

Serial Number 1948/131



**THE BOBBY CALF MARKETING REGULATIONS 1947,
AMENDMENT NO. 3**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington, this 4th day of
August, 1948

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Marketing Act, 1936, and the Agriculture (Emergency Powers) Act, 1934, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Bobby Calf Marketing Regulations 1947, Amendment No. 3, and shall be read together with and deemed part of the Bobby Calf Marketing Regulations 1947* (hereinafter referred to as the principal regulations).

2. Regulation 2 of the principal regulations is hereby amended by adding the following definitions :—

“ ‘ Saleyard ’ means any place designed for the purpose where stock, within the meaning of the Stock Act, 1908, are assembled for sale :

“ ‘ Saleyard Committee ’ means a Saleyard Committee established under these regulations.”

3. The principal regulations are hereby amended by adding the following clauses as Part VII :—

“ PART VII.—ESTABLISHMENT AND FUNCTIONS OF SALEYARD COMMITTEES

“ 38. (1) The Minister may, by notice in the *Gazette*, declare that any saleyard shall be a receiving depot for bobby calves.

“ (2) Any such notice may be at any time revoked.

“ (3) No bobby calf shall be sold in any saleyard to which a notice given under subclause (1) hereof for the time being relates except through the agency of the Saleyard Committee appointed for that saleyard.

* Statutory Regulations 1947, Serial number 1947/120, page 462.

Amendment No. 1 : Statutory Regulations 1947, Serial number 1947/180, page 616.

Amendment No. 2 : Statutory Regulations 1948, Serial number 1948/101, page 309.

“ 39. (1) For every saleyard declared under Regulation 38 hereof to be a receiving depot for bobby calves there shall be a Saleyard Committee which shall consist of not less than five persons who are producers (hereinafter referred to as producer members) and such other persons (hereinafter referred to as appointed members) as the Minister may appoint after consultation with the producer members of the Saleyard Committee.

“ (2) Every appointment by the Minister of a member of a Saleyard Committee shall be made by notice under the hand of the Minister published in the *Gazette*, and shall take effect on the date of appointment or on such later date as may be stated in the notice.

“ (3) Every Saleyard Committee shall first consist wholly of members appointed by the Minister.

“ (4) The provisions of Regulations 8, 12, 13, 14, 15, and 16 hereof shall, with the necessary modifications, apply to Saleyard Committees.

“ 40. (1) At the first annual meeting of a Saleyard Committee, and at the annual meeting in every subsequent year, two producer members shall retire from office.

“ (2) The producer members to retire in each year shall be those who have been longest in office since their appointment or election, but, as between persons who became members on the same day, those to retire shall be decided by lot.

“ (3) At each annual meeting the retiring producer members shall be replaced by persons elected in their stead and the provisions of clauses 6, 7, and 8 of the Schedule hereto shall, with the necessary modifications, apply to the election of any such persons.

“ (4) Every appointed member shall retire on the date of the annual meeting of the Committee to which he was appointed.

“ (5) A retiring member shall be eligible for re-election or reappointment, as the case may be.

“ 41. (1) The functions of a Saleyard Committee shall be to regulate and control the marketing and disposal of bobby calves at the saleyard in respect of which it has been appointed.

“ (2) The provisions of subclause (2) of Regulation 17 and Regulations 18, 19, 20, and 24 hereof shall, with the necessary modifications, apply to a Saleyard Committee as if it were a Pool Committee.

“ 42. Every Saleyard Committee shall, in the exercise of its powers and functions, be deemed to be the agent of every producer for the marketing of bobby calves at the saleyard in respect of which the Committee is appointed, and the mutual rights, obligations, and liabilities of the Saleyard Committee and the several producers shall be determined in accordance with the law governing the relations between principal and agent.

“ 43. Notwithstanding the provisions of Regulation 3 hereof, no saleyard that has been declared under these regulations to be a receiving depot for bobby calves shall be deemed to be included in a pool area and no Pool Committee shall have authority with respect to the sale of bobby calves in any such saleyard.

“ 44. Every Saleyard Committee shall make all necessary arrangements for the delivery of bobby calves from the saleyard to an abattoir or a meat-export slaughterhouse for their disposal in accordance with these regulations.

“ 45. Every Saleyard Committee shall hold an annual meeting during the month of March in each year. Every such meeting shall be advertised and shall be open to all persons in the district who, in the opinion of the Committee, are interested in the production of bobby calves.

“ 46. Every Saleyard Committee may, with the approval of the Department, distribute any surplus funds accruing from its operations in any manner that will in its opinion promote the interests of producers in the district in which the saleyard for which the Committee is appointed is situated.”

4. An officer of the Department authorized in that behalf by the Minister may attend any annual meeting of producers or any meeting of a Committee, a Saleyard Committee, or any sub-committee of either of such Committees.”

T. J. SHERRARD,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.
Date of notification in *Gazette* : 5th day of August, 1948.
These regulations are administered in the Marketing Department.