall, unless sooner cancelled or surrendered, continue in force until the 30th day of June next after the date on which the licence takes effect. 10

“(3) Every such licence may, from time to time, be renewed by the Authority on payment of the prescribed fee.

“(4) The Authority may at any time during the currency of a custom-killing premises licence, by notice given to the licensee and after first consulting the Director-General in 15 respect of the matter, fix with respect to any period or periods specified in the notice the maximum number of head of stock that may be slaughtered by the licensee in the custom-killing premises during any such period.

“(5) The Authority may, on the recommendation of the 20 Director-General, refuse to renew any custom-killing premises licence if it is satisfied that the premises or its equipment have been allowed to fall into disrepair or to become insanitary, or that for any reason the premises have ceased to be a suitable or adequate place for the slaughter of stock intended to 25 provide meat for human consumption.

“(6) Notwithstanding subsection (4) of this section, the Authority shall not refuse to renew a licence without consultation with the local authority concerned and with the licensee of the custom-killing premises except on the grounds that the 30 premises have been allowed to fall into disrepair or have become insanitary.

“(7) Every renewal of a custom-killing premises licence shall be for the period ending with the 30th day of June next after the date on which the renewal takes effect. 35

“(8) Any person who operates custom-killing premises except under the authority of, and in accordance with, the terms and conditions of, the licence granted by the Authority under this section commits an offence, and is liable to a fine 40 **((not exceeding \$500, or to cancellation of the custom-killing licence, or both.))**

pursuant to section 80 of this Act, or to cancellation of the custom-killing premises licence, or to both.

“(9) Every licensed custom-killing premises shall be constructed, maintained, and operated in accordance with 45 regulations made under this Act.

*New*

“ (10) Regulations may be made under section 83 of this Act prescribing terms and conditions to which the holder of a custom-killing premises licence is subject; and for the purposes of section 41B (1) (d) of this Act, may prescribe other particulars to be entered in the record book of the licensee.

“**41B. Keeping of records**—(1) The licensee of a custom-killing premises shall keep a record book in which shall be entered daily the following particulars relating to all stock slaughtered by him during the day:

“(a) The number, species, and sex of the stock:

“(b) The name and address of the bona fide farmer owning the stock, and the date of slaughter:

“(c) The colour of each head of cattle, and details of every brand, earmark, or other distinguishing mark on each head of cattle or sheep:

“(d) Such other particulars as may be prescribed by regulations made under this Act.

“(2) The record book shall at all times during working hours be open to inspection by an Inspector or member of the Police.

“(3) Every licensee of a custom-killing premises commits an offence if he fails on any day to make in the record book any entry required to be made under this section or knowingly makes a false entry therein.

“(4) Every licensee of a custom-killing premises shall, at the end of May and November in every year while his licence is in force, furnish a return to the Director-General in a form prescribed by him containing such details in relation to stock slaughtered by the licensee during the previous 6 months as the Director-General may require.”

*New*

(2A) Section 45 (3) of the principal Act (as inserted by section 8 (2) of the Meat Amendment Act 1968) is hereby amended by omitting the words “does not include”, and substituting the word “includes”.

(3) Section 46 (1) of the principal Act is hereby amended—

(a) By omitting the words “not be lawful”, and substituting the words “be an offence”:

(b) By omitting from paragraph (a) the word “registered”, and substituting the word “licensed”.

(4) Section 46 of the principal Act is hereby further amended—

(a) By omitting from subsection (2) (as substituted by section 8 (4) of the Meat Amendment Act 1968) the words “not be lawful”, and substituting the words “be an offence”:

*New*

- (b) By omitting from the same subsection the word "registered", and substituting the word "licensed":
- (c) By omitting from subsection (2A) (as so substituted) the words "not be lawful", and substituting the words "be an offence":

*New*

- (d) By omitting from the proviso to the same subsection the words "may, if he is a bona fide farmer," and substituting the words ", being a bona fide farmer, may".

(5) Section 47 (1) (a) of the principal Act is hereby amended by inserting in the proviso (as added by section 8 (5) of the Meat Amendment Act 1968) after the words "on behalf of the owner of the stock", the words ", being a bona fide farmer,".

(6) Section 8 (1) of the Meat Amendment Act 1968 is hereby consequentially repealed.

**36. Exemptions from requirements as to slaughter of stock in slaughterhouse**—(1) Section 47 of the principal Act is hereby amended by repealing paragraph (b) of subsection (1) (as amended by section 2 (2) of the Meat Amendment Act 1974), subsection (3), and subsection (4).

