



THE ARTIFICIAL INSEMINATION OF ANIMALS
REGULATIONS 1972

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 6th day of June 1972

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Animals Act 1967, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Artificial Insemination of Animals Regulations 1972.

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. Interpretation—(1) In these regulations, unless the context otherwise requires,—

“The Act” means the Animals Act 1967:

“Animals” means cattle, sheep, pigs, and goats:

“Approval” means, as the case may require, an approval issued by the Director-General under these regulations in respect of a sire, or an artificial insemination centre, or to a superintendent or operator; and “approved” has a corresponding meaning:

“Artificial insemination centre” means any premises approved by the Director-General as an artificial insemination centre in which all operations in connection with the collection, preparation, and storage of semen and insemination of animals may take place:

“Artificial insemination” means the performance of the operation of artificially inseminating animals:

“Disease” means any disease for the time being specified in the First Schedule or the Second Schedule to the Act, and any other abnormal or unhealthy condition that may be transmitted through semen or by the act of insemination:

“Operator” means a person approved under these regulations to perform such operations in connection with the artificial insemination of animals as are specified in his approval:

“Sire” means a bull, ram, boar, or male goat:

“Superintendent” means a person approved under these regulations who has the immediate direction and supervision of an artificial insemination centre.

(2) Other terms and expressions defined in the Act shall, when used in these regulations, have the meanings so defined unless the context otherwise requires.

3. Exemption from regulations—Nothing in these regulations shall prohibit or restrict the performance by any veterinary surgeon of any operation in connection with artificial insemination for the prevention or control of venereal disease in animals.

4. Powers of Director-General—The Director-General may, subject to such terms and conditions as he thinks fit,—

- (a) Approve premises to be used as artificial insemination centres, and define the standards of construction, equipment, and hygiene for those centres;
- (b) Approve persons to be superintendents of artificial insemination centres;
- (c) Prescribe standards of competence for and approve operators for performing specified operations in connection with the artificial insemination of animals:

- (d) Permit, on such terms and conditions as the Director-General may specify in any permit granted under this paragraph, the performance by the owner of any animals or his agent, of the operation of artificially inseminating those animals with semen obtained from any approved sire:
- (e) Approve sires to be used for artificial insemination:
- (f) Approve for the purpose of these regulations the establishment of semen banks for the storage, elsewhere than at artificial insemination centres, of animal semen collected for distribution and sale.

Artificial Insemination Centres

5. Artificial insemination centres to meet certain conditions—(1) No premises shall be approved as an artificial insemination centre under these regulations unless the Director-General—

- (a) Is satisfied that the premises and equipment are adequate and suitable for their purposes; and
- (b) Has obtained a certificate from a veterinary surgeon to his satisfaction that adequate facilities are provided for the protection of animal health.

(2) It shall be a condition of every approval that the superintendent, or if not the superintendent then some other person employed at the artificial insemination centre, shall be a veterinary surgeon.

(3) The veterinary surgeon referred to in subclause (2) of this regulation shall be employed full time at the artificial insemination centre, and shall have responsibility for the health of the animals at that centre and for the hygiene of the premises, and shall be in control of the animal health aspects of procedures at that centre:

Provided that, if any such centre is not able to employ a veterinary surgeon full time at the centre, the centre shall employ a veterinary surgeon under such terms and conditions as the Director-General may direct.

6. Application for approval of an artificial insemination centre—Every application for approval of an artificial insemination centre shall be made in the manner prescribed by the Director-General and shall contain such information as he may require.

Semen Banks

7. Semen banks—Except as provided in regulation 4 of these regulations, no person shall store animal semen otherwise than at an approved artificial insemination centre, unless the method of storage is approved by the Director-General.

Approval of Superintendents and Operators

8. Superintendents to be approved—(1) Every artificial insemination centre shall be under the supervision of a person who is approved by the Director-General to supervise all operations in connection with the collection, preparation, and storage of semen conducted in that centre.

(2) Applications for the approval of the Director-General to carry out the duties of superintendent of an artificial insemination centre shall be made in the manner prescribed by the Director-General, and shall contain such particulars of the training and experience of the applicant

in performing, directing, and supervising all operations in connection with the collection, preparation, and storage of animal semen as the Director-General may require.

(3) Every approval given to a superintendent under these regulations shall be for a period of 5 years, and may from time to time be renewed by the Director-General for a further period of 5 years, but any approval may at any time be revoked by the Director-General.

