

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE, 14TH SEPTEMBER,
1900.]

Hon. Mr. Duncan.

SLAUGHTERING AND INSPECTION.

ANALYSIS.

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A BILL INTITULED

Title.

AN ACT to regulate the Slaughtering and Inspection of Stock, and the Inspection of Meat for Consumption in the Colony and for Export.

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

Short Title.

1. The Short Title of this Act is "The Slaughtering and Inspection Act, 1900"; and it shall come into operation and be deemed to commence on the first day of *April*, one thousand nine hundred and *one*.

Interpretation.

1894, No. 30, s. 2, extended.

2. In this Act, if not inconsistent with the context,—

"Abattoir" means any public slaughterhouse established under this Act by a local authority;

"Brand" means any brand, mark, or stamp, and includes any tag or label bearing any brand-mark, or label:

"Carcase" of stock includes the whole or any part of the flesh, wool, skin, hide, bones, hair, horns, hoofs, and offal of the stock:

"Conveyance" includes every description of cart, wagon, truck, or other vehicle:

"Disease" means any disease within the meaning of "The Stock Act, 1893," and includes advanced pregnancy, recent parturition, and any such other defect or inferiority in the condition of any stock or meat as in the opinion of the Inspector renders it unfit for human consumption:

"Diseased" means infected or affected with disease:

"District" means the district under the jurisdiction of a local authority:

"Inspector" means an Inspector under this Act:

"Local authority" means a City or Borough Council or a Town Board, and outside of a borough or town district means any County Council or any such Road Board as is administering the functions of a County Council:

For the purposes of this Act a town district shall be deemed not to form part of the county wherein it is comprised:

"Local governing Act" means any Act for the time being in force regulating the local affairs of a district under the jurisdiction of a local authority, and in every case includes "The Local Bodies' Loans Act, 1886," and "The Government Loans to Local Bodies Act, 1886":

"Meat" means the flesh of any slaughtered stock, whether such meat is intended to be exported or to be consumed within the colony, and whether the same is in its natural state or has been subjected to any freezing, chilling, salting, or other preservative process:

"Meat-export slaughterhouse" means a slaughterhouse wherein the principal business is the slaughter of stock for the export of meat beyond the colony:

"Minister" means the Minister for Agriculture:

"Prescribed" means prescribed by this Act, or by regulations thereunder:

"Ship" includes every vessel used for navigation and propelled otherwise than by oars:

“Slaughterhouse,” when the expression is used alone, mean any place, with its buildings and appurtenances, used for the purpose of slaughtering stock, but does not include an abattoir or a meat-export slaughterhouse :

5 “Slaughtering-place” includes abattoir, slaughterhouse, and meat-export slaughterhouse :

10 “Stock” means cattle, sheep, swine, or goats, of either sex or any age, and includes such other animals as the Governor from time to time, by notice in the *Gazette*, declares to be stock for the purposes of this Act :

“This Act” includes all regulations made thereunder by the Governor.

EXEMPTIONS FROM OPERATION OF ACT.

15 3. Subject to the provisions of the *next succeeding* section hereof, nothing in this Act contained shall operate or be construed to render it unlawful—

(1.) For any person to slaughter stock on land or premises in his own occupation, for consumption by persons resident thereon or employed by him, and not for barter or sale ; nor

20 (2.) For any *bonâ fide* farmer whose ordinary farming operations include the raising and fattening of stock, to slaughter stock on his farm for barter or sale :

25 Provided that the stock slaughtered under this subsection in any ~~month~~ *week* shall not exceed one head of cattle and five head of other stock, or such larger number as is especially authorised in writing by an Inspector :

30 *Provided that an Inspector may at any time on application grant a permit for the slaughter of stock for consumption at any “Hui” or meeting of Natives.*

4. The rights conferred by the *last preceding* section hereof shall be subject to the provisions following, that is to say :—

(1.) It shall not be lawful to knowingly slaughter or allow to be used for human consumption, or to knowingly slaughter for barter or sale, any stock which is diseased.

35 (2.) Whenever on the slaughter of any stock such stock is found to be diseased, the provisions of section *thirty-five* hereof shall, *mutatis mutandis*, apply.

40 (3.) The rights conferred on any person by subsection *one* of the *last preceding* section hereof shall not be exercisable if he fails or neglects to keep a faithful record of all stock slaughtered under that subsection, and to at all times have such record open to inspection by any Inspector.

45 (4.) With respect to every description of stock except swine, the rights conferred by subsection *two* of the *last preceding* section hereof shall not be exercisable in any of the following cases, that is to say :—

(a.) If the farm is situate inside a borough or town district, or within three miles of the nearest boundary thereof, computed by the nearest accessible road ; or

55 (b.) If the meat of any of the stock slaughtered under that subsection is bartered or sold anywhere to a butcher, or anywhere inside a borough or town district, or within three miles of the nearest boundary thereof, computed as aforesaid, to any person ; or

Persons slaughtering for family use, and *bonâ fide* farmers, exempted from Act.

1894, No. 30, ss. 50, 51.

1895, No. 66, s. 3, amended.

Provisions to which such exemption subject.

1896, No. 18, s. 3, extended.

(c.) If the farmer fails or neglects to keep a faithful record of all stock so slaughtered, and of the persons to whom they are bartered or sold, and to at all times have such record open to inspection by any Inspector.

ABATTOIRS.

5

Local authority of borough or town district to establish abattoir.

5. In every case where the population of any borough or town district, computed from the latest official census returns, is not less than *two thousand* persons, it shall be the duty of the local authority thereof to establish and register under this Act, and at all times thereafter to maintain, an abattoir for the purposes of such borough or town district. 10

Period within which abattoir to be established.