*New*

(1A) Section 47 (1) (a) of the principal Act is hereby further amended by inserting, after the word "by", the words "or on behalf of".

(2) The said section 47 is hereby further amended by repealing subsection (2), and substituting the following subsection:

"(2) Any meat derived from stock slaughtered by or on behalf of a bona fide farmer, on a farm owned or occupied by that farmer, may be sold by him to any person who is employed by him in connection with the farming business on the same or any other farm owned or occupied by him."

(3) Section 2 (2) of the Meat Amendment Act 1974 is hereby consequentially repealed.

*Itinerant Slaughtermen*

**37. New sections relating to itinerant slaughtermen inserted**—(1) The principal Act is hereby further amended by inserting, after section 47, the following heading and sections:

*“Itinerant Slaughtermen*

“47A. **Itinerant slaughtermen**—(1) In this section and in section 47B of this Act, ‘itinerant slaughterman’ means any person who, for hire or reward, slaughters stock elsewhere than in a slaughterhouse; but does not include any person who, being employed by the owner of stock in connection with the business of farming, slaughters such stock as part of that farming business.

“(2) Every person who carries on the business of an itinerant slaughterman except under the authority of and in accordance with the terms and conditions of an itinerant slaughterman’s licence granted by the Authority under this section commits an offence. *((and is liable to a fine not exceeding \$300.))*

“(3) Any person desirous of carrying on the business of an itinerant slaughterman may apply to the Authority for a licence under this section.

“(4) Every application for an itinerant slaughterman’s licence shall be on a form provided by the Director-General for the purpose, and shall be accompanied by the prescribed fee.

“(5) The Authority may, in its discretion after considering the application, grant or refuse to grant an itinerant slaughterman’s licence to the applicant.

“(6) Regulations may be made under section 83 of this Act providing for the granting, renewal, suspension, or cancelling of licences under this section, and may prescribe conditions subject to which the holders of any such licence may carry on business; and for the purposes of section 47B

(1) (d) of this Act, may prescribe particulars to be entered in the record book of an itinerant slaughterman.

“47B. **Keeping of records**—(1) The holder of an itinerant slaughterman’s licence shall keep a record book in which shall be entered daily the following particulars relating to all stock slaughtered by him during the day:

“(a) The number, species, and sex of the stock:

“(b) The name, occupation, and address of the owner of the stock, and the date of slaughter:

“(c) The colour of each head of cattle, and details of every brand, earmark, or other distinguishing mark on each head of cattle or sheep:

“(d) Such other particulars as may be prescribed by regulations made under this Act.

“(2) The record book shall at all times during working hours be open to inspection by an Inspector or member of the Police.

“(3) Every licensed itinerant slaughterman commits an offence if he fails on any day to make in the record book any entry required to be made under this section or knowingly makes a false entry therein.

“(4) Every licensed itinerant slaughterman shall, at the end of each 6 monthly period while his licence is in force, furnish a return to the Director-General in a form prescribed by him containing such details in relation to stock slaughtered by the licensee during the previous 6 months as the Director-General may require.” 5

(2) Sections 47A and 47B of the principal Act (as inserted by subsection (1) of this section) shall come into force 6 months after the commencement of this Act.

*Provisions Relating to (Export) Packing Houses and  
Canneries* 10

**38. (Export) Packing houses and canneries to be licensed—**

(1) Section 48 of the principal Act (as amended by section 9 of the Meat Amendment Act 1968) is hereby further amended— 15

*Struck Out*

(a) By omitting from the heading the word “Packing”, and substituting the words “Export packing”:

(b) By repealing subsections (3), (3A), and (4).

(2) Section 9 of the Meat Amendment Act 1968 is hereby consequentially repealed. 20

**39. Licences to be issued by Authority—**(1) The principal Act is hereby further amended by repealing section 49, and substituting the following section:

“49. (1) Every licence in respect of **(an export)** a packing house or a cannery shall be issued by the Authority. 25

“(2) Where any person proposes to erect any premises, or to reconstruct or adapt any existing premises, with the intention that they be used as **(an export)** a packing house or a cannery, he shall, before the work is commenced, submit to the Director-General, in a form approved by him, the plans and specifications thereof for his approval, and shall at the same time give to the Authority and to the local authority of the district in which the premises are situated or are intended to be situated, written notice that the plans and specifications have been submitted to the Director-General in accordance with this section. 30 35

“(3) As soon as practicable after receipt of the notice the Authority may, in its discretion and after consideration of the arrangements by the applicant to ensure an adequate and 40



continuous supply of meat for the purpose of (*an export*) a packing house, undertake to issue a licence in respect of the premises if the plans and specifications submitted to the Director-General are approved by him and the premises are  
 5 completed to his satisfaction, and the appropriate licence is duly applied for within 12 months after the date of the Authority's undertaking or within such extended time as the Authority may allow."