9. Unauthorised persons not to perform artificial insemination operations—Except as provided in regulation 3, or under regulation 4 (d), of these regulations, no person other than an approved superintendent shall perform any operation specified by the Director-General in connection with the artificial insemination of animals, unless he holds an operator's approval from the Director-General pursuant to these regulations.

10. Director-General may specify operations—The Director-General may define or specify the particular operation or operations in connection with artificial insemination for which operators are to be approved.

11. Applications for approval of operator—(1) Applications for the approval of the Director-General to perform the functions of an operator shall be made in the manner prescribed by the Director-General, and shall contain such particulars of the training and experience of the applicant in the performance of the operation or operations in connection with artificial insemination in respect of which the applicant seeks approval and such further information as the Director-General may require.

(2) Every initial approval given to an operator under these regulations shall be for a period of 12 months, and any approval may from time to time thereafter be renewed by the Director-General for a further period of 2 years, but any approval may at any time be revoked by the Director-General.

Approval of Sires

12. Semen to be obtained from approved sires—Except as provided in regulation 4 of these regulations or in any permit granted under these regulations, no person shall obtain, for use in inseminating animals, semen from any sire unless that sire is an approved sire under these regulations.

13. Application for approval of sires—Every application for approval of any sire under these regulations shall be made by the owner thereof in the manner prescribed by the Director-General for the purpose, and shall set out such particulars of the sire and such further information as the Director-General may require.

14. Examination of sires—On receipt of an application for approval of any sire under these regulations the animal shall be examined by a veterinary surgeon approved by the Director-General who shall set out the result of the examination in a certificate in such form as the Director-General may require.

15. Approval of sire dependent on satisfactory certificate—The Director-General shall not grant approval of any sire under these regulations unless he is satisfied that it is a suitable sire after taking into consideration the certificate of the examining veterinary surgeon relating to the animal's freedom from disease.

16. Withdrawal of approval—The approval of any sire under these regulations may be withdrawn if the animal is actually suffering from or becomes affected with any disease which, in the opinion of the Director-General, renders it unsuitable for artificial insemination, or if it becomes infertile.

17. Effect of withdrawal of approval—Any sire whose approval has been withdrawn because of infection with disease shall forthwith be removed from the artificial insemination centre.

Revocation of Approvals

18. Revocation of approval of premises—Any approval in respect of any premises may be revoked in any of the following events—

- (a) If during the period of 12 months immediately preceding the revocation the holder of the approval has been convicted of any offence against these regulations; or
- (b) If the holder of the approval fails or neglects to remedy within the time specified in the notice any defect in or about the approved premises or its equipment when required by the Director-General so to do by notice served on the holder of the approval; or
- (c) If premises approved as an artificial insemination centre cease to be under the supervision of a person who is the holder of an approval of a superintendent issued under these regulations.

19. Revocation of approval of a superintendent or operator—Any approval of a superintendent or operator may be revoked in any of the following events—

- (a) If during the period of 12 months immediately preceding the revocation the holder of the approval has been convicted of any offence against these regulations; or
- (b) If the holder of the approval has been punished by fine or imprisonment for any offence which in the opinion of the Director-General renders him unfit to be the holder of an approval under these regulations; or
- (c) If in the opinion of the Director-General the holder of the approval becomes incompetent in the performance of the duties or operations authorised by the terms of his approval.

20. Director-General to give notice of proposed revocation—Whenever the Director-General proposes to revoke any approval he shall notify the holder of the approval of the ground of the proposed revocation by registered letter, and the holder of the approval shall be entitled to submit to the Director-General any considerations or evidence relating to the proposed revocation of the approval.

Inspection and Supervision of Premises

21. Inspection of approved artificial insemination centres—(1) Every person who holds an approval for an artificial insemination centre shall at all times permit any person authorised in writing by the Director-General to enter the artificial insemination centre for the purpose of making such inspection and doing such testing and examination as the Director-General may determine.

(2) The holder of the approval shall afford all reasonable facilities and assistance in any such inspection, testing, and examination.

22. Veterinary inspection—Any premises approved under these regulations, and all operations in connection with artificial insemination conducted on the premises, shall be subject to such veterinary inspection as the Director-General may require.

Register of Approvals

23. Register of approvals—The Director-General shall keep or cause to be kept in such form as he considers sufficient a register of approvals and approved sires, in which register shall be entered such particulars as the Director-General shall determine, and the Director-General may from time to time publish or cause to be published a list or lists containing particulars of all artificial insemination centres, semen banks, persons, and sires so approved.