6. Such abattoir shall be established and registered as aforesaid within the period of twelve months after the gazetting of such census returns, or, if the same have been gazetted before the commencement of this Act, then within the period of twelve months after such commencement: 15

Provided that the Governor may in special cases extend any such period for any time not exceeding *twelve* months.

Other local authorities may establish abattoirs.

7. Irrespective of the abattoirs required to be established by the local authorities of boroughs and town districts under section *five* hereof, any local authority may from time to time, ~~with the previous consent of the Minister,~~ establish and register such abattoirs as it deems necessary for the purposes of its district. 20

Plans and site to be approved.

8. No local authority shall proceed to establish an abattoir until the plans and site thereof have been submitted to and approved by the Minister. 25

Expense of establishing abattoirs.
1894, No. 30, s. 8.

9. The local authority may, out of its general funds, defray the expense of establishing abattoirs, including the expense of acquiring land, acquiring or erecting buildings and appurtenances, providing plant, and generally equipping, maintaining, and managing such abattoirs. 30

Special loan may be raised for establishing.
Ib., s. 9, amended.

10. The establishment of abattoirs by a local authority (but not the maintenance or management thereof) shall be deemed to be the construction of a public work within the meaning of the local governing Act, and the local authority may from time to time raise money by way of special loan under the local governing Act accordingly: 35

Provided that the proposal to raise such loan shall be deemed to be carried if the votes given in favour thereof exceed in number the votes given against the same, each voter having one vote and no more: 40

Vote of ratepayers not required.

Provided further that where the loan proposed to be raised is for the establishment of an abattoir under section *five* hereof, a special order made by the local authority shall be sufficient authority to raise such loan without submitting to the vote of the ratepayers the proposal to raise the same. 45

New paragraph.

For the purposes of this section a borough, whatever its population, shall be deemed to be a district, and the Council of the borough a local authority, in the meaning of "The Government Loans to Local Bodies Act, 1886," and the amount which under that Act may be lent to the local authority of the borough in any one year may be any sum not exceeding ten thousand pounds. 50

Certificate that loan duly authorised.

11. A certificate published in the *Gazette*, and purporting to be under the hand of the Mayor, or, as the case may be, the Chairman of the local authority, certifying that such local authority has by special 55

order duly authorised the raising of the sum named in such certificate by way of special loan for the purpose of establishing an abattoir under section *five* of this Act, shall be conclusive evidence that the loan is duly authorised, and may be raised and secured in manner provided
5 by the local governing Act, anything in any local governing or other Act to the contrary notwithstanding.

12. Upon the completion of the abattoir the local authority shall in the prescribed manner apply to the Secretary for Agriculture at Wellington for the registration thereof, and he, if satisfied that
10 the requirements of this Act have been duly complied with, shall in the prescribed manner and form register such abattoir, and also the applicant local authority as the controlling authority thereof, and issue to such controlling authority a certificate of registration.

Registration of
abattoir.

13. Forthwith upon receiving such certificate the controlling authority shall, by advertisement published in a newspaper
15 circulating in the district, publicly notify that the abattoir has been duly registered and will be available for the slaughtering of stock on and after a date to be specified in such advertisement, being not sooner than *fourteen* nor later than *twenty-eight* days after
20 the first publication thereof; and it shall be the duty of such controlling authority to have the abattoir available accordingly, and thereafter to so maintain it as long as such certificate continues in force.

Notice that abattoir
available for
slaughtering.
1894, No. 30, s. 10,
amended.

Struck out.

25 ~~14. It shall not be lawful for any local authority to establish an abattoir except within its own district, or, with the previous consent of the Minister, within a contiguous district, or without the consent of the local authority of any district in which it is intended to establish such abattoir, and in the latter case the abattoir shall, for all the~~
30 ~~purposes of this Act, be deemed to be within the first-mentioned district, and under the sole control of the local authority thereof. In the event of the local authorities being unable to agree, the matter in dispute shall be referred to a Stipendiary Magistrate, who, after hearing evidence in the case, shall finally decide thereon.~~

Where abattoir may
be established.
Ib., ss. 5, 7.

New clause.

35 14A. (1.) The local authority may establish an abattoir in its own district, or, with the consent of the local authority of another district within such other district, and in the latter case the abattoir
40 shall, for all the purposes of this Act, be deemed to be within the first-mentioned district and under the sole control of the local authority thereof.

Provisions for
establishment of
abattoirs by local
authorities.

(2.) If such consent is refused the matter shall be referred to the Stipendiary Magistrate, who, after hearing the local authorities
45 concerned, shall decide whether the consent should or should not be given, and his decision shall be binding on all parties.

15. Notwithstanding anything hereinbefore contained, it is hereby declared as follows:—

Delegation of power
to establish abattoir.

(1.) In lieu of itself establishing an abattoir, a *the* local authority
50 *or authorities, with the exception of the local authorities respectively of the Cities of Wellington, Dunedin, Christchurch, and Auckland, and any local authorities within a radius of eight miles of the aforesaid cities,* may delegate to

any fit person *or persons* the power to establish the same upon such terms and conditions as, with the previous approval of the Minister, are agreed on.