(2) Section 50 of the principal Act is hereby consequentially  
 10 repealed.

**40. Notice of intention to apply for licence**—Section 51 (1) of the principal Act is hereby amended by omitting the words "a local authority for a packing house licence", and substituting the words "the Authority for (*an export*) a  
 15 packing house licence".

**41. Application for licence**—Section 52 of the principal Act is hereby amended—

*Struck Out*

20 (a) By omitting from subsection (1) the words "a packing house licence", and substituting the words "an export packing house licence":

(b) By omitting from subsection (1) the words "appropriate local authority", and substituting the word "Authority":

25 (c) By omitting from subsection (2) the words ", which shall be payable to the local authority".

**42. New sections relating to (*export*) packing houses inserted**—(1) The principal Act is hereby further amended by repealing section 53 (as amended by section 3 of the Meat  
 30 Amendment Act 1974), and substituting the following sections:

**"53. Grant and renewal of licence**—(1) On receipt of an application for a (*meat export*) packing house licence or a cannery licence in respect of any premises, the Authority shall  
 35 consider the application, and shall, after such inquiry and investigation it thinks necessary, issue a licence if it is satisfied—

"(a) That the requirements of this Act in relation to the application have been complied with; and

- “(b) That the local authority concerned confirms that the situation of the premises is not objectionable and that satisfactory provision is made in respect of drainage and sanitation and the disposal of refuse, effluent, and trade wastes; and 5
- “(c) That the premises have been completed to the satisfaction of the Director-General.
- “(2) Every such licence shall be on a form provided by the Director-General for the purpose and shall, unless sooner cancelled or surrendered, continue in force until the 30th day of June next after the date on which the licence takes effect. 10
- “(3) Subject to this Act, every such licence may, from time to time, be renewed by the Authority on payment of the prescribed fee. 15
- “(4) Every renewal of such licence shall be for the period ending with the 30th day of June next after the date on which the renewal takes effect.
- “(5) The issue or renewal of any licence under this section shall be subject to such directions and conditions as the Authority may impose. 20
- “(6) The Authority may decline to issue or renew any *(export)* packing house or cannery licence—
- “(a) If the Director-General is of the opinion that the construction of the premises and their equipment is not satisfactory; or 25
- “(b) If the licensee has been convicted of an offence against this Act in respect of the licensed premises or in respect of any other premises licensed under this Act; or 30
- “(c) If the premises, while being licensed as *(an export)* a packing house, have not, at any time during the period of 2 years immediately preceding the making of the application for renewal, been used for the packaging of meat for export; or 35
- “(d) If the licensee of any premises licensed under this section brings onto those premises or allows to remain on those premises or packs on those premises any meat contrary to the provisions of section 53A of this Act. 40

*Struck Out*

“53A. **Restrictions on meat used in export packing house**—  
No person shall bring onto any premises licensed as an export  
packing house, or allow to remain on those premises, or pack  
5 on those premises, any meat slaughtered elsewhere than at an  
export slaughterhouse or at an abattoir approved by the  
Director-General for the purpose pursuant to section 62 (2)  
of this Act.”

*New*

10 “53A. **Restrictions on meat used in packing house and  
cannery**—No person shall bring onto any premises licensed  
as a packing house, or as a cannery, or allow to remain on  
those premises, or pack or can on those premises, any meat  
15 derived from stock slaughtered elsewhere than at an export  
slaughterhouse or at an abattoir approved by the Director-  
General for the purpose pursuant to section 62 (2) of this  
Act.”

(2) The following enactments are hereby consequentially  
repealed:

- 20 (a) Section 54 of the principal Act (as amended by section  
11 of the Meat Amendment Act 1968):  
(b) Section 11 of the Meat Amendment Act 1968:  
(c) Section 3 of the Meat Amendment Act 1974.

25 **43. Alteration of certain premises**—Section 55 of the  
principal Act is hereby amended—

- (a) By repealing subsection (3):  
(b) By omitting the word “Minister” from each place  
where it occurs, and substituting in each case the  
words “Director-General”:

30 *Struck Out*

(c) By omitting from subsection (1) and subsection (2)  
the words “a packing house”, and substituting the  
words “an export packing house”:

35 (d) By omitting from subsection (1) the words “local  
authority concerned”, and substituting the word  
“Authority”.

