

**1977/84**

*Reprint under section 7 of the Regulations Act 1936 of the Board of Trade (Meat Grading) Regulations 1943 (S.R. 1943/117), as amended by the following enactments:*

Amendment No. 1, S.R. 1943/134  
 Application Notice 1944, S.R. 1944/147 (*spent*)  
 Amendment No. 2, S.R. 1947/56  
 Amendment No. 3, S.R. 1971/68  
 Amendment No. 4, S.R. 1973/231  
 Amendment No. 5, S.R. 1976/79

**THE BOARD OF TRADE (MEAT GRADING) REGULATIONS  
 1943 (REPRINT)**

C. L. N. NEWALL, Governor-General

**ORDER IN COUNCIL**

At the Government House at Wellington this 14th day of  
 July 1943

Present:

**HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL**

PURSUANT to the provisions of section 26 of the Board of Trade Act 1919, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and on the recommendation of the Minister of Industries and Commerce, and deeming the provisions hereinafter contained to be necessary in the public interest for divers of the purposes set out in the said section, doth hereby make the following regulations for the purposes of the said Act.

The Board of Trade Act 1919 was repealed by s. 21 (1) of the Trade and Industry Act 1956 (reprinted 1973, Vol. 2, p. 1656). The last-mentioned Act is the corresponding enactment in force at the date of this reprint. These regulations are continued in force by s. 21 (3) of that Act.

The reference to the Minister of Industries and Commerce should now be read as a reference to the Minister of Trade and Industry; see s. 2 (6) of the Trade and Industry Amendment Act 1972.

## ANALYSIS

- |                           |                                     |
|---------------------------|-------------------------------------|
| 1. Title and commencement | 5. Grading                          |
| 2. Application            | 6. Sale or offer for sale           |
| 3. Interpretation         | 7. Notice of grades to be displayed |
| 4. Inspectors and Graders | 8. Offences                         |
|                           | 9. Penalty for offences             |

## REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Board of Trade (Meat Grading) Regulations 1943.

(2) These regulations shall come into force [on the 15th day of November 1943].

In subclause (2) the words in square brackets were substituted for the words "twenty-eight days after notification in the *Gazette* of the making thereof" by regulation 2 of S.R. 1943/134.

**2. Application**—These regulations shall apply to all meat which is veal, beef, pigmeat, lamb, hogget, or mutton as described in the said specification hereinafter referred to and which is derived from animals slaughtered in any abattoir or export slaughterhouse, if it is intended for human consumption in New Zealand, except—

- (a) Meat which has been subject to any canning process:
- (b) Mince-meat, sausage meat, saveloy meat, tripe, lard, dripping, and suet. ]

This regulation was substituted for the former regulation 2 (as substituted by regulation 2 of S.R. 1947/56) by regulation 2 (1) of S.R. 1973/231.

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

"Abattoir" and "export slaughterhouse" have the same meanings as in the Meat Act 1964:

"Cut" means a cut of meat as described in the said specification:

"Grader" means a person appointed as a Grader for the purpose of these regulations; and, in the case of an export slaughterhouse, includes the licensee thereof and also includes any person employed by the licensee to grade meat for the purpose of these regulations:

"Inspector" means a person appointed as an Inspector for the purposes of these regulations:

"Meat" means any meat to which, pursuant to regulation 2 hereof, these regulations apply:

"Premises" means any land or buildings; and includes any vehicle or conveyance of any kind whatsoever:

"The said specification" means the New Zealand Standard Specification for Grades of Meat and Definition of Cuts of Meat for Sale on the New Zealand Market No. NZS 8403: 1973.

(2) For the purposes of these regulations, the carcass weights provided for in the said specification shall be taken immediately after slaughter and dressing without any allowance for subsequent loss of weight. ]

This regulation was substituted for the original regulation 3 by regulation 3 (1) of S.R. 1973/231.

**4. Inspectors and Graders—**[(1) There may from time to time be appointed under the provisions of the State Services Act 1962 such Inspectors and Graders as may be considered necessary for the purposes of these regulations.]

(2) Any Inspector, either alone or in the company of others, may at any time enter any premises used, or suspected by him of being used, for the sale of meat or for the storage of meat intended for sale, and he may inspect the premises and any meat found therein, and may require any person to give him any information in the person's possession as to any meat then or recently on the premises. Any person withholding such information shall be guilty of an offence against these regulations.