- (2.) In such case all the rights, powers, functions, and duties by this Act conferred and imposed upon the delegating local authority (except the power to raise a special loan, or use the funds of the local authority) shall, according to the tenor of the delegation, devolve upon such person *or persons* as fully as if he *or they* were the controlling authority. 5
- (3.) An abattoir established pursuant to such delegation shall, for the purposes of the succeeding subsections of this section, be deemed to have been established by the delegating local authority. 10
- (4.) In lieu of themselves establishing separate abattoirs for their respective districts, two or more local authorities may, in the prescribed manner, combine to establish an abattoir for the purposes of such districts in common, upon such terms and conditions as are agreed on. 15
- (5.) An abattoir established by one local authority may, in the prescribed manner, be made available for the purposes of the district of another local authority upon such terms and conditions as are agreed upon. 20
- (6.) In either of the cases provided for in the *two last preceding* subsections hereof the following provisions shall apply:— 25
- (a.) Such one of the local authorities concerned as is agreed on in that behalf shall, for all the purposes of this Act, be deemed to be the controlling authority of the abattoir, and a *Gazette* notice by the Minister specifying the abattoir, the controlling authority thereof, and the local authorities and districts concerned shall be sufficient evidence thereof. 30
- (b.) Such abattoir shall be deemed to be established in and for each of the districts concerned, and it shall not be necessary for each of the local authorities concerned to itself establish an abattoir for its district. 35

Common abattoir may be established.

New clause.

15A. In any case where the local authorities of any two or more contiguous districts fail to agree upon the establishment of an abattoir for the purposes of such districts in common as aforesaid the following provisions shall apply:— 40

- (1.) On the application of any such local authority, and after hearing the local authorities of such contiguous districts, the Governor may, by Order in Council gazetted, authorise any such local authority to establish an abattoir for the purposes of all or any of such contiguous districts in common as he thinks fit, or declare that any abattoir already established shall be available for the purposes of such contiguous districts in common upon such terms and conditions as he thinks fit to prescribe. 45
- (2.) The local authority by which the abattoir is established shall be the controlling authority thereof. 50

Provision when local authorities fail to agree upon establishing an abattoir.

(3.) A *Gazette* notice by the Minister specifying the abattoir, the controlling authority thereof, and the local authorities and districts concerned, shall be sufficient evidence thereof.

5 (4.) Such abattoir shall be deemed to be established in and for each of the districts concerned, and so long as such abattoir is available for the slaughter of stock it shall not be lawful for any other abattoir to be established by any of the local authorities concerned.

10 (5.) Any Order in Council made in manner provided by this section may in like manner be revoked, and, until revoked, shall have full force and effect.

15 16. (1.) Subject to the provisions hereinafter contained relating to meat-export slaughterhouses, it is hereby declared that, so long as a registered abattoir available for slaughtering stock is established in any district, it shall not be lawful to slaughter *within a radius of five miles of such registered abattoir* in any such district any stock for human consumption or for export, or to dress ~~therein~~ *within such radius* any carcase for sale, except at a registered abattoir, or to sell or expose for sale in any such district any meat slaughtered elsewhere than in a registered abattoir.

All stock to be slaughtered at registered abattoir. 1894, No. 30, s. 11, amended.

(2.) In any proceedings against any person for any breach of this section it shall lie on him to prove that there is no registered abattoir in the district :

25 Provided that the Governor may from time to time exempt from the operations of this section any slaughterhouse the principal business whereof is the tinning of meat or the curing of bacon and hams : *Provided, further, that such exemption shall apply only to the meat tinned, or bacon or ham cured, in the course of such business.*

30 17. With respect to every duly registered abattoir, and the controlling authority thereof, the following provisions shall apply :—

Controlling authority may make charges for use of abattoir, and may let same.

Ib., ss. 12, 13, 16, 17, and 19, amended.

35 (1.) The controlling authority shall from time to time appoint some fit person as manager of the abattoir for the purposes of this Act, and may also from time to time appoint such slaughtermen, workmen, and other persons as it deems necessary for the purposes of the abattoir : *Provided that the local authorities may arrange with any person or persons to slaughter their own stock at such abattoir.*

40 (2.) Whenever the office of manager becomes vacant, the controlling authority shall forthwith make a fresh appointment.

45 (3.) The controlling authority may from time to time make such charges for the use of the abattoir, or for the storage of stock or carcasses therein, or for the slaughtering of stock therein, or for stallages, rents, or tolls in connection therewith, as it thinks fit, ~~and may also let for any term not exceeding three years all or any of the charges aforesaid on such terms and conditions as it thinks fit.~~

50 Provided that the charges aforesaid shall not come into force until they are approved by the Governor, ~~and also that such of them as for the time being are let shall not be altered during the term for which they are so let unless the lessee consents thereto.~~

- Recovery of charges.
- (4.) The controlling authority shall cause such charges to be notified in the *Gazette*, and shall at all times keep affixed in some conspicuous place in the abattoir such *Gazette* notification.
- (5.) It shall not be lawful to demand or receive any greater or other charges than those specified in such notification. 5
- (6.) If default is made in the due payment of any such charges or of any money payable in respect of the letting thereof as aforesaid, the controlling authority, or any person appointed or authorised by it in that behalf, may at any time after such default recover the same by suit in any Court of competent jurisdiction, or by distress and levy of any stock in the abattoir and belonging to the defaulter, in like manner as in the case of rent in arrear. 10

SLAUGHTERHOUSES.

15

Stock to be slaughtered in slaughterhouse.
1894, No. 30, s. 21, amended.

18. Subject to the provisions of this Act relating to abattoirs and meat-export slaughterhouses, it shall not be lawful in any district to slaughter any stock for human consumption, or to dress any carcase for sale, except in a registered slaughterhouse.

No license to be granted if abattoir in district.
Ib., s. 3, amended.

19. Subject to the provisions hereinafter contained relating to meat export slaughterhouses, no license shall be granted in respect of a slaughterhouse in any district ~~in which there is established~~ *within a radius of three miles of a registered abattoir available for slaughtering stock:* 20

Provided that this section shall not apply to any slaughterhouse which is exempted by the Governor from the operations of section *sixteen* hereof. 25

Application for license for slaughterhouse.
Ib., ss. 22, 24, amended.