*Struck Out*

**44. Sanitary conditions of certain premises**—Section 56 (1) of the principal Act is hereby amended by omitting the words “a packing house”, and substituting the words “an export packing house”. 5

**45. Conditions with respect to (export) packing houses**—(1) Section 57 of the principal Act is hereby amended by repealing subsection (1), and substituting the following subsection: 10

“(1) The Authority may at any time during the currency of (*an export*) a packing house licence, by notice given to the licensee, fix with respect to any period or periods specified in the notice— 10

“(a) The maximum number of carcasses that may be processed in the (*export*) packing house during any such period: 15

“(b) The maximum number of any specified kind or specified class of carcasses that may be processed in the (*export*) packing house during any such period.” 20

(2) The said section 57 is hereby further amended—

(a) By omitting from subsection (3) the word “Minister”, and substituting the word “Authority”:

*Struck Out*

(b) By inserting in the same subsection before the words “packing house”, the word “export”: 25

(c) By inserting in subsection (4) before the words “packing house”, the word “export”.

*New*

(b) By adding to the same subsection after the word “affected”, the words “, and the Director-General has been consulted on the provisions of the proposed notice”. 30

**46. Dispute in respect of stock supplied to (export) packing house**—The principal Act is hereby further amended by repealing section 58, and substituting the following section: 35

“58. (1) In the event of a dispute between the licensee of (*an export*) a packing house and the licensee of either a meat export slaughterhouse or an abattoir whereby the supply

of meat for the purposes of the (*export*) packing house is stopped or is reduced, either party to the dispute may, by notice in writing, refer the matter to the Authority for its determination.

5 “(2) The party giving notice under subsection (1) of this section shall, at the same time, notify the other party to the dispute that it has been referred to the Authority.

10 “(3) The Authority shall hear and determine the dispute as soon as practicable, may make such inquiry into the matter as it thinks fit, and may accept such evidence of any matter as it thinks sufficient (whether or not that evidence would otherwise be admissible in a Court of law).

15 “(4) The parties to the dispute shall be entitled to appear before the Authority and be heard either personally or by their solicitors, counsel, or agents.

“(5) The Authority may make such decision in the matter as it thinks proper in the circumstances, and to better secure the implementation of its decision, may impose conditions upon the licences of either or both parties to the dispute.

20 “(6) Subject to any appeal under section 78A of this Act, every determination of the Authority under this section shall be final and binding on each party to the dispute.”

*Miscellaneous Provisions*

25 **47. Conditions in respect of export of meat**—Section 62 of the principal Act is hereby amended—

(a) By repealing the proviso to subsection (2) :

(b) By omitting the word “Minister” in each place where it occurs, and substituting in every case the words “Director-General”.

30 **48. Meat export stores**—Section 63 of the principal Act is hereby amended by omitting the word “Minister” in each place where it occurs, and substituting in every case the words “Director-General”.

*Struck Out*

35 **49. Minister may investigate certain businesses**—(1) Section 71 of the principal Act is hereby amended by inserting in subsection (1) before the words “packing house”, the word “export”.

40 (2) The said section 71 is hereby further amended by inserting, after subsection (1), the following subsection:

*New*

**49. Minister may investigate certain businesses**—Section 71 of the principal Act is hereby amended by inserting, after subsection (1), the following section:”

- 5 “(1A) Without limiting the generality of subsection (1) of this section, the Minister shall cause investigations to be made under this section for the purpose of inquiring into the reasonableness of the slaughtering and processing charges determined by the licensee of an export slaughterhouse or of  
10 an abattoir approved under section 62 (2) of this Act to slaughter stock for export, and shall have power to fix such charges or to direct the licensee to amend such charges to any amounts determined by the Minister.”

- 50. Sale or disposition of export slaughterhouse or (export) packing house**—The principal Act is hereby further amended by repealing section 72, and substituting the following section:

- “72. (1) No licensee of an export slaughterhouse *(or an export)* or a packing house shall enter into any contract, agreement, or undertaking for the sale, lease, or other disposition  
20 of the slaughterhouse or packing house unless the consent in writing of the Minister, given after consultation with the Authority and the Meat Producers Board, has first been obtained. Every application for consent under this section shall be made to the Minister, and a copy of the application  
25 shall at the same time be sent to the Authority and the Meat Producers Board.

“(2) Any consent given under this section may, in the discretion of the Minister, be given subject to such conditions, not inconsistent with this Act, as he may think fit.