(3) Any Inspector shall at all times have full and free access to all the books, accounts, and documents relating to the business of any person carrying on business as a vendor of meat for the purpose of inspecting the books, accounts, and documents and making extracts therefrom or copies thereof.

(4) On payment or tender to any person selling meat, or to his agent or servant, of the current market value of any meat selected by an Inspector, the Inspector may purchase and the person to whom the payment [or tender] is made shall sell to the Inspector the meat so selected.

[(5) Any Inspector who has good cause to believe that any equipment or material has been used for or in connection with the grade marking of meat in breach of these regulations may seize that equipment or material.

(6) Any equipment or material seized by an Inspector pursuant to subclause (5) of this regulation shall be retained by the Secretary of Trade and Industry pending the trial of any person for the offence in respect of which it was seized. If in proceedings for the offence the defendant is convicted, the equipment or material shall be deemed to be forfeited to the Crown and shall be disposed of in such manner as the Secretary of Trade and Industry directs. If the defendant is acquitted or if proceedings for the offence are not taken within 6 months after the seizure of the equipment or material, it shall be returned to the person who was in possession of it at the time when it was seized.]

Subclause (1) was substituted for the original subclause (1) by regulation 4 (1) of S.R. 1973/231.

In subclause (4) the words "or tender" were inserted by regulation 4 (2) of S.R. 1973/231.

Subclauses (5) and (6) were added by regulation 4 (3) of S.R. 1973/231

**5. Grading—**[(1) No person shall remove from any abattoir or export slaughterhouse any meat that is intended for human consumption in New Zealand, unless and until it has been graded by a Grader in accordance with the grades and grading requirements set out in the said specification and the Grader or a person acting by his direction has striped the meat in the manner prescribed by the said specification, or, if the meat is frozen, has indicated the grade of the meat on the ticket attached to it in the manner prescribed by the said specification.]

(2) Where any meat is removed from any abattoir or **【export slaughterhouse】** by any person who is a vendor of meat . . . or for delivery to any such person as aforesaid, the meat shall for the purposes of this regulation be deemed to be intended for human consumption **【in New Zealand】**.

(3) If any meat is removed from an abattoir or an **【export slaughterhouse】** contrary to the provisions of this regulation the manager of the abattoir or the licensee of the **【export slaughterhouse】**, as the case may be, shall be guilty of an offence and shall be liable accordingly unless he proves to the satisfaction of the Court that the meat was removed without his knowledge, consent, or connivance.

(4) Any person who removes any meat, or causes any meat to be removed, from any abattoir or **【export slaughterhouse】** contrary to the provisions of this regulation commits an offence and shall be liable accordingly.

**【(5) All grading carried out for the purposes of this regulation in any export slaughterhouse shall be carried out under the supervision of a Grader employed by the Ministry of Agriculture and Fisheries. If at or immediately after the time of killing it is intended that the meat shall be consumed in New Zealand, the carcass shall then be graded and striped or ticketed as provided in subclause (1) of this regulation.**

(6) No person, being the manager of an abattoir or the licensee of an export slaughterhouse shall, when the owner or his agent claims any sheep to be a hogget, remove the head from the carcass or cause or suffer it to be so removed, until the carcass has been mouthed for age at the time of slaughter and the carcass has been identified as being eligible for grading as a hogget.**】**

Subclause (1) was substituted for the former subclause (1) (as amended by regulation 3 of S.R. 1947/56) by regulation 5 (1) of S.R. 1973/231.

In subclauses (2), (3), and (4) the words "export slaughterhouse", wherever they occur, were substituted for the words "meat-export slaughterhouse" by regulation 3 (2) (a) of S.R. 1973/231.

In subclause (2) the words "in an abattoir district in which these regulations apply" were omitted by regulation 4 (a) of S.R. 1947/56, and the words "in New Zealand" were substituted for the words "in that district" by regulation 4 (b) of S.R. 1947/56.

Subclauses (5) and (6) were substituted for the former subclauses (5) and (6) (as amended by regulation 5 and substituted by regulation 6 of S.R. 1947/56) by regulation 5 (2) of S.R. 1973/231.