20. Any person who desires to obtain a license in respect of a slaughterhouse in any district shall make application therefor to the ~~Secretary for Agriculture at Wellington,~~ *local authority subject to the approval of the Minister,* and with respect to every such application the following provisions shall apply:— 30

(1.) The application shall be in the prescribed form, and shall be accompanied by full plans and description of the slaughterhouse, *and such application shall be forwarded by the local authority to the Minister.* 35

(2.) The applicant shall by advertisement, published once in each of two consecutive weeks in a newspaper circulating in the district, give public notice of his intention to apply for a license, and of the situation of the slaughterhouse; and the second publication shall appear within seven days before the application is made. 40

Conditions subject to which license granted.
Ib., s. 22.

21. The ~~Secretary for Agriculture~~ *local authority with the approval of the Minister* may ~~in his discretion~~ grant and issue the license, if after due inquiry ~~he~~ *it is satisfied* on the following points, that is to say:— 45

- (1.) That the applicant is of good character; and also
- (2.) That the requirements of this Act have been duly complied with; and also
- (3.) That the situation of the slaughterhouse is not objectionable, and that its construction, equipment, and accommodation are in all respects sufficient. 50

22. With respect to every such license the following provisions shall apply:—

Provisions as to licenses.

1894, No. 30, s. 22, extended.

(1.) It shall be in the prescribed form, and shall, unless sooner cancelled, continue in force until the thirtieth day of June next succeeding the date of issue, but may in the prescribed manner be thereafter renewed from year to year.

(2.) The license whilst in force shall authorise the licensee, or any person with the licensee's written consent, to slaughter in the slaughterhouse specified therein stock for human consumption in any part of the colony outside a district wherein an abattoir is established.

(3.) The license may be transferred in such manner and subject to such conditions as are prescribed.

23. When issuing such license the ~~Secretary for Agriculture~~ local authority shall register the slaughterhouse to which the license relates, and such registration shall continue in force during the currency of the license to which it relates, but no longer.

Register of slaughterhouses.

MEAT-EXPORT SLAUGHTERHOUSES.

24. Meat-export slaughterhouses may exist and be registered in any district, and the proprietors thereof may be licensed in respect thereof, notwithstanding the establishment in such district of a registered abattoir or slaughterhouse.

Meat-export slaughterhouses.

25. For the purposes of such licensing and registration the provisions of sections *twenty*, *twenty-one*, *twenty-two*, and *twenty-three* hereof shall, *mutatis mutandis*, apply:

Licensing and registration thereof

Provided that in the case of the meat-export slaughterhouses mentioned in the *First Schedule* hereto the provisions of subsections *one* and *two* of section *twenty* and subsections *one*, *two*, and *three* of section *twenty-one* hereof shall be deemed to have been duly complied with.

First Schedule.

26. The license in respect of a meat-export slaughterhouse shall, whilst it continues in force, authorise the licensee to slaughter therein stock for human consumption throughout the colony or for export beyond the colony.

Effect of license.

New provisos.

Provided that meat from stock slaughtered in a meat-export slaughterhouse shall not be sold or exposed for sale in a district in which there exists a registered abattoir available for the slaughter of stock, except upon terms of paying to the controlling authority of the abattoir such fees as are agreed on, being in no case less than the fees that would be chargeable for the use of the abattoir (exclusive of the cost of slaughtering) if the stock had been slaughtered therein: Provided further that the moneys paid in fees as provided by the preceding proviso, together with the moneys received from those persons slaughtering in such abattoirs or otherwise, shall not be in any one year more than sufficient to defray the annual cost of such abattoirs, inclusive of five per centum per annum on the capital expended in establishing and erecting such abattoirs, and, on appeal being made to the Minister that such fees are excessive and bring in more than that hereinbefore provided, the Minister shall order such reduction as will be just and equitable.

INSPECTION.

Appointment of
Inspectors and
officers.
1894, No. 30, s. 33,
extended.

27. The Governor may from time to time, in such manner and on such terms and conditions as he thinks fit, appoint fit persons to be Inspectors, graders, and other officers for the purposes of this Act, and may define their duties, functions, and powers, and specify the districts and slaughtering-places in respect of which they shall exercise the same: *Provided that in case where any person or company has its own grader now or hereafter no Government grader shall be appointed to take his place if the said grader is a competent person:*

Provided further that no person (other than an Inspector of Stock appointed under "The Stock Act, 1893," or a duly qualified veterinary surgeon) shall be appointed as an Inspector under this Act unless he has passed the prescribed examination before the Government Veterinarian, appointed for the purpose, and has obtained from him a certificate that he is competent to perform the duties of an Inspector under this Act.

Struck out.

Stock Inspectors to
be Inspectors
hereunder.

28. All Inspectors appointed under "The Stock Act, 1893," shall by virtue of that appointment be deemed to be Inspectors under this Act.

Powers and func-
tions of Inspectors.

29. (1.) All Inspectors under this Act shall for the purposes of this Act have all the powers and functions of Inspectors under "The Stock Act, 1893."

(2.) In order to give effect to this section, the provisions of "The Stock Act, 1893," relating to the powers and functions of Inspectors, shall, with all necessary modifications, be deemed to be incorporated with this Act.

Powers of officers.
Ib., s. 33, extended.