- 30 “(3) Where any sale, lease, or other disposition is consented to under this section the licence in respect of the slaughterhouse or *(export)* packing house may, subject to any conditions imposed under this section, be transferred to the person to whom the sale, lease, or other disposition is made, on applica-  
35 tion in that behalf being made to the Authority by the licensee and on payment of the prescribed fee.

- “(4) No licence shall be transferred pursuant to subsection (3) of this section unless the application for the transfer is  
40 duly made within 12 months after the date on which the consent is given or within such extended time as the Minister may allow.

“(5) Every licensee of an export slaughterhouse or (*export*) packing house who enters into any transaction in contravention of the provisions of this section, or who fails to comply with any condition imposed under this section, commits an offence. **((and shall be liable to a fine not exceeding \$2,000.))**

“(6) Where any such transaction is entered into in contravention of this section, or where any condition as aforesaid is not complied with, the transaction shall be void and of no effect.”

**51. Acquisition of interest in export slaughterhouse**—Section 73 (1) of the principal Act is hereby amended by inserting, after the words “Meat Producers Board”, the words “and the Authority”.

*New*

**51A. Regulating processing and packaging of fish for export**—(1) The principal Act is hereby further amended by repealing section 77 (as substituted by section 4 (1) of the Meat Amendment Act 1972), and substituting the following section:

“77. (1) The Governor-General may from time to time, by Order in Council, make regulations—

“(a) Prohibiting the use of premises for the processing, packaging, handling, holding, or storage of fish intended to be exported for human consumption except under and in accordance with a licence granted by the Minister or other authority specified in the regulations:

“(b) Providing for the licensing of such premises and the renewal, transfer, surrender, and cancellation of licences; and for the giving of an undertaking by the Minister, or other authority specified in the regulations, to grant a licence in respect of premises proposed to be used for any purpose referred to in paragraph (a) of this subsection:

“(c) Authorising the Minister, or other authority specified in the regulations, to grant a licence or give an undertaking to licence subject to such conditions as he thinks fit:

“(d) Prescribing conditions to be complied with before fish intended for human consumption may be exported, being conditions designed to ensure the good

*New*

- 
- 
- quality and adequate labelling of the fish; and prohibiting or restricting the export of fish unless those conditions are complied with:
- “(e) Making provision for the observance of proper standards in the processing, packaging (including labelling), handling, holding, transport, and storage of fish intended to be exported for human consumption by regulating and controlling— 5
- “(i) The construction, design, layout, and condition of premises used for those purposes (including the area immediately surrounding the premises), the facilities and amenities therein, and the uses to which the premises may be put: 10
- “(ii) The plant and equipment installed or used in such premises: 15
- “(iii) The operations carried on in, or by the use of, such premises so far as such operations relate to the matters mentioned in subsection (2) of this section: 20
- “(iv) The premises, plant, and equipment used in connection with the control and disposal of fish which is unfit for human consumption: 20
- “(f) Providing for—
- “(i) Inspection and examination by officers of the Ministry of Agriculture and Fisheries of fish intended to be exported for human consumption: 25
- “(ii) The certification thereof as being fit for human consumption: 30
- “(iii) The condemnation, control, and disposal of fish which is unfit for human consumption: 30
- “(iv) The withdrawal, in whole or in part, of inspection services provided by the Ministry of Agriculture and Fisheries or of any certificate of fitness for human consumption: 35
- “(v) The supply of facilities and amenities for Inspectors in premises where they are required to carry out their duties: 35
- “(g) Requiring the payment of fees in connection with any matter which may be regulated under this section, and prescribing the amount and incidence of those fees: 40
- 
-



*New*

- 5 “(h) Prescribing offences against the regulations; and prescribing penalties for such offences, not exceeding in any case a fine of \$1,000 in the case of an individual and \$4,000 in the case of a body corporate and not exceeding, for a continuing offence, a further fine of \$50 (in the case of an individual) or \$200 (in the case of a body corporate) for every day on which the offence has continued:
- 10 “(i) Providing for such matters as are contemplated by or necessary for giving full effect to the provisions of this section and for the due administration thereof.
- 15 “(2) The matters referred to in subsection (1) (e) (iii) of this section are as follows:
- “ (a) The good quality of fish intended to be exported for human consumption, and the adequate labelling of packages containing such fish:
- 20 “(b) The maintenance of hygiene in the premises and in the operations carried on in, or by the use of, the premises:
- “ (c) The health of the persons engaged in the premises:
- 25 “(d) The recording of information in respect of fish received into and dealt with in the premises, and the furnishing of such information to the Ministry of Agriculture and Fisheries.
- “ (3) Without limiting the powers conferred by subsection (1) of this section, regulations made under that subsection may empower—
- 30 “(a) The Director-General to—
- “ (i) Prohibit the use in any premises of any substance (including a container or other material used in packaging) if he has reason to believe that it is, or is likely to be, harmful to fish intended to be exported for human consumption being processed, packaged, handled, held, transported or stored in the premises:
- 35 “ (ii) Prohibit the delivery to any premises for processing and packaging of fish intended to be exported for human consumption which has, when alive, been treated with or exposed to any biological product, antibiotic, drug, or chemical:
- 40