**6. Sale or offer for sale—(1) Revoked by regulation 6 (1) of S.R. 1973/231.**

**【(2) No person shall sell or offer or expose for sale for human consumption, or have in possession for sale for human consumption, any meat unless the meat has been striped or ticketed as provided in subclause (1) of regulation 5 hereof, or the grade assigned by the Grader to the meat from which the meat or cut was taken is shown in legible and prominent characters on a ticket or placard which is displayed in such a way that it clearly refers to the meat or cut.】**

(3) No person shall sell or offer or expose for sale for human consumption, or have in his possession for sale for human consumption, any . . . cut of meat which has been severed from a carcass or portion of a carcass which has been graded by a Grader in accordance with the said specification as **【manufacturing】** grade.

(4) For the purposes of this regulation meat shall, unless and until the contrary is proved, be deemed to be in possession for sale for human consumption if it is in any shop or premises used for the sale of meat, or for the storage of meat intended for sale, and any meat that is sold shall be deemed to be sold for human consumption, unless and until the contrary is proved.

Subclause (2) was substituted for the original subclause (2) by regulation 6 (2) of S.R. 1973/231.

In subclause (3) the words "joint or" were omitted by regulation 3 (2) (b) of S.R. 1973/231, and the word "manufacturing" was substituted for the word "boner" by regulation 6 (3) of S.R. 1973/231.

**7. Notice of grades to be displayed**—No person shall in any shop or premises sell or offer for sale by retail any meat to which these regulations apply unless there is displayed in the shop or premises, in full view of the public, a notice not less than **【500 mm】** by **【310 mm】** in dimensions on which shall be printed in bold type of not less than 36-points face measurement the names of the grades of each different kind of meat as set out in the said specification and which shall show in respect of each such grade a facsimile of the brand prescribed by the said specification.

The expressions "500 mm" and "310 mm" were substituted for the expressions "20 in." and "12½ in." by regulation 2 of S.R. 1976/79.

**8. Offences**—Every person commits an offence against these regulations who—

- (a) Acts in contravention of or fails to comply in any respect with any provision of these regulations:
- (b) Except in the ordinary course of preparing a . . . cut for sale, defaces, removes, or tampers with any brand, grade-mark, or other distinguishing mark stamped on or affixed to any meat by or by direction of a Grader in the manner prescribed by the said specification:
- (c) Places on or displays with reference to any **【cut】** any ticket or placard which is false or misleading as to the grade assigned to the carcass or portion of the carcass from which **【the cut】** was severed:
- (d) Places on or displays with reference to any **【cut】** any ticket or placard bearing any description of **【the cut】** which is not in accordance with the **【definitions of cuts】** contained in the said specification or which is otherwise false or misleading:
- 【(da) Not being a Grader or a person acting by direction of a Grader, applies to any meat any brand or mark indicating that the meat has been graded in accordance with these regulations:】**
- (e) Sells any **【cut】** under any description which is not in accordance with the **【definitions of cuts】** contained in the said specification or which is otherwise false or misleading:

- (f) Obstructs, hinders, impedes, resists, or opposes any Inspector who is exercising or attempting to exercise any powers conferred on him under these regulations.

In para. (b) the words "joint or" were omitted by regulation 3 (2) (c) of S.R. 1973/231.

In paras. (c), (d), and (e) the word "cut" was substituted for the words "joint or cut of meat" by regulation 3 (2) (d) of S.R. 1973/231.

In para. (c) the words "the cut" were substituted for the words "the joint or cut" by regulation 3 (2) (e) of S.R. 1973/231.

In para. (d) the words "the cut" were substituted for the words "the joint or cut" by regulation 3 (2) (f) of S.R. 1973/231.

In paras. (d) and (e) the words "definitions of cuts" were substituted for the words "definitions of joints and cuts" by regulation 3 (2) (g) of S.R. 1973/231.

Para. (da) was inserted by regulation 7 of S.R. 1973/231.

**【9. Penalty for offences—**Every person who commits an offence against these regulations shall be liable on summary conviction to a fine not exceeding \$400.**】**

This regulation was added by regulation 2 of S.R. 1971/68.

C. A. JEFFERY,  
Clerk of the Executive Council.

---

*Certified for the purposes of section 7 of the Regulations Act 1936,  
this 22nd day of March 1977.*

P. I. WILKINSON, *Attorney-General.*

---

Issued under the authority of the Regulations Act 1936.

Date of notification of principal regulations in *Gazette*: 22 July 1943.

These regulations are administered in the Department of Trade and Industry.