30. Any officer under this Act may at any time, and from time to time, enter into or upon any place being a slaughtering-place, saleyard, or other land, building, yard, or premises, or into or upon any ship or conveyance where any stock or carcass may be or be supposed to be, or which is used or intended to be used for the collecting or slaughtering of stock or the carriage of stock or meat, and there do whatever he deems necessary for all or any of the purposes following, that is to say:—

- (1.) To inspect such place, ship, conveyance, stock, or carcass;
- (2.) To make search for any stock or carcass supposed to be stolen or diseased, and to prevent the slaughter of any such stock, or the removal (except by himself or under his authority) of any such stock or carcass;
- (3.) To prevent cruelty to any stock, whether such cruelty is caused by overcrowding, insufficient shelter, unsanitary conditions, want of food or drink, or otherwise howsoever;
- (4.) To prevent any such place, ship, or conveyance which in his opinion is in any way insanitary, defective, or unsuitable being used for the *collecting, slaughtering, or carriage* of stock or meat within the colony.

31. For the purposes of the *last preceding* section hereof the officer entering any such place as aforesaid—

- (1.) May examine all books and other records relating to stock or carcasses received or slaughtered in such place, or delivered or removed therefrom; and also

Power to examine
books, remove stock,
and take evidence.

- (2.) May, at the expense in all things of the owner or other person appearing to be in charge of any stock or carcase, (a) remove to any convenient place of safety any stock or carcase supposed to be stolen or diseased, or any stock appearing to be subjected to cruelty, and also (b) supply with food, drink, or shelter any stock appearing to be in need thereof; and also
- (3.) May examine, touching any stock or carcase, any persons found in such place, ship, or conveyance, or appearing to be employed therein, or to have charge thereof, or of any stock or carcase therein; and also
- (4.) May require any such person as aforesaid to assist in carrying out the provisions of this section, in which case it shall be the duty of every such person to forthwith comply with such requisition.

32. In and for every slaughtering-place there shall at all times be kept a book called a slaughter-book, wherein shall be truly and faithfully entered from day to day the following particulars respecting all stock slaughtered each day in such place, that is to say:—

Record of stock slaughtered to be kept in slaughter-book.

1894, No. 30, s. 34, amended.

- (1.) The number, species, and sex of such stock; and also
- (2.) The name, occupation, and address of the owner of such stock, or, if the licensee is the owner, then of the person from whom and the date on which he purchased took delivery of the same; and also
- (3.) In the case of a slaughterhouse, the colour of each head of cattle, and the brand or earmark of each head of cattle or sheep; and also
- (4.) Such other particulars as are prescribed.

33. The slaughter-book shall at all times be open to inspection by any Inspector or other officer under this Act, or any constable, without fee.

Inspection of slaughter-book. Ib.

SLAUGHTER OF STOCK.

34. For the purpose of preventing the consumption of meat that is diseased the following provisions shall apply:—

Diseased stock not to be slaughtered or brought into slaughtering-place.

- (1.) It shall not be lawful for any person to slaughter any stock in an abattoir or meat-export slaughterhouse without the written authority of an Inspector.
- (2.) Forthwith upon the slaughter of any stock in an abattoir or meat-export slaughterhouse, the carcasses shall be inspected by an Inspector, and no meat shall be moved therefrom for human consumption or for export unless and until he declares it to be free from disease.
- (3.) It shall not be lawful for any person to remove or allow to be removed from any slaughtering-place for human consumption or for export, or to sell or offer or expose for sale any meat which he knows to be diseased, or to have been declared by an Inspector to be diseased, or which is from an animal not slaughtered in accordance with the provisions of this Act.

35. Whenever on the slaughter of any stock it is found that such stock is diseased, it shall be the duty of the person in charge of the slaughtering-place where such stock is slaughtered to forthwith cause the carcase to be burnt, or buried, or to be removed to a boiling-down works, manure works, or other similar place, and there be so rendered that the products cannot be used for human consumption.

Mode of dealing with diseased stock on slaughter.

Carcases to be branded before removal.

36. In and for every slaughtering-place there shall at all times be a distinct brand, which shall contain the prescribed particulars, and shall in the prescribed manner be registered by the Secretary for Agriculture, and with which every carcase of stock slaughtered therein shall, in the prescribed manner, be clearly branded before being removed therefrom : 5

Struck out.

Provided that, in so far as relates to carcasses for export, this section shall not apply except whilst paragraph (c) of subsection *two* of section *forty* hereof has operation and effect as hereinafter provided. 10

EXPORT OF MEAT.

Struck out.

Following provisions to have effect only on petition.

37. None of the provisions contained in any of the *four next succeeding* sections hereof shall have operation or effect except in so far as, on petition in that behalf by one or more licensees of meat-export slaughterhouses, the Governor from time to time directs by Order in Council gazetted ; and with respect to such Order in Council the following provisions shall apply :— 15

(1.) The Order in Council shall specify the provisions which are to have operation and effect. 20

(2.) If the petitioners are a majority of all the licensees of meat-export slaughterhouses in the colony, the Order in Council shall state the fact, and declare that the specified provisions shall have operation and effect throughout the colony. 25

(3.) If the petitioners are less than such majority, the specified provisions shall have operation and effect with respect only to the meat-export slaughterhouses of the petitioners as specified in the Order in Council. 30

(4.) The Order in Council may from time to time be varied or revoked in manner and upon petition as aforesaid.

No meat to be exported without certificate.

~~38.~~ 37. It shall not be lawful for any person to place on board any ship any meat for export beyond the colony except pursuant to a certificate in that behalf duly issued by a grader under this Act :

Provided that such certificate shall not be required in respect of meat intended for the use of the passengers or crew of such ship nor in respect of cured hams or bacon. 35

Meat-export certificate

~~39.~~ 38. Such certificate shall be called a " Meat-export Certificate," and shall be in the prescribed form.