*New*

- “(iii) Allow exceptions to any prohibition imposed under subparagraph (i) or (ii) of this paragraph on such conditions as he thinks fit: 5
- “(iv) Require a licensee of premises to disclose to an officer of the Ministry of Agriculture and Fisheries the ingredients and proportions thereof in any fish processed and packaged in those premises and intended to be exported for human consumption; and to give directions to a licensee in order to ensure that fish intended to be exported for human consumption conform to the requirements of any country or state to which it is to be exported: 10
- “(b) The Director— 15
- “(i) In relation to any particular processing or packaging operation, to specify the steps to be taken and requirements to be observed in that operation: 20
- “(ii) To exempt a person, or any premises, plant, or equipment from any requirement of regulations made under this section in any case where the requirement relates to the construction, design, or layout of premises or the construction or design of plant or equipment, or where, in his opinion, the requirement may be waived for any particular type of fish without adversely affecting the quality thereof: 25
- “(c) An Inspector— 30
- “(i) To direct the cessation of processing and packaging operations in premises used for any purpose referred to in subsection (1) (a) of this subsection: 35
- “(ii) To prohibit the use of any such premises or any plant or equipment therein— 35  
until proper standards of hygiene are observed.
- “(4) For the purposes of regulations made under this section, but subject to such exceptions and limitations as are provided for in the regulations, all fish in a meat export store approved under section 63 of this Act or in premises required to be licensed under the said regulations, and all fish being delivered or transported to such premises or to a meat export store shall be deemed to be fish intended to be exported for 40

*New*

human consumption; and all processing, packaging, handling, holding, or storage of fish in premises required to be licensed under the said regulations shall be deemed to be processing, packaging, handling, holding, or storage of fish intended to be exported for human consumption.

“(5) Regulations made under this section may extend the provisions of subsection (4) of this section to other premises in which, under the regulations, fish intended to be exported for human consumption may be processed, packaged, handled, held, stored, or transported.

“(6) For the purposes of this section—

“‘Fish’ means all species of fish including crustacea, shellfish, and echinoderms; and includes fish products:

“‘Fish product’ means any article used or intended for use as human food which, when reduced to a dehydrated state, contains by weight 5 percent or more of fish:

“‘Fishing boat’ means a vessel of whatever size and however propelled which is used in fishing for purposes of sale; and includes, in relation to vessels in New Zealand fisheries waters, all such vessels whether or not they are New Zealand ships within the meaning of the Shipping and Seamen Act 1952:

“‘Premises’ includes a fishing boat.”

(2) Section 4 (1) of the Meat Amendment Act 1972 is hereby consequentially repealed.

**52. Rights of appeal in respect of meat exporter’s licence—**

(1) Section 78 of the principal Act is hereby amended by repealing subsection (1) (as substituted by section 4 of the Meat Amendment Act 1975), and substituting the following subsection:

*Struck Out*

“(1) If the Minister—

“(a) Revokes or refuses to renew any licence under Part IV of this Act; or

“(b) Refuses to grant or renew a meat exporter’s licence, or revokes such a licence,—

*New*

“(1) If the Minister refuses to grant or renew, or cancels,—

“(a) A licence under Part IV of this Act; or

“(b) A meat exporter’s licence; or

“(c) A licence for premises referred to in section 77 (1) (a) of this Act—

the licensee or applicant may, within 21 days after receiving notice of the decision of the Minister, give notice of appeal, in the prescribed manner, to the Director-General.”

(2) Section 4 of the Meat Amendment Act 1975 is hereby consequentially repealed.

5

**53. New sections relating to appeals inserted**—The principal Act is hereby further amended by inserting, after section 78, the following new sections:

“78A. **Appeal against decision of Authority**—(1) In every case where the Authority— 10

“(a) Refuses to grant an application for a licence for any premises or for an itinerant slaughterman’s licence; or

“(b) Refuses to grant an application for the renewal of a licence; or 15

“(c) Cancels any licence; or

“(d) Gives directions or attaches conditions to a licence which appear to unduly restrict the business of the licensee; or

“(e) Imposes requirements or fixes maximum numbers by notice given under (~~section 35 (1) or section 36 (1)~~) section 35 (1), section 36 (1) or section 57 (1) of this Act; or 20

“(f) Determines a dispute referred to it under section 58 of this Act,— 25

the applicant or licensee shall have a right of appeal to the Supreme Court.