Disease Control

24. Register of health of each sire—(1) The superintendent of each artificial insemination centre shall keep a register for each sire, in which will be recorded the date or dates of all tests for disease and vaccinations, and the dates of and types of treatments carried out and the results thereof.

(2) The register shall be available at all reasonable times for inspection by an officer of the Department of Agriculture authorised by the Director-General in that behalf.

25. Animals to be tested—All animals used at the artificial insemination centre shall be subjected to such tests and examinations for disease and at such intervals as may be required by the Director-General.

26. Procedure where a sire is found to be diseased—(1) If as a result of examinations and tests any animal is found to be infected with any disease, the animal shall be treated or removed from the artificial insemination centre, as directed by the Director-General.

(2) If any sire has died or has been slaughtered or has been removed from an artificial insemination centre pursuant to subclause (1) of this regulation or pursuant to regulation 17 of these regulations no semen from that sire shall be used, distributed, or sold without the approval of the Director-General.

27. Entry of animals to an artificial insemination centre—Except for specific purposes for which prior approval has been given, all animals shall be held in isolation in all artificial insemination centres until such time as they have been approved by the Director-General or passed the health tests which have been laid down by the Director-General.

28. Records of semen issues—The person holding the approval for any artificial insemination centre or semen bank, and every person who stores semen or administers it to animals, shall keep or cause to be kept such records of sales or issues of semen, to the satisfaction of the Director-General, as will ensure that it will be possible at any time to trace the herds to which semen from the centre or bank has been supplied.

29. Semen from other animals not to be stored at artificial insemination centre or semen bank—No semen from animals other than cattle, sheep, pigs, and goats shall be collected in or stored at any artificial insemination centre or semen bank, except with the prior approval of the Director-General.

Approval Fees

30. Fees payable—(1) Any approval or renewal of an approval, and any duplicate of any such approval or renewal, to be granted pursuant to the provisions of these regulations shall be issued only on the payment, by the person applying therefor, of the fee prescribed in the Schedule to these regulations.

(2) All such fees shall be paid into the Public Account and shall form part of the Consolidated Revenue Account.

31. Refund of fees on withdrawal of application—In the event of an applicant for an approval requesting withdrawal of his application before the consideration of his application by the Director-General, a refund of half of the fee so paid shall, subject to appropriation by Parliament of funds for that purpose, be made to the applicant.

Offences and Revocations

32. Offences—(1) Every person commits an offence against these regulations who—

- (a) Makes any false or fraudulent representations to the Director-General for the purpose of securing an approval under these regulations; or
- (b) Fails to comply with or acts in contravention of any of the provisions of these regulations.

(2) Except where he is acting under regulation 3 of these regulations, or under any permit or approval granted under these regulations, every person commits an offence against these regulations who—

- (a) Uses any premises as an artificial insemination centre or for the storage of animal semen;
- (b) Undertakes the functions of superintendent;
- (c) Performs any operations in connection with artificial insemination for which an approval is required;
- (d) Uses, sells, or distributes, for any purpose in connection with artificial insemination,—
 - (i) Semen from other than an approved sire; or
 - (ii) Semen obtained elsewhere than from an artificial insemination centre or semen bank.

(3) Every person who commits an offence against these regulations is liable on summary conviction, in accordance with section 104 of the Act, to a fine not exceeding \$200.

33. **Revocation and savings**—(1) The following regulations are hereby revoked—

- (a) The Artificial Insemination of Dairy Cattle Regulations 1952*:
- (b) The Artificial Insemination of Dairy Cattle Regulations 1952, Amendment No. 1†.

(2) Nothing in these regulations shall be construed to limit or in any way affect the provision of any Act or any other regulations made under the Animals Act 1967.

SCHEDULE

Reg. 30

	FEES	\$ c
(a) Issue of an approval for an artificial insemination centre		12.00
(b) Issue of a superintendent's approval		8.00
(c) Renewal of a superintendent's approval		4.00
(d) Issue of an operator's approval		2.00
(e) Renewal of an operator's approval		2.00
(f) Issue of a duplicate approval in the case of the original having been lost, damaged, or destroyed		1.00

P. J. BROOKS,
Clerk of the Executive Council.

*S.R. 1952/236
†S.R. 1956/136

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations provide for the control of the artificial insemination of cattle, sheep, pigs, and goats.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 8 June 1972.

These regulations are administered in the Department of Agriculture.