When meat-export certificate may be issued.

~~40.~~ 39. No meat-export certificate shall be issued by the grader unless and until he has satisfied himself— 40

(1.) That the provisions of subsections *one* and *two* of section *thirty-four* hereof have been duly complied with in respect of the meat to be exported ; and also

(2.) That at the time of the proposed shipment the meat— 45

(a.) Is in good condition and free from disease ; and also

(b.) Has in the prescribed manner been duly graded by himself or another grader under this Act ; and also

(c.) Has in the prescribed manner been duly branded or marked ; and also 50

(d.) Has been properly and thoroughly preserved by freezing, chilling, salting, or otherwise, as the case may be, and is properly packed; and also

- 5 (3.) That the ship is in all respects in a fit and proper condition to receive the meat, and also is properly equipped with all appliances necessary for the safe carriage thereof in good order and condition during the whole of the intended voyage.

10 ~~41.~~ 40. For the purposes of the *last preceding* section hereof, tinned meat shall not be deemed to be duly branded ~~or marked~~ unless each tin, and also each case or other package wherein the tins are packed, are distinctly ~~stamped or marked~~ *branded* with the following particulars:—

Particulars to be branded on tinned meat.

- 15 (1.) The words "New Zealand":
 (2.) The name of the exporter or owner, and also his registered trade-mark (if any):
 (3.) The true name and description of the contents.

GENERAL PROVISIONS.

20 ~~42.~~ 41. Every slaughtering-place, saleyard, conveyance, or other place where stock are confined or being carried shall at all times, to the satisfaction of the Inspector, be kept efficiently lighted, ventilated, cleansed, drained, and provided with a sufficient water-supply; and no offal, filth, or refuse shall be allowed to remain therein for more than twenty-four hours.

Provisions for cleanliness.
 1894, No. 30, s. 30
 (4).

25 ~~43.~~ 42. It shall not be lawful to permit or suffer drainage from any slaughtering-place to flow into any stream ~~which runs through a borough~~, unless it is proved *to the satisfaction of a Stipendiary Magistrate* that the stream is not thereby polluted. *Any owner or occupier of property affected by such drainage may lay an information before a Stipendiary Magistrate.*

No drainage to flow into stream running through borough.
 1895, No. 66, s. 5.

30 ~~44.~~ 43. It shall not be lawful for any person—

Skins, and brands thereon, not to be destroyed.
 1894, No. 30, s. 37, amended.

- 35 (1.) To destroy the skin of any stock or carcase; or
 (2.) To cut off, remove, or destroy any ear on such skin; or
 (3.) To cut out, burn, or otherwise destroy or deface any brand upon any such skin; or
 40 (4.) To be in the possession of any such skin from or upon which the ear or brand has been cut, removed, burnt, or otherwise destroyed or defaced; or,
 (5.) To knowingly purchase a raw hide or skin from which any brand has been cut or burnt out or destroyed, or otherwise defaced—

unless in every instance he is able to give a satisfactory account thereof whenever called upon so to do by any Inspector, Justice, or Court.

Inspection of skins of slaughtered stock. 1894, No. 30, s. 35, amended.

~~45.~~ 44. Any Inspector or Justice may at any time inspect the skins of any stock that have been, or that appear from the slaughter-book to have been, slaughtered in any slaughtering-place, and the manager or licensee shall, if so requested, furnish to such Inspector or Justice a full and satisfactory account showing from whom such skins were received, and to whom and in what manner they have been sold or disposed of. 5

Particulars of skins bought from slaughtering-place may be required. Ib., s. 36, amended.

46. 45. Any person who as either principal or agent buys or receives from or sells or delivers to any slaughtering-place or any person any hides or skins shall, whenever requested by an Inspector so to do, supply him with full particulars of the transaction, and also with certified copies of all accounts, records, and documents in his possession or under his control relating thereto. 10

Power to search for stolen stock. Ib., s. 40.

47. 46. Any Justice, Inspector, or constable may without warrant enter any place or premises whatsoever, at any time of the day or night, where there is cause to suspect that stolen stock exist or have been slaughtered or are intended to be slaughtered, or stolen hides or skins exist, and may make such search and inquiry therein as he deems necessary for the discovery of the offence and of the offender. 15

Liability if carcass found on premises. Ib., s. 39, amended.

~~48.~~ 47. If any carcass is found in the possession of any person, or on his premises with his knowledge, he commits an offence, unless he satisfies the Court that he came lawfully by such carcass. 20

No person to shoot at stock in paddocks, &c. Ib. s. 42.

49. 48. It shall not be lawful for any person to shoot at any stock ~~or other animal running in any field, paddock, or other ground, or in the immediate vicinity thereof, or on or near to any highway,~~ if he thereby endangers human life, unless he can show that such animal stock was dangerous: 25

Provided that this prohibition shall not apply to the slaughter of any animal stock by shooting in any place of confinement if every proper precaution is used to prevent danger to human life. 30

Blowing or spouting of meat forbidden. 1886, No. 50, s. 422. Swine not to be fed on diseased carcass, or allowed near abattoir.

~~50.~~ 49. It shall not be lawful for any person to subject any meat to the process commonly known as blowing, or spouting. 35

~~51.~~ 50. It shall not be lawful for any person owning or having charge of swine—

(1.) To feed them or allow them to be fed on any part of the diseased carcass of any animal; nor 35

New subsection.

(2.) To feed them with any meat or offal unless such meat or offal be first boiled; nor

~~(2.)~~ (3.) To allow them to wander or be kept, housed, or penned within *fifty* yards of any slaughtering-place; nor 40

~~(3.)~~ (4.) To allow them to be brought within *fifty* yards of any slaughtering-place, save for the purpose of slaughter therein within twelve hours thereafter.