“(2) Every such appeal shall be heard and determined by the Administrative Division of the Supreme Court.

“(3) Every such appeal shall be brought within 28 days after the date on which the appellant was notified of the decision appealed against. 30

“(4) Subject to this section and to section 78c of this Act, the procedure in respect of any such appeal shall be in accordance with the rules of the Court. 35

“78B. **Rights of licensee pending disposal of appeal in certain cases**—Where a decision of the Authority is to cancel any licence or refuse an application for the renewal of any licence, that decision shall be of no effect until,—

“(a) Where notice of an appeal against that decision has been given within the period specified in section 78A (3) of this Act, the appeal is determined: 40

“(b) Where no notice of an appeal against that decision has been given within that period, that period expires.

5 “78c. **Hearing and determination of appeal**—(1) The Court may receive in evidence any statement, document, information, or matter that may in its opinion assist it to deal effectually with the matters before it, whether or not that evidence would be otherwise admissible in a Court of law.

10 “(2) The Court may, if it considers it is in the public interest, order that the hearing or any part of it shall be held in private.

15 “(3) The Court may make an order prohibiting the publication of any report or description of the proceedings or of any part of the proceedings in any appeal before it (whether heard in public or in private); but no order shall be made prohibiting the publication of the names and descriptions of the parties to the appeal, or particulars of any licence affected by the appeal, or of any decision of the Court.

20 “(4) In its determination of any appeal the Court may confirm, modify, or reverse the decision appealed against, or any part of that decision, and the decision of the Court shall be final and conclusive.

25 “78d. **Court may refer appeals back to Authority**— Notwithstanding section 78b of this Act, the Court may in any case, instead of determining any appeal under that section, direct the Authority to reconsider, either generally or in respect of any specified matters, the whole or any specified part of the matter to which the appeal relates.

30 “(2) In giving any direction under this section the Court shall—

“(a) Advise the Authority of its reasons for doing so; and

35 “(b) Give to the Authority such directions at it thinks just as to the reconsideration or otherwise of the whole or any part of the matter that is referred back for reconsideration.

40 “(3) The Authority shall, in reconsidering any matter so referred back to it, have regard to the Court’s reasons for giving a direction under subsection (1) of this section and to the Court’s directions under subsection (2) of this section.”

*New*


---

**53A. Offences and penalties**—(1) Section 80 of the principal Act is hereby amended by repealing subsections (1) and (2), and substituting the following subsections:

“(1) Every person commits an offence against this Act who— 5

“(a) Without reasonable excuse, acts in contravention of or fails to comply in any respect with any provision of this Act or any notice, direction, restriction, requirement, or condition given, made or imposed under this Act or any regulations under it: 10

“(b) With intent to deceive, makes any false or misleading statement or any material omission in any communication or application or return for the purposes of this Act or of any regulations under it. 15

“(2) Every person who commits an offence against this Act for which no other penalty is prescribed in this Act shall be liable on summary conviction—

“(a) In the case of an individual, to a fine not exceeding \$1,000 and, if the offence is a continuing one, to a further fine not exceeding \$50 for every day on which the offence has continued: 20

“(b) In the case of a body corporate, to a fine not exceeding \$4,000 and, if the offence is a continuing one, to a further fine not exceeding \$200 for every day on which the offence has continued.” 25

(2) Section 80 (1) of the principal Act is hereby consequentially amended by repealing paragraph (w), and substituting the following paragraph:

“(w) Prescribing offences against the regulations; and prescribing penalties for such offences, not exceeding in any case a fine of \$1,000 in the case of an individual and \$4,000 in the case of a body corporate and not exceeding, for a continuing offence, a further fine of \$50 (in the case of an individual) or \$200 (in the case of a body corporate) for every day on which the offence has continued:” 30 35

(3) The principal Act is hereby further amended—

(a) By omitting from section 36 (4) the words “, and shall be liable on summary conviction to a fine not exceeding one hundred pounds for every day on which any stock is so slaughtered in contravention of the terms of the notice”: 40

