

**1971/52**

**THE GAME (PACKING AND EXPORT) REGULATIONS 1967,  
AMENDMENT NO. 1**

ARTHUR PORRITT, Governor-General

**ORDER IN COUNCIL**

At the Government Buildings at Wellington this 1st day of March 1971

Present:

THE RIGHT HON. SIR KEITH HOLYOAKE, G.C.M.G., C.H., PRESIDING IN  
COUNCIL

PURSUANT to the Meat Act 1964, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

**REGULATIONS**

**1. Title and commencement**—(1) These regulations may be cited as the Game (Packing and Export) Regulations 1967, Amendment No. 1, and shall be read together with and deemed part of the Game (Packing and Export) Regulations 1967\* (hereinafter referred to as the principal regulations).

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

**2. Applications for game-packing house licences**—The principal regulations are hereby amended by revoking regulation 3, and substituting the following regulation:

“3. (1) Before commencing the erection, reconstruction, or alteration of any premises for use as a game-packing house, the person proposing to carry out the work or on whose behalf it is to be carried out shall submit in a form approved by the Minister the plans and specifications of the premises for his approval. Every such person shall also give notice to the local authority of the district in which the premises are or proposed to be situated, that the plans and specifications have been submitted to the Minister.

“(2) Where plans and specifications are submitted to the Minister in accordance with subclause (1) of this regulation, they shall be accompanied by—

“(a) An application for a game-packing licence on a form provided for the purpose by the Director-General; and

“(b) A copy of each of the advertisements required to be published under subclause (3) of this regulation; and

“(c) The prescribed application fee.

“(3) Before making application to the Minister for a game-packing licence in respect of any premises or proposed premises, the intending applicant shall, by advertisement published at least once in each week for 2 successive weeks in a newspaper circulating in the district in which the premises are situated or proposed to be situated, give notice of his intention to apply for a licence in respect of the premises. The last of the advertisements shall be published not earlier than 14 days and not later than 7 days before the date of the application.

“(4) On receipt of an application for a game-packing licence, the Minister shall consider it, and may then, after having regard to the recommendations (if any) made by the local authority of the district in which the premises are situated or proposed to be situated, in his discretion approve the plans and specifications for the game-packing house and by notice in writing undertake to issue a licence in respect of the premises if he is satisfied—

“(a) That the applicant is a suitable person to be the holder of a game-packing licence:

“(b) That the situation of the premises or proposed premises to which the application relates is not objectionable or otherwise contrary to the public interest:

“(c) After having made such inquiries as he thinks necessary and having considered such relevant evidence and representations as may have been submitted to him, that the issue of a licence would not have a significant detrimental effect on the economic operation of any game-packing house or the stability of the game-packing and game-processing industry as a whole.

“(5) Every such undertaking shall be subject to the satisfactory erection, reconstruction, or alteration, as the case may be, of the premises in accordance with the approved plans and specifications.

“(6) Notwithstanding anything to the contrary in this regulation, the Minister may in his discretion undertake to issue a game-packing licence in any case where he considers in the public interest that a licence should be issued so as to maintain reasonable competition and independence within the game-packing and game-processing industry.

“(7) Any undertaking given pursuant to this regulation shall lapse unless the premises are completed in accordance with the approved plans and specifications within 12 months after the date of the Minister's undertaking, or within such extended time as the Minister may allow.

“(8) On the issue of any game-packing licence, the Director, or any officer of the Department of Agriculture appointed in that behalf by the Director, shall assign to the game-packing house an official number and prefix “GPH” to distinguish it from every other game-packing house in respect of which a game-packing licence has been issued by the Minister.

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

“(10) If the Minister refuses to give an undertaking in terms of sub-clause (4) of this regulation, he shall, by notice in writing, inform the applicant of the refusal.”