Definition of "an offence."

~~52.~~ 51. Every person commits an offence against this Act who directly or indirectly, by himself, his servant, or agent,— 45

(1.) Does anything declared by this Act to be unlawful; or

(2.) Fails to faithfully perform or observe any duty or obligation imposed by this Act; or

(3.) Prevents, obstructs, or hinders any Inspector or other officer under this Act, or any Justice or constable, in the exercise of any power or function conferred by this Act. 50

Penalty for an offence.

~~53.~~ 52. (1.) Every person who commits any offence against this Act is liable to a penalty not exceeding *fifty* pounds, nevertheless without in any way releasing him from his civil liability in damages or otherwise at the suit of any person aggrieved. 55

(2.) Whenever, in any proceedings for a penalty in respect of any such offence, knowledge on the part of the defendant must be shown, such knowledge shall be presumed until the contrary is proved.

5 ~~54.~~ **53.** Without in any way releasing any other person from any liability under this Act, it shall be the duty of the manager or licensee of a slaughtering-place to see that all the provisions of this Act relating to such slaughtering-place are duly observed and complied with.

Manager and licensee to see Act complied with.

10 ~~55.~~ **54.** With respect to proceedings against the licensee of a slaughtering-place for any offence against this Act, the following provisions shall apply:—

Proceedings against licensee of slaughterhouse.
1894, No. 30, s. 46, extended.

(1.) He shall produce his license to the Court at the commencement of the hearing;

15 (2.) The second and every subsequent conviction shall by the Court be indorsed on the license;

(3.) On a third or any subsequent indorsement within any period of *two* years the Court may cancel the license.

20 ~~56.~~ **55.** All inspection fees received and penalties recovered under this Act shall be paid into the Public Account and form part of the Consolidated Fund; and all expenses incurred in the administration of this Act shall be payable out of moneys appropriated by Parliament.

Fees and penalties to be paid to Public Account.
Ib., s. 44, amended

25 ~~57.~~ **56.** Nothing contained in this Act, or done or suffered thereunder, shall be construed to in any way protect any local authority or licensee or other person from any liability to proceedings for any nuisance in respect of any slaughtering-place.

Liability for nuisance not affected.

Struck out.

30 ~~58.~~ **57.** In any case where, as the result of any of the provisions of this Act other than the provisions relating to the cancellation of licenses, any slaughtering-place held under any lease or tenancy is closed, the lessee or tenant may within fourteen days after such closing give written notice to the lessor of intention to terminate such lease or tenancy, and in such case the lease or tenancy shall, on the expiration of seven days from the giving of such notice, be deemed to be determined as by effluxion of time.

Where slaughterhouse closed under Act, lease may be determined.
Ib., s. 54.

35 ~~59.~~ **58.** Such notice may be given either personally or by posting it in a registered letter addressed to the lessor at his last known place of business or abode in the colony.

Service of notice determining lease

40 ~~57A.~~ In any case where as the result of the provisions of this Act, other than the provisions relating to the cancellation of licenses, any slaughtering-place is closed, the following provisions shall apply:—

Provisions when slaughtering-places closed owing to cancellation of license.

45 (1.) If the person occupying the slaughtering-place for the purpose of slaughtering stock therein occupies under any lease or tenancy, he may within fourteen days after such closing give written notice to the lessor of intention to terminate such lease or tenancy, and in such case the lease or tenancy shall, on the expiration of seven days from the giving of such notice, be deemed to be determined as by effluxion of time.

Leases may be determined.

50

Compensation may be paid.

- (2.) Such notice may be given either personally or by posting it in a registered letter addressed to the lessor at his last known place of business or abode in the colony.
- (3.) The person entitled to the buildings which constitute the slaughtering-place shall be entitled to compensation to the extent of one-half the value of such buildings as appearing on the valuation-roll of the district: Provided that if the value does not appear on such roll, or is included in the valuation of other properties, then such value shall be determined by valuation to be made under "The Government Valuation of Land Act, 1896."
- (4.) Such valuation shall be determined as at the time when the slaughtering-place is closed as aforesaid :
 Provided that no compensation shall be payable in respect of buildings erected or renewed after the passing of this Act.

Compensation may be paid without further appropriation.

57B. All moneys payable in respect of compensation under the (two) last preceding sections hereof shall be payable out of the Consolidated Fund without further appropriation than this Act.

REGULATIONS AND REPEALS.

Regulations. 1894, No. 30, s. 30, extended.

- ~~60.~~ 59. The Governor may from time to time make regulations providing for all or any of the following matters :—
- (1.) The registration of slaughtering-places, and the licensing of all persons carrying on the business of slaughterers, butchers, or purveyors of meat for human consumption ;
- (2.) The registration of marks, stamps, brands, and labels used for the branding or marking of meat ;
- (3.) The inspection of slaughtering-places, saleyards, stock, carcasses, and meat, and also of conveyances used for the carriage of stock, carcasses, or meat ;
- (4.) The inspection of ships carrying or intended to carry carcasses or meat for export ;
- (5.) The branding, marking, and grading of meat ;
- (6.) The proper, efficient, and sanitary construction, lighting, ventilation, cleansing, drainage, water-supply, maintenance, and good management of slaughtering-places and saleyards, and of all fixtures, appliances, instruments, utensils, and things connected or used therewith or connected with the management thereof ;
- (7.) The mode in which carcasses or meat shall be conveyed from any slaughtering-place to any ship or other place ;
- (8.) The destruction or disposal of any stock, carcase, or meat which, in the opinion of the Inspector, is diseased ;
- (9.) The conditions subject to which carcasses or meat from beyond a district may be brought for sale, barter, or consumption within such district :

Struck out.