---

*New*

- (b) By omitting from section 37 (5) the words “and shall be liable to a fine not exceeding one thousand pounds”:
- 5 (c) By omitting from section 44 (2) the words “and shall be liable to a fine not exceeding ten pounds”:
- (d) By omitting from section 55 (4) the words “and shall be liable to a fine not exceeding one hundred pounds”:
- 10 (e) By omitting from section 60E (as inserted by section 3 of the Meat Amendment Act 1975) the words “and is liable on conviction to a fine not exceeding \$300”:
- (f) By omitting from section 61H (3) (as inserted by section 12 of the Meat Amendment Act 1968) the words “and shall be liable to a fine not exceeding two hundred dollars”:
- 15 (g) By omitting from section 61L (2) (as so inserted) the words “and is liable to a fine not exceeding twenty dollars”:
- 20 (h) By omitting from section 68 (1) the words “shall be liable to a fine not exceeding two thousand pounds, and to an additional fine not exceeding four hundred pounds for every day during which”, and substituting the words “also commits an offence if”:
- 25 (i) By omitting from section 71 (3) the words “and shall be liable to a fine not exceeding five hundred pounds”:
- (j) By omitting from section 81 (c) the words “more than twenty pounds”.
- 30 **53B. Proceedings against licensees**—Section 81 of the principal Act is hereby amended by omitting the words “or game packing house”, and substituting the words “game packing house, or premises referred to in section 77 (1) (a) of this Act”.

- 35 **54. Regulations**—Section 83 (1) (a) of the principal Act is hereby amended by omitting the word “registration”, and substituting the word “licensing”.

*New*

- 40 **54A. Disposition of fees derived from inspection of cattle**—(1) The principal Act is hereby further amended by inserting, after section 84A (as added by section 3 (1) of the Meat Amendment Act 1973), the following section:

*New*

“84B. (1) Such proportion of the fees payable pursuant to regulations under this Act in respect of the inspection of cattle (excluding bobby calves) or meat derived from cattle (excluding bobby calves) as the Minister may from time to time approve shall, without further appropriation than this section, be paid out of the Consolidated Revenue Account for the purpose of contributing to such scheme approved by the Minister as may be implemented to supplement the price received for meat derived from cattle classified as reactors to bovine tuberculosis. 5 10

“(2) The powers conferred by this section are in addition to those conferred by section 84 and section 84A of this Act.”

(2) All payments from fees paid pursuant to regulations under the principal Act in respect of the inspection of cattle or meat derived from cattle, and made, with the approval of the Minister, as a contribution to supplement the price received for meat derived from cattle classified as reactors to bovine tuberculosis before the commencement of section 84B of the principal Act (as inserted by section 54A of this Act), are hereby validated and declared to have been lawful. 15 20

**55. Examining officers**—The principal Act is hereby further amended by inserting, after section 3, the following section:

“3A. (1) The Director-General may from time to time designate any officer (not being an Inspector) of the Ministry of Agriculture and Fisheries to be an examining officer. 25

“(2) Every examining officer shall, for the purposes of his duties, have power to enter at any reasonable time on premises (not being a dwellinghouse) on which meat, game, fish, or poultry intended for export is held or stored, and there examine the premises or any containers used or intended for use in holding or storing or exporting the meat, game, fish, or poultry, and the meat, game, fish, or poultry so held or stored. 30

“(3) After any such examination, the examining officer shall also have power, if he considers that the premises or the containers may be unhygienic or otherwise unsuitable for the purpose for which they are or are intended to be used, or that the meat, game, fish, or poultry has suffered a diminuation of quality since being held or stored or appears to be unfit for export, to direct that the containers and the meat, game, fish, or poultry be held on the premises or, if the premises are 35 40



not licensed under this Act, on the premises or on other premises licensed under this Act, until they have been re-examined and inspected by an Inspector.

5 “(4) Every examining officer shall, forthwith after giving a direction under subsection (3) of this section, take steps to ensure that the containers, meat, game, fish, or poultry held pursuant to the directive, are, as soon as practicable, re-examined and inspected by an Inspector.”

10 **56. Transitional provisions**—(1) Every premises registered or licensed under the principal Act before the commencement of this Act (being premises which, after the commencement of this Act, would require to be licensed by the Authority) shall, if the registration or licence is in force immediately before the commencement of this Act, be deemed to be licensed by the  
15 Authority for the year ending with the 30th day of June (1976) 1977.

(2) Every application made under the principal Act before the commencement of this Act for a licence or a renewal of a licence (being an application which, after the commence-  
20 ment of this Act, would require to be considered by the Authority) and which has not been disposed of as at commencement of this Act, shall be deemed to have been made to the Authority under the principal Act (as amended by this Act) and shall be dealt with accordingly.