**3. Suspension of issue of further game-packing licences in certain cases**—The principal regulations are hereby amended by inserting, after regulation 10, the following regulation:

“10A. (1) The Minister may suspend for any period the issue of further game-packing licences either generally or in any specified area or district if, after making such inquiries or considering such evidence or representations as he deems necessary, he is satisfied that—

- “(a) There is no economic justification for the issue of further game-packing licences having regard to the availability of game; or
- “(b) It is not in the public interest for additional development of the game industry or further exploitation of game to take place.

“(2) Subclause (1) of this regulation shall not apply to any undertaking given pursuant to subclause (4) of regulation 3 of these regulations.”

**4. Use of premises, etc., may be prohibited where found to be unhygienic**—The principal regulations are hereby further amended by revoking regulation 59, and substituting the following regulation:

“59. (1) If on inspection by an Inspector—

- “(a) Any game-packing house; or
- “(b) Any collection depot established under subclause (1) of regulation 42 of these regulations; or
- “(c) Any means of transport used or proposed to be used in transporting game; or
- “(d) Any equipment used or proposed to be used for storing or processing game—

is considered by the Inspector to be hygienically unsuitable for the purpose for which it is used or intended to be used, he may issue a notice (in this regulation referred to as a ‘prohibition of use notice’) in writing prohibiting the use of the house, depot, means of transport, or equipment, as the case may be, for that purpose.

“(2) Every prohibition of use notice shall specify the purpose or purposes for which the game-packing house, collection depot, means of transport, or equipment may not be used, and the defects which the licensee, or such other person as may be specified in the notice, is required to remedy before the notice will be revoked.

“(3) Every prohibition of use notice shall—

- “(a) In the case of a game-packing house, be given or be sent by registered post to the licensee of the game-packing house; or
- “(b) In the case of a collection depot, be given or be sent by registered post to the licensee of the game-packing house with which the collection depot is connected; or
- “(c) In the case of a means of transport, be given to the person for the time being in charge of the vehicle or other means of transport and also be given or be sent by registered post to the licensee of the game-packing house or game-packing houses to which the vehicle or other means of transport normally transports game; or
- “(d) In the case of equipment, be given or be sent by registered post to the licensee of the game-packing house in which the equipment is situated or with which it is associated.

“(4) Where an Inspector issues a prohibition of use notice, he shall, in addition to the action required of him by subclause (3) of this regulation, affix or cause to be affixed a copy of the notice to the game-packing house, collection depot, means of transport, or equipment in respect of which it was made.

“(5) No person other than an Inspector or a person authorised in writing by him or by the Director may remove or deface any prohibition of use notice affixed under subclause (4) of this regulation to any game-packing house, collection depot, means of transport, or equipment.

“(6) A prohibition of use notice shall remain in force until the defects specified in it are remedied to the satisfaction of an Inspector:

“Provided that in any case where the licensee of the premises or the owner of the property to which the notice relates claims to have remedied the defects, and any such Inspector refuses to revoke the notice, the licensee or owner may appeal to the Director to revoke the notice.

“(7) On the defects specified in a prohibition of use notice being remedied to the satisfaction of an Inspector, or, where the proviso to subclause (6) of this regulation applies, to the satisfaction of the Director, the Inspector or Director, as the case may be, shall forthwith revoke the notice.

“(8) No person shall use any game-packing house, collection depot, means of transport, or equipment in respect of which a prohibition of use notice is for the time being in force.”

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

---

EXPLANATORY NOTE

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

The regulations empower the Minister of Agriculture to decline an application for the issue of a game-packing licence on economic grounds. He is also empowered under the regulations to suspend for any period the issue of further game-packing licences either generally or in any specific area if there is no justification for the issue of further licences as a result of a shortage of game or if it is not in the public interest that game still existing in any such area should be commercially exploited. Provision is made in the regulations for greater control over the use of unsatisfactory game-packing houses, collection depots, transport, and equipment.

---

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 4 March 1971.

These regulations are administered in the Department of Agriculture.