Provided no such regulation shall prohibit the sale, barter, or consumption of any carcase or meat which has been slaughtered in accordance with the provisions of this Act, and has been inspected and declared to be free from disease by an Inspector ;

- (10.) Returns to be made by the managers and the licensees of slaughtering-places, setting forth prescribed particulars relating to the work done therein ;
- 5 (11.) The mode in which, and the causes for which, any license or certificate under this Act may be cancelled ;
- (12.) The matters in respect whereof fees shall be payable under this Act, and the amounts of such fees ;
- (13.) The form and mode in which anything shall be done which in this Act is expressed to be prescribed ;
- 10 (14.) Generally providing for anything for which regulations are contemplated or required by this Act, or which he deems necessary in order to fully give effect to the purposes of this Act.

~~61.~~ 60. (1.) In and by such regulations the Governor may impose such penalties for the breach thereof, not exceeding in each case fifty pounds, as he deems fit. Regulations as to license-fees and penalties.

(a.) Impose annual license-fees on all persons carrying on any of the businesses mentioned in subsection (1) of the *last preceding* section, and prohibit any such person not so licensed from carrying on any such business.

20

(b.) Impose fees for the inspection of stock with power for the person liable to pay such inspection-fees to agree with the Minister for a commutation thereof on payment of a lump sum annually.

25 (c.) Impose such penalties for the breach of any such regulation not exceeding in each case *fifty* pounds as he deems fit.

(2.) All such regulations shall take effect from the date of the gazetting thereof, and shall be laid before both Houses of Parliament within ten days thereafter if Parliament is sitting ; or, if not, then within ten days after the commencement of the first ensuing session thereof.

30

~~62.~~ 61. The several Acts mentioned in the *Second* Schedule hereto are hereby repealed : Provided, nevertheless, as follows :— Repeal.

35 (1.) Everything done by any local authority towards the establishment of an abattoir under any Act hereby repealed shall be deemed to have been done under this Act, and shall accordingly avail for all the purposes of this Act. Saving.

(2.) Every license granted under any Act hereby repealed shall be deemed to have been granted under this Act, and shall be subject to the provisions hereof accordingly.

40

(3.) All by-laws made by any local authority under any Act hereby repealed shall continue in operation until revoked by regulations under this Act.

45 ~~63.~~ 62. Except in so far as from time to time the Governor by Order in Council otherwise directs, nothing in this Act contained shall affect the operation of any of the following enactments in so far as they relate to slaughtering-places or stock intended for slaughter, or carcases or meat intended for human consumption, that is to say,— Certain provisions of other Acts not affected.

- (1.) Sections eighty to eighty-three of "The Public Health Act, 1876"; or
- (2.) Paragraphs (d) and (f) of section four hundred and twenty-two of "The Municipal Corporations Act, 1886," relating to the power of the Council to make by-laws in respect of the public health and convenience: Provided, nevertheless, as follows:—
 - (a.) No person shall be punished twice in respect of the same offence;
 - (b.) Compliance with any specified provision of this Act shall be deemed to be a sufficient compliance with the corresponding provision of any such enactment, or of any by-law thereunder.

SCHEDULES.

Schedules.

FIRST SCHEDULE.

Section 25.

MEAT-EXPORT SLAUGHTERHOUSES.

Proprietors.	Situation of Works.
Auckland Freezing Company	Auckland, and at Westfield.
Taranaki Freezing Works Company (Limited)	Moturoa.
Mount Egmont Freezing Works	Waitara.
The Western Packing Company	Patea.
Wanganui Meat Freezing Company (Limited)	Castlecliff.
Mitchell and Company's Works	Aramoho.
Longburn Freezing Works Company (Limited)	Longburn.
Nelson Brothers (Limited)	Gisborne.
Gisborne Freezing Company (Limited)	Gisborne.
North British and Hawke's Bay Company (Limited)	Western Spit.
Nelson Brothers (Limited)	Tomoana.
Gear Meat Preserving and Freezing Company of New Zealand (Limited)	Petone.
Wellington Meat Export Company (Limited)	Ngahauranga, and at Wellington.
Christchurch Meat Company (Limited)	Spring Creek, near Blenheim.
Christchurch Meat Company (Limited)	Islington.
Canterbury Frozen Meat and Dairy Export Company (Limited)	Belfast and Fairfield.
Nelson Brothers (Limited)	Hornby.
Lyttelton Harbour Board's Cold Store	Lyttelton.
Christchurch Meat Company (Limited)	Smithfield, near Timaru.
New Zealand Refrigerating Company (Limited)	Oamaru, and at Eveline.
Otago Dock Trust's Cold Store	Port Chalmers.
New Zealand Refrigerating Company (Limited)	Burnside.
The Ocean Beach Freezing Company	Ocean Beach.
Southland Frozen Meat and Produce Export Company (Limited)	Mataura.
Southland Frozen Meat and Produce Export Company (Limited)	Wallacetown.
Southland Frozen Meat and Produce Export Company (Limited)	Bluff.
Hellaby, R. and W.	Newton, Auckland.
Salmon, R., and Company... ..	Mount Roskill, Auckland.

SECOND SCHEDULE.

ACTS REPEALED.

1894, No. 30.—“The Abattoirs and Slaughterhouses Act, 1894.”

1895, No. 66.—“The Abattoirs and Slaughterhouses Act Amendment Act, 1895.”

1896, No. 18.—“The Abattoirs and Slaughterhouses Act Amendment Act, 1896.”